HIGHLIGHTS OF THIS ISSUE

This listing does not affect the legal status of any document published in this issue. Detailed table of contents appears inside.

FOOD STAMP PROGRAM—
USDA notice on amendments to eligibility standards and purchase requirements............... 1159
USDA amendment relating to implementation of revised regulations; effective 1–26–72........ 1180

SMALL BUSINESS CONCERNS—SBA amendment to size standards.................................. 1160

FPC LICENSEES—FPC rule on annual charges..... 1163

SALT AND IODIZED SALT—FDA amendments on label statements................................... 1166

FOOD STANDARDS—FDA amendments for certain canned fruits; comments within 30 days....... 1167

RECONSTITUTION OF FARMS, ALLOTMENTS, AND BASES—USDA proposed amendments; comments within 20 days.................................................. 1174

AIRCRAFT OPERATORS—FAA proposal on applicability of regulations to unauthorized operators; comments by 3–27–72........................................ 1175

PESTICIDES—EPA proposed tolerance for certain chemical; comments within 30 days........ 1176

NEW ANIMAL DRUGS—
FDA notice of withdrawal of approval; effective 1–26–72 .............................................. 1181
FDA approval of anthelmintic and anti-bacterial drug (2 documents); effective 1–26–72......... 1170

OTC DRUGS—FDA notice on submitting data for methapyrilene sleeping preparations........ 1181

(Continued Inside)
Current White House Releases

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HIGHLIGHTS—Continued

TELECOMMUNICATIONS—
FCC notice on automatic dialing, recording, and answering devices............................. 1183
FCC extension of comment time on proposal concerning fair broadcasting of public issues.... 1183
FCC extension of comment time to 2-15-72 on FM station assignment.............................. 1177
FCC proposal on TV Table of Assignments; comments by 3-3-72.................................. 1177
FCC amendment to TV Table of Assignments; effective 3-3-72....................................... 1161

GAS PIPELINES—
DoT proposal on qualification standards for pipe; comments by 3-15-72.......................... 1175
DoT rule on annual leak reporting requirements for small systems.................................. 1172

ANTIDUMPING—
Customs Bur. notice on Australian Bartlett pears ................................................. 1179
Treasury Dept. notice of tentative determination on Canadian floor tile; comments within 30 days ................................................................. 1179

Contents

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE
Rules and Regulations
Upland cotton; 1972 crop; base acreage allotments; correction_.......................... 1159
Proposed Rule Making
Reconstitution of farms, allotments, and bases............................................................... 1174

AGRICULTURE DEPARTMENT
See also Agricultural Stabilization and Conservation Service; Consumer and Marketing Service; Food and Nutrition Service.
Notices
Economic Research Service and Foreign Economic Development Service; proposed transfer of assignments of functions and delegations of authority........... 1181

ATOMIC ENERGY COMMISSION
Notices
Chem-Nuclear Services, Inc.; receipt of application for land burial of radioactive waste... 1182
Rochester Gas and Electric Corp.; proposed issuance of amendment to provisional operating license ................................................................. 1182

CIVIL SERVICE COMMISSION
Notices
Manpower shortages; listing: Museum Specialist (Art); Music Specialist (Jazz); Smithsonian Institution ................................................................. 1183

CONSUMER AND MARKETING SERVICE
Rules and Regulations
Domestic dates produced or packed in Riverside County, Calif.; export of free dates for withholding credit......................................................... 1159

CUSTOMS BUREAU
Notices
Canned Bartlett pears from Australia; antidumping proceeding.................................. 1179

EMPLOYEES' BENEFITS BUREAU
Rules and Regulations
Criteria for determining whether State workmen's compensation laws provide adequate coverage for pneumoconiosis; transfer of part .............................................. 1166

ENVIRONMENTAL PROTECTION AGENCY
Proposed Rule Making
Carbofuran; tolerance for pesticide chemical in or on raw agricultural commodity...... 1176

FEDERAL AVIATION ADMINISTRATION
Rules and Regulations
Airworthiness directives: SIAI-Marchetti airplanes....................................................... 1160
Federal airway segment; alteration .................................................................................. 1161
Proposed Rule Making
Applicability of operating rules.......................... 1175

FEDERAL COMMUNICATIONS COMMISSION
Rules and Regulations
Television broadcast stations; table of assignments; Parsons, Kansas.......................... 1161
Proposed Rule Making
Table of assignments: FM broadcast stations, Chico, Calif ........................................ 1177
Television broadcast stations, Fredericksburg, Va........................................................... 1177

FEDERAL RESERVE SYSTEM
Notices
Orders approving acquisition of banks:
Mercantile Bancorporation Inc. ................................................................. 1188
Society Corp ................................................................................................. 1189
Wyoming Bancorporation; acquisition of banks......................................................... 1189

(Continued on next page)
List of CFR Parts Affected

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears following the Notices section of each issue beginning with the second issue of the month.

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1972, and specifies how they are affected.

<table>
<thead>
<tr>
<th>CFR</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>7 CFR</td>
<td>721</td>
</tr>
<tr>
<td></td>
<td>722</td>
</tr>
<tr>
<td></td>
<td>987</td>
</tr>
<tr>
<td>PROPOSED RULES</td>
<td>719</td>
</tr>
<tr>
<td>13 CFR</td>
<td>121</td>
</tr>
<tr>
<td>14 CFR</td>
<td>39</td>
</tr>
<tr>
<td></td>
<td>71</td>
</tr>
<tr>
<td>PROPOSED RULES</td>
<td>131</td>
</tr>
<tr>
<td>17 CFR</td>
<td>270</td>
</tr>
<tr>
<td>18 CFR</td>
<td>2</td>
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<td>11</td>
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<td>201</td>
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<tr>
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<td>260</td>
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<td>20 CFR</td>
<td>101</td>
</tr>
<tr>
<td>21 CFR</td>
<td>3</td>
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<td></td>
<td>27</td>
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<tr>
<td></td>
<td>135b</td>
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<td></td>
<td>144</td>
</tr>
<tr>
<td>PROPOSED RULES</td>
<td>130</td>
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<td>29 CFR</td>
<td>672</td>
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<td></td>
<td>694</td>
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<td></td>
<td>1520</td>
</tr>
<tr>
<td>40 CFR</td>
<td>PROPOSED RULES</td>
</tr>
<tr>
<td>41 CFR</td>
<td>101-35</td>
</tr>
<tr>
<td>47 CFR</td>
<td>73</td>
</tr>
<tr>
<td>PROPOSED RULES</td>
<td>73 (2 documents)</td>
</tr>
<tr>
<td>49 CFR</td>
<td>191</td>
</tr>
<tr>
<td>PROPOSED RULES</td>
<td>195</td>
</tr>
</tbody>
</table>
Rules and Regulations

Title 7—AGRICULTURE

Chapter II—Food and Nutrition Service, Department of Agriculture

PART 271—PARTICIPATION OF STATE AGENCIES AND ELIGIBLE HOUSEHOLDS

Food Stamp Program

Section 271.1(g) of Title 7 of the Code of Federal Regulations is amended to allow a reasonable period of time for implementing the revised purchase requirements and household eligibility standards. In view of the need for placing the following amendment into effect at the earliest possible date, it is hereby determined that it is impracticable and contrary to the public interest to give notice of proposed rule making with respect to this amendment.

Subdivisions (iv), (v), and (vi) of § 271.1(g) (1) are revised to read as follows:

§ 271.1 General terms and conditions for State agencies.

(e) Implementation. (1) Each State agency shall:

(iv) Put into effect the coupon allotments, purchase requirements, and household eligibility standards prescribed by this subchapter for all new applications and household recertifications not later than April 1, 1972.

(v) Complete the certification of its entire caseload within 120 days of implementation of the provisions in subdivision (iv) of this subparagraph; and

(vi) Complete the certification of its entire caseload within 120 days of implementation of the provisions in subdivision (iv) of this subparagraph.

Section 271.6(h) of Title 7 of the Code of Federal Regulations is revised to except officials and employees of the U.S. Postal Service from the requirement that every official or employee who receives and issues food coupons or accepts cash and other receipts from eligible households shall be covered by a surety bond. Since the amendment does not affect the participation of households in the Food Stamp Program, it is determined that compliance with the proposed rule making procedures is not necessary with respect to this amendment.

Section 271.6(h) is revised to read as follows:

§ 271.6 Methods of distributing, issuing and accounting for coupons and receipts.

(i) Every official or employee, except officials and employees of the U.S. Postal Service, who is responsible for receiving and issuing coupons or accepting cash or other receipts from eligible households shall be covered by an appropriate form of surety bond in favor of the State agency or the State issuing agency.

(72 Stat. 703, as amended, 7 U.S.C. 2011-2023)

Effective date. This amendment shall be effective on the date of its publication in the Federal Register (1-26-72).


RICHARD E. LYNG,
Assistant Secretary.

[FR Doc.72-1149 Filed 1-25-72; 8:49 am]

Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOCATIONS

PART 722—COTTON

Subpart—1972 Crop of Upland Cotton; Base Acreage Allotments

COUNTY RESERVES

Correction

In F.R. Doc. 72-698 appearing at page 769 in the issue of Wednesday, January 19, 1972, the following changes should be made in the table under § 722.408(a):

1. In the parish listing for Louisiana the entries for "Catahoula" and "St. Martin" should read "Catahoula" and "St. Martin."

2. The county listing reading "Carteret" under North Carolina should read "Carteret."

3. The county listing reading "Decatur" under Tennessee should read "Decatur."

4. The county reserve acreage allotment for Franklin County, Tex., reading "2.3" should read "2.0."

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

PART 987—DOMESTIC DATES PRODUCED OR PACKED IN RIVERSIDE COUNTY, CALIF.

Export of Free Dates for Withholding Credit

Notice was published in the December 31, 1971, issue of the Federal Register (36 F.R. 25431) regarding a proposal to amend § 987.155(a) (3) of Subpart—Administrative Rules and Regulations (7 CFR 987.100-987.174). The subpart is operative pursuant to the marketing agreement, as amended, and Order No. 987, as amended (36 F.R. 15055), regulating the handling of domestic dates produced or packed in Riverside County, Calif. The amended marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

Section 987.155(a) (3) currently provides, among other things, for free dates certified for handling as dates packed for handling and exported to an approved country, to be reclassified by the committee as restricted dates, and the exportation credited to the exporting handler’s withholding obligation. However, this provision does not extend to free dates certified for further processing. Exports of such dates have increased substantially in recent years. The amendment would allow handlers exporting such dates the same opportunity for reclassification as handlers exporting free dates certified for handling as dates packed for handling and thereby contribute to more uniform administration of the marketing agreement and order program.

The documentation requirements prescribed pursuant to § 987.155(a) (3) provide for the exporting handler to submit to the committee an on-board bill of lading or other satisfactory documentary evidence of export before the exportation can be credited to the handler’s withholding obligation. However, circumstances beyond the control of the handler and the committee may delay receipt by the committee of the necessary documentation. These delays make it impossible to determine promptly the extent to which handlers have met their withholding obligations, the need, if any, for handlers to defer their obligations, and the quantity of credits from excess disposition in restricted outlets which are available for transfer to other handlers. The amendment would enable the committee to make the necessary determinations sooner, thereby facilitating administration of the withholding and transfer of credit provisions.

The notice afforded interested persons an opportunity to submit written data, views or arguments with respect to the proposal; and one such submission was received from the California Date Administrative Committee. In connection with that portion of the proposal which reads “and his restricted and assessment obligations adjusted accordingly”, the committee recommended that the reference to assessment obligation be deleted and that the word “restricted” be changed to “withholding.” It contended that the matter at issue is merely the
reclassification of one category of marketable dates to another category, and that both categories are subject to identical assessments. Hence, the exporting handler’s assessment obligation will not change and no adjustment is due the handler insofar as assessments are concerned. With respect to changing the word “withholding” to “restricted” it is contended that § 987.45 of the marketing order creates a “withholding obligation,” and that the word “restricted” is only a designation of the dates withheld. Hence, the obligation to withhold is a withholding obligation rather than a restricted obligation, and it should be so described in the amendment. Both recommendations of the committee are adopted.

After consideration of all relevant matter presented, including that in the notice, the written comment of the committee received pursuant to the notice, and other available information, it is hereby found that amendment of § 987.155(a) (3), as hereinafter set forth, will tend to effectuate the declared policy of the Act.

Therefore, § 987.155(a) of Subpart—Administrative Rules and Regulations (7 CFR 987.100-987.174) is amended by revising subparagraph (3) thereof to read as follows:

§ 987.155 Disposition of restricted and other marketable dates by export or diversion.

(a) By export. * * *

(3) Any handler may export to an approved country free dates certified for handling pursuant to either paragraph (a) or (b) of § 987.41, and the quantity of dates so exported shall be credited as disposition of restricted dates and his withholding obligation adjusted accordingly. The credit shall be given to the handler upon the committee receiving notification from the inspection service that such dates are being exported to an approved country free. Such credit shall be contingent upon the committee receiving in due course an on-board export bill of lading or other documentary evidence of export satisfactory to the committee. The provisions of this subparagraph or of subparagraph (1) of this paragraph shall not be construed as prohibiting the dates packed in the prescribed cartons or containers from being placed in larger shipping containers.

* * * * *

It is further found that good cause exists for not postponing the effective time of this action until 30 days after publication in the Federal Register (37 U.S.C. 553) in that: (1) This action relieves restrictions on handlers by authorizing an additional category of free date exports to be reclassified as restricted dates and permitting prompter crediting of all free date exports to the exporting handler’s withholding obligation; (2) no advance preparation is required by handlers to comply with this action; and (3) handlers are aware of this action and no useful purpose would be served by postponing the effective time of this action beyond the date of publication in the Federal Register.

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

Dated January 20, 1972, to become effective upon publication in the Federal Register (1 FR Doc. 72-1134, Acting Director, Fruit and Vegetable Division, Consumer and Marketing Service.)

Title 14—Aeronautics and Space

Chapter I—Federal Aviation Administration, Department of Transportation

PART 39—Airworthiness Directives

SIAI-Marchetti Models S.205 and S.208 Airplanes

A proposal to amend Part 39 of the Aviation Regulations to include an airworthiness directive requiring modification of the fuselage frame S2B5, P/N 205-1-043-01, and pending modification, on SIAI-Marchetti Models S.205 and S.208 airplaines was published in the Federal Register (37 FR 10889, May 11, 1972).

Interested persons have been afforded an opportunity to participate in the making of the amendment. No objections were received.

In consideration of the foregoing, and pursuant to the authorities delegated to me by the Administrator (14 CFR 11.89), § 30.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

SIAI-Marchetti. Applies to Model S.205, Serial Nos. 001 through 104, 105 through 108, 110 through 999, 1-01 through 4-103, 4-104 through 4-105, 4-106 through 4-107 through 4-202, 4-203 through 4-205 through 4-206, 4-207 through 4-208, 4-209 through 4-210, 4-211 through 4-212, 4-213 through 4-214, 4-215 through 4-216, 5-001 through 5-002, 5-003, 5-004 through 5-005, and 5-006; and to Model S.208, Serial Nos. 001 through 103, 104 through 153, 1-14, 1-15, 2-10 through 2-19, 3-10 through 3-19, 4-10 through 4-19, 5-10, and 6-10 airplanes.

Compliance required as indicated.

To prevent structural failure of the wing front spar attachments to the fuselage frame, accomplish the following:

(a) For airplanes with 500 or more hours’ time in service on the effective date of this AD, within the next 100 hours’ time in service after the effective date of this AD comply with paragraph (c).

(b) For airplanes with less than 500 hours’ time in service on the effective date of this AD: (1) Within the next 100 hours’ time in service after the effective date of this AD, and thereafter at intervals not to exceed 1000 hours’ time in service from the last inspection, until modified in accordance with paragraph (c), visually inspect, using a magnifying glass at least 5 powers, the wing front spar attachments to the fuselage frame S2B5, P/N 205-1-043-01, for cracks in accordance with SIAI-Marchetti Service Bulletin No. 206543, dated May 11, 1971, or an FAA approved equivalent. If cracks are found during an inspection required by this paragraph, before further flight comply with paragraph (e).

FEDERAL REGISTER, VOL. 37, NO. 17—WEDNESDAY, JANUARY 26, 1972
PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Federal Airway Segment

On November 19, 1971, a notice of proposed rule making was published in the Federal Register (36 F.R. 22011) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would realign VOR Federal airway No. 92 segment between Mansfield, Ohio, and Bellaire, Ohio.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended.

1. In response to a petition of the Parsons District Schools (Parsons Educators), filed on January 13, 1971, the Commission adopted, on October 14, 1971, a notice of proposed rule making, released October 19, 1971 (FCC 71-1072) in the above-entitled matter, which proposed to assign Channel \( *9 \) to Parsons, Kansas, as a noncommercial educational television channel. Interested parties were afforded an opportunity to comment on or before November 30, 1971, and to reply to such comments on or before December 10, 1971. The only filing received was a supporting comment of petitioner. No oppositions were presented.

2. Parsons, population 13,015, is the county seat of Labette County, Kans. (25,775 residents). The community has no commercial or educational television assignment at this time. However, according to petitioner, it is served by a community antenna system (American Television and Communications Corp.) which has in excess of 2,450 subscribers.

3. Petitioner wishes the assignment of Channel \( *9 \) to Parsons not only to serve that community but in addition to give the educationally disadvantaged residents of southeast Kansas counties with a total population of 190,290.

4. Parsons Educators note that schools and homes in the project area will be able to receive programing directly from Channel \( *9 \) that there are 27 CATV systems within 60 miles of Parsons that would be able to carry the proposed Channel \( *9 \) educational programs. These systems have a potential of 270,000 viewers. In other words, the television facility contemplated will give the educational interests in southeast Kansas a substantial capability for making an impact on the area described in the previous paragraph.

5. With respect to the approach of this proceeding: Initially, petitioner proposes 2 hours of daytime telecasting and 3 hours of evening telecasting 5 days a week with 11\( \frac{1}{2} \) hours programed on Saturday. The programming is to be directed not only to preschool, elementary school, and high school but also to junior college and adult education. Petitioner remarks that \( *9 *9 *9 \) It is planned to develop programs for young adults and adult vocational education, as well as to broadcast NET, CPB, and NAEB programs.

6. We have carefully considered the facts and proposal presented by Parsons Educators in this proceeding and have come to the judgment that it is in the public interest to assign Channel \( *9 \) to Parsons, Kans. as a noncommercial educational television channel. The nine-county area to be served by the proposed television station clearly requires, and can benefit from, an imaginative educational service. We think that it is important that petitioner wishes not only to supplement in-school education, but desires also to provide educational and informational programing (from a variety of sources, national and local) to the young adults and adults residing in southeast Kansas. The vehicle petitioner contemplates can be an effective tool to raise the level of education in southeast Kansas and thereby ultimately provide the potential for developing the economy of the area.

7. Authority for the action taken herein is contained in sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended.

8. Accordingly, it is ordered, That effective March 3, 1972, that the Television Table of Assignments in § 73.606 of the Commission's rules is amended, insofar as the city listed below is concerned, to read as follows:

<table>
<thead>
<tr>
<th>City</th>
<th>Channel No.</th>
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<tbody>
<tr>
<td>Parsons, Kans.</td>
<td>( *9 )</td>
</tr>
</tbody>
</table>

9. It is further ordered, That this proceeding (Docket No. 19332, RM-1736) is terminated.

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 73—RADIO BROADCAST SERVICES

Television Broadcast Stations in Parsons, Kans.

Report and order. In the matter of amendment of § 73.606, Table of Assign-

ments, Television Broadcast Stations (Parsons, Kans.), Docket No. 19332, RM-1736.

1Population figures cited in this instrument are from the 1970 U.S. Census unless otherwise specified.

2The nine Kansas counties petitioner proposes to provide with educational television services are Montgomery, Labette, Cherokee, Wilson, Neosho, Crawford, Bourbon, Allen, and Woodson.

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No. 17—2

FEDERAL REGISTER, VOL. 37, NO. 17—WEDNESDAY, JANUARY 26, 1972

Rules and Regulations

FR Doc. 72-1092 Filed 1-25-72; 8:45 am

[Airspace Docket No. 71-GL-14]

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

Alteration of Federal Airway Segment

On November 19, 1971, a notice of proposed rule making was published in the Federal Register (36 F.R. 22011) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would realign VOR Federal airway No. 92 segment between Mansfield, Ohio, and Bellaire, Ohio.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective, 0901 G.m.t., March 20, 1972, as hereinafter set forth.


(Sec. 207(a), Federal Aviation Act of 1968, 49 U.S.C. 1407(a); 1 Department of Transportation Act, 49 U.S.C. 1605(c))


T. McCormack,

Acting Chief, Airspace and Traffic Rules Division.

[FR Doc.72-1086 Filed 1-25-72; 8:45 am]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

Docket No. 19332; FCC 72-64

PART 73—RADIO BROADCAST SERVICES

Television Broadcast Stations in Parsons, Kans.

Report and order. In the matter of amendment of § 73.606, Table of Assign-

ments, Television Broadcast Stations (Parsons, Kans.), Docket No. 19332, RM-1736.

1. In response to a petition of the Parsons District Schools (Parsons Educators), filed on January 13, 1971, the Commission adopted, on October 14, 1971, a notice of proposed rule making, released October 19, 1971 (FCC 71-1072) in the above-entitled matter, which proposed to assign Channel \( *9 \) to Parsons, Kansas, as a noncommercial educational television channel. Interested parties were afforded an opportunity to comment on or before November 30, 1971, and to reply to such comments on or before December 10, 1971. The only filing received was a supporting comment of petitioner. No oppositions were presented.

2. Parsons, population 13,015, is the county seat of Labette County, Kans. (25,775 residents). The community has no commercial or educational television assignment at this time. However, according to petitioner, it is served by a community antenna system (American Television and Communications Corp.) which has in excess of 2,450 subscribers.

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7. Authority for the action taken herein is contained in sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended.

8. Accordingly, it is ordered, That effective March 3, 1972, that the Television Table of Assignments in § 73.606 of the Commission's rules is amended, insofar as the city listed below is concerned, to read as follows:

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<tbody>
<tr>
<td>Parsons, Kans.</td>
<td>( *9 )</td>
</tr>
</tbody>
</table>

9. It is further ordered, That this proceeding (Docket No. 19332, RM-1736) is terminated.


Released: January 21, 1972.

Federal Communications Commission

[SEAL]

Ben F. Waple,

Secretary.

[FR Doc.72-1143 Filed 1-25-72; 8:45 am]

1Commissioners Bartley and H. Rex Lee absent.
Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission
[Release No. IC-6936]

PART 270—RULES AND REGULATIONS, INVESTMENT COMPANY ACT OF 1940

Size of Type Used in Registration Statements and Reports

On October 29, 1971, the Securities and Exchange Commission published notice (Investment Company Act Release No. 6765, and in the Federal Register issue of November 17, 1971 (36 F.R. 21897)) that it had under consideration the amendment of Rule 8b-12 (17 CFR 270.8b-12) under the Investment Company Act of 1940 (Act) and invited all interested persons to comment on the proposal. The Commission has considered the comments received and has determined to adopt the amendment in the form set forth below. Adoption of the amendment is made pursuant to the authority granted the Commission in section 38(a) of the Act (15 U.S.C. 80a-37(a)).

Section 38(a) of the Act authorizes the Commission to make, issue and amend such rules as are necessary or appropriate to the exercise of the powers conferred upon the Commission, including rules prescribing the form or forms in which information required in registration statements and reports to the Commission shall be set forth.

Paragraph (c) of Rule 8b-12 has required that the body of all printed registration statements and reports be in roman type at least as large as 10-point modern type. The rule contained an exception for financial statements and other statistical or tabular data included therein. The second sentence of paragraph (c) of Rule 8b-12 makes this requirement applicable as well to registration statements and reports filed under the Investment Company Act. The amendment as adopted differs from that originally proposed by adding the words “including therein” after the words “tabular data” in the first sentence of paragraph “(c)” of Rule 8b-12.

Commission action: Section 270.8b-12 of Chapter II of Title 17 of the Code of Federal Regulations is amended as indicated below:

(a) The first sentence of paragraph (c) is amended by adding after the word “reports” the following language, “and all notes to financial statements and other tabular data included therein.”

(b) The second sentence of paragraph (c) is amended by adding after the words “tabular data,” the following language, “including tabular data in notes,” and by adding after the phrase “as large” the following language, “as possible.”

As amended, § 270.8b-12 reads as follows:

§ 270.8b-12 Requirements as to paper, printing and language.

(a) Registration statements and reports shall be filed on good quality, unglazed, white paper, approximately 8½ by 11 inches or approximately 8½ by 13 inches in size, insofar as practicable. However, tables, charts, maps and financial statements included therein shall be in larger paper if folded to that size.

(b) The registration statement or report and, insofar as practicable, all papers and documents filed as a part thereof, shall be printed, lithographed, mimeographed, or typewritten. However, the registration statement or report or any portion thereof may be prepared by any similar process which, in the opinion of the Commission, produces copies suitable for a permanent record. Irrespective of the process used, all copies of any such material shall be clear, easily readable and suitable for repeated photocopying. Debts in credit categories and credits in debit categories shall be designated so as to be clearly distinguishable as such on photocopies.

(c) The body of all printed registration statements and reports and all notes to financial statements and other tabular data included therein shall be in roman type at least as large as 10-point modern type. However, to the extent necessary for convenient presentation, financial statements and other statistical or tabular data, including tabular data in notes, may be set in type at least as large and as legible as 8-point modern type. All types shall be set in roman type. Registration statements and reports shall be in the English language. If any exhibit or other paper or document filed with a registration statement or report is in a foreign language, it shall be accompanied by a translation into the English language.

The foregoing action shall be effective with respect to any materials filed with the Commission or sent to security holders on or after February 21, 1972.

By the Commission.

[R.S. Doc.72-1118 Filed 1-25-72; 8:47 am]

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter I—Federal Power Commission

SUBCHAPTER A—GENERAL RULES

PART 2—GENERAL POLICY AND INTERPRETATIONS

Implementation of the National Environmental Policy Act


Order granting intervention, granting rehearing for the purpose of further consideration and amending Order No. 415-B for clarification.


Accordingly, on July 7, 1971 (30 F.R. 13040, July 13, 1971), the Commission issued a notice of proposed rule making to amend §§ 2.80-2.82 of its “Statement of General Policy to Implement Procedures for Compliance with the National Environmental Policy Act of 1969”, and § 4.41 of the Commission’s regulations under the Federal Power Act. All interested persons were invited to submit comments for consideration in connection with the proposed amendments on or before August 9, 1971.

On November 19, 1971, the Commission issued Order No. 415-B which was an order amending §§ 2.80, 2.81, 2.82, of the general rules and § 4.41 of the regulations under the Federal Power Act.

Separate petitions were filed in this docket by Phillips Petroleum Co. (Phillips) and the National Wildlife Federation (NWF) requesting a more limited review, and different relief. However, both motions will be considered in this single order because of the common environmental policy involved.

On December 17, 1971, Phillips Petroleum Co. filed an application for reconsideration and clarification of Order 415-B. In this filing, Phillips referred to its comments of July 61, 1971, on the notice of proposed rule making (30 F.R. 13040, July 13, 1971). The effect of § 2.82 (a) as promulgated was to require that
Section 2.32 Compliance with the National Environmental Policy Act of 1969

§2.32 Compliance with the National Environmental Policy Act of 1969

(a) A notice of certificate applications filed under section 7(c) of the Natural Gas Act (15 U.S.C. 717f(c)) for the construction of pipeline facilities, except abbreviated applications filed pursuant to §157.7(b), (c), (d), and (e) of the Commission regulations in this chapter, will be transmitted by the Commission to the Council on Environmental Quality and the Environmental Protection Agency. Notices of all certificate applications, including producer applications for the sale of gas, filed under §157.23-29 of Commission regulations require an environmental impact statement.

On December 20, 1971, the National Wildlife Federation (NWF) filed a petition for reconsideration of the Commission's regulations in this chapter, will continue to be published as prescribed by law, and transmitted to other appropriate Federal and State governmental bodies.

This order did not intend that producer applications for the sale of gas, applications for the amendment or, in the alternative, application for rehearing with respect to the regulations promulgated in Order 415-B in this docket.

The Commission finds:

(1) The amendments described herein are of a clarifying nature and represents matters of procedure which do not require notice of hearing under 5 U.S.C. 553.

(2) In view of the purpose, intent, and effect of the amendments herein ordered, good cause exists for making revisions in the Commission's general rules effective upon issuance of this order. This purpose is further considered in the notice of rehearing filed herein by NWF.

(3) The amendments adopted herein are necessary and appropriate for carrying out the provisions of the Natural Gas Act and the National Environmental Policy Act.

(4) It may be in the public interest to allow intervention for the purpose of applying for a rehearing by the National Wildlife Federation;

(5) It is appropriate and in the public interest in administering the provisions of the Federal Power Act, the Natural Gas Act, and the National Environmental Policy Act of 1969 that rehearing be granted for the purpose of further consideration of the petition for rehearing filed herein by NWF.

The amendments adopted herein shall be effective upon issuance of this order.

C. Intervention for the purpose of applying for rehearing by the National Wildlife Federation in Docket R-398 is granted.

D. The application for rehearing by the National Wildlife Federation is granted for the purposes of further consideration of the petition for rehearing filed herein by NWF.

E. The Secretary shall cause prompt publication of this order to be made in the Federal Register.

By the Commission.

[SEAL]

MARY B. KIDD,
Acting Secretary.

[FR Doc.73-1106 Filed 1-25-72;8:47 am]

SUBCHAPTER B—REGULATIONS UNDER THE FEDERAL POWER ACT

[Docket No. R-431; Order 447]

PART 11—ANNUAL CHARGES

Substitution of Staff Estimates for Late or Unsubmitted Licensee's Statement Showing Gross Amount of Power Generated

JANUARY 20, 1972.

On November 24, 1971, the Commission issued a notice of proposed rule making in this proceeding (36 F.R. 22854, December 1, 1971) relating to the staff estimate of gross amount of power generated to be used in the computation of annual charge bills to be issued by the Commission.

Comments were invited from interested persons to be submitted by December 27, 1971. In response to this notice, the Commission has received comments from one respondent. Respondents felt the proposed rule would tend to penalize the innocent and suggested three alternative solutions to the administrative problem which was set forth in the notice of rule making. Those alternative suggestions include: (1) In the event that the staff estimate is too low, reallocation of cost of administration to all licensees using the energy output as finally filed, refunding or charging appropriately all licensees the difference between the costs first allocated and as reallocated, and change the late filing licensees with the entire cost of reallocation; (2) credit any overpayment in the charge paid for the ensuing year to those who have made the late filings in addition to the annual amount of annual charges for the second year; and (3) promulgate penalties for the late filings in amount which staff estimate may exceed the annual administrative cost of the recalculation and billing caused by such late filings.

We do not concur in and have not adopted any of the alternative solutions recommended by the respondent. The first suggested alternative would result in such a prohibitive amount of time being consumed in the recalculation, preparation, and rebilling of licensees that it would unduly delay the receipt of moneys due the Federal Power Commission to defray the costs of administering part I of the Federal Power Act that this alternative is now existent and highly undesirable. Alternative solution No. 3 would require, albeit in the year following the issuance of the annual charge bills, reallocation of the administrative cost. This recalculation and billing added on to the bill for the ensuing year, would be in excess of the dollars recovered thereby in the current situation. Alternative solution No. 1 would require the Commission to recover the entire cost of reallocation from those licensees which are tardy in filing the reports required by §11.20 of the Commission's regulations under the Federal Power Act rather than the small amount by which the staff estimate may exceed the annual energy output. Not only does section 106 of the Federal Power Act state that the licensee shall pay reasonable annual charges in an amount to be fixed by the Commission, but further instructs this Commission that in fixing such the Commission shall seek to avoid increasing the price to the consumer of power by such charges. We cannot justify the adoption of the respondent's third suggestion in view of this language.

The Commission finds:

(1) The notice and opportunity to participate in this rule making proceeding with respect to the matters presented before this Commission through the submission in writing of data, views, and comments in the manner described above are consistent and in accordance with the procedural requirements of section 553 of title 5 of the United States Code.

(2) Since the amendment to the regulations under the Federal Power Act set forth in the notice of rule making described above in this order can best be accomplished if the staff is able to utilize the amendment to bill licensees for the annual charges covering the calendar year 1971, good cause exists for making this order effective upon issuance.

(3) The amendment to the regulations under the Federal Power Act herein described is necessary and appropriate for the administration of the Federal Power Act.

FEDERAL REGISTER, VOL. 37, NO. 17—WEDNESDAY, JANUARY 26, 1972
The Commission, acting pursuant to the provisions of the Federal Power Act, as amended, particularly section 309 thereof (49 Stat. 858; 16 U.S.C. 825h) orders:

(A) Paragraph (a) (4) of § 11.20, in Part 11, Subchapter B, Regulations Under the Federal Power Act, Chapter 7, Title 18 of the Code of Federal Regulations is amended to read as follows:

§ 11.20 Cost of administration.

* * * * *

(4) To enable the Commission to determine such charges annually, each licensee shall file with the Commission, on or before February 1 of each year, a statement under oath showing the gross amount of power generated (or produced by nonelectrical equipment) and the amount of power used for pumped storage pumping by the project during the preceding calendar year, expressed in kilowatt hours.

The amendment ordered herein shall be effective immediately upon the issuance of this order.

The Secretary shall cause prompt publication of this order to be made in the Federal Register.

By the Commission.

[SEAL]

KENNETH F. PULIUS, Secretary.

[FR Doc.72–1108 Filed 1–25–72; 8:46 am]

Docket No. R–397; Order No. 446

SUBCHAPTER F—ACCOUNTS, NATURAL GAS ACT

PART 201—UNIFORM SYSTEM OF ACCOUNTS FOR NATURAL GAS COMPANIES (CLASS A AND CLASS B)

PART 260—STATEMENTS AND REPORTS (SCHEDULES)

January 18, 1972.

Amendments to the Uniform System of Accounts for Class A and B Natural Gas Companies and FPC Form No. 2 to separate gathering and production plant facilities, and to separate costs relating to leases acquired October 7, 1969, and before and leases acquired October 8, 1969, and after.

On August 8, 1970, the Commission issued a notice of proposed rule making in this proceeding (35 F.R. 14139, September 5, 1970) proposing to amend certain accounts in the Uniform System of Accounts, for Class A and Class B, Natural Gas Companies, prescribed in Part 201, Chapter I, Title 18, CFR and certain schedule pages of FFC Form No. 2, Annual Report for Natural Gas Companies, prescribed by § 208.1, Chapter I, Title 18, CFR. The purpose of the amendments is to implement the accounting needs relative to the Commission's Opinion No. 568, Pipeline Production Area Rate Proceeding No. 201, Docket No. RP76–24 (42 FPC 738; 34 F.R. 17803, November 5, 1969) and Opinion No. 568–A, Issued December 5, 1969 (42 FPC 1089; 35 F.R. 1104, January 28, 1970). Views and comments were invited from interested persons to be submitted on or before October 12, 1970. An extension of time to and including December 14, 1970, was granted for filing comments. (36 F.R. 15164, September 29, 1970) Further extensions were granted to and including January 15, 1971 (36 F.R. 19188, December 18, 1970) and February 18, 1971 (36 F.R. 945, January 20, 1971). The Commission received 12 responses.1 Of those replying, seven respondents requested a conference on the rule making. Notice was given to interested parties and a conference with the staff was held on September 18, 1971.2

The respondents and conferees to the rule making generally were in agreement with the underlying principles involved in the proposed revisions.

The main thrust of the respondents and conferees comments, with wide variations, involved the concept of what should constitute a "production system" and a "gathering system" with emphasis on how these definitions would affect their particular company, service area, or area rate structure. Generally, the need for establishing a definition for a gathering system and establishing a gathering plant function was questioned since it was believed that the provision of the Commission's Opinion No. 568 did not require this. The respondents did not believe that Opinion No. 568 necessitated that accounts relating to the separation of the gathering system, as was proposed, needed to be further subdivided by "old" and "new" leases. The feasibility of subdividing the gathering system to isolate related costs and expenses was also questioned in that this system carries intermingled gas from old and new leases. And finally, the proposal of specifically establishing a fixed, uniform definition for a "gathering system" was strongly opposed on the basis that because of practices peculiar to various pricing areas, it is not feasible to implement this system. Recognizing this problem, and considering the advice of the conferees, we have amended the definition for a "production system" originally set forth. The amended definition is believed to be flexible enough for companies to operate under without requiring a major reclassification within the plant, operation and administration. Expense accounts by: (1) "Old" leases (on or before October 7, 1969), (2) "new" leases (on or after October 8, 1969), and (3) gathering.

It was suggested that the term "affiliate" as used in Opinion No. 568 be defined. Provisions have been made for this in the definitions section of the Uniform System of Accounts by stating that the terms "affiliate" and "accelerate" are synonymous, for accounting purposes.

The respondents commented on the FPC Form No. 2, Gas Purchases, schedule pages 539 and 540. The comments related to columns (c) "Type of gas" and (J) "Date of contract." The information requested in column (c), "Type of gas," was maintained, was not available, as it is generally indeterminable, as such. Therefore, we are withdrawing the reporting requirement and have deleted it from the schedule. The objections to column (J), "Date of contract," requested in column (c), "Type of gas," was maintained, was not available, as it is generally indeterminable, as such. Therefore, we are withdrawing the reporting requirement and have deleted it from the schedule. The objections to column (J), "Date of contract," were considered and new reporting and recording requirements have been included in the revisions to the Commission's Uniform System of Accounts and Annual Report Form No. 2, ordered herein.

The Commission finds:

(1) The notice and opportunity to participate in this rule making by submission, in writing and presentation at a conference held on September 15, 1971, of data, views, and comments in the manner described above are consistent and in accordance with the procedural requirements of section 553 of Title 5 of the United States Code.

(2) The amendments to Part 201 of the Commission's Uniform System of Accounts under the Natural Gas Act and to FFC Annual Report Form No. 2 herein prescribed are necessary and appropriate.


2 Certain other constructive suggestions received from the respondents and conferees, such as limiting the number of account digits and eliminating certain reporting and recording requirements, have been included in the revisions to the Commission's Uniform System of Accounts and Annual Report Form No. 2, ordered herein.
for the administration of the Natural Gas Act.

(2) Since the revision to FPC Annual Report Form No. 2 are being prescribed for the reporting year 1972, good cause exists for making the amendments to the Uniform System of Accounts adopted herein effective as of January 1, 1972.

(4) Since the changes prescribed herein which were not included in the notice of the proceeding are of a minor nature, further notice and opportunity for comment is unnecessary.

The Commission, acting pursuant to the authority granted by the Natural Gas Act, as amended, particularly sections 8, 10, and 16 (52 Stat. 825, 826, 830; 15 U.S.C. 717g, 717i, 717o), orders:

(A) The Commission's Uniform System of Accounts for Class A and Class B Natural Gas Companies prescribed by Part 201, Chapter I, Title 18 of the Code of Federal Regulations is revised and amended as follows:


Revised definition 5A and new definition 26 read:

Definitions

5A. "Associated (affiliated) companies" means companies or persons that directly or indirectly, through one or more intermediaries, control, or are controlled by, or under common control with the accounting company.

26. "Production, transmission, and distribution plant." For the purposes of this system of accounts:

A. "Production System" shall consist of plant and equipment used in the production of gas. It shall include producing lands and leaseholds, gas rights, other lands right, structures, drilling and clearing equipment, wellheads, well head equipment, separation and other facilities used in the production of natural gas. The production system ends where the gas enters a gathering system, transmission system or distribution system, as applicable, in accordance with the practices in the pricing area in which such system is located.

B. "Transmission System" means the land, structures, mains, valves, meters, boosters, regulators, tanks, compressors, and their driving units and appurtenances, and other equipment used primarily for transmitting gas from the production points of purchased gas, gathering system, storage area, or other wholesale source of gas, to one or more distribution areas. The transmission system begins at the connection to the last equipment in a manufactured gas plant, the connection to gathering lines to delivery point of purchased gas, and includes the mains at such a connection that is used to bring the gas to transmission pressure, and ends at the outlet side of the equipment which meters or regulates the entry of gas into the distribution area. It does not include storage land, structures or equipment. Pipeline companies, including those companies which measure deliveries of gas to their own distribution systems, shall include city gate and main line industrial measuring and regulating stations in the transmission function.

C. "Distribution System" means the mains which are provided primarily for distributing gas within a distribution area, together with land, structures, valves, regulators, services and measuring devices, including the mains for transportation of gas from production plants or points of receipt located within such distribution area to other points therein. The distribution system owned and operated by companies which own transmission facilities connected to such distribution system begins at the inlet side of the distribution system equipment which meters or regulates the entry of gas into the distribution system and ends with and includes property on the customer's premises. For companies which own both transmission and distribution facilities on a continuous line, the distribution system begins at the outlet side of the equipment which meters or regulates the entry of gas into the distribution system and ends with and includes property on the customer's premises. The distribution system does not include storage land, structures, or equipment.

D. "Distribution Area" means a metropolitan area or other urban area comprising one or more adjacent or nearby cities, villages or unincorporated areas including developed areas contiguous to main highways.

2. In the General Instructions section, a new general instruction 16 is added. As so amended, this portion of the General Instructions reads:

General Instructions


"12. Where a transmission system of natural gas is owned and operated, either directly or through intermediaries, the transmission facilities, and the gas transported thereby, is separately identified in the accounting system. As between gas from present production leases and gas from leases acquired on after October 8, 1969, the transmission system, whether separate from the gathering system or not, shall be separately identified in the accounting system.


"12. Where a transmission system of natural gas is owned and operated, either directly or through intermediaries, the transmission facilities, and the gas transported thereby, is separately identified in the accounting system. As between gas from present production leases and gas from leases acquired on after October 8, 1969, the transmission system, whether separate from the gathering system or not, shall be separately identified in the accounting system.

3. In the Gas Plant Instructions section, Instruction "14. Transmission and distribution plant," is revoked and instructions "15. Employee villages and living quarters" and "16. Fees for applications filed with the Commission" are added as 14 and 15, respectively.

As so amended, that portion of the Gas Plant Instructions reads:

Gas Plant Instructions

14. [Revoked]

15. Fees for applications filed with the Commission.

FEDERAL REGISTER, VOL. 37, NO. 17—WEDNESDAY, JANUARY 26, 1972
Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER A—GENERAL

PART 3—STATEMENTS OF GENERAL POLICY OR INTERPRETATION

Salt and Iodized Salt; Label Statements

In the Federal Register of February 31, 1971 (36 FR 2974), the Commissioner of Food and Drugs proposed the following schedule (of the Code of Federal Regulations, Chapter I, Title 2 of the Code of Federal Regulations, as amended by adding a new schedule title, “Natural Gas Production and Gathering Statistics,” immediately following schedule title “Natural Gas Reserves Available from Purchase Agreements.” The amended portion of § 260.1 reads:

§ 260.1 Form No. 2, Annual Report for Natural Gas Companies (Class A and Class B).

(a) • • • • • 
(b) Natural Gas Production and Gathering Statistics

(D) The amendments ordered herein are effective as of January 1, 1972.

(E) The Secretary of the Commission shall cause prompt publication of this order to be made in the Federal Register.

By the Commission.

[SEAL] KENNETH P. PLATIN, Chairman.

[FB Doc.72-1104 Filed 1-35-72:8:46 am]

Title 20—EMPLOYEES’ BENEFITS

Chapter I—Bureau of Employees’ Compensation, Department of Labor

SUBCHAPTER J—THE FEDERAL COAL MINE HEALTH AND SAFETY ACT OF 1969

PART 101—CRITERIA FOR DETERMINING WHETHER STATE WORKMEN’S COMPENSATION LAWS PROVIDE ADEQUATE COVER FOR PNEUMOCONIOSIS

Redesignation of Part

In the transfer and redesignation of regulations appearing in Chapter XIII of Title 29 published at 36 F.R. 26158, December 29, 1971, and at 36 F.R. 26292, December 30, 1971, no disposition of Part 1520 was made. Therefore, in order to fully vacate Chapter XIII of Title 29, Part 1520 is hereby redesignated Part 101 of Subchapter J of the Federal Coal Mine Health and Safety Act of 1969, in Chapter I of Title 20 of the Code of Federal

*Filed as part of the original document.
7. The term "consumer packages" should be defined to include only packages sold at retail. The Commissioner concurs in this amendment and has changed the order to replace the words "consumer packages" with "packages intended for retail sale.

8. Statements from the Salt Institute request that packages containing more than 2 1/2 pounds of salt be exempt from the declarations following the name of the food which call attention to the presence or absence of iodide and the need for it as a nutrient. The Institute states (1) that less than 5 percent of all salt purchased by consumers is in containers of more than 2 1/2 pounds, (2) that such salt is purchased largely during the pickling and canning season and is used chiefly for home pickling and canning, and (3) that, since iodide may cause undesirable clouding in pickled and canned foods, it is not added to salt used for such purposes. The Commissioner recognizes that noniodized salt in large containers has a restricted food use in the household and has provided the requested explanation of the statement of policy. Further, in the event that mandatory iodization of salt may be required at some future date, this exemption would provide for the availability of noniodized salt for those individuals who might need or want it for whatever reason.

The Commissioner notes that if iodization of salt is eventually made mandatory the labeling of the food containing the iodized salt is of great import. The Commissioner concurs in this comment and has changed the order to replace the words "consumer packages" with "packages intended for retail sale.

RULES AND REGULATIONS

§ 3.37 Salt and iodized salt; label statements.

(a) For the purposes of this section, the term "iodized salt" or "iodized table salt" is designated as the name of salt for human food use to which iodide has been added in the form of cuprous iodide or potassium iodide permitted by § 121.101(d)(5) of this chapter. In the labeling of such products, all words in the name shall be in capital letters in size not less in height than those required for the declaration of the net quantity of contents as specified in § 1.8b of this chapter.

(b) Salt or table salt for human food use to which iodide has been added shall bear the statement, "This salt does not supply iodide, a necessary nutrient."

(c) Salt, table salt, iodized salt, or iodized table salt to which anticaking agents have been added may be in addition to the ingredient statement designating the anticaking agent(s), a label statement describing the characteristics imparted by such agent(s) (for example, "free flowing"), providing such statement does not appear with greater prominence or in type size larger than the statements which immediately follow the name of the food as required by paragraphs (a) and (b) of this section.

(d) Individual serving-sized packages containing less than 1/4 ounce of packages containing more than 2 1/2 pounds of a food described in this section shall be exempt from declaration of the statements which paragraphs (a) and (b) of this section require immediate following the name of the food. Such exemption shall not apply to the outer container or wrapper of a multiunit retail package.

(e) All salt, table salt, iodized salt, or iodized table salt in packages intended for retail sale shipped in interstate commerce 18 months after the date of publication of this statement of policy in the Federal Register, shall be labeled as prescribed by this section; and if not so labeled, the Food and Drug Administration will regard them as misbranded within the meaning of section 403 (a) and (t) of the Federal Food, Drug, and Cosmetic Act.

§ 3.38 Canned Peaches, Canned Pears, and Canned Fruit Cocktail; Order Amending Standards of Identity

(a) In the matter of amending the standards of identity for canned peaches, canned pears, and canned fruit cocktail (21 CFR 27.2, 27.20, and 27.40):

(1) A notice of proposed rule making in the above identified matter was published in the Federal Register of April 20, 1971 (36 F.R. 7467), based: (a) On a petition submitted by Libby, McNeill and Libby, 200 South Michigan Avenue, Chicago, IL 60604, for the use of "slightly sweetened fruit juices from concentrates" as an optional packing medium; and (b) on a proposal by the Commissioner of Food and Drugs which invited comments regarding the optional use of packing media prepared from fruit juices from fruit other than the fruit being packed.

Four comments were received in response to the proposal. All comments favored the proposed changes suggested by the Libby petition and the proposal of the Commissioner. On the basis of information submitted in the petition, the comments received, and other relevant information, the Commissioner concludes that it will promote honesty and fair dealing in the interest of consumers to amend the standards of identity for canned peaches (§ 27.2), canned pears (§ 27.20), and canned fruit cocktail (§ 27.40) to provide for the optional use of packing media prepared from a single fruit juice that is fresh, frozen, canned, or concentrated or a blend of two or more fruit juices, one of which may be that of the same fruit being packed, or all of which may be from different fruits.

Therefore, pursuant to the provision of the Federal Food, Drug, and Cosmetic Act (secs. 401, 52 Stat. 1046, 1055 as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371) and under authority delegated to the Commissioner (21 CFR 3.21(a)) Part 27 is amended, as follows:

1. In § 27.2 by amending paragraphs (c), (d), and (e) to read as follows:

(c) (1) The optional packing media referred to in paragraph (a) of this section are:

(i) Water.
(ii) Fruit juice(s).
(iii) Slightly sweetened water.
(iv) Light sirup.
(v) Heavy sirup.
(vi) Extra heavy sirup.
(vii) Slightly sweetened fruit juice(s).
(viii) Light fruit juice(s) sirup.
(ix) Heavy fruit juice(s) sirup.
(x) Extra heavy fruit juice(s) sirup.

For the purposes of this section the term "fruit juice(s)" means single strength expressed juice(s), mature fruit(s). It may be fresh, frozen, or made from concentrate(s). However, if it is made from concentrate(s), the juice(s) shall be reconstituted with water to the soluble solids that were in the fruit juice before concentration. Fruit juice(s) may be used singly or in combination. If a fruit juice(s) is used that is regulated by a standard of identity of this chapter, it shall conform to the compositional requirements prescribed by such standard, prior to the addition of any sweetener which may be used. The term "water" means, in addition to water, any mixture of water and fruit juice(s), except that water used in preparing equivalent single strength juice(s) from concentrate(s) shall not be considered under the meaning of this term.

(2) Each of the packing media in sub-paragraph (1) (iii) to (x) of this paragraph, inclusive, is prepared with a liquid ingredient and a saccharine ingredient. Water is the liquid ingredient from which the packing
A combination of two or more fruit juices, the names of the juices in the order of predominance by weight shall either be used in lieu of the word "fruit" in the name of the packing medium or be declared on the label as specified in paragraph (e) (2) of this section.

(iii) A single fruit juice or a combination of two or more fruit juices any of which are made from concentrate(s) the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name of each such juice(s) when declared, as specified in paragraph (e) (2) of this section.

(2) When any of the optional ingredients permitted by one of the following specified subparagraphs of paragraph (a) of this section are used, the label shall bear words set forth below after the number of such subparagraph:

(a) (1) "Spiced" or "Spice Added" or "With Added Spice," or in lieu of the word "Spice," the common name of the spice.

(b) "Flavoring Added" or "With Added Flavoring," or in lieu of the word "Flavoring," the common name of the flavoring.

(c) "Seasoned with Vinegar" or "Seasoned with Vinegar." The blank being filled in with the kind of vinegar used.

(d) "Seasoned with Peach Pits.

(e) "Seasoned with Peach Kernels.

(f) "Ascorbic acid added -------------. The blank being filled in with "to preserve color" or "to protect color.

When two or more of the optional ingredients specified in paragraph (a) (1), (2), (3), and (4) or (5) of this section are used, such words may be combined, as for example, "Seasoned with Cider Vinegar, Cloves, Cinnamon Oil, and Peach Kernels.

(e) (1) Wherever the name "peaches" appears on the label so conspicuously as to be easily seen under the customary conditions of purchase, the words and statements specified in paragraph (d) (2) of this section, showing the optional ingredients used, shall immediately and conspicuously precede or follow such name, whether written, printed, or graphic matter, except that the specific varietal name of the peaches may so intervene.

(2) Whenever the names of the fruit juices used do not appear in the name of the packing medium as provided for in paragraph (d) (1) (ii) of this section such names, and as specified in paragraph (d) (1) (iii) of this section, the words "from concentrate," shall appear together in an ingredient statement on the principal display panel or any appropriate information panel or panels in conspicuous and easily legible letters or boldface print of type the size of which shall be not less than one-half of that required by Part I of this chapter for the statement of net quantity of contents appearing on the label but in no case less than one-sixteenth of an inch in height.

In § 27.20 Canned peaches; identity; label statement of optional ingredients.

(1) Water.

(ii) Fruit juice(s).

(iii) Slightly sweetened water.

(iv) Light syrup.

(v) Heavy syrup.

(vi) Extra heavy syrup.

(vii) Slightly sweetened fruit juice(s).

(viii) Light fruit juice(s) sirup.

(ix) Heavy fruit juice(s) sirup.

(x) Extra heavy fruit juice(s) sirup.

(xd) Clarified juice.

For the purposes of this section, the term "fruit juice(s)" means single strength expressed juice(s) of sound, mature fruit(s). It may be fresh, frozen, canned or made from concentrate(s). However, if it is made from concentrate(s), the juice(s) shall be reconstituted with water to the soluble solids in the fresh fruit juice and before concentration. Fruit juice(s) may be used singly or in combination. If a fruit juice(s) is used that is regulated by a standard of identity of this chapter, it shall conform to the compositional requirements prescribed by such standard, prior to the addition of any sweetener which may be used. The term "water" means, in addition to water, any mixture of water and fruit juice(s), or any mixture of water and clarified juice, except that water used in preparing equivalent single strength sirup or concentrate(s) shall not be considered under the meaning of this term. The term "clarified juice" means the liquid expressed wholly or in part from pear peelings, cores, or from pear flesh or parts thereof, which liquid is clarified and may be further refined or concentrated. Any substances used to aid in clarifying, refining, or concentrating the pear liquid are either substances that are not food additives within the meaning of section 201 (c) of the Federal Food, Drug, and Cosmetic Act or they are food additives and are used in conformity with regulations established pursuant to section 409 of the act. In the case of concentrated clarified juice, if the concentration is such that the packing medium conforms to the density range for one of the sirups referred to in this subparagraph, such concentrated liquid is considered to be light syrup, heavy syrup, or extra heavy syrup, as the case may be.
RULES AND REGULATIONS

are prepared. The saccharine ingredient from which the packing media in subparagraph (a) of this paragraph, inclusive, are prepared is one of the following: Sugar; invert sugar sirup; any combination of sugar or invert sugar sirup and dextrose in which the weight of the solids of the dextrose used is not more than one-half the weight of the solids of the dextrose used is not more than one-third the weight of the solids of the sugar or invert sugar sirup used; any combination of sugar or invert sugar sirup, dextrose, and corn sirup or glucose sirup in which the weight of the solids of the corn sirup or glucose sirup used is not more than one-third the weight of the solids of the dextrose used added to three times the weight of the solids of the dextrose used is not more than one-half the weight of the solids of the dextrose used added to three times the weight of the solids of the dextrose used.

(ii) A single fruit juice or a combination of two or more fruit juices any of the juices in which the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (a) (2) of this section.

(iii) A single fruit juice or a combination of two or more fruit juices any of the juices in which the words "from concentrate(s)" shall follow the word "juice(s)" in the name of the packing medium and in the name(s) of such juice(s) when declared as specified in paragraph (a) (2) of this section.

(iv) Light sirup.

(v) Heavy sirup.

(vi) Extra heavy sirup.

(vii) Slightly sweetened fruit juice(s).

(viii) Very sweetened fruit juice(s).

(x) Extra heavy fruit juice(s) sirup.

(x) Extra heavy fruit juice(s) sirup.

(2) Each of the packing media in subparagraph (a) (1), (iv), (v), and (vi) of this paragraph is prepared with water used as its liquid ingredient, and each of the packing media in subparagraph (a) (2), (v), (ix), and (x) of this paragraph is prepared with fruit juice(s) as defined in paragraph (d) (1) of this section as its liquid ingredient. Except as provided in paragraph (d) (3) of this section, each of the packing media in subparagraph (a) (1) to (x) of this paragraph, inclusive, is prepared with any one of the following saccharine ingredients: Sugar; invert sugar sirup; any combination of sugar or invert sugar sirup, dextrose, and corn sirup or glucose sirup in which the weight of the solids of the dextrose used is not more than one-half the weight of the solids of the sugar or invert sugar sirup used; any combination of sugar or invert sugar sirup, dextrose, and corn sirup or glucose sirup in which the weight of the solids of the corn sirup or glucose sirup used is not more than one-third the weight of the solids of the dextrose used added to three times the weight of the solids of the dextrose used added to three times the weight of the solids of the dextrose used.

(b) For the purposes of this section:

(1) The term "fruit juice(s)" means single strength expressed juice(s) of sound, mature fruit(s). It may be fresh, frozen, canned or made from concentrate(s). However, if it is made from concentrate(s), the juice(s) shall be reconstituted with water to the soluble solids in which each fruit juice had been prepared. Fruit juice(s) may be used singly or in combination. It may be strained or filtered. If a fruit juice(s) is used that is regulated by a standard of identity of this chapter, it shall conform...
RULES AND REGULATIONS

PART 135b—NEW ANIMAL DRUGS FOR IMPLANTATION OR INJECTION

Cephaloridine Injection

The Commissioner of Food and Drugs has evaluated a new animal drug application (46-417V) filed by Eli Lilly Products Co., Post Office Box 1750, Indianapolis, Ind. 46206, proposing the safe and effective use of cephaloridine injection in dogs and cats for the treatment of certain bacterial infections of the urinary bladder. The application is approved.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 513(d), 82 Stat. 347; 21 U.S.C. 360b(1)), and under authority delegated to the Commissioner (21 CFR 2.120), Part 135b is amended by adding the following new section:

§ 135b.45 Cephaloridine Injection.

(a) Specifications. Cephaloridine injection is sterile; each cubic centimeter contains 100 milligrams of cephaloridine activity.

(b) Sponsor. See code No. 01d in § 135.501(c) of this chapter.

(c) Conditions of use. (1) It is intended for use in dogs and cats for the treatment of bacterial infections of the urinary bladder ( cystitis) due to cephaloridine-sensitive organisms.

(2) It is administered by intramuscular or subcutaneous injection at a dosage level of 5 milligrams per pound of body weight. It is administered twice a day. Treatment should not exceed 7 days without reassessment of diagnosis.

(3) For use only by or on the order of a licensed veterinarian.

Effective date. This order shall be effective upon publication in the Federal Register (1-26-72).

Sec. 513(d), 82 Stat. 347; 21 U.S.C. 360b(1)


C. D. Van Houweling,
Director,
Bureau of Veterinary Medicine.

PYRANTEL TARTRATE POWDER

The Commissioner of Food and Drugs has evaluated a new animal drug application (46-417V) filed by Pfizer Inc., 255 East 42nd Street, New York, N.Y. 10017, proposing the safe and effective use of pyrantel tartrate as an anthelmintic in horses and ponies. The application is approved.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 513(d), 82 Stat. 347; 21 U.S.C. 360b(1)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 135c is amended by adding the following new section:

PART 135c—NEW ANIMAL DRUGS IN ORAL DOSAGE FORMS

Pyrantel Tartrate Powder

The Commissioner of Food and Drugs has evaluated a new animal drug application (46-417V) filed by Pfizer Inc., 255 East 42nd Street, New York, N.Y. 10017, proposing the safe and effective use of pyrantel tartrate as an anthelmintic in horses and ponies. The application is approved.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 513(d), 82 Stat. 347; 21 U.S.C. 360b(1)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 135c is amended by adding the following new section:
§ 135c.59 Pyrantel tartrate powder.
(a) Specifications. Pyrantel tartrate powder contains 11.3 percent of pyrantel tartrate.
(b) Sponsor. See code No. 030 in § 135c.501(c) of this chapter.
(c) Conditions of use. (1) It is used in horses and ponies for the removal and control of infections from the following mature parasites:
(i) Large strongyles (Strongylus vulgaris, Strongylus edentatus, Strongylus equinus),
(ii) Small strongyles (Trichonema spp., Trichostongilus),
(iii) Pinworms (Oxyuris), and
(iv) Large roundworms (Parasarcis).
(2) It is administered as a single dose at 0.57 pounds of body weight mixed with the usual grain ration.
(3) It is recommended that severely debilitated animals not be treated with this drug. Do not administer by stomach tube or dose syringe. The drug should be used immediately after it is opened.
(4) Warning: Not for use in horses and ponies to be slaughtered for food purposes.

Effective date. This order shall be effective upon publication in the Federal Register (1-26-72).


C.D. Van Hoeveling,
Director,
Bureau of Veterinary Medicine.

[F.R. Doc. 72-1122 Filed 1-25-72; 8:48 am]

PART 144—ANTIBIOTIC DRUGS; EXEMPTIONS FROM LABELING AND CERTIFICATION REQUIREMENTS

Revocation of Exemption of Sulfaquinoxaline; Correction

In F.R. Doc. 71-17901 appearing at page 11133 in the Federal Register of December 8, 1971, the amendment to § 144.26 Animal feed containing certifiable antibiotic drugs is corrected so that only the parenthetical phrase in paragraph (b)(1) (D) is revoked and not the entire subdivision.

Dated: January 12, 1972.

SAM D. FINE,
Associate Commissioner
for Compliance.

[F.R. Doc. 72-1120 Filed 1-25-72; 8:48 am]

Title 29—LABOR
Chapter V—Wage and Hour Division, Department of Labor
PART 673—FOOD AND RELATED PRODUCTS INDUSTRY IN PUERTO RICO
Wage Order

Pursuant to sections 5 and 8 of the Fair Labor Standards Act of 1938 (52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 208) and Reorganization Plan No. 6 of 1950 (3 CFR 1949–53 Comp., p. 1004), and by means of Administrative Order No. 618 (30 FR. 7662), the Secretary of Labor appointed and convened Industry Committee No. 105 for the Food and Related Products Industry in Puerto Rico, referred to the Committee the question of the minimum rate or rates of wages to be paid under section 6(c) of the Act to employees in the industry, and gave notice of a hearing to be held by the Committee.

Subsequent to an investigation and a hearing conducted pursuant to the notice, the Committee has filed with the Administrator of the Wage and Hour Division of the Department of Labor a report containing its findings of fact and recommendations with respect to the matters referred to it.

Accordingly, as authorized and required by section 8 of the Fair Labor Standards Act of 1938, Reorganization Plan No. 6 of 1950, and 29 CFR 511.16, the recommendations of Industry Committee No. 105 are hereby published, amending subparagraphs (3), (4), and (5) of paragraph (a); subparagraphs (5), (6), and (7) of paragraph (b) and paragraph (c) of § 673.2 of Title 29, Code of Federal Regulations as amended. § 673.2 reads as follows:

§ 673.2 Wage rates.
• • • • • • • •
(a) Pre-1961 Coverage Classifications.
(1) The classifications for pre-1961 coverage apply to all activities in the industry, and the manufacturing of powdered, liquid, and frozen form.
(2) It is administered as a single dose at 0.57 pounds of body weight mixed with the usual grain ration.
(3) It is recommended that severely debilitated animals not be treated with this drug. Do not administer by stomach tube or dose syringe. The drug should be used immediately after it is opened.
(4) Warning: Not for use in horses and ponies to be slaughtered for food purposes.

Effective date. This order shall be effective upon the expiration of 15 days after the date of publication.

Signed at Washington, D.C., this 19th day of January 1972.

HOSACE E. MENASCO,
Administrator, Wage and Hour Division, U.S. Department of Labor.

[FR Doc. 72-1108 Filed 1-25-72; 8:45 am]
Signaled at Washington, D.C., this 19th day of January 1972.

HORACE E. MENASCO,
Administrator, Wage and Hour Division, U.S. Department of Labor.

[FR Doc.72-1099 Filed 1-25-72;8:45 am]

Chapter XIII—Bureau of Labor Standards, Department of Labor

PART 1520—CRITERIA FOR DETERMINING WHETHER STATE WORKMEN'S COMPENSATION LAWS PROVIDE ADEQUATE COVERAGE FOR PNEUMOCONIOSIS

Redesignation of Part

In the transfer and redesignation of regulations appearing in this chapter, published at 36 F.R. 25156, December 29, 1971, and at 36 F.R. 25229, December 30, 1971, no disposition of Part 1520 was made. Therefore, in order to fully vacate this chapter, Part 1520 is hereby redesignated Part 101 of Title 20 of the Code of Federal Regulations and accordingly Chapter XIII of this Title 29 is hereby vacated.

Signed at Washington, D.C., this 19th day of January 1972.

HORACE E. MENASCO,
Administrator, Wage and Hour and Employment Standards Administration.

[FR Doc.72-1151 Filed 1-25-72;8:50 am]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 101—Federal Property Management Regulations

SUBCHAPTER F—TELECOMMUNICATIONS AND PUBLIC UTILITIES

PART 101-35—TELECOMMUNICATIONS

Subpart 101-35.3—Utilization and Ordering of Telecommunications Services

SURVEYS OF INSTALLATION AND USE OF TELEPHONE STATION EQUIPMENT

This amendment requires that agencies make periodic surveys of the installation and use of telephone station equipment and certify to GSA that the surveys were conducted. The table of contents for Part 101-35 is amended by the addition of the following new entries:

Sec. 101-35.307-1 Agency surveys.
101-35.307-2 Deviations from standards.

Section 101-35.307 is revised to read as follows:

§ 101-35.307 Control of telephone station equipment.
§ 101-35.307-1 Agency surveys.

Each agency shall establish a program of systematic survey of its installed telephone station equipment. Agencies shall establish internal regulations that require (a) compliance with §§ 101-35.307 and 101-35.308; (b) control of the installation and use of telephone station equipment at all levels of activity to ensure that only station equipment necessary to carry out the mission is provided; (c) periodic surveys of installed equipment; and (d) correction of any deficiencies found. Agencies shall conduct the initial survey not later than June 30, 1972. Subsequent surveys shall be made at least annually. Additional surveys shall be made soon after the establishment, reorganization, or major move of any agency or subordinate activity. Copies of agency regulations shall be furnished to the General Services Administration (TC), Washington, DC 20405. In addition, each agency shall certify annually to GSA that the required surveys have been conducted.

§ 101-35.307-2 Deviation from standards.

The standards provided in § 101-35.308 are applicable to the ordering of such equipment except where the head of an agency or his authorized designee determines, in writing, that deviation is essential to the effective execution of agency responsibilities or is required by operational needs (to be specified). Orders for equipment deviating from the standards and placed through GSA facilities shall be accompanied by a copy of the written determination. When orders for such equipment are placed directly with commercial carriers, the determination shall be retained in the agency's file.

(Sec. 206(c), 63 Stat. 390; 40 U.S.C. 482(c))

Effective date. This regulation is effective upon publication in the Federal Register (1-26-72).


ROD KREGER,
Acting Administrator of General Services.

[FR Doc.72-1151 Filed 1-25-72;8:50 am]

Title 49—TRANSPORTATION

Chapter I—Department of Transportation

SUBCHAPTER B—OFFICE OF PIPELINE SAFETY

[Amtd. 191-2; Docket No. OPS-17]

PART 191—TRANSPORTATION OF NATURAL AND OTHER GAS BY PIPELINE: REPORTS OF LEAKS


The purpose of this amendment to the leak reporting requirements of Part 191 is to relieve the operators of petroleum gas systems serving less than 100 customers of the requirement of making a 1971 annual report. The amendment is made in response to a petition by the National LP-Gas Association.

In the petition and other related correspondence, several contents are made in support of the requested relief. The Association points out that the reiteration of small gas distribution companies, LP gas operators are relatively small businesses, frequently involving only one or two employees. Thus the requirement for preparing an annual report imposes a much greater burden on these small operators. In addition, since the annual report was prepared on the basis of experience with the larger, natural gas distribution companies, many of the information items on the report are not appropriate for small, isolated petroleum gas systems.

Due to these factors it appears that much of the information received will be misleading, incorrectly stated, and of very little value in the data processing system the Department has established for these reports. To avoid the continuation of this burden which does not provide a commensurate benefit, the Department is amending the annual report requirements for the operators of small petroleum gas systems.

The 1971 annual report will not be required from any operator whose systems serve less than 100 customers from a single source. An operator with one or more systems serving 100 or more customers is still required to report, but only with respect to those large systems.

The Department plans at an early date to begin action aimed at developing new reporting requirements and formats which will be more appropriate for petroleum gas systems and small operators. In developing these new requirements, the Department will consider also the situation of operators of small natural gas systems, since they may have similar difficulties. This further action in developing new requirements will be carried out through formal rule making in which all interested parties have an opportunity to comment on proposed regulations.

Due to the imminence of the February 15 reporting deadline, good cause is found for making this amendment effective immediately.

In consideration of the foregoing § 191.11 of Title 49 of the Code of Federal Regulations is amended to read as follows, effective immediately.

This amendment is issued under the authority of the Natural Gas Pipeline Safety Act of 1968 (49 U.S.C. section 1671 et seq.), Part 1 of the Regulations of the Office of the Secretary of Transportation (49 CFR Part 1), and the delegation of authority to the Director, Office of Pipeline Safety, dated November 6, 1968 (33 F.R. 16468).
§ 191.11 Distribution system: Annual report.

(a) Except as provided in paragraph (b) of this section, each operator of a distribution system shall submit an annual report on Department of Transportation Form DOT F 7100.1–1. This report must be submitted not later than February 15 for the preceding calendar year.

(b) The annual report required by paragraph (a) of this section need not be submitted with respect to petroleum gas systems which serve less than 100 customers from a single source.


JOSEPH C. CALDWELL,
Acting Director,
Office of Pipeline Safety.

[FR Doc.72-1241 Filed 1-24-72; 5:00 pm]
**Proposed Rule Making**

**DEPARTMENT OF AGRICULTURE**

Agricultural Stabilization and Conservation Service

[7 CFR Part 719]

**RECONSTITUTION OF FARMS, ALLOTMENTS, AND BASES**

Notice of Proposed Rule Making


The proposed amendment includes the following:

(a) Revision of the definitions of the words “landlord” and “owner” in §719.2.

(b) In §719.3, deletion of the term “nearby and easily accessible” and substitution of the term “single farming unit” in determining the land to be included in a farm; removal of the prohibition against including land of unequal productivity under different ownership in a farm; and addition of a prohibition against including a farm which has been declared ineligible to participate in a set-aside program.

(c) In §719.4, deletion of the definition of the term “farms for the first time or reconstituted hereafter.”

(d) Single farming unit.

The proposed amendment is as follows:

1. In §719.2, paragraphs (m) and (p) are revised to read as follows:

**§ 719.2 Definitions.**

- *Landlord.* A person who rents or leases farmland to another person.

- *Owner.* A person who has legal ownership of farmland, including a person who is buying farmland under a purchase agreement.

2. In §719.3, paragraph (b) and paragraphs (c) (2) and (d) (1) are revised to read as follows:

**§ 719.3 Farm constitution.**

- *Farms constituted for the first time or reconstituted hereafter.* With respect to the constitution and identification of land as a farm for the first time or the reconstitution of farms made hereafter, a farm shall include all land operated by one person as a single farming unit except that it shall not include land under any of the following conditions:

  1. Land under separate ownership unless the owners agree in writing;
  2. Field-rented tracts under a short-term agreement of 1 year or less (such tracts shall remain with the farm of which they are a part);
  3. Federally owned land under a restrictive lease.

- *Family members.* Land covered by a whole farm conservation reserve contract unless all the land included in the farm is also covered by a whole farm conservation reserve contract;

- *Cropland conversion program agreement.* Land covered by a whole farm conversion program agreement if all the land included in the farm is also covered by a whole farm conversion program agreement;

- *Land which is declared ineligible to participate in a set-aside program.* Land which is declared ineligible to participate in a set-aside program under the regulations governing the program.

(c) Location of farm for administrative purposes.

(d) Required reconstitutions.

(1) A change has occurred in the operation of the land after the last constitution or reconstitution and as a result of such change the farm does not meet the conditions for constitution of a farm as set forth in paragraph (b) of this section: Provided, That no reconstitution shall be made if the county committee determines that the primary purpose of the change in operation is to establish eligibility to transfer allotments subject to sale or lease;

(e) Changing ownership.

3. Section 719.4 is revised to read as follows:

**§ 719.4 Guides for determining the land constituting a farm.**

(a) General. In determining the constitution of a farm, consideration shall be given to provisions such as ownership and operation. A brief explanation of these provisions is outlined in this section to assist committees in properly determining what land is to be included in a farm.

(b) Ownership. The county committee shall require specific proof where there is doubt as to ownership.

(e) Family members. Land owned by different members of an immediate family living in the same household shall be considered as being under the same ownership in determining a farm.

(f) Single farming unit. Land which the committee determines is being operated by one person with cropping practices, equipment, labor, accounting system, and management substantially separate from that of any other unit shall
be considered to constitute a single farming unit.

tf) Operation. In determining the constitution of a farm, the county committee shall satisfy itself that the operator will be in general control of the farming operations on the farm for the program year.

4. In § 719.8, paragraphs (b) (4) and (5) are revised to read as follows:

§ 719.8 Rules for determining allotments and bases where reconstitution is made by division.

(b) Designation of allotments and bases by landowner.

(4) Where the part of the farm from which the ownership is being transferred was owned for a period of less than 3 years, the provisions of this paragraph shall not be applicable to such transfer unless the State committee finds that the primary purpose of the ownership transfer was not to retain or sell an allotment or base. In the absence of such a finding, and if the farm contains land which has been owned for a period less than 3 years, that part which has been owned for less than 3 years shall be considered as a separate farm and the allotments and bases shall be assigned to that part using the rules in paragraphs (c) through (f) of this section, as applicable. Such apportionment shall be made prior to any designation of allotments and bases with respect to the part which has been owned for 3 years or more.

(5) This method is not applicable to Burley tobacco.


KENNETH E. FRICK,
Administrator, Agricultural Stabilization and Conservation Service.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

UNAUTHORIZED OPERATORS

Proposed Applicability of Operating Rules

The Federal Aviation Administration is considering an amendment to Part 121 of the Federal Aviation Regulations to make those rules of Part 121 which currently apply to persons certificated under Part 121 applicable as well to persons who engage in a Part 121 operation without obtaining the appropriate certification required by that part.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in duplicate to: Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, GC-24, 800 Independence Avenue SW., Washington, DC 20591. All communications, received on or before March 29, 1972, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Regulatory Docket or notice number and be submitted in duplicate to: Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, GC-24, 800 Independence Avenue SW., Washington, DC 20591. All communications, received on or before March 29, 1972, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Regulatory Docket or notice number and be submitted in duplicate to: Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, GC-24, 800 Independence Avenue SW., Washington, DC 20591. All communications, received on or before March 29, 1972, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Regulatory Docket or notice number and be submitted in duplicate to: Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, GC-24, 800 Independence Avenue SW., Washington, DC 20591. All communications, received on or before March 29, 1972, will be considered by the Administrator before taking action on the proposed rule.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

OVER-THE-COUNTER DRUGS

Proposal Establishing Rule Making Procedures for Classification; Correction

In F.R. Doc. 72-147 appearing at page 85 in the January 5, 1972, issue of the Federal Register, proposed § 130.301(a) (2) is corrected by changing the sentence immediately preceding the outlined information to read, "To be considered, eight copies of the data and/or views on any marketed drug within the class must be submitted in the following format."


SAM D. FINE
Associate Commissioner for Compliance.

[FR Doc.72-1123 Filed 1-25-72;8:47 am]

FEDERAL REGISTER

PROPOSED RULE MAKING

1175

FEDERAL REGISTER, VOL. 37, NO. 17—WEDNESDAY, JANUARY 26, 1972
Appendix B, (2) the allowable operating stress in the pipe is drastically reduced, or (3) in the case of pipe not previously used, it is employed for replacement purposes in a pipeline constructed of pipe manufactured to the same specification as the replacement pipe.

Early editions of specifications included in section of Appendix B that have not been accepted by the Department contain the major requirements of the accepted editions and are equally worthy from a safety standpoint. Under these circumstances, it is not necessary to use the alternative requirements to qualify pipe made according to an early edition. To alleviate the situation, a new paragraph (d) would be added to § 192.65. Under this new paragraph, new or used steel pipe made before November 12, 1970, in accordance with an early edition of a specification which has not been accepted by the Department would qualify for use if (1) the pipe can pass an inspection test, (2) its seams have been nondestructively inspected, and (3) it has chemical and physical properties that meet the requirements of an, accepted edition of that specification.

Operators are faced with a second problem which has prevented the use of a large amount of stockpiled pipe. Under § 192.65, certain pipe that is transported by railroad may not be used unless the transportation is carried out in accordance with API RP5L1. It is estimated that roughly 70% of this pipe cannot be used because it was shipped by rail prior to the effective date of Part 192, and operators are unable to verify that the pipe moved according to the API recommended practice.

To prevent a considerable waste of pipe, § 192.65 would be amended to permit the use of certain pipe shipped before November 12, 1970, not in accordance with API RP5L1, provided it can withstand a hydrostatic test of at least 90 percent of SMYS.

The purpose of the API recommended practice is to eliminate fatigue cracks which sometimes occur during railroad transit. However, fatigue cracks which are present in the pipe would leak or break out when subjected to a high level hydrostatic test. Therefore, the proposed amendment would not reduce the level of safety provided by § 192.65.

Subsequent to the issuance of Part 192 and the amendments of November 10, 1970, the 1971 editions of several API specifications were published. The new editions to API specifications 5A, 5L, 6LS, and 6LX have been reviewed by the Department and are proposed for inclusion in Appendix B.

Interested persons are invited to participate by submitting written comments on the proposals contained in this notice. Communications should identify the regulatory docket and notice number and be submitted in duplicate to the Office of Pipeline Safety, Department of Transportation, Washington, D.C. 20590.

Communications received before March 15, 1972, will be considered before taking final action on the notice. All comments will be available for examination by interested persons at the Office of Pipeline Safety before and after the closing date for comments. The proposal contained in this notice may be changed in the light of comments yield to tensile ratio, and testing requirements to verify the physical properties; and (ii) Chemical properties of pipe and testing requirements to verify the chemical properties.

3. It is proposed to amend § 192.65 to read as follows:

§ 192.65 Transportation of pipe.

In a pipeline to be operated at a hoop stress of 20 percent or more of SMYS, no operator may use pipe having an outer diameter wall thickness ratio of 70 to 1, or more, that is transported by railroad unless—

(a) The transportation was performed in accordance with API RP5L1; or

(b) In the case of pipe transported before November 12, 1970, the pipe is hydrostatically tested to at least 90 percent of SMYS.

3. In section II-A of Appendix A, it is proposed to amend items 1, 2, 3, and 5 to read as follows:

APPENDIX A—INCORPORATED BY REFERENCE

II. Documents incorporated by reference


ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 180]

CARBOFURAN

Proposed Tolerance for Pesticide Chemical in or on Raw Agricultural Commodity

FMC Corp., 100 Niagara Street, Midland, NY 14105, submitted a petition (FP 281205) proposing establishment of a tolerance for negligible residues of the insecticide carbofuran (2,3-dihydro-2,3-dimethyl-7-benzofuranyl N-methylcarbamate) and its metabolite 2,3-dihydro-2,2-dimethyl-3-hydroxy-7-benzofuran N-methylcarbamate in or on bananas at 0.1 part per million.

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

1. The pesticide is useful for the purpose for which the tolerance is proposed.

2. The proposed usage is not reasonably expected to result in residues of the insecticide in eggs, meat, milk, and poultry. The usage is classified in the category specified in § 180.6(a)(3).

3. The proposed tolerance will protect the public health.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(e), 68 Stat. 514; 21 U.S.C. 340a(e)), the authority transferred to the Administrator of the Environmental Protection Agency (30 F.R. 15529), and the authority delegated by the Administrator to the Deputy Assistant Administrator for Pesticides Programs (38 F.R. 9030), it is proposed that § 180.25 be amended by adding a new paragraph before the paragraph "0.1 part per million • • •", as follows:

It is proposed to amend section I of Appendix B to read as follows:

APPENDIX B—QUALIFICATION OF PIPE

1. Listed Pipe Specifications. Numbers in parentheses indicate applicable editions.


Notes: This notice is issued under the authority of the Natural Gas Pipeline Safety Act of 1968 (49 U.S.C. 1971, et seq.), 192.55, and the redelegation of authority to the Director, Office of Pipeline Safety, dated November 6, 1968 (33 F.R. 16468).

§ 180.254 Carbofuran; tolerances for residues.

0.1 part per million (negligible residue) in or on bananas.

Any person who has registered or submitted an application for the registration of an economic poison under the Federal Insecticide, Fungicide, and Rodenticide Act containing any of the ingredients listed herein may request, within 30 days after publication hereof in the Federal Register, that this proposal be referred to an advisory committee in accordance with section 408(e) of the act.

Interested persons may, within 30 days after publication hereof in the Federal Register, file objections to and including February 15, 1972.

We are of the view that the request for consideration of a more efficient assignment to Fredericksburg, Va. will not be granted.

Order Extending Time for Filing Reply Comments

In the matter of amendment of § 73.606, Table of Assignments, Television Broadcast Stations, Fredericksburg, Va., Docket No. 19404, RM-1782.

1. The notice of proposed rule making in the above-entitled proceeding was adopted October 14, 1971, released October 19, 1971, and published in the Federal Register October 23, 1971, 36 F.R. 20534. The date for filing comments has expired and the date for filing reply comments is presently designated as January 18, 1972.

2. On January 13, 1972, Odyssey Radio Inc. (Odyssey) filed a request for an extension of time to and including February 15, 1972 in which to file reply comments. Odyssey indicates that it will not be possible to prepare reply comments by the deadline date. We are of the view that the requested extension is warranted and would serve the public interest. Accordingly, it is ordered, that the time for filing reply comments in the above docket, RM-1782, is extended to and including February 15, 1972.

2. The petitioners set forth considerable data supporting their request for a first commercial assignment to Fredericksburg, Va., and the assignment will conform to all the Commission's technical rules. The city of Fredericksburg shows a population of 14,450 according to the Advance Reports of the U.S. Census for 1970. It is situated astride Stafford and Spotsylvania counties and is not located in an urbanized area or a Standard Metropolitan Statistical Area (SMSA). Fredericksburg is located between Richmond, Va., and Washington, D.C., about 50 miles each. It is claimed that the city together with the four surrounding counties has an area of 1,500 square miles and a population of about 100,000. The Advance Census indicates a population for those four counties of 601,857, Spotsylvania (16,424), Caroline (13,925), and King George (6,039) that total 63,975. The economic base of the area is mixed in that there is industry, agriculture, and tourism throughout the area. American Viscose has a plant in Fredericksburg that employs 1,600 persons and it is the largest plant in the world. Other industries include clothing, electrical products, and various building materials.

3. In the claimed 100,000 population area, there are about 500 retail firms that gross $80 million, 260 of which are located in Fredericksburg. In 1963 they grossed $51,489,000. Wholesale businesses number 56 and grossed $26,319,000 in 1963. Selective services brought in $5,244,000 and tourism brings about $17.5 million. A bank and a savings and loan association had, for 1964, deposits of $34,000,000.

Principal highways serve the area as well as major railroads. Fredericksburg is a port (12-foot channel) on the Rappahannock River for shallow draft craft, and there is ample power, both electric and water, to the area. There are six high schools and Mary Washington College of the University of Virginia located in Fredericksburg. There are numerous recreation and cultural facilities in the city and the area.

4. There is a daily (except Sunday) newspaper (The Free Lance-Star) with a circulation of 16,490. Radio Stations WFLS(AM) (1350 kHz, 1 kw., Day, Class III); WFLS-FM (Class B); WVFAG(AM) (1230 kHz, 250 w., 1 kw., LS-U, Class IV) and WVPF-FM (Class C), operate in Fredericksburg. The city does not receive a Grade A television signal, but is on the outer edges of the Grade B signals from Richmond and Harrisonburg in Virginia and Washington, D.C. According to Television Factbook for 1971-72, the city of Fredericksburg is served by a 12-channel cable television system that brings in WBAL-TV and WJZ-TV, Baltimore, Md., WTVR-TV and WBBT-TV, Richmond, Va., WXEX-TV, Petersburg, Va., and WRC- TV, WMAL-TV, WETA, WHTG, WTVF, and WTVN, Washington, D.C., and does time and weather origination.

5. We have considered the data presented by the petitioners, as well as other data, and are of the conclusion that channel 66 would be the most efficient assignment to Fredericksburg, Va. We can't agree with the petitioners that Channel 66 would be the least available television assignment for heavily populated Northern Virginia-Washington, D.C., area and that Channel 69 would be feasible assignment for the Fredericksburg area. Since Commission procedures are controlled by section 307(b) of the Communications Act, we are constrained to deny petitioners' request for Channel 66 and substitute, on our own motion, Channel 69 as the more fair, efficient and equitable distribution of television assignments as the proposed channel in the rule making proceeding. Commenting parties should file comments explaining the prospective use of and need for Channel 69 at Fredericksburg as well as any other public interest considerations.

6. With the above material before us, we propose to consider the following revision in our Television Table of Assignments (§ 73.606 of our rules) with respect to the city listed below:
PROPOSED RULE MAKING

7. Authority for the action proposed herein is contained in sections 401, 303, and 307(b) of the Communications Act of 1934, as amended.

8. Pursuant to applicable procedures set out in § 1.415 of the Commission's rules and regulations, interested parties may file comments on or before March 3, 1972, and reply comments on or before March 14, 1972. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings.

9. In accordance with the provisions of § 1.419 of the Commission's rules and regulations, an original and 14 copies of all written comments, reply comments, pleadings, briefs, or other documents, shall be furnished the Commission.

10. All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its Headquarters in Washington, D.C. (1919 M Street NW).


Released: January 21, 1972.

FEDERAL COMMUNICATIONS COMMISSION

[Seal] Ben F. Waple, Secretary.

[FR Doc. 72-1138 Filed 1-25-72; 8:49 am]

1 Commissioners Bartley and H. Rex Lea absent.
DEPARTMENT OF THE TREASURY
Bureau of Customs
CANNED BARTLETT PEARS FROM AUSTRALIA

Antidumping Proceeding Notice

January 24, 1972.

On December 2, 1971, information was received in proper form pursuant to §§ 153.26 and 153.27, Customs Regulations (19 CFR 153.26, 153.27), indicating a possibility that canned Bartlett pears, from Australia are being, or are likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 et seq.).

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

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

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

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

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

[SEAL] Edwin F. Reins,
Acting Commissioner of Customs.

Approved:
Eugene T. Rossides,
Assistant Secretary of the Treasury.
[FR Doc. 72-1253 Filed 1-25-72;8:50 am]

Office of the Secretary
[T.D. Order No. 170-12]

SPECIAL ASSISTANT TO THE SECRETARY (DEBT MANAGEMENT)

Transfer of Functions

By virtue of the authority vested in the Secretary of the Treasury, including the authority of Reorganization Plan No. 26 of 1950, I hereby transfer to the Assistant Secretary (Economic Policy) to the Special Assistant to the Secretary (Debt Management).


[SEAL] John B. Connally,
Secretary of the Treasury.

[FR Doc. 72-1145 Filed 1-25-72;8:50 am]

VINYL ASBESTOS FLOOR TILE FROM CANADA

Notice of Tentative Negative Determination

January 24, 1972.

Information was received on March 15, 1971, that vinyl asbestos floor tile from Canada was being sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 et seq.) (referred to in this notice as “the Act”). This information was the subject of an “Antidumping Proceeding Notice” which was published in the Federal Register on May 5, 1971, on page 8407.

I hereby make a tentative determination that vinyl asbestos floor tile from Canada is not being, nor likely to be, sold at less than fair value within the meaning of section 201(a) of the Act (19 U.S.C. 160(a)).

Statement of reasons on which this tentative determination is based. Sales to the United States were made to unrelated parties within the meaning of section 207 of the Act (19 U.S.C. 160).

Based on the available information, it was determined that sufficient quantities of such or similar merchandise were sold in the home market to furnish an adequate basis for fair value comparisons.

Accordingly, for fair value purposes, purchase price was compared with the price at which such or similar merchandise was sold in the home market.

Purchase price was calculated by deducting from the c.i.f. delivered duty-paid price for exportation to the United States the cash discount, costs for freight and duty, plus an addition for the appropriate Canadian sales tax which was not collected by reason of exportation to the United States.

Home market price was calculated on the basis of the f.o.b. Montreal price, less cash discount. No adjustments were made from this price for packing or freight equalization because both were the same in each market.

Comparison of purchase price with the adjusted home market price revealed that purchase price was higher than the adjusted home market price.

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

Any requests that the Secretary of the Treasury afford an opportunity to present oral views should be addressed to the Commissioner of Customs, 2100 K Street NW, Washington, DC 20229, in time to be received by his office not later than 30 days from the date of publication of this notice in the Federal Register.

Any written views or arguments should likewise be addressed to the Commissioner of Customs in time to be received by his office not later than 30 days from the date of publication of this notice in the Federal Register.

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

[SEAL] Eugene T. Rossides,
Assistant Secretary of the Treasury.
[FR Doc. 72-1254 Filed 1-25-72;9:42 am]

DEPARTMENT OF THE INTERIOR
Bureau of Land Management

ANCHORAGE LAND DISTRICT, ALASKA

Notice of Filing of Protraction Diagram

Notice is hereby given that effective with this publication, the following protraction diagram is officially filed of record in the Anchorage Land Office, 555 Cordova Street, Anchorage, AK 99501. In accordance with 43 CFR 3101.1-4 this protraction will become the basic record for the description of oil and gas lease offers, State selection applications under 43 CFR 2627, and other authorized uses filed at and subsequent to 10 a.m., on the 31st day after the publication of this notice.

ALASKA PROTRACTION DIAGRAM (UNSURVEYED)

Seward Meridian
Sec. 24-10, T. 37 S., R. 33 W.

Copies of this diagram are for sale at two dollars ($2) per sheet by the Anchorage Land Office, Bureau of Land Management, mailing address: 555 Cordova Street, Anchorage, AK 99501.

Clayton R. Noble,
Land Office Manager.

[FR Doc. 72-1131 Filed 1-25-72;8:47 am]
Notice of Proposed Withdrawal and Reservation of Land

Correction

In F.R. Doc. 71-19108, appearing at page 25230, in the issue of Thursday, December 30, 1971, the bracket should read as set forth above.

DEPARTMENT OF AGRICULTURE

Food and Nutrition Service

[FSR No. 1971-1]

FOOD STAMP PROGRAM

Participation of State Agencies and Eligible Households

Notice FSR No. 1971-1, which is a part of Subchapter C—Food Stamp Program, under Title 7, Chapter II, Code of Federal Regulations, is revised to amend the uniform national standards of eligibility with respect to the maximum allowable income levels for nonpublic assistance households and to reduce the purchase requirements for certain households.

In view of the need for placing the following amendment into effect at the earliest possible date, it is hereby determined that it is impracticable and contrary to the public interest to provide notice of proposed rule making with respect to this amendment. Notice FSR No. 1971-1 is, therefore, revised to read as follows:

MAXIMUM MONTHLY ALLOWABLE INCOME STANDARDS AND BASIS OF COUPON ISSUANCE: 48 STATES AND DISTRICT OF COLUMBIA

As provided in §271.3(b), households in which all members are included in the federally aided public assistance or general assistance grant shall be determined to be eligible to participate in the program while receiving such grants without regard to the income and resources of the household members.

The maximum allowable income standards for determining eligibility of all other applicant households, including those in which some members are recipients of federally aided public assistance or general assistance, in any State other than Alaska or Hawaii or in the District of Columbia, shall be the higher of:

1. The maximum allowable monthly income standards for each household size which were in effect in such State or the District of Columbia prior to July 29, 1971, or
2. The following maximum allowable monthly income standards which were established on July 29, 1971:
Office of the Secretary
ECONOMIC RESEARCH SERVICE AND FOREIGN ECONOMIC DEVELOPMENT SERVICE

Proposed Transfer of Assignments of Functions and Delegations of Authority

In accordance with Reorganization Plan No. 2 of 1953, and in order to afford interested persons and groups an opportunity to place before the Department their views with respect to the proposed action, the Department is giving advance public notice of a proposed transfer of assigned functions and delegations of authority.

1. General. The U.S. Department of Agriculture supports the international assistance efforts of the U.S. Government through reimbursable arrangements with AID and the Peace Corps. In this way the agricultural expertise of the Department is utilized in the training programs and technical assistance programs of these agencies. These developmental activities have been coordinated and administered by the Foreign Economic Development Service, reporting to the Secretary through the Director of Agricultural Economics.

2. Functions to be transferred. In a continuing effort to more effectively carry out these activities, and adjust them to changes in U.S. assistance programs and advancements in the lower income countries, as well as to coordinate them more fully with complementary economic activities of the Department, we are proposing to merge the functions and authorities of the Foreign Economic Development Service with those of the Economic Research Service. Responsibility for these functions and authorities would continue to be vested in the Director of Agricultural Economics, with authority delegated to the Administrator of the Economic Research Service.

This proposed action covers the general administration and coordination of the Department's responsibilities and activities in international development assistance and training programs including those under sections 301 and 302 of the U.S. Information and Educational Exchange Act of 1951, Public Law 87-165, as amended (22 U.S.C. 2161-2169, 2171-2178, 2211-2213, 2241-2249, 2357, 2387, 2388); the Mutual Educational and Cultural Exchange Act of 1961, as amended (22 U.S.C. 2451-2459);

Section 109 of the Agricultural Trade and Development Act of 1972, as amended (7 U.S.C. 1709); and in developing and maintaining effective relationships with International and U.S. organizations in planning and carrying out such programs which include the following:

1. Providing leadership in the formulation of current and long-range policies and plans for carrying out technical assistance and agricultural development responsibilities abroad, including nutrition and other related activities.
2. Developing and maintaining effective relationships with the Agency for International Development, Peace Corps, and other appropriate public and private U.S. and international organizations, with respect to planning and carrying out development assistance and training programs.
3. Coordinating within the Department and the U.S. Agency for International Development, Food, and Agriculture Organization, and other agencies and organizations under agreements relating to development assistance.
4. Providing a focal point of contact within the Department for developing and maintaining close working relationships with the Department in technical assistance and agricultural development activities.
5. Coordinating the implementation of Government-sponsored agricultural exchange programs.

3. Management support activities. Management support activities such as accounting, budget, personnel, and other administrative service for the functions proposed to be transferred will continue to be provided by the Office of Management Services.

In order to be considered, views and comments of interested persons and groups must be received by the Secretary not later than February 4, 1972.

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)).

Done at Washington, D.C., this 24th day of January 1972.

EARL L. BUTK, Secretary.

[FR Doc.72-1205 Filed 1-25-72; 8:51 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

CERTAIN PREPARATIONS CONTAINING HEXACHLOROPHENE

Drugs for Human Use; Drug Efficacy Study Implementation; Correction

In F.R. Doc. 71-17776 appearing at page 23320 in the Federal Register of December 8, 1971, DESI 6270, the following corrections are made:

1. In Item B, 3, b, on page 23330, the reference to "(a) (3) (ii)" is changed to 
   "(a) (3) (iii)."

2. In Item C, 4, on page 23331, the entry "Original abbreviated new-drug applications (identify as such): Drug Efficacy Study Implementation Project Office (BD-69), Bureau of Drugs' should be changed to read "Original new-drug applications: Office of Scientific Evaluation (BD-100), Bureau of Drugs."

Dated: January 12, 1972.

SAM D. FINE, Associate Commissioner for Compliance.

[FR Doc.72-1125 Filed 1-25-72; 8:47 am]

[Docket No. FDC-8-894; NADA No. 7-477V]

M & M LIVESTOCK PRODUCTS CO.
M & M Nootol 600; Notice of Withdrawal of Approval of New Animal Drug Application

A notice of opportunity for a hearing proposing to withdraw approval of NADA (new animal drug application) No. 7-477V for the drug M & M Nootol 600 was published in the Federal Register, 9, 1971 (36 F.R. 21419). M & M Livestock Products Co., Eagle Grove, Iowa 50533, holder of said NADA, did not file a written appearance of election regarding whether or not they wished to avail themselves of the opportunity for a hearing within the 30-day period provided for such filing in said notice. This construes as an election by said firm not to avail themselves of the opportunity for a hearing.

Based on the grounds set forth in said notice and the response to said notice, the Commissioner of Food and Drugs concludes that approval of said NADA should be withdrawn. Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512, 21 Stat. 343-41; 21 U.S.C. 360b) and under the authority delegated to the Commissioner (21 CFR 2.1209, approval of NADA No. 7-477V, including all amendments and supplements thereto, is hereby withdrawn effective on the date of publication of this document.


SAM D. FINE, Associate Commissioner for Compliance.

[FR Doc.72-1119 Filed 1-25-72; 8:48 am]

[DES1 7659]

OTC METHAPYRILENE-CONTAINING DRUGS FOR RELIEF OF INSOMNIA

Drugs for Human Use; Drug Efficacy Study Implementation; Postponement of Deadline for Submitting Data

In an announcement (DES1 7659) published in the Federal Register of
NOTICES

July 31, 1971 (36 F.R. 14238), the Commissioner of Food and Drugs invited suppliers of OTC metacycline-containing drugs for relief of insomnia to submit to the Food and Drug Administration, within 180 days following the date of publication of the announcement in the Federal Register, (1) the quantitative composition and complete labeling for the drug and (2) the best available evidence (as prescribed in the notice) supporting both the safety and effectiveness of the drug.

Subsequently, in the Federal Register of January 5, 1972 (37 F.R. 85), the Commissioner proposed to establish procedures for rule making which will result in classifying some OTC drugs as generally recognized among qualified experts as safe and effective and not misbranded under prescribed, recommended, or suggested conditions of use.

In view of the proposal of January 5, 1972, and in consideration of his having been advised that additional clinical trials with metacycline-containing drugs are now in progress, the Commissioner concludes that the 180-day deadline prescribed by the announcement of July 31, 1971, should be and is hereby postponed. Compilation of the safety and effectiveness data both on metacycline and on similar ingredients in the form contained in the proposal of January 5, 1972, should be continued in preparation for a future notice requesting submission of this data.


SAM D. FINE
Associate Commissioner
for Compliance.

[FR Doc.72-1125 Filed 1-25-72;8:48 am]

OVER-THE-COUNTER ANTIBACTERIAL INGREDIENTS IN DRUG PRODUCTS FOR REPEATED DAILY HUMAN USE

Request for Data and Information Regarding Safety and Efficacy Review; Correction

In F.R. Doc. 72-210 appearing at page 235 in the January 7, 1972, issue of the Federal Register, the sentence immediately preceding the outlined information is corrected to read "To be considered, eight copies of the data and/or views must be submitted in the following format:"


SAM D. FINE
Associate Commissioner
for Compliance.

[FR Doc.72-1128 Filed 1-25-72;8:47 am]

SAFETY AND EFFICACY REVIEW OF OVER-THE-COUNTER ANTACID DRUG PRODUCTS

Request for Data and Information; Correction

In F.R. Doc. 72-148 appearing at page 102 in the January 5, 1972, issue of the Federal Register, the sentence immediately preceding the outlined information is corrected to read "To be considered, eight copies of the data and/or views must be submitted in the following format:"


SAM D. FINE
Associate Commissioner
for Compliance.

[FR Doc.72-1127 Filed 1-25-72;8:47 am]

ATOMIC ENERGY COMMISSION

[Docket No. 27-41]

CHEM-NUCLEAR SERVICES, INC.

Notice of Receipt of Application for Land Burial of Radioactive Waste

Please take notice that Chem-Nuclear Services, Inc., Post Office Box 918, Wenatchee, WA 98801, has filed an application for amendment to License No. 46-13536-01 which requests authority to possess up to 850 grams of uranium-235 and to dispose of uranium-235 by land burial at its facility located at Barnwell, S.C.

A copy of the application is available for public inspection in the Atomic Energy Commission's Public Document Room located at 1717 H Street NW., Washington, DC.


For the Atomic Energy Commission.

S. H. SHIMLY, Director,
Division of Materials Licensing.

[FR Doc.72-1130 Filed 1-25-72; 8:48 am]

ROCHESTER GAS AND ELECTRIC CORP.

Notice of Proposed Issuance of Amendment to Provisional Operating License

The Atomic Energy Commission (the Commission) is considering the issuance of an amendment to Provisional Operating License No. DFR-18 which presently authorizes the Rochester Gas and Electric Corporation to possess, use and operate the R. E. Ginza Nuclear Power Plant Unit No. 1 located on the south shore of Lake Ontario in Wayne County, N.Y., at steady state power levels up to a maximum of 1,820 megawatts (thermal). The amendment would authorize Rochester Gas and Electric to operate its R. E. Ginza Nuclear Power Plant Unit No. 1 at steady state power levels up to a maximum of 1,920 megawatts (thermal) in accordance with Rochester's application noted February 2, 1971, and subsequent amendments thereto.

The Commission has found that the application, as amended, for the amendment complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations published in 10 CFR Ch. I. The license amendment will be issued after the Commission makes the findings relating to its review of the application, which are set forth in the proposed amendment, and concludes that the issuance of the amendment will not be inconsistent with the common defense and security or to the health and safety of the public.

Within 30 days from the date of publication of this notice in the Federal Register, the applicant may file a request for a hearing and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the Commission's rules of practice in 10 CFR Part 2. If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

For further details with respect to this amendment, see (1) the application for license amendment filed January 2, 1971, Amendments 1 through 4 thereto, noted February 17, September 30, October 7, and November 18, 1971, respectively; (2) the Report of the Advisory Committee on Reactor Safeguards dated December 17, 1971; (3) the proposed amendment to the provisional operating license; and (4) a related Safety Evaluation prepared by the Division of Reactor Licensing, all of which are available for public inspection at the Commission's Public Document Room at 1717 H Street NW., Washington, DC. A copy of each of items (3) and (4) may be obtained upon request sent to the U.S. Atomic Energy Commission, Washington, D.C. 20544, Attention: Director of Reactor Licensing. As soon as they are available, and prior to issuance of the license amendment, a copy of the proposed revised Technical Specifications will be made available for public inspection at the Commission's Public Document Room.

Dated at Bethesda, Md., this 20th day of January 1972.

For the Atomic Energy Commission.

DONALD J. SIOVICH, Assistant Director for Reactor Operations, Division of Reactor Licensing.

[FR Doc.72-1125 Filed 1-25-72;8:51 am]

CIVIL SERVICE COMMISSION

MUSEUM SPECIALIST (ART), SMITHSONIAN INSTITUTION, WASHINGTON, D.C.

Manpower Shortage; Notice of Listing

Under provisions of 5 U.S.C. 5725, the Civil Service Commission found on January 4, 1972, a manpower shortage for a single position of Museum Specialist (Art), GS-1016-12, National Portrait...
Galaxy, Smithsonian Institution, Washington, D.C.

Assuming other legal requirements are met, an appointee to this position may be paid for the expense of travel and transportation to first post of duty.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SEYF, Executive Assistant to the Commissioners.
[FR Doc.72-1116 Filed 1-25-72;8:47 am]

MUSIC SPECIALIST (JAZZ), SMITHSONIAN INSTITUTION, WASHINGTON, D.C.

Manpower Shortage; Notice of Listing

Under provisions of 5 U.S.C. 5723, the Civil Service Commission found on January 18, 1972, a manpower shortage for a single position of Music Specialist (Jazz), GS-1051-12, Division of Performing Arts, Smithsonian Institution, Washington, D.C.

Assuming other legal requirements are met, an appointee to this position may be paid for the expense of travel and transportation to first post of duty.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SEYF, Executive Assistant to the Commissioners.
[FR Doc.72-1115 Filed 1-25-72;8:47 am]

COMMISSION ON HIGHWAY BEAUTIFICATION

HIGHWAY BEAUTIFICATION

Change of Starting Time of Initial Public Hearing

JANUARY 24, 1972.

The Commission on Highway Beautification hereby gives notice that its initial public hearing in Atlanta on January 31, 1972, is now scheduled to start at 10 a.m., instead of 10:30 a.m., at the Regency Hyatt House, 265 Peachtree Street NE.

The Notice of Initial Public Hearing was published in the Federal Register on January 12, 1972, at 37 F.R. 495.

Leo A. Byrne,
Staff Director and Counsel.
[FR Doc.72-1974 Filed 1-25-72;10:31 am]

FEDERAL COMMUNICATIONS COMMISSION

[DOCKET NO. 19260; FCC 72-66]

HANDLING OF PUBLIC ISSUES UNDER FAIRNESS DOCTRINE AND PUBLIC INTEREST STANDARDS

Order Extending Time

1. After the date for receipt of reply comments for Part III of the above-captioned notice relating to access to the broadcast media as a result of carriage of product commercials, the Commission received initial comments from the Federal Trade Commission, Students for Fair Access to the Media, Kool Radio Television, Inc., Physicians for Automotive Safety and the Southern Broadcasting Co.

2. While we do not normally favor late-filed comments, we believe that the importance of this proceeding warrants full consideration of these comments, and therefore other interested parties should be afforded an opportunity to reply to issues raised therein. We stress, however, that there is no need to file additional reply comments if prior filings have already addressed the points raised in these late-filed comments.

3. In view of the foregoing: It is ordered: That the above late-filed comments will be accepted for consideration, and that time for filing reply comments to them is extended 20 days from the date of release of this order.

Adopted and released: January 20, 1972.

FEDERAL COMMUNICATIONS COMMISSION,*
[SEAL] BEN F. WAPLE, Secretary.
[FR Doc.72-1140 Filed 1-25-72;8:49 am]

[FOC 72-62]

STANDARDS PROGRAM FOR INTERCONNECTION OF TELEPHONE DIALERS AND ANSWERING DEVICES

Establishment of Advisory Committee

JANUARY 19, 1972.

On December 16, 1971, the Chief, Common Carrier Bureau addressed a letter to the American Telephone and Telegraph Co., raising certain questions concerning the lawfulness of the tariff provisions and practices of the telephone companies insofar as they have been applied to customer-provided automatic dialers (e.g., the "Magcall") and to customer-provided automatic recording and answering devices (e.g., the "Code-a-Phone"). By letter of January 6, 1972, A.T. & T. responded to the staff's letter of December 16, 1971, and stated, among other things, that the Bell System again renewes its offer, in parallel with the PEK effort, "to continue to assist the Commission, the NARUC, and other interested parties in the development of a standards and certification program for application to these devices as a possible alternative to the present tariff approach."

As a result of informal conferences held by the staff with interested parties, drafts of proposed standards have been submitted by the makers of "Magcall" and "Code-a-Phone" devices that could be used as a basis for a standards and certification program for all such devices. The objectives of such program would be to help us resolve the questions of unlawfulness raised in the aforementioned letter of December 16, 1971, to A.T. & T. and to present to the public meaningful options of obtaining automatic dialers and answering and recording devices from sources other than the telephone company for use in connection with the telephone system under reasonable protective provisions.

In furtherance of the aforementioned objectives, the Commission, pursuant to the provisions of Executive Order 11007, February 26, 1963, has determined that the formation of an advisory committee to function as a task force for the purposes noted above is in the public interest in connection with the performance of the Commission's duties under the Communications Act of 1934. Accordingly, the Commission is establishing such a task force to be composed of representatives from the Commission, the National Association of Regulatory Utility Commissioners, the Rural Electrification Administration, communications common carriers, domestic manufactur- ers of automatic telephone dialers and automatic telephone recording and answering devices, and consumer groups.

This advisory committee will be expected to develop recommended standards and a recommended program of enforcement thereof that would give to customers the aforementioned options of obtaining their automatic telephone dialers and answering and recording device from sources other than the telephone companies for use in direct connection with the facilities of common carriers. The recommended standards and enforcement program should be the minimum deemed essential by the committee to protect the telephone company facilities from (a) excessive voltages, (b) improper network signaling and (c) line imbalance. We believe that the take-off of the preparatory work already done in this area, the committee should be able to submit its report and recommendations at an early date.

The names of the persons appointed to this advisory committee task force and the appointment of a chairmain will be announced later.

An organizational meeting will be held in the offices of the Commission in Washington, D.C. on February 1, 1972, at 10 a.m. Persons interested in serving on this committee are invited to attend.

Action by the Commission January 19, 1972.*

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE, Secretary.
[FR Doc.72-1073 Filed 1-25-72;8:49 am]

* Commissioners Duroh (chairman), Robert N. Lee, Johnson, Field and Wile.
UNITED TELEVISION CO., INC., ET AL.

Memorandum Opinion and Order Modifying Issue


1. This proceeding involves, inter alia, the application for renewal of license of television broadcast Station WFAN-TV and standard broadcast Station WOOK, Washington, D.C., licensed to United Television Co., Inc. and United Broadcasting Co., Inc., respectively (collectively referred to as "United"), and the application of Washington Community Broadcasting Co. (Community) for the comparative phase of the hearing reviewed by the Broadcast Bureau; and that two of Community's stockholders failed to report that they were directors of a corporation which had applied for a CATV franchise in the District of Columbia. Furthermore, United points out that the Examiner conceded that he had misunderstood the necessity of reporting such information. United alleges that none of the testimony referred to above was objected to by Community.

2. In its comments, the Broadcast Bureau stated that although it believes the wording of the § 1.65 issue to be sufficiently broad to permit consideration of the matters raised by United, United further states that Community stipulated that the issues would be sufficiently broad to permit consideration of the evidences already adduced.

3. In opposition, Community sets forth the § 1.65 issue in this proceeding, and argues that these exceptions clearly show that the Board intended the inquiry to be limited to Mr. Brooks. Community points out that United forced the Examiner to rule on the issue until the hearing sessions which commenced on October 18, 1971, and that, contrary to the positions taken by Community and the Bureau, it did not learn of the "significant omissions" at issue until the hearing sessions which commenced on October 6, 1971.

4. In reply, United first reiterates its contention that the notice grounds relied upon by the Examiner and by Community is rebuttable because Community's failure to object to the admission of the evidence in question. United submits that, absent a showing of good cause justifying enlargement of this time, the request should be denied.

5. In its comments, the Broadcast Bureau is dictating its president's admission that she did not understand the § 1.65 requirements. United argues that the significance of the matters it is raising goes beyond Mr. Magan's business interests and includes, for example, Mrs. Lawson's association with the National Bank of Washington, which bank, United states, is providing the entire financing for Community's proposal.

6. On November 6, 1971, Community submitted an amendment which, in part, sets forth changes in interests and offices of Community shareholders since the filing of its original application.

NOTICES

FEDERAL REGISTER, VOL. 37, NO. 17—WEDNESDAY, JANUARY 26, 1972
NOTICES

United alleges that Community delayed, without explanation, 11 months after addition of a financial issue against it before submitting this bank loan as part of its financial plans. This, in United's view, reflects Community's attitude toward its obligations to the Commission and adds further reason, United concludes, for examination of Community's "conduct" through enlargement of the issues.

7. The Review Board concurs in the Hearing Examiner's judgment that adequate notice was not afforded Community of the hearing and will affirm his ruling. A fundamental requisite of fair procedure is that of reasonable notice to the parties of the issues to be tried. Both the language of the § 1.65 issue specified by the Board and the underlying discussion made clear that the issue was limited in scope to one of Community's principals, Dr. Phillip C. Brooks. The Examiner so read the issue and therefore could not have been aware of the financial issues on the part of other Community principals to be tried. Accordingly, we shall deny the appeal from adverse ruling. However, we believe that the request for issues should be granted. Contrary to Community's position, this request was not initially raised before the Examiner but was placed before the Board on appeal when the Examiner refused to consider the disputed matters under the designated Issue. The alleged unreported interests of several members of Community listed in United's appeal as issue are those listed in the letter from one of these individuals submitted with United's opposition, raise a substantial question as to the applicant's compliance with § 1.65. Because these interests are not encompassed within the scope of the Board's earlier order, the existing § 1.65 issue will be appropriately modified. Also, since it appears that most of the facts upon which the examiner refused to consider the disputed matters were not known to United until the October 6, 1971, hearing session, and the petition has been filed within a reasonable time after that date, we believe that good cause for enlargement of the issue specified against Community or raising Community's "conduct" in general.

8. Accordingly, it is ordered, That the motion to accept late-filed pleading, filed October 22, 1971, by United Television Co., Inc. (WFAN-TV and United Broadcasting Co., Inc.) is granted; and

9. It is further ordered, That the appeal from the presiding officer's adverse ruling or, in the alternative, motion to enlarge the issue, filed October 29, 1971, by United Television Co., Inc. (WFAN-TV and United Broadcasting Co., Inc.) is granted to the extent indicated below, and is denied in all other respects; and that the request for leave to file additional statement concerning appeal, filed January 13, 1972, by United, is denied; and

10. It is further ordered, That the issue added by the Review Board by Memorandum Opinion and Order, 19 FCC 2d 1080, 17 RR 2d 467, released October 1, 1969, is modified to read as follows:

To determine whether Washington Community Broadcasting Co. its principal, Dr. Phillip C. Brooks, or any of the other principals, failed to keep its application up to date as required by § 1.65 of the rules; and if so, whether the failure is substantially worse on the applicant's comparative qualifications.

FEDERAL COMMUNICATIONS COMMISSION.*

[Seal] BEN P. WAPLE,
Secretary.

[FR Doc.72-1139 Filed 1-25-72;8:49 am]

FEDERAL POWER COMMISSION

[Docket No. CP72-174]

CITIES SERVICE GAS CO.

Notice of Application

JANUARY 19, 1972.

Take notice that on January 7, 1972, Cities Service Gas Co. (applicant), P.O. Box 25128, Oklahoma City, OK 73123, filed in Docket No. CP72-174 an application pursuant to section 7 (c) and 10 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction, installation, and operation of certain natural gas facilities and for permission of and approval to replace and abandon certain natural gas facilities to be reclaimed, all as more fully set forth in the application, which is on file with the Commission and open to public inspection.

Applicant proposes to Install and operate one 2,000 horsepower unit at each of its existing North Ulysses Compressor Stations in Kearny County, Kans., and Sublette Compressor Station in Haskell County, Kans.; one 2,400 horsepower unit at its existing Blackwell Compressor Station in Eddy County, Okla.; and to abandon by reclaiming approximately 10.8 miles of 16-inch obsolete and inadequate pipeline in Washington County, Okla.; and Montgomery County, Kans., and to replace it with a 16-inch pipeline. The total cost of the proposed facilities is estimated at $3,050,000 which applicant plans to finance from treasury cash.

Applicant states that the proposed project will enhance its ability to meet its customers' demands for natural gas under peak day and summer conditions, will permit operational flexibility, and will create needed reserve capacity.

Any person desiring to make any protest with reference to said application should on or before February 14, 1972, file with the Federal Power Commission, Washington, D.C. 20466, a protest against the application.

Take further notice that pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval from the Commission are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant to appear or be represented at the hearing.

KENNETH P. FLUMS, Secretary.

[FR Doc.72-1107 Filed 1-25-72;8:45 am]

[Seal] [Docket No. CP72-170]

COLORADO INTERSTATE GAS CO.

Notice of Application

JANUARY 18, 1972.

Take notice that on December 30, 1971, Colorado Interstate Gas Co. (applicant), P.O. Box 1087, Colorado Springs, CO 80901, filed in Docket No. CP72-170 an application pursuant to section (c)
NOTICES

of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of facilities to expand its transmission system capacity and to purchase, for resale, 2,000 MCF of natural gas per day from El Paso Natural Gas Co., to be transmitted via the interstate pipeline facilities of Consolidated Gas Supply Corporation, and to deliver such gas to the customers of the Commission's jurisdiction. Applicant proposes to increase its transmission system peak day sales capacity by an additional 46,200 MCF of natural gas to a total of 1,204,500 MCF by the construction and operation of the following facilities: a 3,300 horsepower addition at the existing Rawlins Compressor Station near Rawlins, Wyo.; a total of approximately 38.6 miles of 24-inch pipeline loop on applicant's Wyoming property and facilities of Consolidated Gas Supply Corporation, and to extend the transmission line to be installed at three locations; three new gas storage wells to be drilled and connected at the Fort Morgan Storage Field in Morgan County, Colo.; approximately 21.2 miles of 20-inch pipeline loop on its Fort Morgan-to-Weitskins storage pipeline; and a 3,300 horsepower addition to the existing Mocane Compressor Station in Beaver County, Okla. The estimated cost of all the proposed facilities is $8,415,835 with the Commission's rules.

Applicant states that the purpose of the proposed facilities is to provide sufficient capacity to permit it to take the maximum amount of natural gas that is available from the existing supplies in Wyoming, to enable it to take an additional 8,000 MCF of natural gas per day from El Paso Natural Gas Co. into its system, to enable it to meet peak day requirements of its resale firm customers, and to offset declining reservoir pressures. Applicant states that no new gas supplies will be attached but that increased volumes from existing supplies will be utilized.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 8, 1972, file with the Federal Power Commission, Washington, D.C. 20585, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.3 and 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party to a proceeding before the Commission on its own motion must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure (18 CFR 1.3 and 1.10), the Commission holds a formal hearing without further notice of such hearing will be filed within the time required herein, if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 8, 1972, file with the Federal Power Commission, Washington, D.C. 20585, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.3 and 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party to a proceeding before the Commission on its own motion must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure (18 CFR 1.3 and 1.10), the Commission holds a formal hearing without further notice of such hearing will be filed within the time required herein, if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 8, 1972, file with the Federal Power Commission, Washington, D.C. 20585, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.3 and 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party to a proceeding before the Commission on its own motion must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure (18 CFR 1.3 and 1.10), the Commission holds a formal hearing without further notice of such hearing will be filed within the time required herein, if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 8, 1972, file with the Federal Power Commission, Washington, D.C. 20585, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.3 and 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party to a proceeding before the Commission on its own motion must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure (18 CFR 1.3 and 1.10), the Commission holds a formal hearing without further notice of such hearing will be filed within the time required herein, if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 8, 1972, file with the Federal Power Commission, Washington, D.C. 20585, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.3 and 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party to a proceeding before the Commission on its own motion must file a petition to intervene in accordance with the Commission's rules.
The application seeks to delete from Article 30, paragraphs c and d, of the license, the commencement date of April 1, 1972, and the completion date of July 1, 1974, for Stage 3, and the commencement date of April 1, 1975, and completion date July 1, 1977, for Stage 4. Applicant wishes to amend Article 30 (c and d) to extend the commencement and completion dates of Stage 3 to April 1, 1974 and July 1, 1976, and for Stage 4, to April 1, 1977 and July 1, 1979.

Applicant states that the changes are necessary and desirable because the bonding and bonding authorization is insufficient at present for construction of Stages 3 and 4, and no increase from the Oklahoma legislature will be possible until after January 1972. Applicant states that it can fulfill its electric power requirements until 1976, the proposed date of completion for Stage 3.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 26, 1972, file with the Federal Power Commission, in accordance with the requirements of the Commission's rules, a petition to intervene or protest with the Federal Power Commission, 441 G Street NW., Washington, DC 20426.

Notice of Application for Rate Change

JANUARY 20, 1972.

Take notice that on January 14, 1972, Texas Eastern Transmission Corp. (Texas Eastern), filed in Docket No. RP72-98 an application for an increase in its resale rates of approximately $52,800,000 annually.

The nature of the filing is set out in the Company's transmittal letter as follows:

(1) Composed of Third Revised Volume No. 1 and 3rd Revised Sheets Nos. 222 and 235; (2) proposed to be effective as of February 13, 1972, which follows the end of the moratorium period established in Docket No. RP70-26; (3) includes a purchased gas adjustment clause; and (4) reflects an overall rate of return of 8.5 percent.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 441 G Street NW., Washington, DC 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before February 3, 1972. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. The Company's application is on file with the Commission and available for public inspection.

KENNETH P. FLUMS,
Secretary.

TRIDENT OIL AND GAS CORP.

Order Setting Matter for Hearing, Prescribing Procedure, and Granting Intervention

JANUARY 17, 1972.

On March 1, 1971, Trident Oil and Gas Corp. (Trident) filed an application for permission to abandon sales of natural gas to Texas Gas Transmission Corp. (Texas Gas) from acreage in the Monroe Field, Union, Ouachita, and Morehouse Parishes, North Louisiana.

In support of the proposed abandonment, Trident states that the volume of gas available from the dedicated acreage has been depleted and the operation of the wells and related gathering and compression facilities has become economically unfeasible. It is further stated that production from the forty wells involved has declined to an average of less than 20 Mcf per day per well.

On April 19, 1971, Texas Gas filed for leave to intervene in opposition to the proposed abandonment. In its petition, Texas Gas requests that the Commission set the matter for formal hearing for a determination of whether or not the dedicated reserves of natural gas have been depleted and other related issues.

Hence in Texas Gas' stated opposition and issues to be delved into during the course of this proceeding are (1) whether the continuous operation of the gas service is uneconomical, (2) whether the available supply of gas is depleted to the extent that continuation of service is unwarranted, and depleted to the extent that no further production can be obtained, (3) whether the proposed abandonment is consistent with the contract terms, (4) whether relief available under section 4 of the Natural Gas Act has been sought, (5) what size rate increase, if any, is necessary to make the sale and delivery of gas economically feasible, and (6) whether the present or future public convenience and necessity permit such abandonment.

The Commission finds:

(1) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing on the matters presented in Trident's application to abandon service.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the direct testimony of the proceeding be expedited in accordance with the procedures set forth below.

(3) Participation of the above-named petitioner (Texas Gas) may be in the public interest.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act particularly sections 7, 15, and 16 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act, a public hearing shall be held commencing February 8, 1972, at 10 a.m., e.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, DC 20426.

(B) After the hearing has commenced and testimony submitted, the presiding examiner shall recess the proceedings in favor of conduction of the hearing in chambers between the parties in order to facilitate the resolution of any issues and other related matters. If the parties are unable to reach an agreement then cross-examination shall proceed immediately.

(C) On or before February 1, 1972, Trident shall prepare and file with the Commission and serve, on the presiding examiner, the Commission's Staff, and Trident, prepared written testimony in support of its position.

(D) On or before February 1, 1972, Texas Gas shall file and serve, on the presiding examiner, the Commission's Staff, and Trident, prepared written testimony in support of its position.

(E) The above-named party, which has filed a petition to intervene herein, is hereby permitted to become an intervenor in this proceeding subject to the rules and regulations of the Commission. Provided, however, That the participation of said intervenor shall be limited to matters affecting asserted rights and interests specifically set forth in its petition for leave to intervene: And provided, further, That the admission of said intervenor shall not be construed as recognition by the Commission that it might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(F) A presiding Examiner to be designated by the Chief Examiner for that particular proceeding shall convene the hearing pursuant to the Commission rules of practice and procedure.

(G) The Secretary shall cause prompt publication of this order to be made in the Federal Register.

By the Commission.

[SEAL] KENNETH P. FLUMS,
Secretary.

TEXAS EASTERN TRANSMISSION CORP.

[FR Doc. 72-1111 Filed 1-25-72; 8:45 am]
Pursuant to section 21 of the Federal Power Act, as amended, and parable to an agency draft statement of the Commission regulations under the Natural Gas Act, the examiner is authorized to conduct proceedings in accordance with the procedures outlined in Docket No. 27. Any person wishing to become a party to the proceeding, and intervenor, may file a statement of position with the Commission. The examiner's indication of the applicability of the procedures is hereby made.


UNITED GAS PIPE LINE CO. AND SOUTHERN NATURAL GAS CO.

Notice of Petition to Amend

Take notice that on January 19, 1972, United Gas Pipe Line Co. (United), 1500 Southwest Tower, Houston, Tex. 77002, and Southern Natural Gas Co. (Southern), Post Office Box 2565, Birmingham, AL 35202, filed Docket No. CP71-166, a petition to amend the order of the Commission issued in subject docket on May 3, 1971, by authorizing two additional delivery points in Iberia and Plaquemines Parishes, La., and the exchange of certain volumes of gas, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Petitioners propose to exchange gas at an existing delivery point, Plaquemines Bay Field, Plaquemines Parish, La. The gas would be delivered by Southern to United for the account of Southern and by United to Plaquemines Parish, La., and the exchange would be consummated by the gas being delivered to United in Iberia Parish, La., and the gas would be delivered by United to Southern.

The revised environmental statement prepared by El Paso Natural Gas Co., pursuant to the wishes of the Presiding Examiner in the proceeding in Docket No. R-418, is available for public inspection in the Commission's Office of Public Information, Room 2523, General Accounting Office, 441 G Street NW., Washington, DC. Copies will be available from the National Technical Information Service, Department of Commerce, Springfield, Va. 22151.

The environmental statement is hereby made.


Notice of Availability of Environmental Statement for Inspection

Notice is hereby given that on January 21, 1972, in view of the Presiding Examiner's indication of the applicability of the procedures outlined by § 218(a)(2) of the Commission regulations under Order No. 411, FERC 218(a), 39 U.S.C. 212 et seq. (November 30, 1971) a draft environmental statement containing information comparable to an agency draft statement pursuant to section 7 of the Guidelines of the Council on Environmental Quality (38 F.R. 7724, April 23, 1971) was placed in the public files of the Federal Power Commission. This statement deals with proposed revised tariff sheets to El Paso Natural Gas Co., FPC Tariff Original Volume 1. These proposed revised tariff sheets were submitted pursuant to Commission's order dated February 14, 1972.

The revised environmental statement is hereby made.


Notice of Receipt of Application

Notice of receipt of the application has been given in accordance with section 8(b) of the Act, and the time for filing comments and views has expired. The Board has considered the application and all comments received in the light of the factors set forth in section 8(e) of the Act (12 U.S.C. 1842(c)) and finds that:

Applicant, the largest banking organization and largest bank holding company in Missouri on the basis of deposits, has five subsidiary banks with aggregate deposits of $1.12 billion, representing 0.8 percent of the total commercial bank deposits in the State. (All banking data are as of June 30, 1971, adjusted to reflect holding company acquisitions and reorganizations approved by the Board through November 30, 1971.) Consumption of the proposal herein would increase Applicant's share of commercial bank deposits in the State by less than 0.1 percentage point.

Bank ($9.7 million of deposits) is one of the smaller banks operating in the St. Louis banking market, and is the smallest of four banks in Bank's primary service area, which is approximated by St. Charles and the immediate surrounding area. The St. Charles area has enjoyed substantial population growth in the past, and the prospects for the area's economic growth appear highly favorable. Two of applicant's subsidiary banks, including its lead bank ($968 million of deposits), are located 23 miles from Bank. While there appears to be some competition between Bank and applicant's subsidiaries in the St. Louis area, and some potential for such competition, consummation of the proposed acquisition is not likely to substantially lessen competition nor to have any significant effect on competition in any relevant area. Furthermore, the proposal herein is not likely to have any adverse effects on Bank's competitors or would it raise any significant barriers to entry into the area.

The financial and managerial resources and prospects of Applicant, its subsidiaries, and Bank are all regarded as satisfactory and consistent with approval of the application. Applicant proposes to assist Bank in enlarging its mortgage lending services and in establishing additional services such as trust and bond services. The addition and expansion of such services should enhance Bank's ability to meet the expanding needs of its service area. Furthermore, consummation of the proposed acquisition would be in the public interest, and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction 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, January 18, 1972.

[Seal]

**TYYAN SMITH,**

Secretary of the Board.

[FR Doc.72-1094 Filed 1-23-72;8:45 am]

### SOCIETY CORP.

Order Approving Acquisition of Bank

Society-Corp., Cleveland, Ohio, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's prior approval under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire 58 percent of the voting shares of The First National Bank & Trust Co., Columbus, Ohio (Bank).

Notice of receipt of the application has been given in accordance with section 3(b) of the Act, and the time for filing comments and views has expired. The Board has considered the application and all comments received in the light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)) and finds that:

Applicant controls 11 banks with aggregate deposits of approximately $1,147 million, representing 5.2 percent of the total commercial bank deposits in Ohio and is the fifth largest banking organization in the State. (All banking data as of June 30, 1971, and refined reflecting company formations and acquisitions approved by the Board through November 30, 1971.)

Consummation of the acquisition of Bank ($19 million deposits) would add less than 1 percent to applicant's aggregate deposits.

Though Bank is the ninth largest of 49 banking organizations in the Columbus area, it controls less than 1 percent of the area deposits. Applicant's acquisition of Bank would constitute its initial entry in the Columbus area.

Applicant's nearest subsidiary to Bank is located over 25 miles away, and there is little existing competition between this subsidiary or any other of applicant's subsidiaries and Bank. Moreover, due to the distances involved and Ohio's branching law, and other facts of record, there appears to be only a slight possibility of substantial potential competition developing between any of applicant's subsidiaries, or applicant itself and Bank. On the other hand, applicant's acquisition of Bank could make the latter a stronger competitor in the Columbus area, which is dominated by three large holding companies. On the basis of the record before it, the Board considers that consummation of the proposed would not adversely affect competition in any relevant area.

The financial and managerial resources and future prospects of applicant, its subsidiaries and Bank appear to be satisfactory and consistent with approval of the application. Considerations relating to the convenience and needs of the community to be served lend some weight toward approval of the application, since applicant proposes to expand Bank's trust services; to provide participation lending arrangements; and to institute a credit card program. It is the Board's judgment that the proposed acquisition would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The transaction 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 Cleveland pursuant to delegated authority.

By order of the Board of Governors, January 18, 1972.

[Seal]

**TYYAN SMITH,**

Secretary of the Board.

[FR Doc.72-1095 Filed 1-23-72;8:45 am]

### WYOMING BANCORPORATION

Acquisition of Banks

Wyoming Bancorporation, Cheyenne, Wyo., has applied in three separate applications, as set forth below, for the Board's approval under section 3(a)(3) of the Bank Holding Company Act (12 U.S.C. 1842(a)(3)):

1. To acquire 58 percent or more of the voting shares of The First National Bank of Lander, Lander, Wyo.;
2. To acquire 84 percent or more of the voting shares of Stockmans National Bank of Rawlins, Rawlins, Wyo.; and
3. To acquire 84 percent or more of the voting shares of Stockmans National Bank of Lusk, Lusk, Wyo.

The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The applications may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the applications should submit his views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than February 21, 1972.


[Seal]

**TYYAN SMITH,**

Secretary of the Board.

[FR Doc.72-1114 Filed 1-25-72;8:47 am]

### GENERAL SERVICES ADMINISTRATION

[Wildlife Order 93, 1-XY-671]

CAPE VINCENT NATIONAL FISH HATCHERY, CAPE VINCENT, N.Y.

Transfer of Property

Pursuant to section 2 of Public Law 537, 86th Congress, approved May 19, 1948 (16 U.S.C. 667c), notice is hereby given that:

1. By deed from the United States of America dated December 29, 1971, the property known as the Cape Vincent National Fish Hatchery, Cape Vincent, N.Y., consisting of 31.98 acres of land with water and sewage line easements and improvements, and more particularly described in the deed, has been transferred from the United States to the State of New York.

2. The above described property was transferred for fish and wildlife purposes in accordance with the provisions of section 1 of said Public Law 537 (16 U.S.C. 667b).

Dated: January 17, 1972.

**RICHARD W. AUSTIN,** Assistant Commissioner, Office of Real Property.

[FR Doc.72-1146 Filed 1-25-72;8:50 am]

### SECRETARY OF DEFENSE

Delegation of Authority

1. Purpose. This regulation delegates authority to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government in an electric service rate proceeding.

2. Effective date. This regulation is effective immediately.

3. Delegation, a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections, 201(a) (4) and 205(d) (40 U.S.C. 651(a) (4) and 656(d)), authority is delegated to the Secretary of Defense to represent the consumer interests of the executive agencies of the Federal Government before the State Corporation Commission of Kansas in a proceeding (Docket No. 92,581-U) involving the application of the Kansas Gas and Electric Co. for a rate increase.

b. The Secretary of Defense may delegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and, further, shall be exercised in cooperation with...
NOTICES

the responsible officials, officers, and employees thereof.

Rod K. Krehel,
Acting Administrator
of General Services.


[FED REG D. 072-1148 Filed 1-25-72;8:49 am]

NATIONAL AERONAUTICS AND
SPACE ADMINISTRATION

[Notice 72-1]

FINAL ENVIRONMENTAL IMPACT
STATEMENT

Public Notice Regarding Availability

Notice is hereby given of the public availability of the final Environmental Impact Statement for the Pioneer F/G Program of the National Aeronautics and Space Administration.

Comment is invited on the Environmental Statement for the Pioneer F/G Program were previously solicited from State and local agencies and members of the public through a notice in the Federal Register of August 25, 1971.

Copies of the draft statement were sent to the Office of Management and Budget, the Council on Environmental Quality, and the Environmental Protection Agency.

Copies of the final statement will be furnished to the Office of Management and Budget and the Council on Environmental Quality.

Columbia Gas System, Inc.

Notice of Proposed Issue and Sale of Installment Notes to Holding Company

January 20, 1972.

Notice is hereby given that the Columbia Gas System, Inc. (Columbia), 20 Montchanin Road, Wilmington, DE 19807, a registered holding company, and its wholly-owned subsidiary companies listed above have filed an application-declaration and an amendment thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 (Act), designating sections 6(a), 6(f), 7, 9, 10, and 12(f) of the Act and Rule 43 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application-declaration, which is summarized below, for a complete statement of the proposed transactions.

The subsidiary companies have outstanding unsecured promissory notes payable to Columbia, matured February 25, 1972, and issued during 1969 and 1970 to provide funds for construction, as follows:

Columbia Gas Transmission Corp. $83,600,000 Columbia Gas of Kentucky, Inc. 1,030,000 Columbia Gas of Virginia, Inc. 655,000 Columbia Gas of Ohio, Inc. 7,540,000 The Ohio Valley Gas Co. 1,005,000 The Preston Oil Co. 1,040,000 Columbia Gas of Pennsylvania, Inc. 2,785,000 Columbia Gas of New York, Inc. 276,000 Columbia Gas of Maryland, Inc. 505,000 Columbia Gulf Transmission Co. 40,785,000 The Inland Gas Co., Inc. 50,000 Columbia Gas of West Virginia, Inc. 1,060,000

Total 100,000,000

It is now proposed that the above-mentioned unsecured promissory notes be repaid from the proceeds of the issuance and sale of an aggregate amount of 25-year installment promissory notes, divided equally by each subsidiary company into two series designated A and B. The notes will be nonregistered and dated the date of their issue. The principal amount will be due in 25 equal annual installments on May 31 of each of the years 1973 to 1997, inclusive. Interest is to be paid semiannually on May 31 and November 30 on the unpaid principal thereof, commencing on May 31, 1973. Initially, the interest rate will be the commercial lending rate in effect from time to time at Morgan Guaranty Trust Co. of New York (Morgan), which is equal to the interest rate on the aforementioned short-term bank loans (File A No. 70-5124). With respect to the above-mentioned Series A notes, the minimum commercial lending rate at Morgan will be in effect from the date of their issue to May 25, 1972; and with respect to the Series B notes, the minimum commercial lending rate at Morgan will be in effect from the date of their issue to January 25, 1973. Such periods coincide with the dates of Columbia's obligation to repay the aforementioned proposed short-term bank loans. The proposed installment promissory notes, both the Series A and Series B notes, will, after May 25, 1972, and January 25, 1973, respectively, each bear interest at a rate equal to Columbia's cost of the last sale of debentures prior to said dates, increased by an amount necessary in order that the interest rate be a multiple of 3/4 of 1 percent.

The application-declaration states that expenses to be incurred by Columbia and its subsidiary companies in connection with the proposed transactions are estimated at $75 and $270,000, respectively, and that $550 of these aggregate expenses are for services, at cost, to be provided by Columbia Gas System Service Corp.

It is further stated that authorizations of the sale of securities required from the Public Service Commission of West Virginia, the Kentucky Public Service Commission, the State Corporation Commission of Virginia, the Pennsylvania Public Utilities Commission, and the New York Public Service Commission, and that no other State commission or Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than February 14, 1972, request in writing that a public hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact and law raised by the filing: which he deems to be controverted; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 25 miles from the point of mailing) upon the applicants-declarants at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as amended or as it may be further amended, may be granted and made effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as
provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or whose 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] RONALD F. HUNT, Secretary.

[FED Doc.72-1117 Filed 1-25-72:8:47 am]

VETERANS ADMINISTRATION
STATEMENT OF ORGANIZATION

Miscellaneous Amendments

The VA (Veterans Administration) statement of organization (32 F.R. 9707, 34 F.R. 14406) is amended to read as follows:

1. In section 1, General, paragraph (a)(2) is amended to read as follows:

Section 1. General. • • •

(b) General description of organization. • • •

(2) The VA is organizationally divided as follows: (i) The Central Office. The Central Office of the VA consists of the following staff offices and departments:

STAFF OFFICES

Information Service. • • •
Office of the Controller. • • •
Office of the General Counsel. • • •
Office of Management and Evaluation. • • •
Contract Compliance Service. • • •
Office of Construction. • • •
Office of Personnel. • • •
Office of Administrative Services. • • •

DEPARTMENTS

Department of Medicine and Surgery. • • •
Department of Veterans Benefits. • • •
Department of Data Management. • • •

(ii) The Field stations. This term applies to Veterans Administration installations located in the field, and includes the following:

Insurance centers. • • •
Regional offices. • • •
Veterans Benefits Office—District of Columbia. • • •
Hospitals. • • •
VA centers. • • •
Domiciliaries. • • •
Outpatient clinics. • • •
VA offices. • • •
Supply depot. • • •
Marketing center. • • •
Forms and publications depot. • • •
Data processing centers. • • •

2. In section 2, Central Office, paragraphs (a), subparagraphs (3) and (4) are amended and subparagraphs (6) and (8) are revoked as follows:

Sec. 2. Central Office.—(a) Office of the Administrator. • • •

(3) Associate Deputy Administrator. (i) The Associate Deputy Administrator assists the Administrator in the overall administration of the VA. He has primary responsibility in the areas of construction and administrative services. He is responsible for coordination of the VA construction function and for relations external to the agency dealing with construction. He acts for the Deputy Administrator in the latter’s absence and for the Administrator in the absence of both the Administrator and the Deputy Administrator.

(ii) The Associate Deputy Administrator for Construction and the Manager, Administrative Services, report to the Administrator and the Deputy Administrator through the Associate Deputy Administrator.

(iv) Assistant Deputy Administrator. (i) The Assistant Deputy Administrator, as full assistants to the Administrator and the Deputy Administrator, participates in high-level policy discussions and contributes recommendations regarding solutions of problems and decisions to be made on all program matters, as delegated by VA. As directed, he represents the Administrator with the Congress, and other Federal agencies. He is responsible for the VA’s emergency planning functions. He also acts for the Associate Deputy Administrator in the latter’s absence and for the Deputy Administrator in the absence of both the Deputy Administrator and the Administrator. He participates in the development of the VA’s strategic plan. He also acts for the Deputy Administrator in the absence of both the Administrator and the Deputy Administrator.

(ii) The Director, Contract Compliance Service, reports to the Administrator and Deputy Administrator through the Assistant Deputy Administrator.

(6) Office of the Executive Assistant. [Revoked]

(8) Administrator’s Advisory Council. [Revoked]

3. In section 2, Central Office, paragraphs (b), subparagraphs (5), (6), and (8) are amended and the following added:

(a) Staff office. • • •

(2) Office of the Controller. The Controller: • • •

(vii) Conducts surveys and studies, and prepares analyses of recommendations on financial management practices and policies, as well as of individuals and organizations having dealings with the VA.

(x) Conducts administrative investigations covering all activities of the VA as well as of individuals and organizations having dealings with the VA.

(xii) Furnishes advice, guidance, and assistance to the Administrator, Deputy Administrator, or Associate Deputy Administrator of Veterans Affairs.

(xv) As the designee of the Administrator, makes the agency decision on formal complaints of discrimination filed by VA employees or qualified applicants for employment.

(xvii) Represents the VA during proceedings in cases coming within the purview of title VI of the Civil Rights Act of 1964, after a determination that compliance with the Act cannot be secured by voluntary means.

(xviii) Prepares the Government defense in case of appeals of contractors from decisions of VA contracting officers under construction, architect-engineer, and supply contracts, in Central Office and at field stations. Represents the VA contracting officers before the VA Contract Appeals Board and provides counsel to represent the Government in appeals under supply contracts.

(iv) Office of Management and Evaluation. This Assistant Administrator for Management and Evaluation: (i) Formulates and recommends to the Administrator general policies and plans of the VA-wide program and makes recommendations relating to the following activities:

(a) Management engineering (including specific programs such as manpower utilization and systematic reviews of programs and operations).

(b) Internal audits and program reviews.

(c) Fiscal audits.

(d) Appraisal programs.

(e) Paperwork management.

(f) Research.

(g) Security.

(ii) Seeks out new ideas, new skills, new methods, and technologies in the field of management engineering and in collaboration with the departments and staff offices selectively facilitates their development and operation through grants, publications, training, and other means.

(iii) Conducts the conduct of necessary studies and research to determine policy requirements to meet the above areas.

(iv) Conducts the conduct of systems analysis studies, surveys, and special studies authorized by the Administrator, Deputy Administrator, or Associate Deputy Administrator of Veterans Affairs.

(v) Formulates criteria for the development and operation of management and operating standards systems.

(vi) Provides needed technical staff management engineering assistance to department and staff office heads.

(vii) Conducts internal audits of all activities and elements and reviews all programs of VA as a basis for protective and constructive service to management.

(viii) Conducts fiscal audits of all activities and elements of VA.

(ix) Conducts administrative investigations covering all activities of the VA as well as of individuals and organizations having dealings with the VA.

(x) Operates a technical laboratory for the examination, analysis, identification, and classification of handwriting, typewriting, questioned documents, fingerprints, and other material subject to laboratory analysis.

(xii) Conducts VA-wide personnel and document security program.

(xii) Submits appraisals and reports for the use of the Administrator, Deputy Administrator, or Associate Deputy Administrator of Veterans Affairs; disseminates information from these reports to the heads of departments and other top officials of the VA to assure that corrective action is accomplished by the responsible officials in accordance with instructions of the Administrator.

(xiii) Furnishes advice, guidance, and assistance to the Administrator, department heads, and top staff officials in connection with the above activities.

FEDERAL REGISTER, VOL. 37, NO. 17—WEDNESDAY, JANUARY 26, 1972
NOTICES

The Deputy Chief Medical Director serves as the immediate and full assistant to the Chief Medical Director and, as delegated by him or in his absence, performs any statutory, or other duty which he is authorized to perform with respect to the department.

The Associate Deputy Chief Medical Director serves as an assistant to the Chief Medical Director and the Deputy Chief Medical Director.

The Executive Assistant assists the Chief Medical Director and the Deputy Chief Medical Director in the discharge of their duties; serves as their principal staff advisor and representative on administrative matters in the field of hospital, clinic, and domiciliary administration; provides leadership and advice at all echelons of the organization on management problems relating to the mission and operation of the department; provides general guidance to adjunct staff elements.

The Associate Deputy Chief Medical Director for Field Operations exercises direct line supervision from the Office of the Chief Medical Director to the field stations. Works in close coordination with the VA Contract Compliance Service in directing and coordinating systemwide departmental operations.

(i) Office of the Assistant Chief Medical Director for Professional Services. The Assistant Chief Medical Director for Professional Services: (a) Is responsible to the Chief Medical Director for the planning, implementation, and evaluation of professional standards for the department.

(b) Advises and assists the Chief Medical Director and his staff on professional standards issues.

(c) Provides professional standards for the department.

(d) Provides support, guidance, and coordination for the Directors of Professional Services and Special Staffs in carrying out their assigned responsibilities and evaluates performance.

(e) Recommends policies, plans, and objectives pertaining to Administrative Assistants to the Chief of Staff.

(ii) Office of the Assistant Chief Medical Director for Research and Education in Medicine. The Assistant Chief Medical Director for Research and Education in Medicine, (a) Formulates and recommends policies and programs for departmentwide application pertaining to research and education in medicine.

(b) Develops and administers a coordinated research program.

(c) Develops and coordinates programs of medical, paramedical, and medical administrative education.

(d) Appraises the effectiveness of policies and plans pertaining to research and education in medicine activities.

(e) Collects and disseminates information of a purely professional, scientific or technical, non-directive nature to research and education staff in hospitals, domiciliaries, clinics, and restoration centers.

(ii) Office of the Assistant Chief Medical Director for Dentistry. The Assistant Chief Medical Director for Dentistry: (a) Formulates and recommends policies, and plans and professional standards, of departmentwide application, pertaining to a program of dental care.

(b) Develops and recommends standards governing kinds and quality of staff, facilities, equipment, and supplies needed for an integrated program of dental care. Collaborates with the Assistant Chief Medical Directors and other elements of the Chief Medical Director's staff in developing and maintaining unified planning and operations.

(c) Appraises the effectiveness of policies and plans pertaining to dental services, and the validity of professional standards.

(d) Collects and disseminates information of a purely professional, non-directive nature, dealing with clinical and scientific matters, to professional staffs of hospitals, domiciliaries, clinics, and restoration centers.

(e) Maintains liaison with dental activities in other Federal agencies and dental organizations.

(f) To the extent delegated by the Chief Medical Director, has jurisdiction over and responsibility for the conduct of the dental activities.

(iv) Office of the Assistant Chief Medical Director for Administration and Facilities. The Assistant Chief Medical Director for Administration and Facilities: (a) Is assigned responsibility for the supervision and management of departmental activities relating to health care facilities, building management, engineering, medical administration, supply, safety and fire protection, management analyst program, and emergency planning coordination.

(b) Takes independent action on the field activation and deactivation instructions and coordination of their implementation, which may require the personal attention of the Chief Medical Director.

(v) Office of the Assistant Chief Medical Director for Planning and Evaluation. The Assistant Chief Medical Director for Planning and Evaluation: (a) Manages a staff activity relating to departmentwide planning, design of evaluation and quality control techniques, health systems research and development, sharing programs and data management liaisons.

(b) Coordinates clinical and clinical support services with operating and research activities to achieve unified planning and consistent policies and objectives for a total program of medical care, education, training, and research.

(c) Assists in the maintenance of professional standards for the kinds and quality of staff, facilities, equipment, and supplies needed by the approved medical program.

(d) Appraises departmentwide medical operations for conformance with
established policies, standards, and objectives.

(c) Collects and disseminates pertinent professional and technical information relating to his areas of responsibility.

(d) Maintains close rapport with non-VA professional and allied health care groups, agencies, and individuals.

(e) Recommends policies and develops techniques, programs, and plans concerning audits and surveys conducted by elements internal and external to the VA of the department's programs and activities in Central Office and field installations. These audits and surveys evaluate policies, management, operations, quality of care, organization, and manpower utilization. Evaluates effectiveness of survey techniques and methodologies used by the department.

(f) Responsible for departmental coordination and liaison with the Department of Data Management on all matters relating to developmental activities affecting operating programs and changes in health care delivery systems.

(g) As required, reviews proposed facility modernization and alteration plans to assure that they incorporate the most effective and economical design, systems, and equipment for accomplishment of mission objectives.

(h) Develops facility evaluation criteria with the advice and assistance of concerned program officials.

(i) Regional Medical Directors. The director: (a) Is responsible to the Associate Deputy Chief Medical Director for Field Operations for the supervision of field stations within assigned geographical boundaries.

(j) Participates with field station management and Central Office staff in the establishment and revision of station missions.

(k) Participates with Central Office staff in evaluating and establishing priorities for all special medical treatment programs and facilities.

(l) Appraises and evaluates the management of field station operations and quality of medical care programs through the use of intra-VA and extra-VA specialty consultants. Conducts comprehensive surveys and special visits to evaluate policies, management, operations, and manpower utilization.

(m) Provides the Associate Deputy Chief Medical Director (for Field Operations) with current and objective information on the total operation of individual field stations.

(n) Coordinates effective working relationships between field stations and affiliated training and health care institutions.

(o) Assures that all approved recommendations regarding operations of field stations made by Internal Audit, General Accounting Office and the Joint Commission on Accreditation of Hospitals are implemented by management.

5. In section 2, Central Office, paragraph (e), subparagraph (3), subdivisions (ix) and (x), are amended to read as follows:

6. In section 3, the introductory portion and paragraphs (a), (b), (d), (j), and (k) are amended to read as follows:

Sec. 3. Field Stations. VA centers, domiciliaries, hospitals, insurance centers, data processing centers, and regional offices, located throughout the United States, and the Veterans Benefits Office, located in the District of Columbia, facilitate the granting of VA benefits provided for veterans and their dependents. Under the jurisdiction of regional offices are located VA offices to render service to veterans nearer their homes. Outside the United States, a regional office in the Philippines and a Veterans Administration center (hospital and regional office) is located at San Juan, P.R.

(a) Insurance Centers. The VA Department of Veterans Benefits, operates Insurance field activities through two VA Centers—at Philadelphia and St. Paul. They provide policy, underwriting and claims services to beneficiaries, and administer benefit programs to men and veterans within assigned geographical areas, as well as insurance death settlements to surviving beneficiaries. All WW I U.S. Government Life Insurance policyholders, and those with WW II National Service who pay premiums by allotment from service department or qualifying employer pay or deduction from VA benefit.
NOTICES

[FEDERAL REGISTER, VOL. 37, NO. 17-WEDNESDAY, JANUARY 26, 1972]

payments are serviced only at the Philadelphia VA Center. All remaining accounts are distributed between Philadelphia and St. Paul based on their areas of jurisdiction (the Mississipi River is the approximate dividing line).

(b) Regional Office. A VA regional office is a field station which grants benefits and services provided by law for veterans, their dependents, and beneficiaries in an assigned territory; furnishes information regarding VA benefits and services; adjudicates claims and makes awards for disability compensation and pension; determines eligibility for hospitalization; handles guardianship and fiduciary matters and authorized legal proceedings; aids, guides, and prescribes vocational rehabilitation training and adminsters educational benefits; guarantees loans for purchase or construction of homes, farms, or business property and, under certain conditions, makes direct home loans; processes death claims; aids and otherwise assists beneficiaries within an assigned territory; furnishes information regarding VA benefits and services; and supervises VA offices under its jurisdiction. The regional office is responsible for the implementation and administration of programs developed to support VA medical, veterans educational, and allied health personnel training and counseling programs. Many hospitals are equipped to render specialized services. Many hospitals also frequently affiliated with medical schools to provide training and administer educational programs to veterans in foreign countries.

INTERSTATE COMMERCE COMMISSION

ASSIGNMENT OF HEARINGS


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 where appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.


MC 111740 Sub 426, White Shaw Frozen Express, Inc., assigned February 23, 1973, MO 133915 Sub 6, Raymond L. Nelson and Patrick Fitzmorris, doing business as Brief Cartage Co., assigned February 24, 1973, will be held in Room 1063 Federal Building, 1100 Commerce Street, Dallas, TX.


MC 121339 Sub 1, Exon, Inc., assigned February 23, 1973, at Chicago, Ill, is canceled.


(j) Data Processing Center. A VA Data Processing Center (DPC) is responsible for the implementation and maintenance of automated systems developed to support VA medical, veterans benefits and administrative programs. There are a number of data processing centers throughout the United States. DPCs in the United States at Atlanta, Ga.; Austin, Tex.; Boston, Mass.; Hines, Ill.; Los Angeles, Calif.; Philadelphia, Pa.; St. Louis, Mo.; St. Paul Minn.; Washington, D.C.; and Philadelphia VA Center.

(g) Services to veterans in foreign countries. Services to veterans in foreign countries are normally provided by the Veterans Benefits Office, in cooperation with embassies or consulates of the Department of State. Additional services are provided by the Manila Regional Office, Republic of the Philippines.

By direction of the Administrator.

FRED B. ROBES, Deputy Administrator.

[FR Doc.72-1135 Filed 1-25-72; 8:49 am]

FEDERAL REGISTER, VOL. 37, NO. 17-WEDNESDAY, JANUARY 26, 1972

NOTICES

INTERSTATE COMMERCE COMMISSION

ASSIGNMENT OF HEARINGS


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 where appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.


MC 132470 Sub 4, J. D. Dunbar, now assigned February 1, 1973, at Atlanta, Ga., is continued to February 25, 1973.

MC-P 11188, Terminal Transport Co., Inc.—purchase (portion)—Michigan Express, Inc., and Cushman Motor Delivery Co., MO-P 11363, Elmer Freight, Inc.—purchase (portion)—Michigan Express, Inc., assigned February 14, 1973, will be held in Room 5207, Federal Building, 1100 Commerce Street, Chicago, IL.

Mc 136574, Parthum Motor Freight Co., assigned February 9, 1973, will be held in the V.A. Conference Room 243, Courthouse Building, Broad and Eighth Streets, Nashville, TN.

MC 133055 Sub 6, Texas Continental Express, Inc., assigned February 23, 1973, will be held in Room 5207 Federal Building, 1100 Commerce Street, Dallas, TX.


FOURTH SECTION APPLCATIONS FOR RELIEF


Protests to the granting of an application must be prepared in accordance with 1100.40 of the general rules (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the Federal Register.

LONG-AND-SHORT HAUL

FSA No. 42338—Calcium chloride from Amherstburg and Quinte, Ontario, Canada. Filed by Trillium Executive Association-Eastern Railroads, at 35085, 1010 Eleventh Street, NW, Washington, D.C.

Rates on calcium chloride, in carloads, as delivered from Amherstburg and Quinte, Ontario, Canada, to points in official territory, from April 1, 1972, to May 31, 1972.
NOTICES

agent, tariff ICC C-733. Rates are published to become effective on February 12, 1972.

FSA No. 42339—Iron or steel sheet from Ashland, Ky., filed by M. B. Hart, Jr., agent (No. A5294), for interested rail carriers. Rates on iron and steel sheet in carloads, as described in the application, from Ashland, Ky., to Clinton, Miss.

Grounds for relief—Rate relationship.

FSA No. 42340—Iron and steel articles between points in Illinois Freight Association Territory. Filed by Illinois Freight Association, agent (No. 373), for interested rail carriers. Rates on iron and steel articles in carloads, as described in the application, from and to points in Illinois Freight Association territory.

Grounds for relief—Carrier competition.

By the Commission.

ROBERT L. OSWALD, Secretary.

[FR Doc. 72-1159 Filed 1-25-72; 8:50 am]

[No. MC-6899]

GREYHOUND LINES

Limitation of Free Baggage Allowance; Extension of Time

January 14, 1972.

At the request of Mr. John S. Pessenden, attorney for respondent, the time for filing initial statements has been extended from January 26, 1972, to March 13, 1972. The time for filing reply statements has been extended from February 28, 1972, to April 12, 1972.

ROBERT L. OSWALD, Secretary.

[FR Doc. 72-1152 Filed 1-25-72; 3:50 am]

[Notice 3]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES


The following letter-notices of proposals to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission under the Commission's revised Deviation Rules—Motor Carriers of Passengers, 1969 (49 CFR 1042.4(d)(112)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 1042.2(o)(9)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 1042.2(o)(9)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's revised deviation rules—motor carriers of property, 1969, will be numbered consecutively for convenience in identification and protests, if any, should refer to such letter-notices by number.

MOTOR CARRIERS OF PASSENGERS

No MC-109780 (Deviation No. 39), CONTINENTAL TRAILWAYS, INC., 300 South Broadway Avenue, Wichita, KS 67201, filed January 10, 1972. Carrier proposes to operate as a common carrier, by motor vehicle, of passengers and their baggage, and express and newspapers in the same vehicle with passengers, over a deviation route as follows: From junction U.S. Highway 54 and Interstate Highway 77 near Onarga, Ill., over Interstate Highway 57 to junction Interstate Highway 72, thence over Interstate Highway 72 to Junction Illinois Highway 47, thence over Illinois Highway 47 to junction Illinois Highway 48 near Cizco, Ill., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same commodities, over a pertinent service route as follows: From Chicago, Ill., over U.S. Highway 41 to Hammond, Ind., thence over U.S. Highway 6 to Harvey, Ill., also from Hammond over Sibley Boulevard (to Harvey), thence over U.S. Highway 54 via Kankakee, Ill., to junction Illinois Highway 115, thence over Illinois Highway 115 to junction U.S. Highway 54, thence over U.S. Highway 54 to Fullerton, Ill., thence over Illinois Highway 48 to junction U.S. Highway 66, thence over U.S. Highway 66 via Litchfield, Ill., to junction unmumbered highway near Mount Olive, Ill., and return over the same route.

By the Commission.

ROBERT L. OSWALD, Secretary.

[FR Doc. 72-1156 Filed 1-25-72; 8:50 am]

[Notice 5]

MOTOR CARRIERS OF PROPERTY

No. MC-223 (Deviation No. 1), LOGAN VALLEY TRANSFER, INC., Lyons, Nebr., filed January 9, 1972. Carrier's representative, William J. Mallory, 2360 West County Road C, St. Paul, MN 55113. Carrier proposes to operate as a common carrier, by motor vehicle, of general commodities over deviation routes as follows: (1) From Omaha, Nebr., over Interstate Highway 690 to Junction Nebraska Highway 133, thence over Nebraska Highway 143 to junction U.S. Highway 30, thence over U.S. Highway 30 to Blair, Nebr., and (2) from Tekamah, Nebr., over U.S. Highway 73 to junction U.S. Highway 77 at or near Winnebago, Nebr., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: (1) From Lyons, Nebr., over U.S. Highway 77 to junction Nebraska Highway 32, thence over Nebraska Highway 32 to Tekamah, Nebr., thence over U.S. Highway 73 to Omaha, Nebr., (2) from Lyons, Nebr., over U.S. Highway 77 to Fremont, Nebr., thence over U.S. Highway 275 to Omaha, Nebr., and (3) from Lyons, Nebr., over U.S. Highway 77 to Sonoita City, Iowa, and return over the same routes.

By the Commission.

ROBERT L. OSWALD, Secretary.

[FR Doc. 72-1155 Filed 1-25-72; 3:50 am]

[Notice 6]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS


The following publications are governed by the new special rule 247 of the Commission's rules of practice, published in the Federal Register, issue of December 3, 1963, which became effective January 1, 1964.

The publications hereafter set forth reflect the scope of the applications as filed by applicant, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

APPLICATIONS ASSIGNED FOR ORAL HEARING

MOTOR CARRIERS OF PROPERTY

No. MC 107103 (Sub-No. 6) (Amendment), filed May 20, 1971, published in the Federal Register issue of June 10, 1971, and republished as amended this
NOTICES

issue. Applicant: ROBINSON CARTAGE CO., a corporation, 2712 Chicago Drive SW., Grand Rapids, MI 49509. Applicant's representative: Robert D. Schuler, One Woodward Avenue, Suite 1700, Detroit, MI 48226. Applicant proposes to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Commodities, the transportation of which because of size or weight require the use of specialized equipment or specialized handling, and related machinery parts, and related contractors' materials and supplies when their transportation is incidental to the transportation by carrier of commodities which because of size or weight require the use of special equipment or specialized handling, from points in Muskegon, Ottawa, and Kent Counties, Mich., and Holland, Mich., to points in the United States (except those in Alaska, Connecticut, Hawaii, Illinois, Wisconsin, Maryland, Massachusetts, Michigan, New Jersey, New York, Pennsylvania, and West Virginia), restricted: (1) Against the transportation of boats and (2) to traffic originating at the named origin points (3) against the joinder of said authority to carry the commodity or traffic by bottle. Notice: The purpose of this republication is to announce the publication of a certificate in this proceeding, during which period any proper party in interest may file a petition to reopen or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 119595 (Sub-No. 32) (republication), filed July 16, 1989, published in the Federal Register issue of August 14, 1989, and reprinted this issue. Applicant: CONTAINER TRANSIT, INC., 5229 South Ninth Street, Milwaukee, WI 53221. Applicant's representative: Robert H. Levy, 29 South La Salle Street, Chicago, IL 60603. A decision and order of the Commission, Review Board No. 1, dated December 9, 1971, finds: that the present and future public convenience and necessity require operation by applicant in interstate or foreign commerce as a common carrier by motor vehicle, over irregular routes, of containers, metal, paper, plastic, or composite (1) from the plant and warehouse sites of American Can Co., at Cook and Kane Counties, Ill., Hope Building, Ill., Indianapolis and South Bend, Ind., Detroit, Mich., Kansas City, and Milwaukee, Wis., to points in Illinois, Indiana, Kansas, Kentucky, the Lower Peninsula of Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, Tennessee, and Wisconsin; (2) from the plant and warehouse sites of Inland Container Corp. at Cook County, Ill., Detroit, Mich., and Milwaukee, Wis., to points in Illinois, Indiana, (except from Cook County), Iowa, Kansas, Kentucky, the Lower Peninsula of Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, Tennessee, and Wisconsin; and (b) from the plant and warehouse sites of Inland Container Corp. at St. Louis, Mo., to points in Tennessee, Ohio, Kentucky, Illinois, Iowa, South Dakota, Minnesota, Missouri, Nebraska, and Wisconsin, and to points in Illinois, Indiana, (except Cook County), Iowa, Kansas, Kentucky, the Lower Peninsula of Michigan, Minnesota, Missouri, Ohio, Tennessee, and Wisconsin; and (b) from the plant and warehouse sites of Inland Container Corp. at St. Louis, Mo., to points in Tennessee, Ohio, Kentucky, Illinois, Iowa, South Dakota, Minnesota, Missouri, Nebraska, and Wisconsin.

NOTICES OF FILING OF PETITIONS

No. MC 52598 (Notice of Filing of Petition to Modify Permit), filed December 29, 1971. Petitioner: SIOUX CITY REFRIGERATED EXPRESS, INC., Friend, Nebr. Petitioner's representative: David R. Parker, 300 NSEA Building, 14th and J Streets, Post Office Box 35308, Lincoln, NE 68501. Petitioner holds a permit in No. MC 52598, which reads as follows: Regular routes: Fresh meats and poultry products from Sioux City, Iowa, to Chicago, Ill., serving no intermediate points: From Sioux City over unnumbered highway (formerly portion Iowa Highway 141) to Junction Iowa Highway 141 to Division, Iowa, then over U.S. Highway 30 to Aurora, Ill., then over Illinois Highway 65 to Junction Illinois Highway 65, then over U.S. Highway 34 to Chicago, and Supplies and equipment used in the operation of packhouses, from Chicago, Ill., to Sioux City, Iowa, serving no intermediate points: From Chicago over the above-specified route to Sioux City. Meats, meat products, meat by-products, and articles distributed by meat packinghouses, as described in sections A and C of appendix I to the report in Description in Motor Carrier Certificates, 61 M.C.C. 209 and 766, except commodities in bulk, from West Point, Nebr., to Chicago, Ill., serving no intermediate points: From West Point over U.S. Highway 276 to Junction U.S. Highway 30, then over U.S. Highway 30 to Aurora, Ill., then over Illinois Highway 65 to Junction U.S.
NOTICES

No. MC 109373 (Notice of filing of petition for conversion and/or modification), filed January 3, 1972. Petitioner: NATIONAL TRUCKING, INC., 8110 Le Forte Road, Houston, TX 77032. Petitioner's representative: Morgan Nesbitt, Post Office Box 275, Austin, TX 78767. Petitioner is authorized in No. MC 109373 to transport, over irregular routes, oil-field equipment, from Houston, Tex., to oil-field locations in Texas, with no transportation for compensation on return except as otherwise authorized. Any interested person desiring to participate may file an original and six copies of his written representations, views, or argument in support of or against the petition within 30 days from the date of publication in the Federal Register.

No. MC 109378 (Notice of filing of petition for modification, clarification and amendment of certificate), filed January 4, 1972. Petitioner: SIEGEL & COHEN, INSTANT PETITIONER, 950 Race Street, Newark, NJ. Petitioner's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Petitioner holds authority in No. MC 90989 to transport, over irregular routes: Printing paper, from Urbana, Franklin, and Dayton, Ohio, to points in New York, New Jersey, Connecticut, and Pennsylvania, with no transportation for compensation except as otherwise authorized. Restriction: The operations authorized under the commodity description next above are limited to a transportation service to be performed, under a continuing contract or contracts, with St. Regis Paper Co., of Dakota City, Neb., serving no intermediate points: From Chicago over the route described next above to West Point. Restriction: The service authorized immediately above is restricted to traffic destined to the plant of Iowa Beef Processors, Inc., of Dakota City, Neb. Restriction: The operations authorized herein are limited to a transportation service to be performed, under a continuing contract, or contracts, with Iowa Beef Processors, Inc., of Dakota City, Neb. By the instant petition, petitioner seeks permission to add the name of Howard Paper Mills, Inc. Any interested person desiring to participate may file an original and six copies of his written representations, views, or argument in support of or against the petition within 30 days from the date of publication in the Federal Register.

No. MC 115581 (Sub-No. 4), (Notice of filing of petition to modify certificate), filed December 1, 1971. Petitioner: TIDWATER TRANSPORT COMPANY, INC., Kingston, N.Y. Petitioner requests authori- ty in No. MC 115581 (Sub-No. 4) to conduct operations as a motor common carrier, over irregular routes, transporting: Liquid fertilizers, 4,172 Land in Oke, bulk, in tank vehicles, in seasonal operations, beginning on February 1 and ending on July 15 of each year, from points in Virginia on and east of U.S. Highway 29, with no transportation for compensation on return except as otherwise authorized. By the instant petition, petition- er requests the Commission to eliminate the dates February 1st and ending July 15th of each year, and permitting the above authority to be on a year-round basis. Any interested person desiring to participate may file an original and six copies of his written representations, views, or argument in support of or against the petition within 30 days from the date of publication in the Federal Register.

No. MC 118804 (Sub-No. 6) (Notice of filing of petition for the interpretation and determination of authority), filed January 11, 1972. Petitioner: MOBILE TRANSIT COMPANY, LTD., Lawton, Okla. 73501. Petitioner's representative: L. E. Chenuweth, 3101 South Braen, Tulsa, Okla. 74114. Petitioner holds authority in No. MC 118804 (Sub-No. 4), to trans- port, over irregular routes, Trailers, designed to be drawn by passenger auto- mobiles, initial movements, from Clare- more, Okla., to points in the United States (excluding Alaska, but excepting Hawaii and Oklahoma), with no transportation for compensation on return except as otherwise authorized. By the instant petition, petitioner requests the Commission to make a determination of its certificate as to its authority or lack of authority to handle trailers, in initial movements, from Claremore, Okla., to points other than Claremore, and when such is a through movement, on through billing as provided in its published tariffs from points of manufacture in originat- ing carriers certificate to final authorized destination of petitioner. Any interested person desiring to participate may file an original and six copies of his written representations, views, or argument in support of or against the petition within 30 days from the date of publication in the Federal Register.


FEDERAL REGISTER, VOL. 37, NO. 17—WEDNESDAY, JANUARY 26, 1972
as here pertinent, to transport malt beverages, malt beverage containers and cartons, bottle and can openers, advertising materials, from Van Nuys, Calif., to Yackima, Wash., under contract with Crown Distributing Co., to Bellingham under contract with Sound Beverage Distributors, Inc.; to Bremerton under contract with Puget Sound Distributing Co.; to Anacortes under contract with Sound Beverage Distributors, Inc.; to Aberdeen under contract with Sound Beverage Distributors, Inc.; to Everett under contract with Capitol City Distributing Co., of Port Angeles, Wash., Puget Sound Distributing Co.; to Bellingham, Wash., under contract with Henry Duncan; and Port Angeles under contract with Port Angeles Distributing Co. By the instant petition, petitioner seeks to withdraw and cancel and eliminate the existing authority and contract to Bellingham and substitute Crown Distributing Co. of Everett, Wash., City Beverages, Inc., of Kent, Wash., and Cammarano Bros., Inc., of Tacoma, Wash., in lieu of Sound Beverage Distributors, Inc., of Bellingham, Wash, and Puget Sound Distributing Co. of Bremerton, Wash., and Port Angeles Distributing Co. of Port Angeles, Wash. The commodity description would remain the same. The origins would be Van Nuys, Calif., to the substituted destination points. Any interested person desiring to participate may file an original and six copies of his written representations, views, or argument in support of or against the petition within 30 days from the date of publication in the Federal Register.

No. MC 128534 (Sub-No. 36) (Notice of Filing of Petition To Modify Certificate and Remove Restriction), filed November 26, 1971. Petitioner: CHEROKEE HAULING & RIGGINS, INC., Nashville, Tenn. Petitioner’s representative: Fred F. Bradley, Courthouse, Frankfort, Ky. 40601. Petitioner holds authority in No. MC 127834 (Sub-No. 36), as follows: Common carrier, irregular routes, from points in Nashville, Tenn., to points in Alabama, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, and Texas. Restricted to the transportation of shipments in her own vehicles, except shipments having a prior movement by rail or water, and destined to points in the named States. By the instant petition, petitioner seeks to modify its certificate by removing the above restriction insofar as it restricts transportation to shipments originating at Nashville, Tenn. Any interested person desiring to participate may file an original and six copies of his written representations, views, or argument in support of or against the petition within 30 days from the date of publication in the Federal Register.

AMERICAN TRANSPORT, INC., 1500 Industrial Avenue, Sioux Falls, SD 57101. [Lauren Newkirk, same name as applicant. Author-]

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 CFR 1.240).

MOTOR CARRIERS OF PROPERTY

No. MC-F-11442. Application filed January 14, 1972, for authority under section 210a(b).

The applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 CFR 1.240).

MOTOR CARRIERS OF PROPERTY


Application has been filed for temporary authority under section 210a(b).

No. MC-F-11438. Authority sought for purchase by NEEDHAM'S MOTOR SERVICE, INC., 3751 Brunswick Avenue, Trenton, NJ 08618, of the operating rights and property of MILTON TRANSPORTATION COMPANY, Post Office Box 349, Elkton, MD 21921, and for acquisition of the operating rights and property of DISTRIBUTION SYSTEMS, INC., 191 Park St., Alameda, CA, 94501, of control of such rights and property through the transaction. Applicant's attorney: R. Frederic Fisher, 311 California Street, San Francisco, CA 94104. Operating rights transferred: General commodities, excepting among others, classes A and B explosives, household goods and commodities in bulk, as a common carrier, over regular routes, between Baltimore, Md., and New York, N.Y., via Camden, N.J., and also via Philadelphia, Pa., and between Elkton, Md., and junction Pennsylvania Highways 113 and 100, serving all intermediate points and off-route points in a defined area of Maryland, Pennsylvania, New Jersey, and Delaware.

FEDERAL REGISTER, VOL. 37, NO. 17—WEDNESDAY, JANUARY 26, 1972
NOTICES

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS


The following are notices of filing of applications for temporary authority under section 210(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1101) published in the Federal Register, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field office to which protests are to be filed: Thereafter, protests must be served on the applicant, or its authorized representative, if any, and the protests must contain specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY


No. MC 114583 (Sub-No. 247 TA), filed January 14, 1972. Applicant: BANKERS DISPATCH CORPORATION, 4970 South Archer Avenue, Chicago, IL 60632. Applicant's representative: Stanley Kozmesk (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Laboratory specimens and reports, between Wichita, Kans., on the one hand, and, on the other, points in the counties of Grant, Kay, Nowata, Ottawa, Craig, Delaware, Noble, Payne, Garfield, Woods, Harper, Beaver, Texas, Cimarron, Oklahoma, and Woodward, OK; (2) exposed and processed motion picture films and prints, complimentary replacement film, and incidental dealer handling supplies (except motion picture films and materials and supplies used in distribution to motion picture theaters) between Oklahoma City, OK, to points in Delaware and Maryland; (3) asphalt, machinery, coal, from points in New Jersey, and Marcus Hook, PA., to points in Delaware and Maryland; (4) explosives, household goods and commodities in bulk, between points in Adams, NY, and points in New Jersey, and Marcus Hook, PA., to points in Delaware and Maryland; (5) machinery, from New York, N.Y., to Cheswold Del.; (6) asphalt, from Philadelphia, PA., to Cheswold, Del.; (7) common carrier, transportation oil, in bulk, in tank vehicles, from the Continental Oil Co., Ponca City, OK, to Franklin, MO, and Coldwell, ID, with a stop to part unload at Willis-Shaw Trucking, Boise, ID, for 180 days. Supporting shipper: Western Hemisphere Petroleum, Division Continental Oil Co., B. P. Thompson, Supervisor, Petroleum Transportation, Post Office Box 1267, Ponca, OK 74601. Send protests to: C. L. Phillips, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 240, Old Post Office Building, 215 Northwestern Third, Oklahoma City, OK 73102.


No. MC 59284 (Sub-No. 52 TA), filed January 11, 1972. Applicant: SMITE & SOLOMON TRUCKING COMPANY, How Lane, New Brunswick, NJ 08982. Applicant's representative: Zelby & Per- etina, 20 Church Street, New York, NY 10007. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Empty plastic bottles, in containers, from the premises of General Motors Corp., to the plant of the Clorox Co. at Jersey City, NJ., for 150 days. Supporting shipper: The Clorox Co., 7800 Southport Street, Oakport, CA 94621. Send protests to: District Supervisor Robert S. H. Vance, Bureau of Operations, Interstate Commerce Commission, 970 Broad Street, Newark, NJ 07102.


connection with commercial and television motion pictures, (c) camera and projectors, between Wichita, Kansas, on the one hand, and, on the other, points in the counties of Grant, Kay, Nowata, Ottawa, Craig, Delaware, Noble, Payne, Garfield, Cherokee and Cotton, in Oklahoma; (d) Camelot, Oklahoma, and Woodward, Oklahoma; and (e) restorative dentistry products, (a) between Wichita, Kansas, on the other, points in the counties of Grant, Kay, Nowata, Ottawa, Craig, Delaware, Noble, Payne, Garfield, Woods, Harper, Beaver, Texas, Cimarron, Oklahoma, and Woodward, Oklahoma; (b) between Topedka, Kansas, on the one hand, and, on the other, points in the counties of Grant, Kay, Nowata, Ottawa, Craig, Delaware, Noble, Payne, Garfield, Field, Grant, Kay, Payne, Osage, Washington, Ottawa, Cherokee, Muskogee, Tulsa, Okmulgee, McIntosh, Oklahoma, Pottawatomie, Cleveland, McClain, Garvin, Stephens, Comanche, Jackson, Greer, El Reno, Custer, and Custer, Oklahoma; (c) between Wichita, Kansas, on the one hand, and, on the other, points in Oklahoma; and (d) between Toppedka, Kansas, on the one hand, and, on the other, points in Okmulgee, Tulsa, Cimarron, and Woodward, Oklahoma.

Applicant's representative: R. Petrick (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Packed ice cream, ice milk and sherbert, and ice cream, for the purpose of selling, and/or warehouse facilities of Amana Corporation, in Illinois, Kansas, Missouri, Oklahoma, and Texas, for 180 days. Supporting shipper: J. J. Sellecke, Traffic Manager, Willowbrook, Inc., National Dairy Products, Department, Tulsa, Oklahoma.

Applicant: R. E. Hahn (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fertilizer and fertilizer materials, from the port of Catoosa, in Oklahoma, to Catoosa, in Texas, for 180 days. Supporting shipper: J. J. Sellecke, Traffic Manager, Willowbrook, Inc., National Dairy Products, Department, Tulsa, Oklahoma.

Applicant: E. N. Hahn (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fertilizer and fertilizer materials, from the port of Catoosa, in Oklahoma, to Catoosa, in Texas, for 180 days. Supporting shipper: J. J. Sellecke, Traffic Manager, Willowbrook, Inc., National Dairy Products, Department, Tulsa, Oklahoma.

Applicant: R. E. Hahn (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fertilizer and fertilizer materials, from the port of Catoosa, in Oklahoma, to Catoosa, in Texas, for 180 days. Supporting shipper: J. J. Sellecke, Traffic Manager, Willowbrook, Inc., National Dairy Products, Department, Tulsa, Oklahoma.

Applicant: R. E. Hahn (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fertilizer and fertilizer materials, from the port of Catoosa, in Oklahoma, to Catoosa, in Texas, for 180 days. Supporting shipper: J. J. Sellecke, Traffic Manager, Willowbrook, Inc., National Dairy Products, Department, Tulsa, Oklahoma.

Applicant: R. E. Hahn (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fertilizer and fertilizer materials, from the port of Catoosa, in Oklahoma, to Catoosa, in Texas, for 180 days. Supporting shipper: J. J. Sellecke, Traffic Manager, Willowbrook, Inc., National Dairy Products, Department, Tulsa, Oklahoma.

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Applicant: R. E. Hahn (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fertilizer and fertilizer materials, from the port of Catoosa, in Oklahoma, to Catoosa, in Texas, for 180 days. Supporting shipper: J. J. Sellecke, Traffic Manager, Willowbrook, Inc., National Dairy Products, Department, Tulsa, Oklahoma.

Applicant: R. E. Hahn (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fertilizer and fertilizer materials, from the port of Catoosa, in Oklahoma, to Catoosa, in Texas, for 180 days. Supporting shipper: J. J. Sellecke, Traffic Manager, Willowbrook, Inc., National Dairy Products, Department, Tulsa, Oklahoma.

Applicant: R. E. Hahn (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fertilizer and fertilizer materials, from the port of Catoosa, in Oklahoma, to Catoosa, in Texas, for 180 days. Supporting shipper: J. J. Sellecke, Traffic Manager, Willowbrook, Inc., National Dairy Products, Department, Tulsa, Oklahoma.
Arkansas, Louisiana, and Kansas, for 180 days. Supporting shipper: Michael La Monde, Traffic Manager, Amway Corp., 7915 East Fulton Road, Ada, OH 43219.

No. MC 120950: Sub-No. 20 TA, filed December 28, 1971. Applicant: CHARLES E. WOLFE, doing business as EVERGREEN EXPRESS, Post Office Box 212, 410 North 10th Street (59101), Billings, MT 59101. Applicant’s representative: J. P. McGee, Post Office Box 1841, Billings, MT 59103. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Iron and steel articles and pre-fabricated iron and steel products, from Britt and Cedar Falls, Iowa; Chicago, Morton, and Taylorville, Ill.; Minneapolis, Minn., Kansas City, Mo., and Spokane, Wash., to points in Idaho, Montana, and Wyoming, for 180 days. Supporting shipper: Lord Equipment Co., 101 South 32d Street, Billings, MT 59101. Send protests to: Anthony Chiusano, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 251, U.S. Post Office Building, Billings, Mont. 59101.


By the Commission.

[SEAL]
ROBERT L. OSWALD,
Secretary.

[FR Doc.72-1158 Filed 1-25--72;8:50 am]
follows: Transportation of *Passengers and light express*, through the use of buses and standby limousines, between Las Vegas and City, Nev., via Interstate Highway 15 and thence over State Route No. 7 to regular route U.S. Highway 93. No service to Glendale, Nev., from Las Vegas, Nev., unless through tickets to points north of Glendale, Nev.

**HEARING:** Date, time, and place not shown. Requests for procedural information including the time for filing protests concerning this application should be addressed to the Public Service Commission of Nevada, 223 East Washington Street, Carson City, NV 89701 and should not be directed to the Interstate Commerce Commission.

*Utah State Docket No. 4599 (Sub-No. 1) filed December 9, 1971. Applicant: BILLING MOVING, INC., doing business as PIONEER MOVING & STORAGE, 471 West Fifth South, Salt Lake City, UT 84101. Applicant's representative: Irene Warr, 419 Judge Building, Salt Lake City, Utah 84111. Certificate of public convenience and necessity sought to operate a freight service as follows: Transportation of new furniture and appliances, between all points in the State of Utah. Both intrastate and interstate authority sought.*

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### CUMULATIVE LIST OF PARTS AFFECTED—JANUARY

The following numerical guide is a list of parts of each title of the Code of Federal Regulations affected by documents published to date during January.

<table>
<thead>
<tr>
<th>3 CFR</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>PROCLAMATIONS:</td>
<td></td>
</tr>
<tr>
<td>2799 (see Proc. 4101)</td>
<td>659</td>
</tr>
<tr>
<td>2967 (see Proc. 4101)</td>
<td>659</td>
</tr>
<tr>
<td>2983 (see Proc. 4101)</td>
<td>659</td>
</tr>
<tr>
<td>2942 (see Proc. 4101)</td>
<td>659</td>
</tr>
<tr>
<td>2972 (see Proc. 4101)</td>
<td>659</td>
</tr>
<tr>
<td>3314 (see Proc. 4101)</td>
<td>659</td>
</tr>
<tr>
<td>4100</td>
<td>199</td>
</tr>
<tr>
<td>EXECUTIVE ORDERS:</td>
<td></td>
</tr>
<tr>
<td>11627 (see EO 11639)</td>
<td>521</td>
</tr>
<tr>
<td>11639</td>
<td>521</td>
</tr>
<tr>
<td>4 CFR</td>
<td>1053</td>
</tr>
<tr>
<td>20</td>
<td>1103</td>
</tr>
<tr>
<td>5 CFR</td>
<td>301, 257, 258, 661, 925</td>
</tr>
<tr>
<td>531</td>
<td>859</td>
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<tr>
<td>593</td>
<td>1033</td>
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<td>9</td>
<td>7</td>
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<tr>
<td>6 CFR</td>
<td>1002</td>
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<td>201</td>
<td>284</td>
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<td>205</td>
<td>1004</td>
</tr>
<tr>
<td>309</td>
<td>284, 426, 587, 652, 775, 1037</td>
</tr>
<tr>
<td>398</td>
<td>1008</td>
</tr>
<tr>
<td>401</td>
<td>1010</td>
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<td>7 CFR</td>
<td>131, 597</td>
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<td>271</td>
<td>1139</td>
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<td>354</td>
<td>698</td>
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<td>510</td>
<td>69</td>
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<td>722</td>
<td>7, 272, 789, 1159</td>
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<td>8, 859</td>
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<td>10, 134, 523, 663, 860, 1033</td>
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### 7 CFR—Continued

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<thead>
<tr>
<th>7 CFR—Continued</th>
<th>Page</th>
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<tbody>
<tr>
<td>912</td>
<td>273, 664</td>
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<td>644</td>
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<td>931</td>
<td>217, 218</td>
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<td>938</td>
<td>742</td>
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<tr>
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**FEDERAL REGISTER**

**LIST OF FEDERAL REGISTER PAGES AND DATES—JANUARY**

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