# FEDERAL REGISTER

VOLUME 36 • NUMBER 24

Thursday, February 4, 1971 • Washington, D.C.

Pages 2391–2467

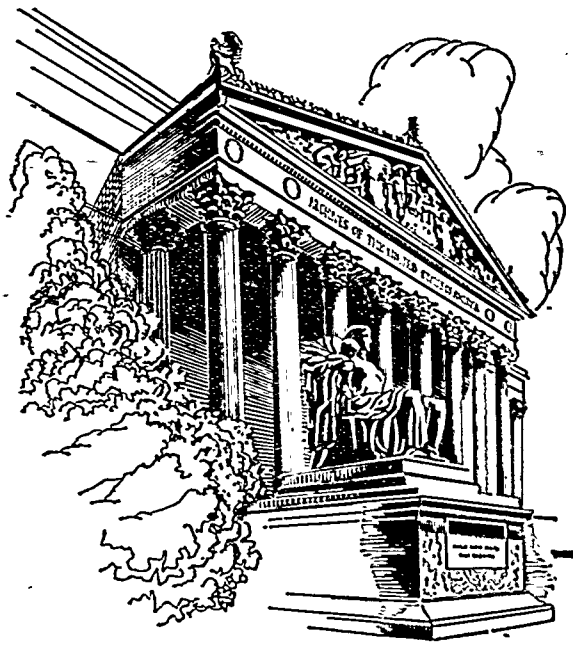
Part I

(Part II begins on page 2461)

Agencies in this issue—

- Agricultural Stabilization and Conservation Service
- Atomic Energy Commission
- Census Bureau
- Civil Aeronautics Board
- Commodity Credit Corporation
- Consumer and Marketing Service
- Education Office
- Emergency Preparedness Office
- Environmental Protection Agency
- Federal Aviation Administration
- Federal Communications Commission
- Federal Housing Administration
- Federal Maritime Commission
- Federal Power Commission
- Federal Reserve System
- Federal Trade Commission
- Fish and Wildlife Service
- Food and Drug Administration
- General Services Administration
- Hazardous Materials Regulations Board
- International Joint Commission—United States and Canada
- Interstate Commerce Commission
- Labor Department
- Land Management Bureau
- National Highway Traffic Safety Administration
- Postal Rate Commission
- Securities and Exchange Commission
- Tariff Commission
- United States Arms Control and Disarmament Agency

Detailed list of Contents appears inside.



THE NATIONAL ARCHIVES OF THE UNITED STATES * 1934 *

# Announcing First 10-Year Cumulation

## TABLES OF LAWS AFFECTED

## in Volumes 70–79 of the

### UNITED STATES STATUTES AT LARGE

Lists all prior laws and other Federal instruments which were amended, repealed, or otherwise affected by the provisions of public laws enacted during the years 1956–1965. Includes index of popular name acts affected in Volumes 70–79.

**Price: $2.50**

Compiled by Office of the Federal Register, National Archives and Records Service, General Services Administration

**Order from Superintendent of Documents, U.S. Government Printing Office Washington, D.C. 20402**



**FEDERAL REGISTER**

Area Code 202 Phone 962-8626

Published daily, Tuesday through Saturday (no publication on Sundays, Mondays, or on the day after an official Federal holiday), by the Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., Ch. 15), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for $2.50 per month or $25 per year, payable in advance. The charge for individual copies is 20 cents for each issue, or 20 cents for each group of pages as actually bound. Remit check or money order, made payable to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

The regulatory material appearing herein is keyed to the CODE OF FEDERAL REGULATIONS, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended (44 U.S.C. 1510). The CODE OF FEDERAL REGULATIONS is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.



There are no restrictions on the republication of material appearing in the FEDERAL REGISTER or the CODE OF FEDERAL REGULATIONS.

# Contents


## AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

### Rules and Regulations

Certain types of tobacco; farm marketing quotas and acreage allotments (3 documents) 2395–2397

### Notices

Referendum notices:
- Cigar-Filler (Type 41) Tobacco 2416
- Maryland Tobacco 2416
- Virginia Sun-Cured Tobacco 2416

## AGRICULTURE DEPARTMENT

*See* Agricultural Stabilization and Conservation Service; Commodity Credit Corporation.

## ATOMIC ENERGY COMMISSION

### Notices

Long Island Lighting Co.; receipt of application for construction permit and operating license time for submission of views on antitrust matter 2417

## CENSUS BUREAU

### Notices

Number of employees, taxable wages, geographic location and kind of business for establishments of multiunit companies; consideration for surveys 2417

## CIVIL AERONAUTICS BOARD

### Notices

*Hearings, etc.:*
- Atlanta-Detroit/Cleveland/Cincinnati investigation 2418
- Western Air Lines, Inc 2418

## COMMERCE DEPARTMENT

*See* Census Bureau.

## COMMODITY CREDIT CORPORATION

### Rules and Regulations

Loan and purchase programs:
- Oats (2 documents) 2399
- Wheat 2399

### Notices

Michigan, North Carolina, and Vermont; designation of emergency areas regarding livestock feed program 2417

Sales of certain commodities; monthly sales list 2416

## CONSUMER AND MARKETING SERVICE

### Rules and Regulations

Navel oranges grown in Arizona and designated part of California; handling limitations 2398

## EDUCATION OFFICE

### Proposed Rule Making

College work-study program and educational opportunity grant program; proposed change in method of allocation of funds 2403

## EMERGENCY PREPAREDNESS OFFICE

### Notices

Commonwealth of Puerto Rico; amendment to notice of major disaster 2434

## ENVIRONMENTAL PROTECTION AGENCY

### Proposed Rule Making

Certain air quality control regions; proposed designation (2 documents) 2406, 2407

## FEDERAL AVIATION ADMINISTRATION

### Rules and Regulations

Airworthiness directives; Boeing airplanes 2400

### Proposed Rule Making

Control zone and transition area; proposed revocation, designation, and alteration 2404

Transition area; proposed alteration 2404

## FEDERAL COMMUNICATIONS COMMISSION

### Proposed Rule Making

Ten largest urbanized areas in U.S.; availability of land mobile channels in certain bands 2407

## FEDERAL HOUSING ADMINISTRATION

### Rules and Regulations

Eligibility requirements:
- Mortgage insurance and interest reduction payments 2401
- Mortgage insurance for land development 2402
- Mortgage insurance for nonprofit hospitals 2401

## FEDERAL MARITIME COMMISSION

### Notices

Davis Van & Storage; independent ocean freight forwarder license, order of revocation 2419

Publication of discriminatory rates, rescheduling of filing dates:
- American Export Isbrandtsen Lines, Inc 2419
- Hapag-Lloyd Aktiengesellschaft 2419
- Sea-Land Service, Inc 2419
- Seatrain Lines, Inc 2419

## FEDERAL POWER COMMISSION

### Notices

*Hearings, etc.:*
- Cities Service Oil Co. et al 2421
- Colorado Interstate Gas Co 2426
- Consolidated Gas Supply Corp 2426
- Continental Oil Co 2422
- Mississippi River Transmission Corp 2428
- Mobil Oil Corp. et al 2420
- Mobil Oil Corp 2420
- Natural Gas Pipeline Company of America (2 documents) 2423
- New England Power Co 2425
- Pan American Petroleum Corp. and Sun Oil Co 2423
- Panhandle Eastern Pipe Line Co 2424
- Weinert, Hilda B., and Jane W. Blumberg, et al 2422

## FEDERAL RESERVE SYSTEM

### Proposed Rule Making

Limitations on exempt credit to certain specialists etc. (2 documents) 2412

### Notices

Application for approval of acquisition of shares of bank:
- First Banc Group of Ohio, Inc 2429
- First Union, Inc 2429
- Northern Virginia Bankshares Inc 2430

Order approving acquisition of bank stock by bank holding company:
- Barnett Banks of Florida, Inc 2428
- Missouri Bancshares, Inc 2430

## FEDERAL TRADE COMMISSION

### Notices

Statement of organization; miscellaneous amendments 2430

## FISH AND WILDLIFE SERVICE

### Rules and Regulations

Miscellaneous amendments to chapter 2402

## FOOD AND DRUG ADMINISTRATION

### Rules and Regulations

Drugs:
- Current good manufacturing practice; correction 2400
- Topical dental antibiotic drugs; effective date of order repealing certification 2401

Oleomargarine, margarine identity standard; correction 2400

### Notices

NYSCO Laboratories, Inc.; withdrawal of approval of new-drug applications, correction 2417


*(Continued on next page)*

## GENERAL SERVICES ADMINISTRATION

**Rules and Regulations**

Federal supply schedule program; schedule of items ..... 2402

**Notices**

Attorney General; delegation of authority ..... 2431

## HAZARDOUS MATERIALS REGULATIONS BOARD

**Proposed Rule Making**

Transportation of hazardous materials; methylacetylene-propadiene, stabilized ..... 2404

## HEALTH, EDUCATION, AND WELFARE DEPARTMENT

*See* Education Office; Food and Drug Administration.

## HOUSING AND URBAN DEVELOPMENT DEPARTMENT

*See* Federal Housing Administration.

## INTERIOR DEPARTMENT

*See* Fish and Wildlife Service; Land Management Bureau.

## INTERNATIONAL JOINT COMMISSION—UNITED STATES AND CANADA

**Notices**

Air pollution; Detroit/Windsor-Sarnia/Port Huron; public hearings ..... 2431

## INTERSTATE COMMERCE COMMISSION

**Notices**

Motor carrier, broker, water carrier and freight forwarder applications ..... 2434

Motor carrier temporary authority applications (2 documents) ..... 2455, 2456

## LABOR DEPARTMENT

**Rules and Regulations**

Immigration; immigrant labor certifications ..... 2462

## LAND MANAGEMENT BUREAU

**Notices**

Idaho; notice of filing of plats of survey ..... 2415

Proposed withdrawal and reservation of lands:

New Mexico ..... 2415

Utah ..... 2415

Wyoming ..... 2416

## NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

**Notices**

Goodyear Tire and Rubber Co.; denial of petition for reconsideration of amendment ..... 2417

## POSTAL RATE COMMISSION

**Notices**

Post Office Department; notice of increase in postal rates and fees ..... 2431

## SECURITIES AND EXCHANGE COMMISSION

**Notices**

*Hearings, etc.:*

Continental Vending Machine Corp ..... 2434

LSL Corp ..... 2432

New England Electric System et al ..... 2432

## TARIFF COMMISSION

**Notices**

Worker's petition for determination of eligibility to apply for adjustment assistance; notice of investigation ..... 2432

## TRANSPORTATION DEPARTMENT

*See* Federal Aviation Administration; Hazardous Materials Regulations Board; National Highway Traffic Safety Administration.

## UNITED STATES ARMS CONTROL AND DISARMAMENT AGENCY

**Notices**

Public Affairs Adviser; notice of basic compensation ..... 2434


# 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 at the end 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, 1971, and specifies how they are affected.**


## 7 CFR

723 ..... 2395

724 (2 documents) ..... 2396, 2397

907 ..... 2398

1421 (3 documents) ..... 2399

## 12 CFR

PROPOSED RULES:

220 ..... 2412

221 ..... 2412

## 14 CFR

39 ..... 2400

PROPOSED RULES:

71 (2 documents) ..... 2404

## 21 CFR

45 ..... 2400

133 ..... 2400

141a ..... 2401

141b ..... 2401

146a ..... 2401

146b ..... 2401

## 24 CFR

236 ..... 2401

242 ..... 2401

1000 ..... 2402

## 29 CFR

60 ..... 2462

## 41 CFR

5A-73 ..... 2402

## 42 CFR

PROPOSED RULES:

481 (2 documents) ..... 2406, 2407

## 45 CFR

PROPOSED RULES:

175 ..... 2403

176 ..... 2403

## 47 CFR

PROPOSED RULES:

21 ..... 2407

89 ..... 2407

91 ..... 2407

93 ..... 2407

## 49 CFR

PROPOSED RULES:

172 ..... 2404

173 ..... 2404

176 ..... 2404

178 ..... 2404

179 ..... 2404

## 50 CFR

29 ..... 2402

# Rules and Regulations

## Title 7—AGRICULTURE

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

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

### PART 723—CIGAR-FILLER (TYPE 41) AND MARYLAND TOBACCO

### Subpart—Proclamations, Determinations, and Announcements of National Marketing Quotas and Referendum Results

PROCLAMATION OF QUOTAS

Sec.
723.1 Cigar-filler (type 41) tobacco—1971–72, 1972–73, and 1973–74 Marketing Years.
723.2 Maryland Tobacco—1971–72, 1972–73, and 1973–74 Marketing Years.

DETERMINATIONS AND ANNOUNCEMENTS—1971–72 MARKETING YEAR

723.11 Cigar-filler (type 41) tobacco.
723.12 Maryland tobacco.

AUTHORITY: The provisions of this subpart are issued under secs. 301, 312, 313, 375, 52 Stat. 38, as amended, 46, as amended, 47, as amended, 66, as amended; 7 U.S.C. 1301, 1312, 1313, 1375.

*Basis and purpose.* Sections 723.1 and 723.2 are issued pursuant to, and in accordance with, the Agricultural Adjustment Act of 1938, as amended, hereinafter referred to as the "Act", to proclaim national marketing quotas for Cigar-filler (type 41) and Maryland tobacco for each of the 3 marketing years beginning October 1, 1971, October 1, 1972, and October 1, 1973. The material previously appearing in these sections under Subpart—Proclamation of a National Marketing Quota for Cigar-Filler (Type 41) Tobacco for Each of the 3 Marketing Years Beginning October 1, 1968, October 1, 1969, and October 1, 1970; and Determinations and Announcement of the National Marketing Quota, National Acreage Allotment, National Acreage Factor for Apportioning the National Acreage Allotment (Less Reserve) to Old Farms, and the amount of the National Reserve and Parts Thereof Available for (a) 1968 New Farm Allotments, and (b) Making Corrections and Adjusting Inequities in 1968 Old Farm Allotments for Cigar-Filler (Type 41) Tobacco for the 1968–69 Marketing Year remain in full force and effect for the crops to which it was applicable. Sections 723.11 and 732.12 are also issued pursuant to the Act to determine the reserve supply level and the total supply of each kind of tobacco for the marketing year beginning October 1, 1970; to announce for the 1971–72 marketing year the amounts of the national marketing quotas, national acreage allotments, national acreage factors for apportioning the national acreage allotments (less reserves), to old farms, and the amounts of the national reserves and parts thereof available for (a) new farms and (b) making corrections and adjusting inequities in old farm allotments for such kinds of tobacco. The determinations contained in §§ 723.11 and 723.12 have been made on the basis of the latest available statistics of the Federal Government, and after due consideration of data, views, and recommendations received from Cigar-filler (type 41) and Maryland tobacco producers and others as provided in a notice (35 F.R. 18400) given in accordance with the provisions of 5 U.S.C. 553.

Since the Act requires the holding of separate referenda of Cigar-filler (type 41) and Maryland tobacco producers within 30 days after issuance of the proclamation of national marketing quotas for such kinds of tobacco to determine whether such producers favor marketing quotas, since such farmers must be notified, insofar as practicable, of their farm acreage allotments prior to the referenda and since notices of allotments cannot be mailed until the issuance of the proclamations herein, it is hereby found that compliance with the 30-day effective date provision of 5 U.S.C. 553 is impracticable and contrary to the public interest. Therefore, the proclamations, determinations and announcements contained herein shall become effective upon the date of filing with the Director, Office of the Federal Register.

PROCLAMATION OF QUOTAS

#### § 723.1 Cigar-filler (type 41) tobacco—1971–72, 1972–73, and 1973–74 marketing years.

Since the 1970–71 marketing year is the last of 3 consecutive years for which marketing quotas previously proclaimed were disapproved by producers of Cigar-filler (type 41) tobacco in a referendum, and since producers of such kind of tobacco had disapproved national marketing quotas on such kind of tobacco in referenda held in 3 successive years subsequent to 1952, section 312(a)(4) of the Act requires the proclamation of a national marketing quota for each of the 3 marketing years beginning October 1, 1971, October 1, 1972, and October 1, 1973; and each such quota is hereby proclaimed.

#### § 723.2 Maryland tobacco—1971–72, 1972–73, and 1973–74 marketing years.

Since the 1970–71 marketing year is the last of the 3 consecutive years for which marketing quotas previously proclaimed were disapproved by producers of Maryland tobacco in a referendum, and since producers of such kind of tobacco had disapproved national marketing quotas on such kind of tobacco in referenda held in 3 successive years subsequent to 1952, section 312(a)(4) of the Act requires the proclamation of a national marketing quota for each of the 3 marketing years beginning October 1, 1971, October 1, 1972, and October 1, 1973; and each such quota is hereby proclaimed.

DETERMINATIONS AND ANNOUNCEMENTS—1971–72 MARKETING YEAR

#### § 723.11 Cigar-filler tobacco.

(a) *Reserve supply level.*[1] The reserve supply level for Cigar-filler (type 41) tobacco is 132.9 million pounds, calculated, as provided in the Act, from a normal year's domestic consumption of 45.6 million pounds and a normal year's exports of 0.7 million pounds.

(b) *Total supply.*[1] The total supply of Cigar-filler (type 41) tobacco for the marketing year beginning October 1, 1970, calculated in accordance with the Act, is 131.5 million pounds, consisting of carryover of 97.3 million pounds and estimated 1970 production of 34.2 million pounds.

(c) *Carryover.*[1] The estimated carryover of Cigar-filler (type 41) tobacco for the marketing year beginning October 1, 1971, is 88.5 million pounds, calculated in accordance with the Act by subtracting the estimated disappearance for the marketing year beginning October 1, 1970, of 43 million pounds from the total supply of such tobacco.

(d) *National marketing quota.*[1] The amount of Cigar-filler (type 41) tobacco which will make available during the marketing year beginning October 1, 1971, a supply of Cigar-filler (type 41) tobacco equal to the reserve supply level of such tobacco is 44.4 million pounds, and a national marketing quota of such amount is hereby announced.

(e) *National acreage allotment.* The national acreage allotment, calculated in accordance with the Act by dividing the national marketing quota for the 1971–72 marketing year by the 5-year, 1966–70, national average yield of 1,790 pounds, is 24,804.46 acres.

(f) *National acreage factor.* The national acreage factor for use in determining farm acreage allotments for the 1971–72 marketing year is 1. It was calculated in accordance with the Act by dividing the national acreage allotment, less reserve, by the total of the 1971 preliminary allotments for 1971 old farms.

(g) *National reserve.* The national acreage reserve is 248.04 acres, of which 25 acres are made available for 1971 new farms, and 223.04 acres are made available for making corrections and adjusting inequities in old farm allotments.

#### § 723.12 Maryland tobacco.

(a) *Reserve supply level.*[1] The reserve supply level for Maryland tobacco is 93.9 million pounds, calculated as provided in the Act, from a normal year's domestic consumption of 25.3 million pounds and

[1] See footnote at end of docket.

a normal year's exports of 12 million pounds.

(b) *Total supply.*[1] The total supply of Maryland tobacco for the marketing year beginning October 1, 1970, calculated in accordance with the Act, is 80 million pounds consisting of estimated carryover of 53 million pounds and estimated 1970 production of 27 million pounds.

(c) *Carryover.*[1] The estimated carryover of Maryland tobacco for the 1971–72 marketing year is 43 million pounds, calculated in accordance with the Act by subtracting the estimated disappearance of 37 million pounds for the 1970–71 marketing year from the total supply of such tobacco.

(d) *National marketing quota.*[1] The amount of Maryland tobacco which will make available during the 1971–72 marketing year, a supply of Maryland tobacco equal to the reserve supply level of such tobacco is 50.9 million pounds, and a national marketing quota of such amount is hereby announced.

(e) *National acreage allotment.* The national acreage allotment, calculated in accordance with the Act by dividing the national marketing quota for the 1971–72 marketing year by the 5-year 1966–70 national average yield of 1,033 pounds, is 49,273.95 acres.

(f) *National acreage factor.* The national acreage factor for use in determining farm acreage allotments for the 1971–72 marketing year is 1.40. It was calculated in accordance with the Act by dividing the national acreage allotment, less reserve, by the total of the 1971 preliminary allotments for 1971 old farms.

(g) *National reserve.* The national acreage reserve is 492.73 acres, of which 20 acres are made available for 1971 new farms, and 472.73 acres are made available for making corrections and adjusting inequities in old farm allotments.

Effective date: Date of filing of this document with the Director, Office of the Federal Register.

Signed at Washington, D.C., on January 29, 1971.

J. PHIL CAMPBELL,
*Acting Secretary.*

[FR Doc.71-1494 Filed 2-1-71;1:37 pm]

---

## PART 724—BURLEY, FIRE-CURED, DARK AIR-CURED, VIRGINIA SUN-CURED, CIGAR-BINDER (TYPES 51 AND 52), CIGAR-FILLER AND BINDER (TYPES 42, 43, 44, 53, 54, AND 55), AND MARYLAND TOBACCO

### Subpart—Proclamations, Determinations and Announcements of National Marketing Quotas and Referendum Results

PROCLAMATION OF QUOTAS

Sec.
724.5 Virginia sun-cured tobacco—1971–72, 1972–73, and 1973–74 marketing years.

[1] Rounded to the nearest tenth of a million pounds.

DETERMINATIONS AND ANNOUNCEMENTS—1971–72 MARKETING YEAR

Sec.
724.12 Fire-cured (type 21) tobacco.
724.13 Fire-cured (types 22–24) tobacco.
724.14 Dark air-cured tobacco.
724.15 Virginia sun-cured tobacco.

AUTHORITY: The provisions of this subpart are issued under secs. 301, 312, 313, 375, 52 Stat. 38, as amended, 46, as amended, 47, as amended, 66, as amended; 7 U.S.C. 1301, 1312, 1313, 1375.

*Basis and purpose.* Section 724.5 is issued pursuant to, and in accordance with, the Agricultural Adjustment Act of 1938, as amended, hereinafter referred to as the "Act", to proclaim a national marketing quota for Virginia sun-cured tobacco for each of the three marketing years beginning October 1, 1971, October 1, 1972, and October 1, 1973. Sections 724.12 through 724.15 are also issued pursuant to the Act to determine the reserve supply level and the total supply of each kind of tobacco for the marketing year beginning October 1, 1970; to announce for the 1971–72 marketing year the amounts of the national marketing quotas, national acreage allotments, national acreage factors for apportioning the national acreage allotments (less reserves) to old farms, and the amounts of the national reserves and parts thereof available for (a) new farms and (b) making corrections and adjusting inequities in old farm allotments for Fire-cured (type 21), Fire-cured (types 22–24), Dark air-cured, and Virginia sun-cured tobacco. The material previously appearing in these sections under centerhead Determinations and Announcements—1970–71 Marketing Year remain in full force and effect as to the crop to which it was applicable.

The determinations contained in §§ 724.12 through 724.15 have been made on the basis of the latest available statistics of the Federal Government, and after due consideration of data, views, and recommendations received from Fire-cured (type 21), Fire-cured (types 22–24), Dark air-cured, and Virginia sun-cured tobacco producers and others as provided in a notice (35 F.R. 18400) given in accordance with the provisions of 5 U.S.C. 553.

It is determined that acreage-poundage quotas will not be announced for the 1971–72 marketing year for Fire-cured (type 21), Fire-cured (types 22–24), or Dark air-cured tobacco.

Since tobacco farmers are now making their plans for producing tobacco in 1971 and need to know, at the earliest possible date, the applicable 1971 tobacco allotments for their farms, and since the Act requires the holding of a referendum of Virginia sun-cured tobacco producers within 30 days after issuance of the proclamation of national marketing quotas for this kind of tobacco to determine whether such producers favor quotas, and the Act requires, insofar as practicable, the mailing of farm allotment notices to farmers prior to the referendum, it is hereby found that compliance with the 30-day effective date provision of 5 U.S.C. 553 is impracticable and contrary to the public interest. Therefore, the determinations and announcements contained herein shall become effective upon the date of filing with the Director, Office of the Federal Register.

PROCLAMATION OF QUOTAS

### § 724.5 Virginia sun-cured tobacco—1971–72, 1972–73, and 1973–74 marketing years.

Since the 1970–71 marketing year is the last of 3 consecutive years for which marketing quotas previously proclaimed will be in effect for Virginia sun-cured tobacco, a national marketing quota for such tobacco for each of the 3 marketing years beginning October 1, 1971, October 1, 1972, and October 1, 1973, is hereby proclaimed.

DETERMINATIONS AND ANNOUNCEMENTS—1971–72 MARKETING YEAR

### § 724.12 Fire-cured (type 21) tobacco.[1]

(a) *Reserve supply level.*[1] The reserve supply level for Fire-cured (type 21) tobacco is 21,729,000 pounds, calculated, as provided in the Act, from a normal year's domestic consumption of 3,745,000 pounds and a normal year's exports of 6,300,000 pounds.

(b) *Total supply.*[1] The total supply of Fire-cured (type 21) tobacco for the marketing year beginning October 1, 1970, is 16,297,000 pounds, calculated in accordance with the Act, from a carryover of 9,797,000 pounds and estimated 1970 production of 6,500,000 pounds.

(c) *Carryover.*[1] The estimated carryover of Fire-cured (type 21) tobacco for the marketing year beginning October 1, 1971, is 8,297,000 pounds, calculated in accordance with the Act by subtracting the estimated disappearance for the marketing year beginning October 1, 1970, of 8 million pounds from the total supply of such tobacco.

(d) *National marketing quota.*[1] The amount of Fire-cured (type 21) tobacco which will make available during the marketing year beginning October 1, 1971, a supply of Fire-cured (type 21) tobacco equal to the reserve supply level of such tobacco is 13,432,000 pounds, and a national marketing quota of such amount is hereby announced. It is determined, however, that a national marketing quota in the amount of 13,432,000 pounds would result in undue restriction of marketings during the 1971–72 marketing year and such amount is hereby increased by 20 percent. Therefore, the amount of the national marketing quota for Fire-cured (type 21) tobacco in terms of the total quantity of such tobacco which may be marketed during the marketing year beginning October 1, 1971, is 16,118,000 pounds.

(e) *National acreage allotment.* The national acreage allotment, calculated in accordance with the Act by dividing the national marketing quota for the 1971–72 marketing year by the 5-year 1966–70 national average yield of 1,278 pounds is 12,611.89 acres.

(f) *National acreage factor.* The national acreage factor for use in determining farm acreage allotments is 1.10. It was calculated in accordance with the Act by dividing the national acreage allotment, less reserve, by the total of the

[1] See footnote at end of docket.

1971 preliminary allotments for 1971 old farms.

(g) *National reserve.* The national acreage reserve is 126.11 acres, of which 10 acres are made available for 1971 old farms, and 116.11 acres are made available for making corrections and adjusting inequities in old farm allotments.

§ 724.13 Fire-cured (types 22–24) tobacco.

(a) *Reserve supply level.*[2] The reserve supply level for Fire-cured (types 22–24) tobacco is 98 million pounds, calculated, as provided in the Act, from a normal year's domestic consumption of 18.8 million pounds and a normal year's exports of 25.2 million pounds.

(b) *Total supply.*[2] The total supply of Fire-cured (types 22–24) tobacco for the marketing year beginning October 1, 1970, is 96.7 million pounds, calculated in accordance with the Act, from a carryover of 63.8 million pounds and estimated 1970 production of 32.9 million pounds.

(c) *Carryover.*[2] The estimated carryover of Fire-cured (types 22–24) tobacco for the marketing year beginning October 1, 1971, is 56.7 million pounds, calculated in accordance with the Act by subtracting the estimated disappearance for the marketing year beginning October 1, 1970, of 40 million pounds from the total supply of such tobacco.

(d) *National marketing quota.*[2] The amount of Fire-cured (types 22–24) tobacco which will make available during the marketing year beginning October 1, 1971, a supply of Fire-cured (types 22–24) tobacco equal to the reserve supply level of such tobacco is 41.3 million pounds, and a national marketing quota of such amount is hereby announced. It is determined, however, that a national marketing quota in the amount of 41.3 million pounds would result in undue restriction of marketings during the 1971–72 marketing year and such amount is hereby increased by 20 percent. Therefore, the amount of the national marketing quota for Fire-cured (types 22–24) tobacco in terms of the total quantity of such tobacco which may be marketed during the marketing year beginning October 1, 1971, is 49.6 million pounds.

(e) *National acreage allotment.* The national acreage allotment, calculated in accordance with the Act by dividing the national marketing quota for the 1971–72 marketing year by the 5-year 1966–70 national average yield of 1,817 pounds is 27,297.74 acres.

(f) *National acreage factor.* The national acreage factor for use in determining farm acreage allotments for the 1971–72 marketing year is 1. It was calculated in accordance with the Act by dividing the national acreage allotment, less reserve, by the total of the 1971 preliminary allotments for 1971 old farms.

(g) *National reserve.* The national acreage reserve is 272.97 acres, of which 20 acres are made available for 1971 new farms, and 252.97 acres are made available for making corrections and adjusting inequities in old farm allotments.

§ 724.14 Dark air-cured tobacco.

(a) *Reserve supply level.*[2] The reserve supply level for Dark air-cured tobacco is 67.4 million pounds, calculated, as provided in the Act, from a normal year's domestic consumption of 21.3 million pounds and a normal year's exports of 3.4 million pounds.

(b) *Total supply.*[2] The total supply of Dark air-cured tobacco for the marketing year beginning October 1, 1970, is 69.7 million pounds calculated in accordance with the Act, from a carryover of 53.7 million pounds and estimated 1970 production of 16 million pounds.

(c) *Carryover.*[2] The estimated carryover of Dark air-cured tobacco for the marketing year beginning October 1, 1971, is 50.1 million pounds, calculated in accordance with the Act by subtracting the estimated disappearance for the marketing year beginning October 1, 1970, of 19.6 million pounds from the total supply of such tobacco.

(d) *National marketing quota.*[2] The amount of Dark air-cured tobacco which will make available during the marketing year beginning October 1, 1971, a supply of Dark air-cured tobacco equal to the reserve supply level of such tobacco is 17.3 million pounds, and a national marketing quota of such amount is hereby announced. It is determined, however, that a national marketing quota in the amount of 17.3 million pounds would result in undue restriction of marketings during the 1971–72 marketing year and such amount is hereby increased by 20 percent. Therefore, the amount of the national marketing quota for Dark air-cured tobacco in terms of the total quantity of such tobacco which may be marketed during the marketing year beginning October 1, 1971, is 20.8 million pounds.

(e) *National acreage allotment.* The national acreage allotment, calculated in accordance with the Act by dividing the national marketing quota for the 1971–72 marketing year by the 5-year, 1966–70, national average yield of 1,824 pounds, is 11,403.50 acres.

(f) *National acreage factor.* The national acreage factor for use in determining farm acreage allotments for the 1971–72 marketing year is 1. It was calculated in accordance with the Act by dividing the national acreage allotment, less reserve, by the total of the 1971 preliminary allotments for 1971 old farms.

(g) *National reserve.* The national acreage reserve is 114.03 acres, of which 14 acres are made available for 1971 new farms, and 100.03 acres are made available for making corrections and adjusting inequities in old farm allotments.

§ 724.15 Virginia sun-cured tobacco.

(a) *Reserve supply level.*[1] The reserve supply level for Virginia sun-cured tobacco is 5,156,000 pounds, calculated, as provided in the Act, from a normal year's domestic consumption of 1,591,000 pounds and a normal year's exports of 324,000 pounds.

(b) *Total supply.*[1] The total supply of Virginia sun-cured tobacco for the marketing year beginning October 1, 1970, calculated in accordance with the Act, is 4,477,000 pounds, consisting of carryover of 3,327,000 pounds and estimated 1970 production of 1,150,000 pounds.

(c) *Carryover.*[1] The estimated carryover of Virginia sun-cured tobacco for the marketing year beginning October 1, 1971, is 3,077,000 pounds, calculated in accordance with the Act by subtracting the estimated disappearance for the marketing year beginning October 1, 1970, of 1,400,000 pounds from the total supply of such tobacco.

(d) *National marketing quota.*[1] The amount of Virginia sun-cured tobacco which will make available during the marketing year beginning October 1, 1971, a supply of sun-cured tobacco equal to the reserve supply level of such tobacco is 2,079,000 pounds, and a national marketing quota of such amount is hereby announced. It is determined, however, that a national marketing quota in the amount of 2,079,000 pounds would result in undue restriction of marketings during the 1971–72 marketing year and such amount is hereby increased by 20 percent. Therefore, the amount of the national marketing quota for Virginia sun-cured tobacco in terms of the total quantity of such tobacco which may be marketed during the marketing year beginning October 1, 1971, is 2,495,000 pounds.

(e) *National acreage allotment.* The national acreage allotment, calculated in accordance with the Act by dividing the national marketing quota for the 1971–72 marketing year by the 5-year, 1966–70, national average yield of 1,125 pounds, is 2,217.77 acres.

(f) *National acreage factor.* The national acreage factor for use in determining farm acreage allotments for the 1971–72 marketing year is 1. It was calculated in accordance with the Act by dividing the national acreage allotment, less reserve, by the total of the 1971 preliminary allotments for 1971 old farms.

(g) *National reserve.* The national acreage reserve is 22.17 acres, of which 5 acres are made available for 1971 new farms, and 17.17 acres are made available for making corrections and adjusting inequities in old farm allotments.

Effective date: Date of filing of this document with the Director, Office of the Federal Register.

Signed at Washington, D.C., on January 29, 1971.

J. PHIL CAMPBELL,
*Acting Secretary.*

[FR Doc.71-1495 Filed 2-1-71;1:37 pm]

## PART 724—BURLEY, FIRE-CURED, DARK AIR-CURED, VIRGINIA SUN-CURED, CIGAR-BINDER (TYPES 51 AND 52), CIGAR-FILLER AND BINDER (TYPES 42, 43, 44, 53, 54, AND 55), AND MARYLAND TOBACCO

### Determinations and Announcements—1971–72 Marketing Year

Sec.
724.16 Cigar-binder (types 51 and 52) tobacco.
724.17 Cigar filler and binder (types 42, 43, 44, 53, 54, and 55) tobacco.

[1] Rounded to the nearest thousand pounds.
[2] Rounded to the nearest tenth of a million.

AUTHORITY: The provisions of this subpart are issued under secs. 301, 312, 313, 375, 52 Stat. 38, as amended, 46, as amended, 47, as amended, 66, as amended; 7 U.S.C. 1301, 1312, 1313, 1375.

*Basis and purpose.* Sections 724.16 and 724.17 are issued pursuant to, and in accordance with, the Agricultural Adjustment Act of 1938, as amended, hereinafter referred to as the "Act", to (1) determine the reserve supply levels for cigar binder (types 51 and 52) and cigar filler and binder (types 42–44, 53–55) tobacco, (2) determine the total supply of each of such two kinds of tobacco for the marketing year beginning October 1, 1971, and (3) announce for the 1971–72 marketing year the amounts of the national marketing quotas, national acreage allotments, national acreage factors for apportioning the national acreage allotments (less reserves) to old farms, and the amounts of the national reserves and parts thereof available for (a) new farms and (b) making corrections and adjusting inequities in old farm allotments for each of these two kinds of tobacco.

The material previously appearing in these sections under centerhead Determinations and Announcements—1970–71 Marketing Year remain in full force and effect as to the crop to which it was applicable.

The determinations contained in §§ 724.16 and 724.17 have been made on the basis of the latest available statistics of the Federal Government, and after due consideration of data, views, and recommendations received from cigar binder (types 51 and 52) and cigar filler and binder (types 42–44, 53–55) tobacco producers and others as provided in a notice (35 F.R. 18400) given in accordance with the provisions of 5 U.S.C. 553.

It is determined that acreage-poundage quotas for these kinds of tobacco will not be announced for the 1971–72 marketing year. Since cigar tobacco farmers are now making their plans for producing tobacco in 1971 and need to know, at the earliest possible date, the applicable 1971 tobacco allotments for their farms, it is hereby found that compliance with the 30-day effective date provision of 5 U.S.C. 553 is impracticable and contrary to the public interest. Therefore, the determinations and announcements contained herein shall become effective upon the date of filing with the Director, Office of the Federal Register.

### § 724.16 Cigar binder (types 51 and 52) tobacco.

(a) *Reserve supply level.*[1] The reserve supply level for cigar binder (types 51 and 52) tobacco is 17.1 million pounds, calculated, as provided in the Act, from a normal year's domestic consumption of 5.2 million pounds and a normal year's exports of 1.2 million pounds.

(b) *Total supply.*[1] The total supply of Cigar binder (types 51 and 52) tobacco for the marketing year beginning October 1, 1970, is 10.1 million pounds, calculated in accordance with the Act, from a carryover of 7 million pounds and estimated 1970 production of 3.1 million pounds.

(c) *Carryover.*[1] The estimated carryover of Cigar binder (types 51 and 52) tobacco for the marketing year beginning October 1, 1971, is 6.3 million pounds, calculated in accordance with the Act by subtracting the estimated disappearance for the marketing year beginning October 1, 1970, of 3.8 million pounds from the total supply of such tobacco.

(d) *National marketing quota.*[1] The amount of Cigar binder (types 51 and 52) tobacco which will make available during the marketing year beginning October 1, 1971, a supply of Cigar binder (types 51 and 52) tobacco equal to the reserve supply level of such tobacco is 10.8 million pounds, and a national marketing quota of such amount is hereby announced.

(e) *National acreage allotment.* The national acreage allotment, calculated in accordance with the Act by dividing the national marketing quota for the 1971–72 marketing year by the 5-year, 1966–70 national average yield of 1,804 pounds is 5,986.69 acres.

(f) *National acreage factor.* The national acreage factor for use in determining farm acreage allotments for the 1971–72 marketing year is 1.10. It was calculated in accordance with the Act by dividing the national acreage allotment, less reserve, by the total of the 1971 preliminary allotments for 1971 old farms.

(g) *National reserve.* The national acreage reserve is 59.86 acres, of which 48 acres are made available for 1971 new farms, and 11.86 acres are made available for making corrections and adjusting inequities in old farm allotments.

### § 724.17 Cigar filler and binder (types 42–44, 53–55) tobacco.

(a) *Reserve supply level.*[1] The reserve supply level for Cigar filler and binder (types 42–44, 53–55) tobacco is 66.9 million pounds, calculated, as provided in the Act, from a normal year's domestic consumption of 22.9 million pounds and a normal year's exports of 0.4 million pounds.

(b) *Total supply.*[1] The total supply of Cigar filler and binder (types 42–44, 53–55) tobacco for the marketing year beginning October 1, 1970, is 64 million pounds calculated in accordance with the Act, from a carryover of 44.3 million pounds and estimated 1970 production of 19.7 million pounds.

(c) *Carryover.*[1] The estimated carryover of Cigar filler and binder (types 42–44, 53–55) tobacco for the marketing year beginning October 1, 1971, is 39 million pounds, calculated in accordance with the Act, by subtracting the estimated disappearance for the marketing year beginning October 1, 1970, of 25 million pounds from the total supply of such tobacco.

(d) *National marketing quota.*[1] The amount of Cigar filler and binder (types 42–44, 53–55) tobacco which will make available during the marketing year beginning October 1, 1971, a supply of Cigar filler and binder (types 42–44, 53–55) tobacco equal to the reserve supply level of such tobacco is 27.9 million pounds, and a national marketing quota of such amount is hereby announced. It is determined, however, that a national marketing quota in the amount of 27.9 million pounds would result in undue restriction of marketings during the 1971–72 marketing year and such amount is hereby increased by 20 percent. Therefore, the amount of the national marketing quota for Cigar filler and binder (types 42–44, 53–55) tobacco in terms of the total quantity of such tobacco which may be marketed during the marketing year beginning October 1, 1971, is 33.5 million pounds.

(e) *National acreage allotment.* The national acreage allotment, calculated in accordance with the Act by dividing the national marketing quota for the 1971–72 marketing year by the 5-year, 1966–70, national average yield of 1,813 pounds, is 18,477.66 acres.

(f) *National acreage factor.* The national acreage factor for use in determining farm acreage allotments for the 1971–72 marketing year is 1. It was calculated in accordance with the Act by dividing the national acreage allotment, less reserve, by the total of the 1971 preliminary allotments for 1971 old farms.

(g) *National reserve.* The national acreage reserve is 184.77 acres, of which 148 acres are made available for 1971 new farms, and 36.77 acres are made available for making corrections and adjusting inequities in old farm allotments.

Effective date: Date of filing of this document with the Director, Office of the Federal Register.

Signed at Washington, D.C., on January 29, 1971.

J. PHIL CAMPBELL,
*Acting Secretary.*

[FR Doc.71-1496 Filed 2-1-71;1:37 pm]

[1] Rounded to the nearest tenth of a million.

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

[Navel Orange Reg. 224]

## PART 907—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

### Limitation of Handling

### § 907.524 Navel Orange Regulation 224.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907, 35 F.R. 16359), regulating the handling of Navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Navel Orange Administrative Committee, established under the said

amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Navel oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on February 2, 1971.

(b) *Order.* (1) The respective quantities of Navel oranges grown in Arizona and designated part of California which may be handled during the period February 5, 1971, through February 11, 1971, are hereby fixed as follows:

(i) District 1: 750,000 cartons;

(ii) District 2: 250,000 cartons;

(iii) District 3: Unlimited.

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

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

Dated: February 3, 1971.

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

[FR Doc. 71-1673 Filed 2-3-71;11:26 am]

## Chapter XIV—Commodity Credit Corporation, Department of Agriculture

### SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[CCC Grain Price Support Regs., 1970 Crop Wheat Supp., Amdt. 2]

## PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

### Subpart—1970 Crop Wheat Loan and Purchase Program

WAREHOUSE CHARGES

The regulations issued by the Commodity Credit Corporation published in the FEDERAL REGISTER at 35 F.R. 8867, 10097, and 11691 containing provisions for price support loans and purchases applicable to the 1970 crop of wheat are amended as follows:

Section 1421.487 is amended to delete in the introductory sentence of § 1421.487 all references to approved warehouses operated by eastern common carriers under tariffs approved by the Interstate Commerce Commission and to delete paragraph (b) which relates to warehouses operated by eastern common carriers. The amended section reads as follows:

§ 1421.487 Warehouse charges.

Subject to the provisions of §1421.466, the schedule of deductions set forth in this section shall apply to wheat stored in an approved warehouse operating under the Uniform Grain Storage Agreement.

SCHEDULE OF DEDUCTIONS FOR STORAGE CHARGES BY MATURITY DATES

| Maturity date of Apr. 30, 1971 | Deduction (cents per bushel) | Maturity date of May 31, 1971 |
|---|---|---|
| (1) | | (1) |
| Prior to May 16, 1970 | 13 | Prior to June 16, 1970. |
| May 16-June 12, 1970 | 12 | June 16-July 13, 1970. |
| June 13-July 10, 1970 | 11 | July 14-Aug. 10, 1970. |
| July 11-Aug. 7, 1970 | 10 | Aug. 11-Sept. 7, 1970. |
| Aug. 8-Sept. 4, 1970 | 9 | Sept. 8-Oct. 5, 1970. |
| Sept. 5-Oct. 2, 1970 | 8 | Oct. 6-Nov. 2, 1970. |
| Oct. 3-Oct. 30, 1970 | 7 | Nov. 3-Nov. 30, 1970. |
| Oct. 31-Nov. 27, 1970 | 6 | Dec. 1-Dec. 28, 1970. |
| Nov. 28-Dec. 25, 1970 | 5 | Dec. 29, 1970-Jan. 25, 1971. |
| Dec. 26, 1970-Jan. 22, 1971. | 4 | Jan. 26-Feb. 22, 1971. |
| Jan. 23-Feb. 19, 1971 | 3 | Feb. 23-Mar. 22, 1971. |
| Feb. 20-Mar. 19, 1971 | 2 | Mar. 23-Apr. 19, 1971. |
| Mar. 20-Apr. 30, 1971 | 1 | Apr. 20-May 31, 1971. |

[1] Date storage charges start, all dates inclusive.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 107, 401, 63 Stat. 1051, 1054; 15 U.S.C. 714c, 7 U.S.C. 1441, 1421)

Effective date: Upon publication in the FEDERAL REGISTER (2-4-71).

Signed at Washington, D.C., on January 28, 1971.

CARROLL G. BRUNTHAVER,
*Acting Executive Vice President, Commodity Credit Corporation.*

[FR Doc.71-1553 Filed 2-3-71;8:50 am]

[CCC Grain Price Support Regs., 1970 Crop Oats Supp., Amdt. 1]

## PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

### Subpart—1970 Crop Oats Loan and Purchase Program

DEDUCTION OF STORAGE CHARGES

The regulations issued by the Commodity Credit Corporation published in the FEDERAL REGISTER at 35 F.R. 8539 and 9323 containing provisions for price support loans and purchases applicable to the 1970 crop of oats are amended as follows:

In § 1421.273, paragraph (b), which relates to storage deductions for oats stored in warehouses operated by eastern common carriers, is deleted.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072; secs. 105, 401, 63 Stat. 1051, as amended; 15 U.S.C. 714c, 7 U.S.C. 1421, 1441)

Effective date: Upon publication in the FEDERAL REGISTER (2-4-71).

Signed at Washington, D.C., on January 29, 1971.

CARROLL G. BRUNTHAVER,
*Acting Executive Vice President, Commodity Credit Corporation.*

[FR Doc.71-1554 Filed 2-3-71;8:50 am]

[CCC Grain Price Support Regs., 1970 and Subsequent Crops Oats Supp., Amdt. 1]

## PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

### Subpart—1970 and Subsequent Crops Oats Loan and Purchase Program

WAREHOUSE CHARGES

The regulations issued by the Commodity Credit Corporation published in the FEDERAL REGISTER at 35 F.R. 8340, containing provisions for price support loans and purchases applicable to the 1970 and Subsequent crops of oats are amended as follows:

Section 1421.252 is revised to delete all references in paragraph (a) relating to approved warehouses operated by eastern common carriers under tariffs approved by the Interstate Commerce Commission and to delete paragraph (c) which relates to warehouses operated by eastern common carriers. The revised section reads as follows:

§ 1421.252 Warehouse charges.

(a) *Handling and storage liens.* Warehouse receipts and the oats represented thereby stored in an approved warehouse operating under the Uniform Grain Storage Agreement (hereinafter called "UGSA") may be subject to liens for warehouse handling and storage charges at not to exceed the UGSA rates from the date the oats are deposited in the warehouse for storage. In no event shall a warehouseman be entitled to satisfy the

lien by sale of the oats when CCC is holder of the warehouse receipt.

(b) *Deduction of storage charges UGSA warehouses.* The table set forth in the annual crop year supplement will provide the deduction for storage charges to be made from the amount of the loan or purchase price in the case of oats stored in an approved warehouse operated under the UGSA. Such deduction shall be based on entries shown on the warehouse receipts. If written evidence is submitted with the warehouse receipt that all the warehouse charges except receiving and loading out charges have been prepaid through the applicable loan maturity date, no storage deduction shall be made. If such written evidence is not submitted, the beginning date to be used for computing the storage deduction on oats stored in warehouses operating under the UGSA shall be the latest of the following: (1) The date the oats were received or deposited in the warehouse, (2) the date storage charges start, or (3) the day following the date through which storage charges have been paid.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072; secs. 105, 401, 63 Stat. 1051, as amended; 15 U.S.C. 714c, 7 U.S.C. 1421, 1441)

Effective date: Upon publication in the FEDERAL REGISTER (2-4-71).

Signed at Washington, D.C., on January 29, 1971.

CARROLL G. BRUNTHAVER,
*Acting Executive Vice President, Commodity Credit Corporation.*

[FR Doc.71-1555 Filed 2-3-71;8:50 am]

# Title 14—AERONAUTICS AND SPACE

## Chapter I—Federal Aviation Administration, Department of Transportation

[Airworthiness Docket No. 70-WE-37-AD; Amdt. 39-1151]

## PART 39—AIRWORTHINESS DIRECTIVES

### Boeing Model 707 and 720 Series Airplanes

Amendment 39-1101, 35 F.R. 16791, AD 70-22-8, requires a visual inspection and rework of the elevator aft control quadrant in accordance with Boeing Telegraphic Alert Service Bulletin 3003, dated October 16, 1970, on Boeing Model 707 and 720 Series airplanes. After issuing Amendment 39-1101, the Boeing Co. issued Revision 2, dated January 15, 1971, to the Service Bulletin, which Revision provides for additional inspections at specified intervals to assure elevator aft quadrant integrity. The agency has determined that the additional inspections recommended in the Revision must be accomplished to assure adequate elevator aft quadrant integrity. Therefore, the AD is being superseded by a new AD that requires repetitive inspections of the elevator aft quadrant for corrosion and cracks and torque tube ovalness, until modified in accordance with the manufacturer's Service Bulletin.

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

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (31 F.R. 13697), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

BOEING. Applies to Model 707 and 720 series airplanes listed in Boeing Service Bulletin 3003, Revision 2, dated January 15, 1971, or later FAA-approved revisions.

Compliance required as indicated after the effective date of this AD.

To assure elevator aft quadrant integrity, accomplish the following inspections and rework or the equivalent inspections and rework approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(a) Within the next 15 hours' time in service unless already accomplished per Telegraphic Alert Service Bulletin 3003 dated October 16, 1970, or AD 70-22-8, perform a close visual inspection of the elevator aft control quadrant hub aft flange face and central web area for corrosion and cracks per Part I of Boeing Service Bulletin 3003, Revision 2, dated January 15, 1971, or later FAA-approved revisions. If cracks are found, replace quadrant per paragraph (d).

(b) Within the next 750 hours' time in service unless already accomplished, inspect the aft flange face and central web of the elevator aft quadrant for corrosion and cracks per Parts I and II of Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions. Accomplish a micrometer check of the quadrant torque tube diameter for ovalness in both the "x" and "y" axes as shown in Fig. 1 of Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions.

(1) If the torque tube is either round or oval within limits per Part II of Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions, perform periodic close visual inspections at intervals not to exceed 750 hours' time in service. On or before 1,500 hours' time in service, initiate the dye penetrant or eddy current and torque check inspection program per Part III of Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions. The quadrant assembly may be retained in service under dye penetrant or eddy current inspection surveillance at intervals not to exceed 1,500 hours' time in service until it is either replaced or overhauled per (c).

(2) If the torque tube exceeds the limits of ovalness specified in Part II of Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions, conduct a dye penetrant or eddy current inspection and torque check per Part IV of Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions prior to further flight.

(3) If, after performing the inspection and torque check per (2) above, the torque tube diameter difference is less than 0.004, the quadrant assembly may be retained in service under dye penetrant or eddy current inspection surveillance at intervals not to exceed 1,500 hours' time in service until it is either replaced per (d) or overhauled per (c).

(4) If, after completing the inspection and torque check per (2) above, the torque tube dimensional difference is still greater than 0.004, replace the quadrant assembly per (d).

(c) On or before 12,000 hours' time in service unless already accomplished, overhaul or replace the quadrant assembly per Part V of Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions.

(d) If, as a result of any of the foregoing inspections, the quadrant assembly shows signs of cracks, or the torque tube ovalness is beyond limits after the torque check, replace the quadrant assembly prior to further flight with either an "Existing" quadrant assembly reworked in accordance with Part V of Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions, or by an "Equivalent" new quadrant assembly as identified in table II of Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions.

(e) The inspections required by this AD may be discontinued upon replacement of the aft quadrant assembly by an "Existing" quadrant assembly reworked in accordance with Part V of the Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions, or by an "Equivalent" new quadrant assembly as identified in table II of Boeing Service Bulletin 3003, Revision 2, or later FAA-approved revisions.

This amendment supersedes Amendment 39-1101, 35 F.R. 16791, AD 70-22-8.

This amendment becomes effective February 13, 1971.

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

Issued in Los Angeles, Calif., on January 26, 1971.

LEE E. WARREN,
*Acting Director, FAA Western Region.*

[FR Doc.71-1573 Filed 2-3-71;8:50 am]

# Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

## PART 45—OLEOMARGARINE, MARGARINE

### Oleomargarine, Margarine Identity Standard; BHA and BHT as Optional Ingredients

*Correction*

In F.R. Doc. 71-831 appearing at page 977 in the issue for Thursday, January 21, 1971, the new subdivision designated as § 45.1(a)(3)(xii) should be § 45.1(a)(3)(xiii).

SUBCHAPTER C—DRUGS

## PART 133—DRUGS; CURRENT GOOD MANUFACTURING PRACTICE IN MANUFACTURE, PROCESSING, OR HOLDING

### Laboratory Controls; Correction

In F.R. Doc. 71-638 appearing at page 601 of the FEDERAL REGISTER of January 15, 1971, the last sentence of § 133.11 (j) is corrected to read:

§ 133.11 Laboratory controls.

* * * * *

(j) * * * Such products shall not be marketed if intended for use in man and the product is contaminated with an amount of penicillin equivalent to 0.05 unit or more of penicillin G per maximum single dose recommended in the labeling of a drug intended for parenteral administration, or an amount of penicillin equivalent to 0.5 unit or more of penicillin G per maximum single dose recommended in the labeling of a drug intended for oral use.

Dated: January 28, 1971.

SAM D. FINE,
*Associate Commissioner for Compliance.*

[FR Doc. 71-1512 Filed 2-3-71;8:47 am]

## PART 141a—PENICILLIN AND PENICILLIN-CONTAINING DRUGS; TESTS AND METHODS OF ASSAY

## PART 141b—STREPTOMYCIN (OR DIHYDROSTREPTOMYCIN) AND STREPTOMYCIN- (OR DIHYDROSTREPTOMYCIN-) CONTAINING DRUGS; TESTS AND METHODS OF ASSAY

## PART 146a—CERTIFICATION OF PENICILLIN AND PENICILLIN-CONTAINING DRUGS

## PART 146b—CERTIFICATION OF STREPTOMYCIN (OR DIHYDROSTREPTOMYCIN) AND STREPTOMYCIN- (OR DIHYDROSTREPTOMYCIN-) CONTAINING DRUGS

### Confirmation of Effective Date of Order Repealing Provision for Certifications of Certain Topical Dental Antibiotic Drugs

An order was published in the FEDERAL REGISTER of October 7, 1970 (35 F.R. 15749), amending the antibiotic drug regulations to repeal provisions for certification of penicillin dental cones (calcium penicillin dental cones, penicillin dental cones calcium salt, crystalline penicillin dental cones); penicillin-streptomycin dental cones; penicillin-dihydrostreptomycin dental cones; pencillin-streptomycin-bacitracin dental paste; penicillin-dihydrostreptomycin - bacitracin dental paste; streptomycin-chlortetracycline - chloramphenicol - bacitracin dental cement; and dihydrostreptomycin - chlortetracycline-chloramphenicol-bacitracin dental cement. The order revoked §§ 141a.13, 141a.50, 141a.59, 141b.127, 146a.31, 146a.71, 146a.82, and 146b.122, and all antibiotic certificates issued thereunder.

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120), notice is given that no objections were filed to the above-identified order. Accordingly, the amendments promulgated thereby became effective November 16, 1970.

Firms affected by the order will be allowed 30 days after publication hereof in the FEDERAL REGISTER to recall outstanding stocks of the affected drugs. Certification of new stocks has been discontinued.

Dated: January 28, 1971.

R. E. DUGGAN,
*Acting Associate Commissioner for Compliance.*

[FR Doc.71-1513 Filed 2-3-71;8:47 am]

# Title 24—HOUSING AND HOUSING CREDIT

## Chapter II—Federal Housing Administration, Department of Housing and Urban Development

### SUBCHAPTER N—PROJECTS FOR LOWER INCOME FAMILIES

## PART 236—MORTGAGE INSURANCE AND INTEREST REDUCTION PAYMENTS

### Subpart A—Eligibility Requirements for Mortgage Insurance

MISCELLANEOUS AMENDMENTS

The following amendments have been made to section 236 in order to implement the "Housing and Urban Development Act of 1970" (Public Law 91-609) and to eliminate the preference for displacees in projects designed for elderly or handicapped persons, except for displacees who are within those categories. The amendments provide that: (1) A displaced single person is an eligible tenant; (2) in projects designed for displaced, elderly, or handicapped persons, occupancy may be restricted to that category of persons for whom the project was designed; (3) lower income military personnel shall be given such preference for occupancy as the Commissioner determines is appropriate; and (4) in projects designed for elderly or handicapped persons, only those displacees who are within those categories shall be given a preference for occupancy.

1. § 236.2 is amended by adding new paragraphs (f) and (g) as follows:

§ 236.2 Definitions used in this subpart.

* * * * *

(f) "Elderly" means a person 62 years of age or older.

(g) "Displacee" means a person who has been displaced from an urban renewal area, or as a result of governmental action or as a result of a disaster determined by the President to be a major disaster.

2. § 236.70 in its entirety is amended as follows:

§ 236.70 Occupancy requirements.

(a) *Initial occupancy.* Initial occupancy of the project by tenants who are unable to pay the fair market rental shall be restricted to those determined by the mortgagor as meeting the income requirements established by the Commissioner, and who are one of the following:

(1) A family.
(2) An elderly person.
(3) A displacee.
(4) A handicapped person.
(5) A single person who is less than 62 years of age: *Provided,* That occupancy by this category of tenants or members shall be limited to 10 percent of the dwelling units in the project.

(b) *Projects designed for displacees, or elderly, or handicapped.* In a project designed for displacees, or elderly, or handicapped, occupancy may be restricted to that category of persons for whom the project was designed and who meet the income requirements established by the Commissioner.

(c) *Preference for military personnel and displacees.*

(1) Whenever the Commissioner determines that a project, because of its location or other considerations, could ordinarily be expected to substantially serve the family needs of military personnel who are serving on active duty and meet the income requirements established by the Commissioner, such preference for occupancy shall be afforded to the family of such military personnel as the Commissioner determines is appropriate.

(2) In all projects preference or priority to occupy dwelling units shall be given to displacees provided that in a project designed for the handicapped or the elderly, preference for displacees shall be limited to those who are within the category for whom the project was designed.

(d) *Recertification of income.* The mortgagor shall obtain from each tenant or cooperative member who is not paying the fair market rental a biennial recertification of family income.

(Sec. 211, 52 Stat. 23; 12 U.S.C. 171b. Interprets or applies sec. 236, 52 Stat. 498; 12 U.S.C. 1715x-1).

Issued at Washington, D.C., effective January 28, 1971.

EUGENE A. GULLEDGE,
*Federal Housing Commissioner.*

[FR Doc.71-1541 Filed 2-3-71;8:49 am]

### SUBCHAPTER Q-1—MORTGAGE INSURANCE FOR NONPROFIT HOSPITALS

## PART 242—NONPROFIT HOSPITALS

### Subpart A—Eligibility Requirements

MAXIMUM MORTGAGE AMOUNTS

The following amendment to title 24 of the Code of Federal Regulations reflects an increase in the maximum amount of mortgages for FHA insured hospitals in accordance with section 109 of the Housing and Urban Development Act of 1970, 84 Stat. 1770.

Accordingly, § 242.27 is amended as follows:

§ 242.27 Maximum mortgage amounts.

* * * * *

(a) $50 million; or

* * * * *

(Sec. 211, 52 Stat. 23; sec. 242, 82 Stat. 5999; 12 U.S.C. 1715b, 1715z-7)

Issued at Washington, D.C., January 27, 1971.

EUGENE A. GULLEDGE,
*Federal Housing Commissioner.*

[FR Doc.71-1539 Filed 2-3-71;8:49 am]

SUBCHAPTER V—LAND DEVELOPMENT INSURANCE

## PART 1000—MORTGAGE INSURANCE FOR LAND DEVELOPMENT

### Subpart A—Eligibility Requirements

LAND DEVELOPMENT CRITERIA

In § 1000.85, a new paragraph (d) is added to exempt certain mortgages from the requirement that the land be developed in accordance with the comprehensive plan for the area if no comprehensive plan is in effect and the insurance commitment is issued before January 1, 1972:

**§ 1000.85 Land development criteria.**

* * * * *

(d) If there is no comprehensive plan which covers, or no such comprehensive plan being carried on for, the area in which the land is situated, the requirement of paragraph (a)(2) of this section is not applicable to any project covered by an insurance commitment issued on or after December 31, 1970 and before January 1, 1972.

(Sec. 1010, 79 Stat. 464; 12 U.S.C. 1749jj)

Issued at Washington, D.C., January 27, 1971.

EUGENE A. GULLEDGE,
*Federal Housing Commissioner.*

[FR Doc.71-1540 Filed 2-3-71;8:49 am]

# Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

## Chapter 5A—Federal Supply Service, General Services Administration

## PART 5A-73—FEDERAL SUPPLY SCHEDULE PROGRAM

### Additions, Deletions, or Reductions in Prices; Schedule Contract Items

The table of contents of Part 5A-73 is amended to include the following entry:

Sec.
5A-73.123-2 Additions, deletions, or reductions in prices of schedule contract items.

### Subpart 5A-73.1—Production and Maintenance

Subpart 5A-73.1 is amended to add a new § 5A-73.123-2, as follows:

**§ 5A-73.123-2 Additions, deletions, or reductions in prices of schedule contract items.**

(a) The following provision shall be included in all solicitations for new item and multiple award schedule contracts and in each resulting Schedule thereof.

AMENDMENTS

If, during the contract period, the contractor offers any change(s) (i.e., additions, deletions, reductions in price(s), etc.) to the approved pricelist, the contractor shall submit (Insert number) copies of the proposed change(s) and the reasons therefore to the contracting officer for consideration, in the following manner:

(a) *Additional items.* (1) Furnish "Discount Schedule and Marketing Data" information as required with original offer; (2) furnish published dated commercial pricelist on the new items, and effective date of such commercial pricelist; and (3) furnish production point and delivery time on the new items. If the information requested in (1), (2), and (3), above, is the same as that furnished under the original accepted offer, only a statement to that effect is required.

(b) *Deletions.* State reason for requesting deletion. The Government reserves the right to reject any subsequent offer of a substantially equal item at a higher price during the same contract period, if, in the opinion of the contracting officer, the higher price is unreasonable when compared with that of the deleted item.

(c) *Price reduction.* State whether in conformity with (1) Reductions to Customers other than Federal Government, or (2) Reductions to Federal Agencies (see Special Provision entitled "Price Reductions"), and effective date thereof. If type (1) reduction applies, submit copy of dated commercial pricelist.

When instructed by the contracting officer, the contractor agrees to print and distribute supplemental pricelists reflecting accepted changes within 15 days to Government agencies furnished the original pricelist.

(b) The above provision should encourage the acceptance of bona fide offers of items to be added to existing new item and multiple award Federal Supply Schedule contracts for a limited period of time, such as items offered at reduced prices due to model changeover, the discontinuance of a product line, etc.

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

*Effective date.* These regulations are effective 30 days after the date shown below.

Dated: January 22, 1971.

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

[FR Doc.71-1511 Filed 2-3-71;8:47 am]

# Title 50—WILDLIFE AND FISHERIES

## Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

## PART 29—LAND USE MANAGEMENT

### Miscellaneous Amendments

Part 29, Chapter 1 of Title 50 is amended by revising references therein as follows:

In § 29.21-1(a) the reference to "43 CFR 2234.2-4" should read "43 CFR Subpart 2821."

In § 29.21-1(c) the reference to "43 CFR Subpart 2234" should read "43 CFR Part 2800."

In § 29.21-8 the reference to "43 CFR 2234.4-1(b)(4) and (c)" should read "43 CFR 2851.1-1."

(R.S. 161, as amended, sec. 2, 33 Stat. 614, as amended, sec. 5, 43 Stat. 651, secs. 5, 10, 45 Stat. 449, 1224, secs. 4, 2, 48 Stat. 403, as amended, 1270, sec. 4, 76 Stat. 654; 5 U.S.C. 22, 16 U.S.C. 685, 725, 690d, 715i; 661, 43 U.S.C. 315a, 16 U.S.C. 460k; 80 Stat. 926)

Inasmuch as this revision only redesignates reference citations it shall become effective on the date of its publication in the FEDERAL REGISTER (2-4-71).

SPENCER H. SMITH,
*Acting Director, Bureau of Sport Fisheries and Wildlife.*

JANUARY 29, 1971.

[FR Doc.71-1514 Filed 2-3-71;8:47 am]

# Proposed Rule Making

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

### Office of Education

[45 CFR Parts 175, 176]

### ALLOCATION OF STUDENT AID FUNDS TO INSTITUTIONS BY FAMILY INCOME LEVEL

### Proposed Change in Method of Allocation of Funds Under College Work-Study Program and Educational Opportunity Grant Program

In view of the importance of the subject rule to current and prospective students and the institutions of higher education that they attend or may be attending, it has been determined that although not required by law, it is appropriate to solicit the widest possible public participation in its formulation. To that end the following notice of proposed rule making follows the procedure of 5 U.S.C. 553.

Notice is hereby given to institutions of higher education which participate in the Educational Opportunity Grant Program (Title IV–A, Higher Education Act of 1965), and the College Work-Study Program (Title IV–C, Higher Education Act of 1965) and other interested parties that the Commissioner of Education proposes to change the method by which funds are to be allocated to such institutions for (1) making initial year awards under the Educational Opportunity Grant Program, and (2) for providing compensation to students for employment under the College Work-Study Program. It is contemplated that these changes would be first effective with respect to the allocation of funds for the fiscal year 1972.

The respective statutes under which these programs are authorized provide that funds shall be allocated to eligible institutions of higher education from their respective State allotments in accordance with criteria established by the Commissioner which are designed to achieve such distribution of such funds as will most effectively carry out the purposes of the legislation (Educational Opportunity Grants, 20 U.S.C. 1066; College Work-Study, 42 U.S.C. 2756).

Under both of these programs participating institutions of higher education file applications for funds with the U.S. Office of Education. These applications take into account the numbers of students eligible for assistance under the terms of the respective programs and include the institutions' estimates as to the amount of funds needed to provide that assistance. The applications are then reviewed for reasonableness by panels appointed by the Office of Education for that purpose. Funds are then allocated to each institution on the basis of its panel approved request.

Where funds are insufficient to honor all approved requests, the current procedure for allocating a State's allotment (and reallotment if any) to institutions within that State is to allocate on the basis of the ratio that the funds approved in each application bears to the total amount of funds approved in all applications of institutions within that State. Under the proposed new procedure—the purpose of which is to focus financial aids in the areas of greatest need—College Work-Study and Educational Opportunity Grant funds would be allocated to institutions in proportion to the estimated number of students from low income families who will be in attendance and in need of financial assistance. Under this proposal, funds would first be allocated to institutions within a State on account of those of such students who have annual adjusted gross family incomes of less than $3,000 per annum. Requests on account of students with annual adjusted gross family incomes of from $3,000 to $6,000 would be taken care of next and so on. Reallotments to a State, if any, would be allocated among institutions on the same basis as is the original allotment. In order to assure that a reasonable portion of a State's allotment will be available to all institutions who have entered into agreements with the Commissioner for the conduct of these programs, the proposed procedures assure each institution a minimum or "floor" amount. Assuming its approved request equals or exceeds its approved request for fiscal year 1971 and if its State's allotment (and reallotment if any) equals or exceeds its allotment for the fiscal year 1971, each institution would receive no less in any year than 80 percent of the amount allocated to it from its State's allotment (and reallotment if any) for the fiscal year 1971.

Specifically, the proposed new procedures for allocating funds among institutions of higher education who have in effect an agreement with the Commissioner of Education under section 407(a) and section 443(a) of the Higher Education Act of 1965 for the conduct of an Educational Opportunity Grant Program or a College Work-Study Program respectively, and who have timely filed an application which has been approved by the Commissioner for funds for (1) making initial year awards under the Educational Opportunity Grant Program, and (2) for providing compensation to students for employment under the College Work-Study Program for a particular program year, is as follows:

1. An amount will first be allocated to each institutional applicant from the appropriate State's allotment (or reallotment) equal to the amount reasonably estimated to be needed by students whose adjusted gross family income is in the $0–$2,999 bracket per annum.

2. From such sums as still remain in a State's allotment (or reallotment), sums will then be allocated to each institutional applicant equal to the amount reasonably estimated to be needed by students whose adjusted gross family income is in the $3,000–$5,999 bracket per annum. This procedure will be repeated for students whose adjusted gross family income is between $6,000–$7,499 and $7,500–$8,999, and with respect to a State's allotment for the College Work-Study Program, between $9,000–$11,999 and over $12,000.

3. Whenever funds available in a State's allotment (or reallotment) are not sufficient to cover all of the institutional requirements in a given adjusted gross family income bracket, such sums as are available will be distributed on a pro rata basis among all institutions in the State according to the ratio that their respective requirements in that bracket bear to the total requirements in that bracket of all institutions in the State.

4. The allocation of funds to any single institution for any year however will be no less than 80 percent of the amount allocated to it for the conduct of each of the subject programs during fiscal year 1971, as reduced on a proportional basis to reflect decreases, if any, in the amount of such institutions' approved application or in the amount of the State's allotment and reallotment for each such program.

5. "Adjusted gross family income" includes in addition to the student's own adjusted gross income (as defined in the Internal Revenue Code), the adjusted gross income of his parents and spouse, if any, except where such income would not be relevant to a determination of such student's financial needs under the method of financial need assessment utilized by the institution concerned in accordance with Schedule A of its agreement with the U.S. Commissioner of Education covering institutional participation in programs of student financial aid.

Interested parties are invited to submit written comments, suggestions, or objections regarding the proposed changes to the Office of the Commissioner of Education, U.S. Office of Education, Washington, D.C. 20202, within 30 days after the date of publication of this notice in the FEDERAL REGISTER.

Dated: January 14, 1971.

S. P. MARLAND, Jr.,
*U.S. Commissioner of Education.*

Approved: January 29, 1971.

ELLIOT L. RICHARDSON,
*Secretary.*

[FR Doc.71-1542 Filed 2-3-71;8:49 am]

# DEPARTMENT OF TRANSPORTATION

## Federal Aviation Administration

### [ 14 CFR Part 71 ]

[Airspace Docket No. 71-WE-4]

### TRANSITION AREA

#### Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Battle Mountain, Nev., transition area.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace and Procedures Branch, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 92007, Worldway Postal Center, Los Angeles, CA 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

A public docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Administration, 5651 West Manchester Avenue, Los Angeles, CA 90045.

The airspace requirements for Lander County Airport, Battle Mountain, Nev., have been reviewed in accordance with criteria contained in U.S. Standard for Terminal Instrument Approach Procedures.

As a result of the review, it has been determined that the 700-foot portion of the transition area may be reduced. In addition, the 1,200-foot portion described on the Battle Mountain VORTAC 084° and 264° radials may be deleted.

In consideration of the foregoing, the FAA proposes the following airspace action.

In § 71.181 (36 F.R. 2140) the description of the Battle Mountain, Nev., transition area is amended to read as follows:

BATTLE MOUNTAIN, NEV.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Lander County Airport (latitude 40°36'03" N., longitude 116°52'25" W.) and within 5 miles each side of the Battle Mountain VORTAC 218° radial, extending from the VORTAC to 16 miles southwest of the VORTAC; that airspace extending upward from 1,200 feet above the surface within 5 miles southeast and 9.5 miles northwest of the Battle Mountain 218° radial, extending from the VORTAC to 23 miles southwest of the VORTAC, and within 6.5 miles south and 9 miles north of the Battle Mountain VORTAC 077° and 257° radials, extending from 8 miles west to 18.5 miles east of the VORTAC.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1348(a)), and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Los Angeles, Calif., on January 26, 1971.

LEE E. WARREN,
*Acting Director, Western Region.*

[FR Doc.71-1574 Filed 2-3-71;8:50 am]

---

### [ 14 CFR Part 71 ]

[Airspace Docket No. 71-SW-7]

### CONTROL ZONES AND TRANSITION AREA

#### Proposed Revocation, Designation, and Alteration

The Federal Aviation Administration is considering amending Part 71 of the Federal Aviation Regulations to revoke, designate, and alter controlled airspace in the Killeen, Tex., terminal area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Administration, Post Office Box 1689, Fort Worth, TX 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Administration, Fort Worth, Tex. An informal docket will also be available for examination at the Office of the Chief, Air Traffic Division.

It is proposed to revoke the Killeen, Tex. (Robert Gray AAF), and Killeen, Tex. (Fort Hood AAF), control zones. A single control zone, i.e., Killeen, Tex., will be designated which will accommodate IFR arrival/departure procedures serving Fort Hood AAF, Robert Gray AAF, and Killeen Municipal Airport. The Killeen, Tex., control zone is proposed as follows:

KILLEEN, TEX.

Within a 5-mile radius of Fort Hood AAF (lat. 31°08'15" N., long. 97°42'50" W.); within a 4-mile radius of Killeen Municipal Airport (lat. 31°05'10" N., long. 97°41'05" W.); within 3 miles each side of the Hood VOR 219° radial extending from the 4-mile-radius zone to 8 miles southwest of the VOR; within a 5-mile radius of Robert Gray AAF (lat. 31°04'20" N., long. 97°49'45" W.); within 3.5 miles each side of the 341° bearing from the Gray RBN (lat. 31°07'18" N., long. 97°51'02" W.) extending from the 5-mile-radius zone to 11 miles north of the RBN, excluding that portion within R-6302A.

It is proposed to alter the Killeen, Tex., transition area as follows:

KILLEEN, TEX.

That airspace extending upward from 700 feet above the surface within a 6-mile radius of Hood AAF (lat. 31°08'15" N., long. 97°-.42'50" W.); within a 7-mile radius of Robert Gray AAF (lat. 31°04'20" N., long. 97°49'45" W.); within 9.5 miles west and 5 miles east of the Hood VOR 352° and 172° radials extending from 2 miles north of the VOR to 12 miles south of the VOR; within 5 miles southeast and 9.5 miles northwest of the Hood VOR 219° T (210° M) radial extending from the VOR to 19 miles southwest of the VOR; within 3.5 miles of each side of the 341° bearing from Gray RBN (lat. 31°07'18" N., long. 97°51'02" W.) extending from the 5-mile-radius area to 11.5 miles north of the RBN, excluding that portion within R-6302A.

At present, the Fort Hood AAF control zone is effective full time, while the Robert Gray AAF control zone is effective part time; i.e., 0600-2200 Monday through Friday and 0800-1200 on Saturday. The proposed single Killeen, Tex., control zone will be effective full time based on weather observations conducted at Robert Gray AAF.

Appropriate citations for amendment to Part 71 of the Federal Aviation Regulations and changes in the Killeen, Tex., control zones and transition area are § 71.171 (36 F.R. 2055) and § 71.181 (36 F.R. 2140), respectively.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348) and of section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Fort Worth, Tex., on January 26, 1971.

HENRY L. NEWMAN,
*Director, Southwest Region.*

[FR Doc.71-1575 Filed 2-3-71;8:51 am]

---

## Hazardous Materials Regulations Board

### [ 49 CFR Parts 172, 173, 176, 178, 179 ]

[Docket No. HM-77; Notice No. 71-4]

### TRANSPORTATION OF HAZARDOUS MATERIALS

#### Methylacetylene-Propadiene, Stabilized

The Hazardous Materials Regulations Board is considering amending the Department's Hazardous Materials Regula-

tions to provide specific requirements for the shipment of stabilized methylacetylene-propadiene, a flammable compressed gas, in cylinders, tank cars, and tank motor vehicles in accordance with a petition for rule making submitted to the Board. Current provisions for shipping methylacetylene, 15 percent to 20 percent propadiene mixture, in cylinders and tank cars would be deleted. Petitioner has advised that the gas mixture in this specified percentage range is no longer manufactured or shipped. Information submitted also indicates that this currently authorized mixture contains no stabilizing diluents.

The recommended mixture of methylacetylene-propadiene, stabilized, contains not more than 68 percent methylacetylene plus propadiene and at least 32 percent stabilizing diluents consisting of propane, propylene, isobutylene, isobutane, or butadiene. The stability of methylacetylene-propadiene mixtures has been demonstrated by tests, the results of which are on file with the Board. The tests consisted of the blasting cap test, dynamite test, hot spot test, fire test, and vapor ignition test conducted on cylinders containing the gas mixture.

Methylacetylene-propadiene gas is compatible with all LPG cylinders except with cylinders having brazed seams. There is indication that under certain conditions the gas mixture could form acetylides similar to those formed by acetylene. For this reason, no brazed cylinders may be used.

In addition to the changes proposed as set forth below, the petitioner proposed that § 173.315 paragraph (j) be amended to authorize the transportation of stabilized methylacetylene-propadiene in storage tanks built to ASME specifications under the same conditions afforded liquefied petroleum gas. The Board does not believe that the provisions for shipping LPG in non-DOT specification containers should be extended to other gases at this time. The proposal was not supported by sufficient data and, accordingly, will be held in abeyance pending receipt of additional information submitted in conformance with § 170.11.

In consideration of the foregoing, it is proposed to amend 49 CFR Parts 172, 173, 176, 178, and 179 as follows:

I. Part 172.

In § 172.5 paragraph (a) Commodity List would be amended as follows:

**§ 172.5 List of hazardous materials.**

(a) * * *

| Article | Classed as— | Exemptions and packing (see sec.) | Label required if not exempt | Maximum quantity in one outside container by rail express |
|---|---|---|---|---|
| * * * | * * * | * * * | * * * | * * * |
| (add) | | | | |
| Methylacetylene-propadiene, stabilized (*containing at least 88% stabilizing diluents*). | F.G. | No exemption, 173.304, 173.314, 173.315. | Red Gas | 300 pounds. |
| * * * | * * * | * * * | * * * | * * * |
| (cancel) | | | | |
| Methylacetylene—15% to 20% propadiene mixture. | F.G. | 173.300, 173.304, 173.314 | Red Gas | 300 pounds. |

II. Part 173.

(A) In § 173.34 paragraph (e)(9) would be amended by inserting the phrase "methylacetylene-propadiene, stabilized" immediately following the phrase "liquefied petroleum gas", in the first sentence; paragraph (e)(10) Table would be amended as follows:

**§ 173.34 Qualification, maintenance and use of cylinders.**

* * * * *

(e) * * *

(10) * * *

| *Cylinders made in compliance with—* (*add*) | *Used exclusively for—* |
|---|---|
| * * * | * * * |
| DOT-3A480, DOT-3AA480, DOT-3B, DOT-4B, DOT-4BA. | Methylacetylene-propadiene, stabilized which is commercially free from corroding components. |

* * * * * * *

(B) In § 173.301 paragraph (d)(3) would be amended to read as follows:

**§ 173.301 General requirements for shipment of compressed gases in cylinders.**

* * * * *

(d) * * *

(3) Manifolding is authorized for cylinders of the following gases: ethane, ethylene, propylene, liquefield petroleum gases, methylacetylene-propadiene, stabilized, and liquefied hydrocarbon gases. Individual cylinders must be equipped with approved safety relief devices as required by § 173.34(d). Each such cylinder must be equipped with an individual shut-off valve, or valves, which must be tightly closed while in transit. Each such cylinder must be separately charged, and shippers shall insure that no interchange of cylinder contents can occur during transportation. Manifold branch lines to individual shut-off valves must be sufficiently flexible to prevent injury to the valves which otherwise might result from the use of rigid branch lines.

* * * * *

(C) In § 173.304 paragraph (a)(2) Table would be amended and Note 6 thereto would be canceled as follows:

**§ 173.304 Charging of cylinders with liquefied compressed gas.**

(a) * * *

(2) * * *

| Kind of gas | Maximum permitted filling density (see Note 1) | Containers marked as shown in this column or of the same type with higher service pressure must be used except as provided in § 173.34(a), (b), § 173.301(j) (see notes following table) |
|---|---|---|
| (add) | | |
| * * * | * * * | * * * |
| Methylacetylene-propadiene, stabilized (see Note 6). | Not liquid full at 130° F. | DOT-4B240, without brazed seams; DOT-4BA240, without brazed seams; DOT-3A240; DOT-3AA240; DOT-3B240; DOT-3E1800; DOT-4BW240; DOT-4B240ET; DOT-4; DOT-41. |
| (cancel) | | |
| Methylacetylene—15% to 20% propadiene mixture (see Note 6). | 50 | ICC-3A240; ICC-3AA240; ICC-3B240; ICC-4B240; ICC-4BA240; ICC-4BW240; ICC-4B240ET. |

* * * * * * *

NOTE 6: [Canceled]

* * * * * * *

(D) In § 173.314 paragraph (c) Table and paragraph (e) would be amended as follows:

**§ 173.314 Requirements for compressed gases in tank cars.**

* * * * * * *

(c) * * *

| Kind of gas | Maximum permitted filling density, Note 1 | Required tank car, see § 173.31(a) (2) and (3) |
|---|---|---|
| (add) * * * | (Percent) * * * | * * * |
| Methylacetylenepropadiene, stabilized | Note 22 | DOT-105A300W; 112A340W; 114A340W; 106A500X, Notes 4 and 9. |
| (cancel) Methylacetylene—15% to 20% propadiene mixture. | 56 | ICC-105A300W. |

* * * * *

(e) *Verification of content.* The amount of liquefied gas loaded into each tank may be determined either by measurement or calculation of the weight. If by measurement, the weight must be checked after disconnecting the loading line by the use of proper scales. If by calculation, the weight of liquefied petroleum gas, methylacetylene-propadiene, stabilized, dimethylamine, monomethylamine, or trimethylamine may be calculated using the outage tables supplied by the tank car owners and the specific gravities as determined at the plant, and this computation must be checked by determination of specific gravity of product after loading. Carriers may verify calculated weights by use of proper scales.

* * * * *

(E) In § 173.315 paragraphs (a) (1) Table, (h) (2) Table, and (i) (2) Table would be amended as follows:

**§ 173.315 Compressed gases in cargo tanks and portable tank containers.**

(a) * * *

(1) * * *

| Kind of gas | Maximum permitted filling density: Percent by weight (see Note 1) | Maximum permitted filling density: Percent by volume (see par. (f) of this section) | Specification container required: Type (see Note 2) | Specification container required: Minimum design pressure (p.s.i.g.) |
|---|---|---|---|---|
| (add) * * * | * * * | * * * | * * * | * * * |
| Methylacetylenepropadiene, stabilized (see Note 13). | 53 | 90 | DOT-51, MC-330, MC-331. | 200. |

* * * * *

(h) * * *

(2) * * *

| Kind of gas (add) | Permitted gaging device |
|---|---|
| * * * | * * * |
| Methylacetylene-propadiene, stablized. | Rotary tube; adjustable slip tube; fixed length dip tube |

* * * * *

(i) * * *

(2) * * *

| Kind of gas (add) | Minimum start-to-discharge pressure (p.s.i.g.) |
|---|---|
| * * * | * * * |
| Methylacetylene-propadiene, stablized. | 200 |

* * * * *

II. Part 176.

**§ 176.703 [Amended]**

In § 176.703 paragraph (b) Table, would be amended by inserting "Methylacetylene-propadiene, stabilized * * * Red gas label" between "Liquefied petroleum" and "Methyl chloride".

III. Part 178.

In § 178.337–14 paragraph (a) (1) Table and paragraph (a) (2) would be amended as follows:

**§ 178.337 Specification MC 331; cargo tanks constructed of steel, primarily for transportation of compressed gases as defined in the Compressed Gas Section.**

**§ 178.337–14 Gaging devices.**

(a) * * *

(1) * * *

| Kind of gas (add) | Permitted gaging device for primary control in filling |
|---|---|
| * * * | * * * |
| Methylacetylene-propadiene, stabilized. | Rotary tube; adjustable slip tube, fixed length dip tube. |

(2) A dip tube gaging device consists of a pipe or tube with a valve at its outer end, with its intake limited by an orifice not larger than 0.060 inch in diameter. If a fixed length dip tube is used the intake must be located midway of the tank both longitudinally and laterally and at maximum permitted filling level and in tanks for transporting liquefied petroleum gases, and methylacetylene-propadiene, stabilized, it must be located at the level reached by the lading when the tank is loaded to maximum filling density at 40° F.

* * * * *

IV. Part 179.

In § 179.102–11 the Heading and the introductory text of paragraph (a) would be amended to read as follows:

**§ 179.102 Special commodity requirements for pressure tank car tanks.**

**§ 179.102–11 Liquefied petroleum gas, methylacetylene-propadiene, stabilized or anhydrous ammonia.**

(a) Specification 105A300W, 112A340-W, 112A400W, or 114A340W tank cars used to transport liquefied petroleum gas, methylacetylene-propadiene, stabilized or anhydrous ammonia may, as an alternate, comply with the following special requirements:

* * * * *

Interested persons are invited to give their views on this proposal. Communications should identify the document number and be submitted in duplicate to the Secretary, Hazardous Materials Regulations Board, Department of Transportation, 400 Sixth Street SW., Washington, DC 20590. Communications received on or before March 16, 1971, will be considered before final action is taken on the proposal. All comments received will be available for examination by interested persons at the Office of the Secretary, Hazardous Materials Regulations Board, both before and after the closing date for comments.

This proposal is made under the authority of sections 831–835 of title 18, United States Code, section 9 of the Department of Transportation Act (49 U.S.C. 1657), and title VI and section 902(h) of the Federal Aviation Act of 1958 (49 U.S.C. 1421–1430 and 1472(h)). Nothing proposed herein is intended to preclude Board consideration of matters proposed in Docket No. HM-63; Notice No. 70-20 (35 F.R. 16741) and comments received on that proposal.

Issued in Washington, D.C., on January 27, 1971.

W. M. BENKERT,
*Captain, U.S. Coast Guard, By direction of the Commandant, U.S. Coast Guard.*

CARL V. LYON,
*Acting Administrator, Federal Railroad Administration.*

ROBERT H. KAYE,
*Director, Bureau of Motor Carrier Safety, Federal Highway Administration.*

SAM SCHNEIDER,
*Board Member, for the Federal Aviation Administration.*

[FR Doc.71-1334 Filed 2-3-71;8:45 am]

# ENVIRONMENTAL PROTECTION AGENCY

## [ 42 CFR Part 481 ]

## CASPER INTRASTATE AIR QUALITY CONTROL REGION

### Proposed Designation of Regions; Consultation With Appropriate State and Local Authorities

Notice is hereby given of a proposal to designate an Intrastate Air Quality Control Region in the State of Wyoming as set forth in the following new § 481.213 which would be added to Part 481 of Title 42, Code of Federal Regulations. It is proposed to make such designation effective upon republication.

Interested persons may submit written data, views, or arguments in triplicate to the Office of the Acting Commissioner, Air Pollution Control Office, Room 17-82, 5600 Fishers Lane, Rockville, MD 20852. All relevant material received not later than 30 days after the publication of this notice will be considered.

Interested authorities of the State of Wyoming and appropriate local authorities, both within and without the proposed region, who are affected by or interested in the proposed designation, are hereby given notice of an opportunity to consult with representatives of the Administrator concerning such designation. Such consultation will take place at 1 p.m., on February 17, 1971, in the Council Chamber, City-County Building, North Senter Street, Casper, WY.

Mr. Earl V. Porter is hereby designated as Chairman for the consultation. The Chairman shall fix the time, date, and place of later sessions and may convene, reconvene, recess, and adjourn the sessions as he deems appropriate to expedite the proceedings.

State and local authorities wishing to participate in the consultation should notify the Chairman, Mr. Earl V. Porter, Air Pollution Control Office, Environmental Protection Agency, Federal Office Building, Room 9017, Denver, CO 80202.

In Part 481 the following new section is proposed to be added to read as follows:

§ 481.213 Casper Intrastate Air Quality Control Region.

The Casper Intrastate Air Quality Control Region (Wyoming) consists of the territorial area encompassed by the boundaries of the following jurisdictions or described area (including the territorial area of all municipalities (as defined in section 302(f) of the Clean Air Act, 42 U.S.C. 1857h(f)) geographically located within the outermost boundaries of the area so delimited):

In the State of Wyoming:

Converse County. Natrona County.
Fremont County.

This action is proposed under the authority of (section 301(a), 81 Stat. 504; 42 U.S.C. 1857g(a) as amended by section 15(c)(2) of Public Law 91-604).

Dated: January 29, 1971.

WILLIAM D. RUCKELSHAUS,
*Administrator.*

[FR Doc.71-1527 Filed 2-3-71;8:48 am]

---

[ 42 CFR Part 481 ]

## RAPID CITY INTRASTATE AIR QUALITY CONTROL REGION

### Proposed Designation of Regions; Consultation With Appropriate State and Local Authorities

Notice is hereby given of a proposal to designate an Intrastate Air Quality Control Region in the State of South Dakota as set forth in the following new § 481.214 which would be added to Part 481 of Title 42, Code of Federal Regulations. It is proposed to make such designation effective upon republication.

Interested persons may submit written data, views, or arguments in triplicate to the Office of the Acting Commissioner, Air Pollution Control Office, Room 17-82, 5600 Fishers Lane, Rockville, MD 20852. All relevant material received not later than 30 days after the publication of this notice will be considered.

Interested authorities of the State of South Dakota and appropriate local authorities, both within and without the proposed region, who are affected by or interested in the proposed designation, are hereby given notice of an opportunity to consult with representatives of the Administrator concerning such designation. Such consultation will take place at 1 p.m., on February 18, 1971, in the Meeting Room, Pennington County Courthouse, Fourth and St. Joseph Streets, Rapid City, SD.

Mr. Earl V. Porter is hereby designated as Chairman for the consultation. The Chairman shall fix the time, date, and place of later sessions and may convene, reconvene, recess, and adjourn the sessions as he deems appropriate to expedite the proceedings.

State and local authorities wishing to participate in the consultation should notify the Chairman, Mr. Earl V. Porter, Air Pollution Control Office, Environmental Protection Agency, Federal Office Building, Room 9017, Denver, CO 80202.

In Part 481 the following new section is proposed to be added to read as follows:

§ 481.214 Rapid City Intrastate Air Quality Control Region.

The Rapid City Intrastate Air Quality Control Region (South Dakota) consists of the territorial area encompassed by the boundaries of the following jurisdictions or described area (including the territorial area of all municipalities (as defined in section 302(f) of the Clean Air Act, 42 U.S.C. 1857h(f)) geographically located within the outermost boundaries of the area so delimited):

In the State of South Dakota:

Butte County. Pennington County.
Lawrence County.
Meade County.

This action is proposed under the authority of (section 301(a), 81 Stat. 504; 42 U.S.C. 1857g(a) as amended by section 15(c)(2) of Public Law 91-604).

Dated: January 29, 1971.

WILLIAM D. RUCKELSHAUS,
*Administrator.*

[FR Doc.71-1526 Filed 2-3-71;8:48 am]

# FEDERAL COMMUNICATIONS COMMISSION

[ 47 CFR Parts 21, 89, 91, 93 ]

[Docket No. 18261; FCC 71-93]

## AVAILABILITY OF LAND MOBILE CHANNELS IN 10 LARGEST URBANIZED AREAS IN U.S.

### Notice of Further Proposed Rule Making

1. Notice is hereby given of further proposed rule making in the above captioned matter.

2. This proceeding was initiated by our notice of proposed rule making of August 1, 1968,[1] in which we considered means for providing additional spectrum space to meet the needs of the land mobile radio services in major population centers. In our First Report and Order,[2] we adopted rules[3] which provide for use of a maximum of two of the lower seven UHF channels, on a shared basis with television broadcasting, by land mobile stations within 50 miles of the center of the 10 largest urbanized areas.[4] Technical standards for this purpose were also adopted and are fully described in the Report and Order.[5] We left for further study and later decision the basic assignment principles and the specific frequencies in the 470-512 MHz band to be designated for the use of each of the several land mobile services.[6] This notice looks to a decision on these matters and adoption of appropriate rules to implement the decision. In developing our proposals, consideration has been given to the substantial amount of information submitted, not only in this proceeding, but also in many documented studies and reports concerning land mobile requirements which have been made available to

---

[1] Land Mobile Use of TV Channels 14 through 20 (Docket No. 18261), 14 FCC 2d 297 (1968).

[2] Land Mobile Use of TV Channels 14 through 20 (Docket No. 18261), 23 FCC 2d 325 (1970).

[3] See Appendices C, D, E, and F of First Report and Order, cited footnote 2, supra, where the major technical rules are set out. As we pointed out at paragraph 67 of the First Report and Order, specific rule provisions covering these matters will be incorporated into Parts 21, 89, 91, and 93 of the Commission's rules at an appropriate date, later.

[4] The Urbanized Areas and Channels are: New York—northeastern New Jersey, Channels 14 and 15; Los Angeles, Channels 14 and 20; Chicago—northwestern Indiana, Channels 14 and 15; Philadelphia, Pa.—New Jersey, Channels 19 and 20; Detroit, Mich., Channels 15 and 16; San Francisco—Oakland, Calif., Channels 16 and 17; Boston, Mass., Channels 14 and 16; Washington, D.C.—Maryland—Virginia, Channels 17 and 18; Pittsburgh, Pa., Channels 14 and 18; and Cleveland, Ohio, Channels 14 and 15. At the time the specific channel availability for the Chicago and Philadelphia areas was not given, because separate proceedings had been initiated to clear the needed channels for use there. These proceedings have now been completed except for minor administrative matters, and we are in a position to give, as we have, above, the allocations for these two regions. However, the necessary coordination with Canada and Mexico for the use of allocations in Detroit, Cleveland, and Los Angeles, although initiated, has not been completed; but, as we said in the First Report and Order, we believe we will be able to work out mutually satisfactory arrangements for this purpose and we do not see this as a reason for delaying our notice relative to the suballocations. See First Report and Order, supra, at paragraph 64, page 349.

[5] See particularly, paragraphs 32 through 52 of the First Report and Order, supra, footnote 2, in which we outline in detail the technical aspects of the allocation plan we adopted.

[6] First Report and Order, supra, footnote 2, at paragraph 67.

the Commission during the past several years.[7]

3. Specifically, we are concerned with the suballocation of the spectrum space made available in the 470–512 MHz band for use by the various classes of land mobile users; the method of allocating the available channels for use in the several land mobile services; and the specific standards under which the frequencies are to be assigned and used. Generally, we propose to employ the same technical standards and method of frequency assignment as are currently applied to land mobile operations in the 450–470 MHz band. This is because essentially the same type of equipment as is now used in the latter range is also capable of being employed in the 470–512 MHz band. Thus, in the First Report and Order, we adopted the same standards for frequency deviation (±5 kHz), bandwidth (20 kHz), and frequency tolerance (0.00025 percent for nonmobile stations and 0.0005 percent for mobile stations) as we had prescribed for the 450–470 MHz band. We also propose to adopt the remaining relevant technical standards prescribed for land mobile operations in the 450–470 MHz band, namely, 25 kHz channeling and the roll-off filter requirements. The first assignable frequency is to be 12.5 kHz from the lower band edge (that is, for example, 470.0125 MHz for Channel 14), and the last assignable frequency, in each of the available 6 MHz television channels, 12.5 kHz from the upper edge (475.9875 MHz in our example). This is reflected in the attached appendix.

4. With respect to system configuration, i.e., single frequency and two frequency half or full duplex modes of use, we plan to follow the same practice established for use of assignments in the 450–470 MHz band. This means that we will permit two frequency base-mobile use and will specify separate frequencies for base and mobile stations. However, unlike the practice followed in the lower band, we do not intend to permit mobile operation on base station frequencies, i.e., base station assignments may be used only for base station operation. This will facilitate the closer base-to-base station geographical separation we are proposing.

5. Finally, as to these technical aspects of our notice, we have the question as to the appropriate frequency separation between base and mobile frequencies. In the proceeding in Docket No. 13847, which dealt with the 450–470 MHz band, we considered this matter and adopted requirements for uniform 5 MHz separation between base and mobile channels.[8] We have the same question here, that is, the most appropriate separation between base and mobile frequencies. We could not adopt 5 MHz spacing, because sufficient contiguous space was not available. We also considered the possibility of using 6 of 12 MHz spacing, but this was not feasible, for essentially the same reason. To illustrate this, while adjacent channels are allocated in seven of the ten urbanized areas, involved, this is not so in the remaining three areas. Finally, we took into account the desirability of having equipment available which can be utilized in all 10 regions. If uniform spacing were not adopted, it would not be possible to standardize the equipment and this, we think, would result in increased cost to the land mobile users. In these circumstances, then, it appears the most feasible base-mobile separation would be 3 MHz. Accordingly, while a wider frequency separation in base and mobile operation might be desirable, we do not think it practical. Moreover, we believe the "state of the art" permits the use of the 3 MHz standard, and we propose to adopt it.

6. We now turn to the allocation problem. Traditionally, frequencies have been allocated, for the most part, to specific radio services in "blocks". In the rule making proceeding in Docket No. 13847 we made substantial departures from this practice and made a portion of the 450–470 MHz band available to a number of services on a "shared" or "pooled" basis in the Industrial, Land Transportation, and Public Safety Radio Services.[9] We believe it is desirable to proceed further along these lines, and propose to do so.

7. The basic purpose in this proceeding was to provide additional spectrum space to accommodate the immediate and most urgent requirements for additional land mobile channels in our largest urban centers. In general, however, the requirements of the several classes of land mobile users vary from one urban area to another, and with "pooling," we can achieve a better degree of flexibility to meet these variations in needs in the separate geographic areas. With the added flexibility, systems planning is simplified and more efficient use of the assigned frequencies may be expected.

8. Consistent with these objectives, we propose eight basic groups with each sharing a separate frequency pool. These groups, as will be shown below, have common attributes which we feel will permit sharing of the "pooled" frequencies without undue conflict. The following table reflects the sharing groups and the apportionment of channels among them based on a single 6 MHz TV channel (120 two-frequency pairs). For two television channels, the frequency number shown is to be multiplied by two. Each of the groups listed, below, is to be allocated the number of frequency pairs shown in each of the two allocated 6 MHz television channels.

| Group designation | Frequency (pairs assigned) | Eligibility (services) |
|---|---|---|
| Public Safety Pool | 34 | All Part 89 Services, except Special Emergency and State Guard Radio Services.[1] |
| Utility Pool | 5 | Power and Telephone Maintenance Radio Services. |
| Special Industrial | 9 | Special Industrial Radio Service. |
| Business Pool | 22 | Business Radio Service.[2] |
| Taxicab Pool | 4 | Taxicab Radio Service. |
| Land Transportation Pool. | 14 | All Part 93 Services, except Taxicab Radio Service. |
| Petroleum—Manufacturers Pool. | 8 | Petroleum, Manufacturers and Forest Products Radio Services. |
| Domestic Public Radio Services Pool. | 12 | Nonwireline common carriers. |
| Reserve Pool "A" | 6 | |
| Reserve Pool "B"[3] | 6 | |
| Total allocated | 103 | |
| Total reserved | 12 | |
| Total allocated and reserved. | 120 | |

[1] Eligibles in the State Guard Radio Service will have frequencies available to the extent they are engaged in "local government" functions, as the latter entities will have access to the Public Safety Pool. Eligibles in the Special Emergency Service will, to a large extent, have access to the Business Pool or to the Public Safety Pool, depending upon whether they are governmental functions or are engaged in activities bringing them within the Business Radio Service.

[2] No specific provision is made for the Motion Picture and Relay Press Radio Services. However, as commercial enterprises, users in those services can employ Business Pool frequencies.

[3] Reserve Pools "A" and "B" are unallocated frequencies in different parts of each 6 MHz channel, and are to be used at a later date to meet the needs for additional frequencies in the various services, excluding the Domestic Public Radio Services, as those needs become known.

9. The service pools we propose reflect what we believe is a logical grouping in accordance with the priorities traditionally recognized among the various services and take into account function and user compatibility. To illustrate this, we have included in the Public Safety Pool the Police, Fire, and Local Government Radio Services, and others, where eligibility and use are geared to activities which all involve, primarily, the promotion of the safety of life and property of the general public. Also, the principal users will be governmental entities. Consequently, there will be, to a large degree, compatibility in the class of person licensed in this pool, as well as in the purposes for which the facilities will be employed. Further, with these elements present, we anticipate that the arrangement will afford the flexibility required to permit the establishment of "local" priorities in the facilities requested and, additionally, allow design of systems which will be capable of serving, on a composite basis, the multiple needs of the several arms of local government.

10. As an added indication of the underlying considerations that went into the grouping, we have provided separate assignments (4 frequency pairs) for the Taxicab Radio Service. This was thought desirable, because of the manner in

[7] See, for example, Report of the Advisory Committee for the Land Mobile Services, Nov. 30, 1967; Report of the President's Commission on Law Enforcement and Administration of Justice: The Challenge of Crime in a Free Society; The Report of the Stanford Research Institute: A Study of Land Mobile Spectrum Utilization (1969); Report of Subcommittee 5 of the Select Committee on Small Business, The Allocation of Radio Frequencies and Its Effect on Small Business, House Report 1978, 90th Cong., second session; and Memorandum of Land Mobile Communications Council, Suballocation of 470–512 MHz band, Informal Recommendations (Sept. 14, 1970).

[8] Frequency Allocations—450–470 Mc/s Band, 11 FCC 2d 648 (1968). See, particularly, paragraphs 6 and 7.

[9] Frequency Allocations—450–470 Mc/s Band, supra, footnote 8, at paragraphs 8–9.

which taxicab companies use radio—high density, dispatch operations, not predominant in other Part 93 Services. The separate Business Pool is to accommodate the many and diverse users eligible in the Business Radio Service and to permit continuation of the policy of "intensive sharing" which has been followed traditionally in that Service. By contrast, higher priorities have been accorded eligibles in other Industrial Services, such as the Power, Petroleum, and Manufacturers Radio Services, and others, and therefore, separate pools have been created in recognition of their respective communications requirements. The groups also reflect our undertaking to preserve existing eligibility standards, because we did not think it practical or desirable, for present purposes, to redefine them. Further, it was considered important to retain, insofar as it was possible to do so, existing coordination machinery. This will be needed at this time to permit licensing in this band to be conducted in an orderly fashion and as a means of implementing the loading standards we propose to adopt.

11. The number of frequencies assigned to the respective pools reflect our understanding of the relative needs of the several designated user groups, and, as we have indicated, the priorities traditionally accorded the various classes of users and parallel the suggestions made by the land mobile industry. Thus, we have assigned the Public Safety Pool the greatest number of frequency pairs in order to make available to local governmental authorities reasonably adequate frequency resources upon which to establish or improve vital public safety communications systems. The remaining divisions are based on what we believe is a correct apportionment of the available frequencies in accordance with our views as to the potential demand and needs, and the mentioned priorities, as they relate to the communications requirements of the several land mobile radio services. Nevertheless, as can be observed from the allocation table, above, we have provided two separate "reserve" pools to give added assurance that, with experience, we will be in a position to make adjustments so that the demonstrated needs of user groups in the private services can be met.

12. Finally, on the point of coordination of the use of these frequencies, it seems to us desirable to have a somewhat different system than is currently employed in the several land mobile services, and we propose that it be carried out by a single coordinating entity designated for each group in each of the 10 areas involved. This will not be difficult in some of the service pools. For example, existing committees could coordinate for the Special Industrial, Business and Taxicab groups. But some rearrangement may be required as to a number of the other Industrial and Land Transportation Services, and in the Public Safety Services, as well, for, although there are existing coordination procedures, with persons appointed or assigned to carry them out, this is done by separate committees which are independent from one another and whose organization does not fit the new groups we plan to establish. Additionally, applicants should be given the alternative of demonstrating that the frequency pair applied for is available for assignment in accordance with the loading standards proposed in this notice, similar to the alternative method of coordination now prescribed in the rules. Accordingly, we ask the parties to address themselves to this proposition and to give us their views as to the manner in which they feel coordination in each area could best be carried out and as to how coordinating committees should be organized.

13. In addition to these matters, we propose to adopt some reasonable loading standards for the shared use of the pool frequencies. For this purpose, the following plan is proposed:

| | |
|---|---|
| Public Safety Pool | 50 units. |
| Business and Taxicab Pool | 90 units. |
| All other, except Domestic Public Radio Service Pool[10] | 70 units. |

We would define the term "unit" as "one vehicular mobile unit" or four "hand-carried transmitter-receivers." Thus, in the Public Safety Pool, channel capacity would be reached where a licensee has in use 50 vehicular mobile units, or 200 hand-carried devices, or, for example, 20 radio patrol cars and 120 hand units. We recognize, of course, that channel loading solely in terms of transmitter density is not as reliable a standard as others, such as, actual channel use. However, until a different management system is established and the tools for measuring and using channel occupancy information are available, or for that matter, other loading standards are developed and implemented, we are constrained to use "number of transmitters," to determine when a channel is being employed at its full potential.

14. In accordance with these loading standards, then, a licensee will be required to show that an assigned frequency pair is at full capacity before that licensee will be given a second pair. The loading standards will be applied, not in terms of the number of mobile units authorized, rather in terms of the number of units actually in use or to be placed in use within eight months following authorization. Also, as part of our frequency loading criteria, we propose to permit re-use of each frequency pair at distances of 40 miles or more from the point of original authorization. For example, if a user has 20 vehicles equipped with radio, it will be assigned one frequency pair, only. If it has 100 such units in use and is eligible in the Business Pool, it would be entitled to two pairs, but it would not be mobile pair. With respect to the 40-mile we assume that licensees will operate as many mobile units as possible on an assigned pair of frequencies. Moreover, channel capacity may be reached either by the requirements of a single licensee or by several users sharing a given frequency. To illustrate, licensee "A" has 50 mobile units; "B", 20 units; and "C", 20 units. Then, in the Business Pool, "A", "B", or "C", could ask for a second base-mobile pair, assuming they have added units to place in operation and, of course, also assuming "A", "B", and "C" were all sharing a single base-mobile pair. With respect to the 40-mile separation standard, if a given frequency pair (for example, in the Boston Urbanized Area) is in use, then that same pair may be requested and used by the same or a different applicant-licensee in the Boston area without reference to its occupancy, where the transmitter site of the second station is 40 miles or more from the site of any other land mobile base station facility on that frequency.

15. Thus far, our proposal is designed to accommodate the usual base-mobile type of land mobile voice communications, and, the foregoing loading standards are based on concepts compatible with that mode of operation. The parties may feel there is a need for designating some of the available frequencies for paging purposes, on an exclusive basis. Recent indications are that paging frequencies are being used extensively, and that there may be a need for added paging capacity in some of the services. Further, industry members have suggested that consideration be given to possible authorization of "tone signalling" in this band, particularly on those frequencies assigned for use by persons who have important needs for this mode of operation. Also, in comments filed earlier in this proceeding, and in the petition for rule making, filed on November 19, 1970, by the county of Los Angeles (RM-1712), requests have been made for the provision of frequencies in the 470–512 MHz band for use in the transmission of data on the condition of cardiac patients en route to hospitals in emergency vehicles. This, of course, involves, in part, non-voice emissions, too. We feel we should take this opportunity to permit the parties to address themselves to these three subjects, insofar as the use of the 470–512 MHz band is involved; and accordingly, we ask for comments on these aspects of the use of the frequencies available in this band. We request that the comments cover the points as to whether specific frequencies should be made available for these purposes, and, if so, in which service groups and under what special conditions.

16. As we have indicated, we are not proposing loading criteria for the channels to be allocated in the Domestic Public Land Mobile Radio Service because it is not necessary. In this service, we plan to follow the pertinent rules and procedures currently used in authorizing common carrier land mobile radio systems. It is our intent to limit the use of the frequencies to those licensees currently authorized to serve the areas involved. Also, we wish to point out that,

[10] The loading standards are not to apply to the use of frequencies in the Domestic Public Radio Service Pool. As indicated, at paragraph 16, infra, this is not necessary, due to the nature of the licensing processes in these common carrier services.

although the protection standards we adopted in the First Report and Order permit as much as 1,000 watts effective radiated power at 500 feet above average terrain, the present limitations in Part 21 of our rules, which impose greater maximum restrictions with respect to power and antenna height, will apply. Finally, as between common carrier stations, the current standards in Part 21 applicable to the 450–460 MHz frequency band for determining field strength contours describing the limits of reliable service areas of base stations and for determining areas of harmful interference between common carrier co-channel base stations will apply.

17. The foregoing proposals are issued pursuant to authority contained in sections 4(i) and 303(r) of the Communications Act, as amended.

18. Pursuant to procedures set out in § 1.415 of the Commission's rules, interested parties may file comments on or before March 9, 1971, and reply comments on or before March 19, 1971. All relevant and timely comments and reply comments will be considered by the Commission before final action is taken in this proceeding. In reaching its decision, the Commission may also take into account other relevant information before it, in addition to the specific comments invited by this notice.

19. In accordance with the provisions of § 1.419 of the Commission's rules, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: January 27, 1971.

Released: January 28, 1971.

FEDERAL COMMUNICATIONS COMMISSION,[11]

[SEAL] BEN F. WAPLE,
*Secretary.*

The following rules are proposed to be incorporated in Parts 21, 89, 91, and 93 of the Commission's rules.

Proposed frequency availability in the band 470–512 MHz [12].

[11] Commissioner Johnson concurring in the result.

Public Safety Pool [3, 11]

| Channel 14 | | Channel 15 | | Channel 16 | | Channel 17 | | Channel 18 | | Channel 19 | | Channel 20 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile |
| 470.0125 to 470.8375 | 473.0125 to 473.8375 | 476.0125 to 476.8375 | 479.0125 to 479.8375 | 482.0125 to 482.8375 | 485.0125 to 485.8375 | 488.0125 to 488.8375 | 491.0125 to 491.8375 | 494.0125 to 494.8375 | 497.0125 to 497.8375 | 500.0125 to 500.8375 | 503.0125 to 503.8375 | 506.0125 to 506.8375 | 509.0125 to 509.8375 |

Reserve Pool "A" [4]

| Channel 14 | | Channel 15 | | Channel 16 | | Channel 17 | | Channel 18 | | Channel 19 | | Channel 20 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile |
| 470.8625 to 470.9875 | 473.8625 to 473.9875 | 476.8625 to 476.9875 | 479.8625 to 479.9875 | 482.8625 to 482.9875 | 485.8625 to 485.9875 | 488.8625 to 488.9875 | 491.8625 to 491.9875 | 494.8625 to 494.9875 | 497.8625 to 497.9875 | 500.8625 to 500.9875 | 503.8625 to 503.9875 | 506.8625 to 506.9875 | 509.8625 to 509.9875 |

Utility Pool [5, 12]

| Channel 14 | | Channel 15 | | Channel 16 | | Channel 17 | | Channel 18 | | Channel 19 | | Channel 20 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile |
| 471.0125 to 471.1125 | 474.0125 to 474.1125 | 477.0125 to 477.1125 | 480.0125 to 480.1125 | 483.0125 to 483.1125 | 486.0125 to 486.1125 | 489.0125 to 489.1125 | 492.0125 to 492.1125 | 495.0125 to 495.1125 | 498.0125 to 498.1125 | 501.0125 to 501.1125 | 504.0125 to 504.1125 | 507.0125 to 507.1125 | 510.0125 to 510.1125 |

Special Industrial Pool [6, 12]

| Channel 14 | | Channel 15 | | Channel 16 | | Channel 17 | | Channel 18 | | Channel 19 | | Channel 20 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile |
| 471.1375 to 471.3375 | 474.1375 to 474.3375 | 477.1375 to 477.3375 | 480.1375 to 480.3375 | 483.1375 to 483.3375 | 486.1375 to 486.3375 | 489.1375 to 489.3375 | 492.1375 to 492.3375 | 495.1375 to 495.3375 | 498.1375 to 498.3375 | 501.1375 to 501.3375 | 504.1375 to 504.3375 | 507.1375 to 507.3375 | 510.1375 to 510.3375 |

Reserve Pool "B" [4]

| Channel 14 | | Channel 15 | | Channel 16 | | Channel 17 | | Channel 18 | | Channel 19 | | Channel 20 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile |
| 471.3625 to 471.4875 | 474.3625 to 474.4875 | 477.3625 to 477.4875 | 480.3625 to 480.4875 | 483.3625 to 483.4875 | 486.3625 to 486.4875 | 489.3625 to 489.4875 | 492.3625 to 492.4875 | 495.3625 to 495.4875 | 498.3625 to 498.4875 | 501.3625 to 501.4875 | 504.3625 to 504.4875 | 507.3625 to 507.4875 | 510.3625 to 510.4875 |

Business Pool [7, 13]

| Channel 14 | | Channel 15 | | Channel 16 | | Channel 17 | | Channel 18 | | Channel 19 | | Channel 20 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile |
| 471.5125 to 472.0375 | 474.5125 to 475.0375 | 477.5125 to 478.0375 | 480.5125 to 481.0375 | 483.5125 to 484.0375 | 486.5125 to 487.0375 | 489.5125 to 490.0375 | 492.5125 to 493.0375 | 495.5125 to 496.0375 | 498.5125 to 499.0375 | 501.5125 to 502.0375 | 504.5125 to 505.0375 | 507.5125 to 508.0375 | 510.5125 to 511.0375 |

Footnotes at end of tables.

Taxicab Pool [8,13]

| Channel 14 | | Channel 15 | | Channel 16 | | Channel 17 | | Channel 18 | | Channel | | Channel 20 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile |
| 472.0625 to 472.1375 | 475.0625 to 475.1375 | 478.0625 to 478.1375 | 481.0625 to 481.1375 | 484.0625 to 484.1375 | 487.0625 to 487.1375 | 490.0625 to 490.1375 | 493.0625 to 493.1375 | 496.0625 to 496.1375 | 499.0625 to 499.1375 | 502.0625 to 502.1375 | 505.0625 to 505.1375 | 508.0625 to 508.1375 | 511.0625 to 511.1375 |

Land Transportation Pool [9,12]

| Channel 14 | | Channel 15 | | Channel 16 | | Channel 17 | | Channel 18 | | Channel 19 | | Channel 20 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile |
| 472.1625 to 472.4875 | 475.1625 to 475.4875 | 478.1625 to 478.4875 | 481.1625 to 481.4875 | 484.1625 to 484.4875 | 487.1625 to 487.4875 | 490.1625 to 490.4875 | 493.1625 to 493.4875 | 496.1625 to 496.4875 | 499.1625 to 499.4875 | 502.1625 to 502.4875 | 505.1625 to 505.4875 | 508.1625 to 508.4875 | 511.1625 to 511.4875 |

Petroleum—Manufacturers Pool [10,12]

| Channel 14 | | Channel 15 | | Channel 16 | | Channel 17 | | Channel 18 | | Channel 19 | | Channel 20 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile |
| 472.5125 to 472.6875 | 475.5125 to 475.6875 | 478.5125 to 478.6876 | 481.5125 to 481.6875 | 484.5125 to 484.6875 | 487.5125 to 487.6875 | 490.5125 to 490.6875 | 493.5125 to 493.6875 | 496.5125 to 496.6875 | 499.5125 to 499.6875 | 502.5125 to 502.6875 | 505.5125 to 505.6875 | 508.5125 to 508.6875 | 511.5125 to 511.6875 |

Domestic Public Land Mobile Pool

| Channel 14 | | Channel 15 | | Channel 16 | | Channel 17 | | Channel 18 | | Channel 19 | | Channel 20 | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile | Base | Mobile |
| 472.7125 to 472.9875 | 475.7125 to 475.9875 | 478.7125 to 478.9875 | 481.7125 to 481.9875 | 484.7125 to 484.9875 | 487.7125 to 487.9875 | 490.7125 to 490.9875 | 493.7125 to 493.9875 | 496.7125 to 496.9875 | 499.7125 to 499.9875 | 502.7125 to 502.9875 | 505.7125 to 505.9875 | 508.7125 to 508.9875 | 511.7125 to 511.9875 |

[1] The first and last assignable frequencies are shown within the various frequency pools. Assignable frequencies occur in increments of 25 kHz. The separation between base and mobile transmit frequencies is 3 MHz.

[2] Frequency coordination is required for all applications for a new frequency or for changes in existing facilities to increase effective radiated power, increase antenna height, relocate a base station or add new base or mobile facilities.

[3] Frequencies are available for assignment in the Local Government, Police, Fire, Highway Maintenance, and Forestry-conservation Radio Services.

[4] Reserved Pools "A" and "B" are to be used at a later date to meet the needs for additional frequencies in the various private services.

[5] Frequencies are available for assignment in the Power and Telephone Maintenance Radio Services.

[6] Frequencies are available for assignment in the Special Industrial Radio Service.

[7] Frequencies are available for assignment in the Business Radio Service.

[8] Frequencies are available for assignment in the Taxicab Radio Service.

[9] Frequencies are available for assignment in the Railroad, Motor Carrier and Automobile Emergency Radio Services.

[10] Frequencies are available for assignment in the Petroleum, Manufacturers, and Forest Products Radio Services.

[11] The channel loading standard is 50 units. A unit is defined as one vehicular mobile unit or four hand carried transmitter receivers. Loading standards will be applied in terms of the number of units actually in use or to be placed in use within 8 months following authorization. A licensee will be required to show that an assigned frequency pair is at full capacity before it may be assigned a second or additional frequency. Channel capacity may be reached either by the requirements of a single licensee or by several users sharing a channel. Until a channel is loaded to capacity it will be available for assignment to other users in the same area. A frequency pair may be reassigned at distances 40 miles or more from the location of base station authorized on that pair without reference to loading at the point of original installation.

[12] The channel loading standard is 70 units. A unit is defined as one vehicular mobile unit or four hand carried transmitter receivers. Loading standards will be applied in terms of the number of units actually in use or to be placed in use within 8 months following authorization. A licensee will be required to show that an assigned frequency pair is at full capacity before it may be assigned a second or additional frequency. Channel capacity may be reached either by the requirements of a single licensee or by several users sharing a channel. Until a channel is loaded to capacity it will be available for assignment to other users in the same area. A frequency pair may be reassigned at distances 40 miles or more from the location of base station authorized on that pair without reference to loading at the point of original installation.

[13] The channel loading standard is 90 units. A unit is defined as one vehicular mobile unit or four hand carried transmitter receivers. Loading standards will be applied in terms of the number of units actually in use or to be placed in use within 8 months following authorization. A licensee will be required to show that an assigned frequency pair is at full capacity before it may be assigned a second or additional frequency. Channel capacity may be reached either by the requirements of a single licensee or by several users sharing a channel. Until a channel is loaded to capacity it will be available for assignment to other users in the same area. A frequency pair may be reassigned at distances 40 miles or more from the location of base station authorized on that pair without reference to loading at the point of original installation.

[FR Doc.71-1376 Filed 2-3-71;8:45 am]

# FEDERAL RESERVE SYSTEM

[ 12 CFR Part 220 ]

[Reg. T]

## CREDIT BY BROKERS AND DEALERS

### Limitations on Exempt Credit to Specialists

Pursuant to the authority contained in the Securities Exchange Act of 1934 (15 U.S.C. 78g), the Board of Governors proposes to amend Part 220 in the following respects:

Section 220.4 would be amended by revising paragraph (g) to read as follows:

§ 220.4 Special accounts.

* * * * *

(g) *Specialist's account.* (1) In a special account designated as a specialist's account, a creditor may effect and finance, for any member of a national securities exchange who is registered and acts as a specialist in securities on the exchange, such member's transactions as a specialist in such securities, or effect and finance, for any joint venture in which the creditor participates, any transactions in any securities of an issue with respect to which all participants, or all participants other than the creditor, are registered and act on a national securities exchange as specialists.

(2) Such specialist's account shall be subject to the same conditions to which it would be subject if it were a general account except that if the specialist's exchange, in addition to the other requirements applicable to specialists, is designated by the Board of Governors of the Federal Reserve System as requiring reports suitable for supplying current information regarding specialists' use of credit pursuant to this paragraph (g), the requirements of § 220.6(b) regarding joint ventures shall not apply to such accounts and the maximum loan value of a registered security in such account (except a security that has been identified as a security held for investment pursuant to a rule of the Commissioner of Internal Revenue (Regs. section 1-1236-1 (d))) shall be as determined by the creditor in good faith: *Provided,* That in the case of credit extended on any block of stock or portion thereof with a current market value of $200,000 or more, acquired from a single source at approximately the same time, whether in a single transaction or in several transactions, the requirements of subparagraph (3) of this paragraph (g) shall also apply.

(3) (i) In the case of credit extended on any block of stock or portion thereof described in subparagraph (2) of this paragraph (g), the creditor shall identify the credit extended pursuant to this paragraph (g) and all the collateral used to support such credit. (ii) No credit shall be extended pursuant to this paragraph (g) in respect of any such block of stock or portion thereof which the specialist has held continuously for more than 15 business days, and any credit extended pursuant to this paragraph (g) shall be extinguished before the expiration of such 15-day period. (iii) In exceptional cases such 15-day period may on application of the specialist and the creditor be extended for one or more periods limited to 5 business days each commensurate with the circumstances by any regularly constituted committee of a national securities exchange which has jurisdiction over the business conduct of its members, of which the specialist is a member: *Provided,* That such committee is satisfied that the specialist and the creditor are acting in good faith in making the application and that the circumstances in fact warrant such treatment. (iv) For the purposes of this subparagraph (3), a block of stock or portion thereof shall be treated as not having been held continuously only to the extent that there has been a net sale (or in the case of short positions, net purchase) of such securities (whether or not represented by the same certificate) during such 15-day period and/or such extension.

The proposed change in § 220.4(g) would restrict the ability of specialists to obtain exempted credit from other broker/dealers without regard to the limitations of Part 220 (Regulation T) in connection with substantial blocks of stock positioned in the course of their specialist activity. Such credit would be available for a limited period of time only, and would be in conformity with restrictions similar to those that would be imposed under Part 221 (Regulation U) on credit by banks to finance block positioning by specialists, Third market makers, OTC market makers, and block-positioners. Such period could be extended in exceptional circumstances for one or more additional limited periods, by a committee of the exchange of which the specialist was a member. The change would also clarify that securities held for investment are not eligible for exempt credit under § 220.4(g). The provisions for bank credit to finance specialists and OTC market makers are contained in Part 221 (Regulation U) in § 221.3(o) and § 221.3(w) respectively and proposed amendments to these sections are being published simultaneously with this proposal.

This notice is published pursuant to section 553(b) of title 5, United States Code, and § 262.2(a) of the rules of procedure of the Board of Governors of the Federal Reserve System (12 CFR 262.2 (a)).

To aid in the consideration of these matters by the Board, interested persons are invited to submit relevant data, views, or arguments. Any such material should be submitted in writing to the Secretary, the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than March 17, 1971. Such material will be made available for inspection and copying upon request, except as provided in § 261.6(a) of the Board's Rules Regarding Availability of Information.

By order of the Board of Governors, January 26, 1971.

[SEAL] KENNETH A. KENYON, *Deputy Secretary.*

[FR Doc.71-1509 Filed 2-3-71;8:47 am]

[ 12 CFR Part 221 ]

[Reg. U]

## CREDIT BY BANKS FOR THE PURPOSE OF PURCHASING OR CARRYING MARGIN STOCKS

### Limitations on Exempt Credit to Specialists and OTC Market Makers; Proposal for Exempt Credit to Third-Market Makers and Block-Positioners

Pursuant to the authority contained in the Securities Exchange Act of 1934 (15 U.S.C. 78g), the Board of Governors proposes to amend Part 221 in the following respects:

Section 221.3 would be amended by revising paragraph (o) and subparagraph (1) of paragraph (w) and by adding paragraph (y) and paragraph (z), as set forth below:

§ 221.3 Miscellaneous provisions.

* * * * *

(o) *Specialist.* In the case of credit extended to a member of a national securities exchange who is registered and acts as a specialist in securities on the exchange for the purpose of financing such member's transactions as a specialist in such securities, the maximum loan value of any stock (except stock that has been identified as a security held for investment pursuant to a rule of the Commissioner of Internal Revenue (Regs. section 1-1236-1(d)) and except a block of stock or portion thereof with a current market value of $200,000 or more, acquired from a single source at approximately the same time, whether in a single transaction or in several transactions) shall be as determined by the bank in good faith: *Provided,* That the specialist's exchange, in addition to other requirements applicable to specialists, is designated by the Board of Governors of the Federal Reserve System as requiring reports suitable for supplying current information regarding specialists' use of credit pursuant to this section.

* * * * *

(w) *OTC market maker exemption.* (1) In the case of credit extended to an OTC market maker, as defined in subparagraph (2) of this paragraph (w), for the purpose of purchasing or carrying an OTC margin stock in order to conduct the market-making activity of such a market maker, the maximum loan value of any OTC margin stock (except stock that has been identified as a security held for investment pursuant to a rule of the Commissioner of Internal Revenue (Regs. section 1-1236-1(d)) and except a block of stock or portion thereof with a current market value of $200,000 or more, acquired from a single source at approximately the same time, whether in a single transaction or in several transactions) shall be determined by the bank in good faith: *Provided,* That in respect of each such stock the OTC market maker shall have filed with the Securities and Exchange Commission a notice of his intent to begin or continue such market-making activity (Securities and Exchange Commission Form X-17A-12

(a)) and all other reports required to be filed by market makers in OTC margin stocks pursuant to a rule of the Commission (Rule 17a-12 (17 CFR 240.17a-12)) and shall not have ceased to engage in such market-making activity: *And provided further,* That the bank shall obtain and retain in its records for at least 3 years after such credit is extinguished a statement in conformity with the requirements of Federal Reserve Form U-2, executed by the OTC market maker who is the recipient of such credit and executed and accepted in good faith[1] by a duly authorized officer of the bank prior to such extension. In determining whether or not an extension of credit is for the purpose of conducting such market-making activity, a bank may rely on such a statement if executed and accepted in accordance with the requirements of this paragraph (w) and paragraph (a) of this section.

* * * * *

(y) *Third-market maker exemption.* (1) in the case of credit extended to a Third-market maker, as defined in subparagraph (2) of this paragraph (y), for the purpose of purchasing or carrying a stock that is registered on a national securities exchange (other than a convertible security described in paragraph (t) (1) of this section) in order to conduct the market-making activity of such a market maker, the maximum loan value of any stock (except (i) a convertible security described in paragraph (t) (1) of this section, (ii) stock that has been identified as a security held for investment pursuant to a rule of the Commissioner of the Internal Revenue (Regs. section 1-1236-1(d)) and (iii) a block of stock or portion thereof with a current market value of $200,000 or more, acquired from a single source at approximately the same time, whether in a single transaction or in several transactions), shall be determined by the bank in good faith: *Provided,* That in respect of each such stock he shall, at least 10 full business days prior to such extension of credit, have filed with the Securities and Exchange Commission a notice of his intent to begin or continue such market-making activity, and all other reports required to be filled by Third-market makers pursuant to a rule of the Securities and Exchange Commission and, except when such activity is unlawful, shall not have ceased to engage in such market-making activity: *And provided further,* That the bank shall obtain and retain in its records for at least 3 years after such credit is extinguished a statement in conformity with the requirements of Federal Reserve Form U-3, executed by the Third-market maker who is the recipient of such credit and executed and accepted in good faith[1] by a duly authorized officer of the bank prior to such extension. In determining whether or not an extension of credit is for the purpose of conducting such market-making activity, a bank may rely on such a statement, if executed and accepted in accordance with the requirements of this paragraph (y) and paragraph (a) of this section.

(2) A Third-market maker with respect to a stock that is registered on a national securities exchange is a dealer who has and maintains net capital, as defined in a rule of the Securities and Exchange Commission (Rule 15c3-1 (17 CFR 240.15c3-1)), of $250,000 for each such stock in respect of which he has filed and not withdrawn a notice with the Securities and Exchange Commission (but in no case does this subparagraph (2) require net capital of more than $1 million) who is in compliance with such rule of the Commission and who, except when such activity is unlawful, meets all the following conditions with respect to such stock: (i) He furnishes bona fide, competitive bid and offer quotations at all times to other broker/dealers on request, (ii) he is ready, willing, and able to effect transactions for his own account in reasonable amounts, and at his quoted prices, with other brokers and dealers, (iii) he does no more than 25 percent of his business in the stock with other market makers and national securities exchanges and (iv) he has a reasonable average rate of inventory turnover on the stock.

(3) If all or a portion of the credit extended pursuant to this paragraph (y) ceases to be for the purpose specified in subparagraph (1) of this paragraph or the dealer to whom the credit is extended ceases to be a Third-market maker as defined in subparagraph (2) of this paragraph, the credit or such portion thereof shall thereupon be treated as "a credit subject to § 221.1".

(z) *Block positioner exemption.* (1) In the case of credit extended to a block positioner, as defined in subpargraph (2) of this paragraph (z), for the purpose of financing the activity of block positioning, the maximum loan value of any stock obtained in the ordinary course of the activity of block-positioning as described in subparagraph (2) of this paragraph (z) (except (i) a convertible security described in paragraph (t) (1) of this section and (ii) stock that has been identified as a security held for investment pursuant to a rule of the Commissioner of Internal Revenue (Regs. section 1-1236-(d))) shall be determined by the bank in good faith: *Provided,* That in respect of such activity he shall have filed with the Securities and Exchange Commission a notice of undertaking such activity on a form prescribed by the Commission, and all other reports required to be filed by block-positioners: *And provided further,* That the bank shall obtain and retain in its records for at least 3 years after such credit is extinguished a statement in conformity with the requirements of Federal Reserve Form U-5 and paragraph (a) of this section, executed by the block positioner who is the recipient of such credit and executed and accepted in good faith[1] by a duly authorized officer of the bank prior to such extension. In determining whether or not an extension of credit is for the purpose of conducting such block positioning activity, a bank may rely on such a statement if executed and accepted in accordance with the requirements of this paragraph (z) and paragraph (a) of this section. In determining whether or not an extension of time has been granted pursuant to subparagraph (3) of this paragraph (z) and whether or not such extension of time is commensurate with the circumstances the bank may rely on a statement executed by an officer of the exchange or association on behalf of the committee in conformity with the requirements of Federal Reserve Form U-6 and paragraph (a) of this section.

(2) A block positioner is a dealer who (i) is registered with the Securities and Exchange Commission under section 15 of the Securities Exchange Act of 1934 (15 U.S.C. 78o) and has a minimum net capital, as defined in a rule of the Securities and Exchange Commission (Rule 15c3-1 (17 CFR 240.15c3-1)) or in the capital rules of an exchange of which he is a member if the members thereof are exempt therefrom by Rule 15c3-1(b) (2) of the Commission (17 CFR 240.15c3-1 (b) (2)), of $250,000, or who is a registered specialist on a national securities exchange, (ii) engages in the activity of purchasing long or selling short as principal, from time to time, from or to a customer (other than a partner or a joint venture or other entity in which as partner of the dealer, or the dealer itself, participates or a person "associated with" such dealer as defined in section 3(a) (18) of the Securities Exchange Act of 1934) a block of stock (other than a convertible security as described in paragraph (t) (1) of this section) with a current market value of $200,000 or more, in a single transaction to facilitate a sale or purchase by such customer, (iii) certifies to the lending bank that he has determined in the exercise of reasonable diligence that the block could not be sold to or purchased from others on equivalent or better terms, and (iv) sells the shares comprising such block as rapidly as possible commensurate with the circumstances.

(3) No credit shall be extended or maintained pursuant to this paragraph (z) in respect of any such block of stock or portion thereof which the block-positioner has held continously for more than 15 business days, and any credit extended pursuant to this paragraph (z) shall be extinguished or brought into conformity with the initial margin requirements of §§ 221.1 and 221.4 before the expiration of such 15-day period. For the purposes of this subparagraph, a block or portion thereof shall be treated as not having been held continuously only to the extent that there has been a net sale (or in the case of short positions, net purchase) of such securities (whether or not represented by the same certificate) during such 15-day period.

(4) In exceptional cases the 15-day period specified in subparagraph (3) of this paragraph (z) may on the application of the block-positioner, be extended for one or more periods limited to 5 busi-

[1] As described in paragraph (a) of this section.

[1] As described in paragraph (a) of this section.

ness days each commensurate with the circumstances by any regularly constituted committee of a national securities exchange having jurisdiction over the business conduct of its members, of which the block-positioner is a member or through which his transactions are effected, or by a committee of a national securities association: *Provided,* That such committee is satisfied that the block-positioner is acting in good faith in making the application and that the circumstances in fact warrant such treatment.

The proposed change in § 221.3(o) would restrict the ability of specialists to obtain credit from banks without regard to the limitations of Part 221 (Regulation U) in connection with substantial blocks of stock positioned in the course of their specialist activity. Such credit would be available only in conformity with the requirements of proposed § 221.3(z), and not otherwise. This restriction is similar to that which would be imposed under Part 220 (Regulation T) on credit by broker/dealers to finance block-positioning by specialists. The change would also clarify that securities held by specialists for investment are not eligible for exempt credit under § 221.3(o).

The proposed change in § 221.3(w) would restrict the ability of OTC market makers to obtain exempted credit from banks without regard to the limitations of Part 221 (Regulation U) in connection with substantial blocks of stock positioned in the course of their market-making activity. Such credit would be available only in conformity with the requirements of proposed § 221.3(z), and not otherwise.

Section 221.3(x), proposed for comment by the Board of Governors on May 5, 1969 (34 F.R. 7823, May 16, 1969), would be revised as § 221.3(y), and would restrict the ability of Third-market makers to obtain credit from banks without regard to the limitations of Part 221 (Regulation U) in connection with substantial blocks of stock positioned in the course of their market-making activity. Such credit would be available only in conformity with the requirements of proposed § 221.3(z), and not otherwise. The revision would also provide that if the credit ceased to be for the purpose of making such a market, or the customer ceased to be a Third-market maker, the remaining credit would become restricted in accordance with the provisions of §§ 221.1 and 221.4 of this part. A similar provision applies to OTC market makers under § 221.3(w).

The proposed paragraph (z) of § 221.3 would permit certain broker/dealers (including qualifying specialists, Third-market makers, and OTC market makers) to obtain credit from banks without regard to the restrictions of Part 221 (Regulation U) in connection with their activities as block-positioners. However, the credit would have to be brought into conformity with the initial margin requirements imposed by Part 221 if (1) the credit ceased to be for the purpose of carrying on such an activity, or (2) the dealer ceased to be a block-positioner. In any event, credit extended pursuant to paragraph (z) would have to be paid back or brought into conformity with ordinary margin requirements within 15 business days, unless extended in exceptional cases, for one or more additional periods limited to 5 business days each by appropriate procedures.

For credit to be in connection with block-positioning, the broker/dealer must certify that the credit is used to buy a substantial amount of securities in order to facilitate a securities transaction too large to be handled through normal channels. The credit would enable the broker/dealer to acquire for his own account that part of the transaction that the market could not otherwise absorb; he must thereafter close his position as quickly as circumstances permit. Any credit extended in connection with the transaction thereafter becomes subject to the ordinary initial margin requirements imposed by Part 221.

This notice is published pursuant to section 553(b) of title 5, United States Code, and § 262.2(a) of the rules of procedure of the Board of Governors of the Federal Reserve System (12 CFR 262.2(a)).

To aid in the consideration of these matters by the Board, interested persons are invited to submit relevant data, views, or arguments. Any such material should be submitted in writing to the Secretary, the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than March 17, 1971. Such material will be made available for inspection and copying upon request, except as provided in § 261.6(a) of the Board's Rules Regarding Availability of Information.

By order of the Board of Governors, January 26, 1971.

[SEAL] KENNETH A. KENYON, *Deputy Secretary.*

[FR Doc.71-1510 Filed 2-3-71;8:47 am]

# Notices

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

### IDAHO

### Notice of Filing of Plats of Survey

JANUARY 29, 1971.

1. A plat of survey for the following described land, accepted November 13, 1970, will be officially filed in the Land Office, Boise, Idaho, effective at 10 a.m. on March 5, 1971:

BOISE MERIDIAN, IDAHO

T. 25 N., R. 20 E., unsurveyed,
Tracts 37 and 38.

The areas surveyed aggregate 4.69 acres.

2. All of the above described land is embraced in the Salmon National Forest under a proclamation dated November 5, 1906, as amended. Tract 37 is included in Forest Exchange application, Serial No. I-3233, and is segregated in accordance with 43 CFR 2202.5 from appropriation under the public land laws, including the mining laws. Tract 38 by this order is hereby opened to such forms of disposition as may by law be made of national forest land.

ORVAL G. HADLEY,
*Land Office Manager,*
*Boise, Idaho.*

[FR Doc.71-1515 Filed 2-3-71;8:47 am]

---

[New Mexico 13101]

### NEW MEXICO

### Notice of Proposed Withdrawal and Reservation of Lands

JANUARY 29, 1971.

The Forest Service, U.S. Department of Agriculture, has filed application, Serial No. New Mexico 13101, for the withdrawal of the lands described below. The lands were conveyed to the United States pursuant to section 8 of the Taylor Grazing Act. They lie within the exterior boundary of the Santa Fe National Forest. They have not been open to entry under the public land laws. The applicant desires the lands for the addition to and the consolidation with national forest lands to permit more efficient administration thereof in the conservation of natural resources.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Land Office Manager, Post Office Box 1449, Santa Fe, NM 87501.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the lands and their resources. He will also undertake negotiations with the applicant agency with the view of adjusting the application to reduce the area to the minimum essential to meet the applicant's needs, to provide for the maximum concurrent utilization of the lands for purposes other than the applicant's, to eliminate land needed for purposes more essential than the applicant's, and to reach agreement on the concurrent management of the lands and their resources.

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the applicant agency.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The lands involved in the application are:

NEW MEXICO PRINCIPAL MERIDIAN

T. 20 N., R. 2 E.,
Sec. 13, HES 259;
Sec. 24, NE¼NE¼NE¼, W½E½NE¼, E½E½SW¼NE¼, W½NE¼SE¼NE¼, and W½NE¼SE¼.
T. 20 N., R. 3 E.,
Sec. 18, HES 259.

The areas described aggregate 146.05 acres.

MICHAEL T. SOLAN,
*Land Office Manager.*

[FR Doc.71-1516 Filed 2-3-71;8:47 am]

---

[U-10287]

### UTAH

### Notice of Proposed Withdrawal and Reservation of Lands

JANUARY 28, 1971.

The U.S. Department of Agriculture, Forest Service, has filed application Utah 10287 for the withdrawal of the lands described below from all forms of appropriation except the general mining and mineral leasing laws, subject to existing valid rights, as an addition to the Uinta National Forest.

The Forest Service's proposal represents part of a boundary adjustment program with the Bureau of Land Management.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with this proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Post Office Box 11505, Salt Lake City, UT 84111.

The Department's regulations (43 CFR 2351.4(c)) provide that the authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the justification of the withdrawal and will prepare a report for consideration of the Secretary. The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

If circumstances warrant, a public hearing will be held at a convenient time and place, which will be announced.

The lands involved in this application are:

SALT LAKE MERIDIAN

T. 8 S., R. 3 E.,
Sec. 1, SE¼SE¼.
T. 9 S., R. 2 E.,
Sec. 21, NE¼, S½;
Sec. 27, W½SW¼;
Sec. 28, all;
Sec. 29, SE¼NE¼, E½SE¼;
Sec. 33, all;
Sec. 34, W½W½.
T. 9 S., R. 3 E.,
Sec. 12, lots 1, 2.
T. 9 S., R. 4 E.,
Sec. 10, N½NW¼;
Sec. 17, SW¼NE¼, SE¼NW¼;
Sec. 18, NE¼NE¼;
Sec. 29, SW¼;
Sec. 27, NE¼SE¼.
T. 9 S., R. 5 E.,
Sec. 33, S½.
T. 10 S., R. 1 E.,
Sec. 12, SE¼SE¼;
Sec. 13, all;
Sec. 24, all;
Sec. 25, all;
Sec. 36, all.
T. 10 S., R. 2 E.,
Sec. 7, SW¼SW¼.
T. 10 S., R. 5 E.,
Sec. 12, N½NE¼.
T. 10 S., R. 6 E.,
Sec. 13, E½SW¼;
Sec. 14, N½;
Sec. 15, N½N½;
Sec. 17, lots 1, 2, W½NW¼;
Sec. 18, E½NE¼.
T. 10 S., R. 7 E.,
Sec. 19, all;
Sec. 20, NW¼NE¼, NE¼NW¼, W½NW¼, NW¼SW¼.
T. 13 S., R. 2 E.,
Sec. 5, lot 4;
Sec. 16, W½W½;
Sec. 35, lots 1, 2.
T. 14 S., R. 1 E.,
Sec. 12, W½E½;
Sec. 13, W½E½;
Sec. 21, E½;
Sec. 22, all;
Sec. 23, all;
Sec. 24, W½E½, W½;
Sec. 25, W½E½, W½;
Sec. 26, all;

Sec. 27, all;
Sec. 28, NE¼, SE¼NW¼, E½SW¼, SE¼;
Sec. 33, E½, E½W½;
Sec. 34, all;
Sec. 35, all;
Sec. 36, W½E½, W½.
T. 14 S., R. 2E.,
Sec. 35, lots 2, 3, 4, W½NE¼, NW¼, N½SW¼, NW¼SE¼.
T. 15 S., R. 1 E.,
Sec. 19, all;
Sec. 27, W½;
Sec. 28, all;
Sec. 29, all;
Sec. 30, all;
Sec. 31, lots 1, 2, 3, 4, 5, 6, 7, 8, 9, NE¼, E½NW¼, NE¼SW¼, N½SE¼;
Sec. 32, all;
Sec. 33, all;
Sec. 34, lots 1, 2, NW¼, N½SW¼.
T. 15 S., R. 1 W.,
Sec. 24, lot 1;
Sec. 25, lots 1, 2, 3, 5, 6, SE¼SW¼.
T. 15 S., R. 2 E.,
Sec. 3, E½;
Sec. 10, E½;
Sec. 14, W½SW¼;
Sec. 15, E½;
Sec. 22, E½;
Sec. 23, W½W½, E½SW¼;
Sec. 25, lots 1, 2, 3, 4, 5, W½NW¼, NE¼SW¼;
Sec. 26, all;
Sec. 27, E½;
Sec. 34, lots 3, 4, NE¼, N½SE¼;
Sec. 35, lot 1, W½NW¼, NW¼SW¼.
T. 16 S., R. 1 E.,
Sec. 3, lots 1, 2, 3, 4, 5, 6, 7, 8;
Sec. 4, lots 1, 2, 3, 4, 5, 6, 7, 8.

The areas described aggregate 25,554.97 acres, of which 10,174.31 acres are non-Federal lands.

R. D. NIELSON,
*State Director.*

[FR Doc.71-1524 Filed 2-3-71;8:48 am]

[Wyoming 27005]

## WYOMING

### Notice of Proposed Withdrawal and Reservation of Lands

JANUARY 29, 1971.

The Forest Service, U.S. Department of Agriculture, has filed an application, Serial No. Wyoming 27005, for the withdrawal of lands described below, from location and entry under the general mining laws, but not the mineral leasing laws, subject to valid existing rights.

The applicant wishes to assure tenure of the described lands to allow for their development as an administrative site by the Bureau of Land Management.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 2120 Capitol Avenue, Cheyenne, WY 82001.

The authorized officer will prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the applicant agency.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

If circumstances warrant a public hearing will be held at a convenient time and place, which will be announced.

The land involved in the application is:

SIXTH PRINCIPAL MERIDIAN

T. 30 N., R. 100 W.,
Sec. 36, lots 9 and 17.

The area described contains 75.90 acres.

JOHN T. WASSERBURGER,
*Acting State Director.*

[FR Doc.71-1517 Filed 2-3-71;8:47 am]

# DEPARTMENT OF AGRICULTURE

## Agricultural Stabilization and Conservation Service

## CIGAR-FILLER (TYPE 41) TOBACCO

### Notice of Referendum

Notice is hereby given that on February 22 to 26, 1971, each inclusive, a referendum will be held of farmers engaged in the production in 1970 of Cigar-filler (type 41) tobacco, pursuant to the provisions of the Agricultural Adjustment Act of 1938, as amended. Notice was given (35 F.R. 18400) that consideration would be given to data, views, and recommendations on establishing the date or period for holding the referendum and whether the referendum would be conducted at polling places rather than by mail ballot. No data, views, or recommendations regarding the referendum were received pursuant to such notice. It is hereby determined that the referendum will be held by mail ballot during the period specified above. The purpose of the referendum is to determine whether the farmers voting favor a national marketing quota for each of the 1971-72, 1972-73, and 1973-74 marketing years for Cigar-filler (type 41) tobacco. The referendum will be conducted in accordance with the provisions of the Act and the Regulations Governing the Holding of Referenda on Marketing Quotas (28 F.R. 13249), Part 717 of this chapter.

Signed at Washington, D.C., on: January 26, 1971.

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

[FR Doc.71-1497 Filed 2-3-71;8:45 am]

## MARYLAND TOBACCO

### Notice of Referendum

Notice is hereby given that on February 22 to 26, 1971, each inclusive, a referendum will be held of farmers engaged in the production of 1970 crop Maryland tobacco, pursuant to the provisions of the Agricultural Adjustment Act of 1938, as amended. Notice was given (35 F.R. 18400) that consideration would be given to data, views, and recommendations on establishing the date or period for holding the referendum and whether the referendum would be conducted at polling places rather than by mail ballot. No data, views, or recommendations regarding the referendum were received pursuant to such notice. It is hereby determined that the referendum will be held by mail ballot during the period specified above. The purpose of the referendum is to determine whether the farmers voting favor a national marketing quota for each of the 1971-72, 1972-73, and 1973-74 marketing years for Maryland tobacco. The referendum will be conducted in accordance with the provisions of the Act and the Regulations Governing the Holding of Referenda on Marketing Quotas, as amended (28 F.R. 13249), Part 717 of this chapter.

Signed at Washington, D.C., on January 26, 1971.

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

[FR Doc.71-1498 Filed 2-3-71;8:46 am]

## VIRGINIA SUN-CURED TOBACCO

### Notice of Referendum

Notice is hereby given that on February 22 to 26, 1971, each inclusive, a referendum will be held of farmers engaged in the production of 1970 crop Virginia sun-cured tobacco, pursuant to the provisions of the Agricultural Adjustment Act of 1938, as amended. Notice was given (35 F.R. 18400) that consideration would be given to data, views, and recommendations on establishing the date or period for holding the referendum and whether the referendum would be conducted at polling places rather than by mail ballot. No data, views, or recommendations regarding the referendum were received pursuant to such notice. It is hereby determined that the referendum will be held by mail ballot during the period specified above. The purpose of the referendum is to determine whether the farmers voting favor a national marketing quota for each of the 1971-72, 1972-73, and 1973-74 marketing years for Virginia sun-cured tobacco. The referendum will be conducted in accordance with the provisions of the Act and the Regulations Governing the Holding of Referenda on Marketing Quotas, as amended (28 F.R. 13249), Part 717 of this chapter.

Signed at Washington, D.C., on January 28, 1971.

CARROLL G. BRUNTHAVER,
*Acting Administrator, Agricultural Stabilization and Conservation Service.*

[FR Doc.71-1499 Filed 2-3-71;8:45 am]

## Commodity Credit Corporation

[Amdt. 8]

## SALES OF CERTAIN COMMODITIES

### Monthly Sales List (Fiscal Year Ending June 30, 1971)

The CCC Monthly Sales List for the fiscal year ending June 30, 1971, published in 35 F.R. 10922, is amended as

follows: 1. The first sentence of section 15 entitled "Wheat Bulk—Export Sales" is revised to read as follows:

A. CCC will sell limited quantities of Hard Red Winter, Durum, and Hard Red Spring wheat at west coast ports at export market price levels for export under Announcement GR-212 (revision III, Nov. 30, 1970, as amended) as follows:

2. Section 33 entitled "Linseed Oil (Raw) Unrestricted Use Sales" is amended by the insertion of the following sentence after the first sentence:

For February the price will be $0.1165 per pound.

3. Section 48 entitled "Nonfat Dry Milk—Unrestricted Use Sales" is revised to read as follows:

Sales are in carlots only in-store at storage location of products. Market price but not less than the announced prices, under MP-14: Spray process, U.S. Extra Grade, 29.9 cents per pound packed in 50-pound bags.

4. Section 50 entitled "Butter—Unrestricted Use Sales" is revised to read as follows:

Sales are in carlots only in-store at storage location of products. Market price, but not less than the announced prices, under MP-14: 77.75 cents per pound—New York, Pennsylvania, New Jersey, New England, and other States bordering the Atlantic Ocean and Gulf of Mexico. 77 cents per pound—Washington, Oregon, and California. All other States 76.75 cents per pound.

Signed at Washington, D.C., on January 28, 1971.

CARROLL G. BRUNTHAVER,
*Acting Executive Vice President, Commodity Credit Corporation.*

[FR Doc.71-1557 Filed 2-3-71; 8:50 am]

---

## MICHIGAN, NORTH CAROLINA, AND VERMONT

### Notice of Designation of Emergency Areas Regarding Livestock Feed Program

Notice is hereby given that, pursuant to the provisions of section 407 of the Agricultural Act of 1949, as amended (7 U.S.C. 1472, 63 Stat. 1055), and the Act of September 21, 1959, as amended (sections 1-4, 73 Stat. 574), the Secretary of Agriculture has designated the counties specified in this notice as emergency areas for purposes of the Livestock Feed Program (7 CFR, Part 1475, as amended). Feed grains will be made available for sale to livestock owners in such counties in accordance with the terms and conditions in the regulations for such program. The designated counties are as follows:

MICHIGAN

| | |
|---|---|
| Benzie. | Grand Traverse. |
| Chippewa. | Manistee. |

NORTH CAROLINA

| | |
|---|---|
| Bladen. | Harnett. |
| Cherokee. | Henderson. |
| Clay. | Macon. |
| Cumberland. | Madison. |
| Graham. | Sampson. |

VERMONT

Addison.

Signed at Washington, D.C., on January 29, 1971.

GEORGE V. HANSEN,
*Deputy Vice President, Commodity Credit Corporation.*

[FR Doc.71-1558 Filed 2-3-71;8:50 am]

# DEPARTMENT OF COMMERCE

## Bureau of the Census

### NUMBER OF EMPLOYEES, TAXABLE WAGES, GEOGRAPHIC LOCATION AND KIND OF BUSINESS FOR ESTABLISHMENTS OF MULTIUNIT COMPANIES

### Notice of Consideration for Surveys

Notice is hereby given that the Bureau of the Census is considering a proposal under the provisions of title 13, United States Code, sections 181, 224, and 225, to conduct a First Quarter 1971 Survey of Selected Multiunit Companies. This survey is similar to those conducted for previous County Business Patterns Reports. It is designed to collect information for the 1971 Report on the number of employees, taxable wages, geographic location, and kind of business for the establishments of selected multiunit companies. The data will have significant application to the needs of the public and to governmental agencies and are not publicly available from nongovernmental or governmental sources.

The survey, if conducted, shall begin not earlier than 30 days after publication of this notice in the FEDERAL REGISTER.

Copies of the proposed form and a description of the collection methods are available on request to the Director, Bureau of the Census, Washington, D.C. 20233.

Any suggestions or recommendations concerning the subject matter of the proposed survey submitted to the Director in writing within 30 days after the date of this publication will receive consideration.

Dated: January 19, 1971.

GEORGE H. BROWN,
*Director, Bureau of the Census.*

[FR Doc.71-1501 Filed 2-3-71;8:46 am]

# DEPARTMENT OF TRANSPORTATION

## National Highway Traffic Safety Administration

[Docket No. 70-2; Notice No. 4]

### GOODYEAR TIRE AND RUBBER CO.

### Denial of Petition for Reconsideration of Amendment

An amendment to Federal Motor Vehicle Safety Standard No. 109, New Pneumatic Tires—Passenger Cars, setting forth the limited conditions under which passenger car tires not certified as complying with the standard may be sold was published in the FEDERAL REGISTER October 29, 1970 (35 F.R. 16734). The Goodyear Tire and Rubber Co. filed a timely petition for reconsideration of this amendment. Pursuant to §§ 553.35, 553.37, and 553.39 of Title 49, Code of Federal Regulations (35 F.R. 5119, 35 F.R. 19268), notice is hereby given that the petition for reconsideration is denied.

This notice is issued under the authority of sections 103 and 119 of the National Traffic and Motor Vehicle Safety Act, 15 U.S.C. 1392, 1407, and the delegation of authority at 49 CFR 1.51.

Issued on January 29, 1971.

CHARLES H. HARTMAN,
*Acting Deputy Administrator, National Highway Traffic Safety Administration.*

[FR Doc.71-1545 Filed 2-3-71;8:49 am]

# DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

## Food and Drug Administration

[Docket No. FDC-D-135; NDA Nos. 11-507; 11-503]

### NYSCO LABORATORIES, INC.

### Hydrocortisone Acetate Spray Caps and Hydrocortisone Acetate With Antihistamine Spray Caps; Notice of Withdrawal of Approval of New-Drug Applications

*Correction*

In F.R. Doc. 71-689 appearing on page 838 in the issue for Tuesday, January 19, 1971, the first line, now reading "A notice of opportunity of approval of", should read, "A notice of opportunity for hearing on".

# ATOMIC ENERGY COMMISSION

[Docket No. 50-322]

### LONG ISLAND LIGHTING CO.

### Notice of Receipt of Application for Construction Permit and Operating License Time for Submission of Views on Antitrust Matter

The Long Island Lighting Co., 250 Old Country Road, Mineola, NY 11501, pursuant to the Atomic Energy Act of 1954, as amended, has filed an application, dated May 15, 1968, for licenses to construct and operate a boiling water nuclear reactor having a gross electrical output of approximately 850 megawatts.

The proposed reactor, designated by the applicant as the Shoreham Nuclear Power Station Unit 1, is to be located at the applicant's 450-acre site on the north shore of Long Island in the town of Brookhaven in Suffolk County, N.Y.

Any person who wishes to have his views on the antitrust aspects of the application presented to the Attorney General for consideration shall submit such views to the Commission within 60 days after February 4, 1971.

A copy of the application is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 29th day of January 1971.

For the Atomic Energy Commission.

FRANK SCHROEDER,
*Acting Director,*
*Division of Reactor Licensing.*

[FR Doc.71-1543 Filed 2-3-71;8:49 am]

# CIVIL AERONAUTICS BOARD

[Docket No. 20724]

## ATLANTA-DETROIT/CLEVELAND/CINCINNATI INVESTIGATION

### Notice of Oral Argument

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in the above-entitled matter is assigned to be held on February 24, 1971, at 10 a.m., e.s.t., in Room 1027, Universal Building, 1825 Connecticut Avenue NW., Washington, DC, before the Board.

Dated at Washington, D.C., January 29, 1971.

[SEAL] THOMAS L. WRENN,
*Chief Examiner.*

[FR Doc.71-1559 Filed 2-3-71;8:50 am]

---

[Dockets Nos. 22859, 23053; Order 71-1-137]

## WESTERN AIR LINES, INC.

### Order of Investigation and Suspension

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 29th day of January 1971.

By tariff revisions[1] filed December 31, 1970, and marked to become effective February 1, 1971, Western Air Lines, Inc. (Western), proposes increases on general commodity rates between Portland and Seattle-Tacoma, on the one hand, and points in Alaska, on the other, and between points in Alaska, as follows: (1) Under 100-pound rates are typically increased by 1 cent per pound; (2) general commodity rates for shipments with minimum weights 100, 220, 440, 1,000, and 2,000 pounds are increased on the following formula, subject to a maximum increase of 10 percent:

| *Distance* | *Increase (cwt.)* |
|---|---|
| 0-750 miles | $1.50 |
| 751-1,500 miles | 1.25 |
| Over 1,500 miles | 1.00 |

Complaints requesting suspension pending investigation of the proposed increases insofar as they apply to the construction of premium rates were filed by the National Retail Pet Supply Association, and the Western Wholesale Pet Supply Association.

These complaints variously assert, inter alia, that the proposed rates (1) would seriously injure shippers of live animals, and (2) are similar to those of American Airlines, Inc. (American), and Braniff Airways, Inc. (Braniff), with respect to premium traffic in that no showing has been made that existing premium rates do not cover costs.

In Orders 70-12-143 and 71-1-63, dated December 28, 1970, and January 13, 1971, respectively the Board determined to permit American and Braniff to place into effect, pending investigation, increases in freight rates of a similar order of magnitude to those in Western's current proposal.[2] The Board, however, suspended American's and Braniff's proposals to the extent that they would be used in the determination of rates and minimum charges in conjunction with premium ratings, chiefly applicable to live animals.

Consistent with the foregoing orders and in view of other relevant matters, the Board has determined to permit the Western filing to become effective except as the filing applies to the determination of premium rates. Western reported for the 12 months ended June 30, 1970, for domestic all-cargo services, a loss after taxes of $602,000. For the 12 months ended September 30, 1970, Western reported a net loss after special items of $5.1 million for its total domestic services. The Board finds, as it did in the noted orders, that the proposed increases applicable to general commodity traffic do not appear unreasonably large and should not adversely affect most shippers to a significant degree. The tariff revisions to and from the Alaska gateways are already under investigation in Docket 22859 Domestic Air Freight Rate Investigation, and the premium rates are under investigation in Docket 21474, In the Matter of Air Freight Rates on Live Animals and Birds.

The complaints contend and the Board notes the anomalies in Western's exception rating schedule wherein the premium for traffic moving between Seattle-Tacoma and Alaska may be greater than, or less than, the premium for traffic moving between points not involving Alaska, depending upon the commodity involved and that Western has not reexamined its exception ratings and refiled those it was prepared to justify, as the Board suggested in Order 69-9-149 in Docket 21474. The Board further notes that except as to traffic between Seattle-Tacoma and Alaska, no exception rating has been established which would remove the application of general commodity local single-factor rates to traffic originating outside of Alaska and destined to a point within Alaska or originating at a point within Alaska and destined to a point outside Alaska.[3]

To the extent that the carrier's premium rate structure may not be lawful, the situation is of course aggravated by increases in basic general commodity rates. As previously indicated in Order 70-12-143 of December 28, 1970, and 71-1-63 of January 13, 1971, involving increased rates of American and Braniff, respectively, the Board is not prepared to accept without investigation further tariff increases, insofar as they would effect any increases in premium rates[4] in the absence of a prima facie showing that such increased premium rates are necessary to cover the costs of transporting such traffic. Western, however, has provided no rationale for its rate increases on premium-rated traffic, nor has it made any showing that existing rates as they apply to such traffic do not cover the costs of transportation nor has it otherwise provided support for increasing premium rates. In these circumstances, the Board will suspend the application of the increased rates on premium traffic.

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

*It is ordered,* That:

1. An investigation be instituted to determine whether the rates and charges described in Appendix A hereto,[5] and rules, regulations, or practices affecting such rates and charges, are, or will be, unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful, to determine and prescribe the lawful rates and charges, and rules, regulations, or practices affecting such rates and charges;

2. Pending hearing and decision by the Board, the rates and charges described in Appendix A hereto[5] are suspended and their use deferred to and including May 1, 1971, unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension

---

[1] Revisions to Airline Tariff Publishers, Inc., Agent's Tariff, CAB No. 8 (Agent J. Aniello Series).

[2] For shipments of 100 pounds and over, those increases amounted to 6 percent for westbound general commodity rates and 10 percent for numerous eastbound and northbound rates. For smaller shipments, the general commodity rate increases were 1 or 2 cents per pound. In addition, American was permitted to raise most specific commodity rates up to a maximum of 10 percent.

[3] The exception ratings to Western's general commodity rates tariff provide in column 1 thereof for premium ratings (a) between Seattle-Tacoma only, on the one hand, and points wholly within Alaska, on the other, and (b) between points wholly within Alaska. Column 2 of Western's exception ratings, for application between other points on Western's system, is specifically marked as not applicable from and to points in Alaska nor between points wholly within Alaska.

[4] The Board considers that it is desirable for carriers to make appropriate tariff filings to simplify their tariffs where, as here, the suspension of a proposal is applicable only to its use in determining rates on traffic moving under exception ratings and result in a dual system of basic general commodity rates. The Board will consider tariff revisions to the premium percentages stated in the carriers' exception ratings to accomplish this end. Such revisions, however, should fully meet the hold-the-line requirement stated above as to on-line traffic.

[5] Filed as part of the original document.

except by order or special permission of the Board;

3. The complaint filed by National Retail Pet Supply Association in Docket 23008, and Western Wholesale Pet Supply Association in Docket 23007 will be dismissed except to the extent granted herein; and

4. A copy of this order should be filed with the tariffs and served upon Western Air Lines, Inc., National Retail Pet Supply Association, and Western Wholesale Pet Supply Association, which are hereby made parties to Docket 23053.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HARRY J. ZINK, *Secretary.*

[FR Doc.71-1560 Filed 2-3-71;8:50 am]

# FEDERAL MARITIME COMMISSION

[Independent Ocean Freight Forwarder License No. 1151]

## DAVIS VAN & STORAGE

### Order of Revocation

By letter dated December 28, 1970, Davis Van & Storage (Mary B. Gehring and Leo M. Gehring doing business as), 912 Fifth Street, Davis, CA 95616, was advised by the Federal Maritime Commission that Independent Ocean Freight Forwarder License No. 1151 would be automatically revoked or suspended unless a valid surety bond was filed with the Commission on or before January 14, 1971.

Section 44(c), Shipping Act, 1916, provides that no independent ocean freight forwarder license shall remain in force unless a valid bond is in effect and on file with the Commission. Rule 510.9 of Federal Maritime Commission General Order 4, further provides that a license will be automatically revoked or suspended for failure of a licensee to maintain a valid surety bond on file.

Davis Van & Storage (Mary B. Gehring and Leo M. Gehring doing business as) has failed to file the required bond.

By virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 1 (revised), § 7.04(g) (Dated 9-29-70).

*It is ordered,* That the Independent Ocean Freight Forwarder License No. 1151 be returned to the Commission. Revocation of License No. 1151 is effective January 14, 1971.

*It is further ordered,* That a copy of this order be published in the FEDERAL REGISTER and served upon Davis Van & Storage (Mary B. Gehring and Leo M. Gehring doing business as).

WM. JARREL SMITH, Jr., *Deputy Managing Director.*

[FR Doc.71-1546 Filed 2-3-71;8:49 am]

[No. 70-48]

## HAPAG-LLOYD AKTIENGESELLSCHAFT

### Publication of Discriminatory Rates; Rescheduling of Filing Dates

Respondent Hapag Lloyd has requested a further enlargement of time within which to respond to the Commission's order to show cause dated December 11, 1970.

Respondent indicates that it has only recently obtained the release of pertinent information by the German Ministry of Transport, and accordingly additional time would be needed for the preparation of submissions in this proceeding. We think the problems encountered by respondent in obtaining clearance from a foreign government constitute cause for a further enlargement of time. We wish to reemphasize, however, that this action does not indicate a diminution of our concern regarding the matters under adjudication herein.

*Accordingly, it is ordered,*

(1) That requests for evidentiary hearing, affidavits of fact, and memoranda of law shall be filed by respondent on or before February 19, 1971.

(2) That replies thereto by Hearing Counsel and interveners, if any, shall be filed on or before March 8, 1971.

By the Commission.

[SEAL] FRANCIS C. HURNEY, *Secretary.*

[FR Doc.71-1547 Filed 2-3-71;8:49 am]

[No. 70-49]

## SEA-LAND SERVICE, INC.

### Publication of Discriminatory Rates; Rescheduling of Filing Dates

Respondent Sea-Land Service, Inc. has requested a further enlargement of time within which to respond to the Commission's order to show cause dated December 11, 1970.

Respondent cites as grounds therefor the necessity of compressing information at hand in preparing submissions in this proceeding. We have previously afforded a 30-day enlargement of time for respondent, but in so doing, emphasized our concern regarding the matters under adjudication herein. We do not think respondent has shown sufficient cause for the further requested extension of 2 weeks. However, since the current filing date is already at hand a short extension will be granted.

*Accordingly, it is ordered,*

(1) That requests for evidentiary hearing, affidavits of fact, and memoranda of law shall be filed by respondent on or before February 3, 1971.

(2) That replies thereto by Hearing Counsel and interveners, if any, shall be filed on or before February 18, 1971.

By the Commission.

[SEAL] FRANCIS C. HURNEY, *Secretary.*

[FR Doc.71-1548 Filed 2-3-71;8:49 am]

[No. 71-1]

## SEATRAIN LINES, INC.

### Publication of Discriminatory Rates; Rescheduling of Filing Dates

Respondent Seatrain Lines, Inc. has requested a 30-day enlargement of time within which to respond to the Commission's order to show cause dated January 5, 1971. Respondent cites as grounds therefor the time and effort required to assemble materials and prepare submissions and refers to similar extensions afforded carriers in other proceedings.

The Commission wishes to reemphasize its concern regarding the matters under adjudication herein and notes that respondent has effected further rate reductions since institution of this proceeding. Extensions granted in other proceedings were either to foreign based carriers or to carriers which originally had less time to respond than Seatrain and need not serve as a basis for an extension here. Nevertheless, a certain extension of time to respond seems warranted under the circumstances.

*Accordingly, it is ordered,*

(1) That requests for evidentiary hearing, affidavits of fact, and memoranda of law shall be filed by respondent on or before February 12, 1971.

(2) That replies thereto by Hearing Counsel and interveners, if any, shall be filed on or before February 26, 1971.

By the Commission.

[SEAL] FRANCIS C. HURNEY, *Secretary.*

[FR Doc.71-1549 Filed 2-3-71;8:49 am]

[No. 71-3]

## AMERICAN EXPORT ISBRANDTSEN LINES, INC.

### Publication of Discriminatory Rates; Rescheduling of Filing Dates

Respondent American Export Isbrandtsen Lines, Inc., has requested an enlargement of time within which to respond to the Commission's order to show cause dated January 11, 1971.

Respondent states that additional time is necesary for preparation of affidavits of fact. The request appears reasonable under the circumstances and will be granted. The Commission wishes to emphasize that this action does not indicate, in any way, a diminution in its concern regarding the matters under adjudication herein.

*Accordingly, it is ordered,*

(1) That requests for evidentiary hearing, affidavits of fact and memoranda of law shall be filed by respondent on or before February 26, 1971.

(2) That replies thereto by Hearing Counsel and intervenors, if any, shall be filed on or before March 12, 1971.

By the Commission.

[SEAL] FRANCIS C. HURNEY, *Secretary.*

[FR Doc.71-1550 Filed 2-3-71;8:49 am]

# FEDERAL POWER COMMISSION

[Docket No. RI71-644]

## MOBIL OIL CORP., ET AL.

### Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund [1]

JANUARY 27, 1971.

The respondents named herein have filed proposed changes in rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however,* That the supplements to the rate schedules filed by respondents, as set forth herein, shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order respondents shall each execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedule involved. Unless respondents are advised to the contrary within 15 days after the filing of their respective agreements and undertakings, such agreements and undertakings shall be deemed to have been accepted.[2]

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before March 15, 1971.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[1] Does not consolidate for hearing or dispose of the several matters herein.

[2] If an acceptable general undertaking, as provided in Order No. 377, has previously been filed by a producer, then it will not be necessary for that producer to file an agreement and undertaking as provided herein. In such circumstances the producer's proposed increased rate will become effective as of the expiration of the suspension period without any further action by the producer.

APPENDIX A

| Docket No. | Respondent | Rate schedule No. | Supplement No. | Purchaser and producing area | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until— | Cents per Mcf* Rate in effect | Cents per Mcf* Proposed increased rate | Rate in effect subject to refund in dockets Nos. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| RI71-644 | Mobil Oil Corp. et al | 9 | [1] 9 | Lone Star Gas Co. (Sholem Alechem Gasoline Plant, Graham Area) (Stephens and Carter County) (Okla.). | | 10-23-70 | 11-23-70 | [2] Accepted | | | |
| | | | 10 | do | $194,433 | 10-23-70 | 11-23-70 | 11-24-70 | 11.61 | 21.0 | RI69-347. |

*The pressure base is 14.65 p.s.i.a.

[1] Contract dated July 1, 1970, providing among other things for increased rate and delivery pressure of 1,000 p.s.i.g. instead of 350 p.s.i.g. and a new delivery point. Supersedes contract dated Jan. 1, 1953 under FPC Gas Rate Schedule No. 9.

[2] Accepted, to be effective from the date set forth in the "Effective Date Unless Suspended" column.

Mobil Oil Corp. filed on October 23, 1970, a superseding contract dated July 1, 1970, and a related notice of change in rate under its FPC Gas Rate Schedule No. 9. Mobil proposes to increase the rate to 21 cents from the current effective rate of 11.61 cents per Mcf being collected subject to refund in Docket No. RI69-347. The increased rate ceiling for this area is 11 cents. No action was taken on Mobil's rate filing during the statutory period for such action. Mobil, however, has agreed to a one day suspension period.

[FR Doc.71-1430 Filed 2-3-71;8:45 am]

[Docket No. RI71-654]

## MOBIL OIL CORP.

### Order Providing for Hearing on and Suspension of Proposed Change in Rate, and Allowing Rate Change To Become Effective Subject to Refund

JANUARY 27, 1971.

Respondent named herein has filed a proposed change in rate and charge of a currently effective rate schedule for the sale of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however,* That the supplement to the rate schedule filed by respondent shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order respondent shall execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of a copy thereof upon the purchaser under the rate schedule involved. Unless respondent is advised to the contrary within 15 days after the filing of its agreement and undertaking, such agreement and undertaking shall be deemed to have been accepted.[1]

(C) Until otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before March 19, 1971.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[1] If an acceptable general undertaking, as provided in Order No. 377, has previously been filed by a producer, then it will not be necessary for that producer to file an agreement and undertaking as provided herein. In such circumstances the producer's proposed increased rate will become effective as of the expiration of the suspension period without any further action by the producer.

APPENDIX A

| Docket No. | Respondent | Rate schedule No. | Supplement No. | Purchaser and producing area | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until— | Cents per Mcf* Rate in effect | Cents per Mcf* Proposed increased rate | Rate in effect subject to refund in dockets Nos. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| RI71-654 | Mobil Oil Corp. | 340 | 7 | Kansas-Nebraska Natural Gas Co., Inc. (Syracuse Field, Hamilton County, Kans.). | $11 | 12-23-70 | [1] 1-1-71 | 1-2-71 | [2] 13.5 | [2] [3] 13.50125 | |

* The pressure base is 14.65 p.s.i.a.
[1] Pursuant to Opinion No. 586.
[2] Base rate subject to downward B.t.u. adjustment.
[3] According to Mobil, Buyer, by letter dated Jan. 12, 1971, filed Jan. 14, 1971, contends tax increase is without contract basis.

The proposed tax increase of Mobil is for a sale to Kansas-Nebraska Natural Gas Co., Inc. (Kansas-Nebraska). The buyer states that the tax reimbursement clause in the contract contemplates partial reimbursement in the event of a tax increase, but does not apply to an increase in an assessment, and that under Kansas law an assessment is not a tax. Mobil contends that the increase in assessment was within the contemplation of the parties at the time of execution of the contract. Pending resolution of the contractual issue between Mobil and Kansas-Nebraska the proposed increase is suspended for 1 day from January 1, 1971, the proposed effective date.

[FR Doc.71-1431 Filed 2-3-71;8:45 am]

---

[Docket Nos. RI71-641, etc.]

## CITIES SERVICE OIL CO. ET AL.

### Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund [1]

JANUARY 27, 1971.

The respondents named herein have filed proposed changes in rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

[1] Does not consolidate for hearing or dispose of the several matters herein.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however,* That the supplements to the rate schedules filed by respondents, as set forth herein, shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order respondents shall each execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedule involved. Unless respondents are advised to the contrary within 15 days after the filing of their respective agreements and undertakings, such agreements and undertakings shall be deemed to have been accepted.[2]

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before March 19, 1971.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[2] If an acceptable general undertaking, as provided in Order No. 377, has previously been filed by a producer, then it will not be necessary for that producer to file an agreement and undertaking as provided herein. In such circumstances the producer's proposed increased rate will become effective as of the expiration of the suspension period without any further action by the producer.

APPENDIX A

| Docket No. | Respondent | Rate schedule No. | Supplement No. | Purchaser and producing area | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until— | Cents per Mcf* Rate in effect | Cents per Mcf* Proposed increased rate | Rate in effect subject to refund in dockets Nos. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| RI71-641 | Cities Service Oil Co. et al. | 189 | [1] [5] 7 | Tennessee Gas Pipeline Co. (Garden Island Bay Field) (Plaquemines Parish) (Southern Louisiana). | $57,214 | 12-23-70 | 1-23-71 | 2-10-71 | 21.25 | [3] [4] 26.0 | |
| RI71-642 | Texas Gulf Sulphur Co. et al. | 4 | 2 | United Fuel Gas Co. (Orange Grove Field) (Terrebonne Parish) (Southern Louisiana). | 4,459 | 12-23-70 | 2-1-71 | 2-10-71 | [2] 20.619 | [4] 21.1 | |

*The pressure base is 15.025 p.s.i.a.
[1] Includes documents relating to the discovery of new reservoirs which entitle applicant to higher ceiling rates in accordance with Opinion No. 567.
[2] Permanent certificated rate. Includes 0.019 cents per Mcf B.t.u. adjustment.
[3] Increase limited to the Southern Louisiana proposed settlement rate pursuant to order issued Dec. 24, 1970, in Docket No. R-394. Proposed rate is 26.50 cents per Mcf.
[4] Rate increase resulting from termination of moratorium in Southern Louisiana pursuant to Order No. 413.
[5] Applies only to gas sold from the 6300' Sand Reservoir which was discovered after Aug. 1, 1970.
[6] Supplement No. 6 to the subject rate schedule is an amendatory agreement dated Nov. 17, 1970, which was filed concurrently with the increased rate filing. Said supplement is hereby accepted effective as of Jan. 23, 1971.

Under the provisions of the Commission's order issued October 27, 1970 in Docket No. AR69-1, producers in the Southern Louisiana area were able to file for higher contractually authorized rates within 30 days from such order (by Nov. 27, 1970) and were permitted to collect such increased rates subject to refund after 75 days had passed (as of Jan. 10, 1971). The 75-day period applies to those filings made by producers within 30 days of the issuance of the October 27, 1970 order. Producer filings made after November 27, 1970, however, were to be subject to normal Commission suspension procedures. The order, however, left open the question of the appropriate suspension period for filings made after November 27, 1970.

The increases involved here were filed after the November 27, 1970 deadline. In view of the action taken in the procedural order in Docket No. AR69-1 accompanying Order No. 413, we believe it appropriate to suspend and permit an increase filed after November 27, 1970, to become effective subject to refund on the date from January 10, 1971 that corresponds to the number of days that the filing was made after November 27, 1970. This order so provides.

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

[FR Doc.71-1432 Filed 2-3-71;8:45 am]

[Docket No. RI71-640]

## CONTINENTAL OIL CO.

### Order Providing for Hearing on and Suspension of Proposed Change in Rate, and Allowing Rate Change To Become Effective Subject to Refund

JANUARY 27, 1971.

Resondent named herein has filed a proposed change in rate and charge of a currently effective rate schedule for the sale of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however,* That the supplement to the rate schedule filed by respondent shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order respondent shall execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of a copy thereof upon the purchaser under the rate schedule involved. Unless respondent is advised to the contrary within 15 days after the filing of its agreement and undertaking, such agreement and undertaking shall be deemed to have been accepted.[1]

(C) Until otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before March 19, 1971.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[1] If an acceptable general undertaking, as provided in Order No. 377, has previously been filed by a producer, then it will not be necessary for that producer to file an agreement and undertaking as provided herein. In such circumstances the producer's proposed increased rate will become effective as of the expiration of the suspension period without any further action by the producer.

APPENDIX A

| Docket No. | Respondent | Rate schedule No. | Supplement No. | Purchaser and producing area | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until— | Cents per Mcf* Rate in effect | Cents per Mcf* Proposed increased rate | Rate in effect subject to refund in dockets Nos. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| RI71-640 | Continental Oil Company | 362 | 2 | Southern Union Gathering Co. (Angels Peak Area, San Juan County, N. Mex.) (San Juan Basin). | $1,600 | 12-31-70 | 12-31-70 | 1-1-71 | 13.0 | 15.0 | |

*The pressure base is 15.025 p.s.i.a.

Continental Oil Co., requests that its proposed increase be effective as of the date of filing. This request is pursuant to the Commission's order issued December 11, 1970, in Docket No. CI71-145 which granted a certificate for the sale and advised Continental that it could file up to the contractually due rate, and collect such rate after a one day suspension from the date of filing. The proposed increase of Continental is suspended for one day from the date of filing, with waiver of notice granted.

The producer's proposed increased rate and charge exceed the applicable area price level for increased rates as set forth in the Commission's statement of general policy No. 61-1, as amended (18 CFR 2.56).

[FR Doc.71-1433 Filed 2-3-71;8:45 am]

[Docket No. RI71-643]

## HILDA B. WEINERT ET AL.

### Order Providing for Hearings on and Suspension of Proposed Changes in Rates [1]

JANUARY 27, 1971.

The respondents named herein have filed proposed increased rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

[1] Does not consolidate for hearing or dispose of the several matters herein.

The proposed changed rates and charges may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, public hearings shall

be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act.

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before March 19, 1971.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

APPENDIX A

| Docket No. | Respondent | Rate schedule No. | Supplement No. | Purchaser and producing area | Amount of annual increase | Date filing tendered | Effective date unless suspended | Date suspended until— | Cents per Mcf: Rate in effect | Cents per Mcf: Proposed increased rate | Rate in effect subject to refund in dockets Nos. |
|---|---|---|---|---|---|---|---|---|---|---|---|
| RI71-643 | Hilda B. Weinert and Jane W. Blumberg et al. | 2 | [8] 21 | Transcontinental Gas Pipe Line Corp. (La Gloria Field, Brooks and Jim Wells Parishes) (Texas RR. District No. 4). | ..... | 1-8-71 | 2-8-71 | [12] Accepted | ..... | | |
| | | | [6] 22 | do | 4,131 | 12-23-70 | 1-23-71 | 6-23-71 | [2] [9] 11.0<br>[3] [9] 13.0 | [4] [9] 19.0<br>[5] [9] 21.0 | |

[1] Not used.
[2] For gas that does not require compression or for gas that is compressed by the buyer.
[3] Gas requiring compression, the facilities for which seller elects to maintain and operate.
[4] For gas from reservoirs discovered prior to Sept. 28, 1969.
[5] For gas from reservoirs discovered after Sept. 28, 1969.
[6] All four rates (11 cents 13 cents, 19 cents, 21 cents) are subject to a dehydr tion charge of .21931 cent per Mcf if performed by the buyer.
[7] RN rates as provided for in amendment dated Nov. 2, 1970.
[8] Amendatory agreement dated Nov. 2, 1970, which provides, among other things for a RN rate of 19 cents per Mcf for all gas from reservoirs discovered prior to Sept. 28, 1969, and 21 cents per Mcf for all gas from reservoirs discovered on or after Sept. 28, 1969.
[9] The pressure base is 14.65 p.s.i.a.
[12] Accepted, to be effective on the dates shown in the "Effective Date" column.

Hilda B. Weinert and Jane W. Blumberg et al. (Weinert) request effective dates for which adequate notice was not given. Good cause has not been shown for granting this request and it is denied.

Weinert's proposed increased rate and charge exceed the applicable area price level for increased rates as set forth in the Commission's statement of general policy No. 61-1, as amended (18 CFR 2.56).

[FR Doc.71-1434 Filed 2-3-71;8:45 am]

---

[Docket No. RP70-42]

## NATURAL GAS PIPELINE COMPANY OF AMERICA

### Notice of Filing of Stipulation and Agreement

JANUARY 26, 1971.

Take notice that on January 15, 1971, Natural Gas Pipeline Company of America (Natural) submitted for approval a Stipulation and Agreement in Docket No. RP70-42. The Stipulation and Agreement would not resolve all the issues in these proceedings but would provide for the allocation of Natural's gas supply among its customers during the year 1971.

The Stipulation and Agreement provides for (i) the voluntary suspension of the effectiveness of the proposed tariff sheets filed in these proceedings, and as subsequently modified, until December 1, 1971; (ii) the establishment of maximum quantities which Natural is obligated to deliver and which its customers are entitled to purchase in any month during the calendar year 1971; (iii) the waiver of Natural's liability for damages and the application of "Adjustment for Delivery Deficiency" provisions of Natural's rate schedules should Natural fail during any month in 1971 to deliver volumes of gas in excess of any such maximum quantity, (iv) the exemption from the monthly quantity limitations of any customers of Natural whose Daily Contract Quantity is less than 30,000 Mcf, except that such customer may increase its purchases from Natural only to the extent necessary to meet the requirements of new firm year-round loads, and (v) the modification of the unauthorized monthly over-take provisions of Rate Schedule CD-1 and PL-1.

Copies of the Stipulation and Agreement were served on all parties to these proceedings, all of Natural's jurisdictional customers and interested State commissions.

Answers or comments relating to the proposed Stipulation and Agreement may be filed with the Federal Power Commission, 441 G Street NW., Washington, DC 20426, on or before February 8, 1971.

GORDON M. GRANT, *Secretary.*

[FR Doc.71-1503 Filed 2-3-71;8:46 am]

---

[Docket No. RP70-35]

## NATURAL GAS PIPELINE COMPANY OF AMERICA

### Notice of Filing of Stipulation and Agreement

JANUARY 26, 1971.

Take notice that on January 15, 1971, Natural Gas Pipeline Company of America (Natural) submitted for approval a Stipulation and Agreement in Docket No. RP70-35. The Stipulation and Agreement would resolve all issues in these proceedings, and provides for a reduction in the increase proposed by Natural in Docket No. RP70-35 and for flow through of refunds.

The Stipulation and Agreement provides for upward adjustment of Natural's rates during 1971 when additional storage capacity is obtained from Michigan Wisconsin Pipeline Co., when additional storage withdrawal facilities are added to Natural's system, when Natural makes certain advance payments for gas; includes a purchase gas adjustment clause which allows Natural to increase its rates and requires Natural to reduce its rates to reflect changes in its purchase gas cost above and below 19.22 cents per Mcf; requires Natural to flow through to its jurisdictional customers the appropriate portion of all refunds, together with interest, received from its suppliers which are applicable to purchases by Natural from such suppliers during the term of the Stipulation and Agreement, as defined therein; and provides for rate reductions and refunds in the event that Natural's sales during 1971 exceed the estimated sales for 1971 upon which Natural's proposed rates are based.

Copies of the Stipulation and Agreement were served on all parties to these proceedings, all of Natural's jurisdictional customers and interested State commissions.

Answers or comments relating to the proposed Stipulation and Agreement may be filed with the Federal Power Commission, 441 G Street NW., Washington, DC 20426, on or before February 8, 1971.

GORDON M. GRANT, *Secretary.*

[FR Doc.71-1504 Filed 2-3-71;8:46 am]

---

[Docket Nos. RI71-517, etc.]

## PAN AMERICAN PETROLEUM CORP., AND SUN OIL CO.

### Order Granting Rehearing and Setting Matters for Hearing

JANUARY 29, 1971.

Tennessee Gas Pipeline Co., a division of Tenneco Inc. (Tennessee) filed on January 4, 1971, an application for rehearing of the Commission's order issued December 22, 1970, in Docket No. RI71-517 insofar as it accepted Supplement No. 18 to Pan American Petroleum Corp's. (Pan American) FPC Gas Rate Schedule No. 72 as a contract amendment effective as of January 1, 1971. In Supplement No. 18 which was filed on December 1, 1970, Pan American states that although the contract, as amended May 16, 1966, covered by its FPC Gas Rate Schedule No. 72 would terminate on December 31, 1970, Pan American intended to "continue to

deliver and sell gas to Buyer on a day to day basis" in accordance with the terms and conditions set forth in Exhibit A which is included therein.

Tennessee also filed similar applications for rehearing on December 31, 1970 (with respect to Pan American's filings) and on January 7, 1971 (with respect to Sun Oil Co's. (Sun) filing) of Commission letters issued December 18, 1970 accepting Supplements Nos. 14 and 24 to Pan American's FPC Gas Rate Schedules Nos. 73 and 83, respectively, and a Commission letter issued December 8, 1970 accepting Supplement No. 28 to Sun's FPC Gas Rate Schedule No. 37.[1] These other filings by Pan American are similar to Supplement No. 18 to Pan American's FPC Gas Rate Schedule No. 72. Sun in its filing also proposed certain modifications in the existing terms and conditions under which it proposes to continue its sale.

None of these filings involve increased rates. The terms and conditions set forth in the filings reflect unilateral action by Pan American and Sun and have not been agreed to by Tennessee. Tennessee which is the purchaser of natural gas under these rate schedules concurrently with its applications for rehearing also filed petitions for leave to intervene in each of these proceedings.

Tennessee in its applications for rehearing claims that various provisions in each of these filings lack the clarity and definitiveness required under section 4 of the Natural Gas Act, and, depending on the construction given to these provisions, may be unlawful, unjust and unreasonable in violation of section 4 and 7(b) of the Natural Gas Act. Tennessee in this connection specifies its view of the ambiguities and uncertainties which each of these filings creates. Tennessee also claims that Pan American and Sun have no right to make unilateral filings proposing to change the terms and conditions in effect under these contracts after the expiration of such contracts.

In view of the issues raised by Tennessee in its applications for rehearing, we shall grant rehearing and shall set these proceedings for hearing. We shall also provide for a prehearing conference at which the factual matters to be resolved by formal evidentiary hearing, if any, will be ascertained. All matters which can be resolved without a formal presentation should be settled by stipulation. In addition, Pan American and Sun at the prehearing conference shall clarify each of the ambiguities and uncertainties in their respective filings alleged by Tennessee.

In the special circumstances presented here, we also believe it appropriate to provide that the terms and conditions (other than rates) contained in the subject rate schedules prior to the filings herein shall remain in effect pending further Commission order. To do otherwise might create difficulties for Tennessee, while continuation of the previous terms and conditions should work no hardship on Pan American or Sun pending resolution of these matters. Such action, of course, will have no effect on the right of Pan American or Sun to collect any proposed increased rate filed concurrently with the subject filings or subsequent thereto.

Finally, we shall grant Tennessee's petitions to intervene in these proceedings.

The Commission orders:

(A) For the reasons set forth above, Tennessee's applications for rehearing are granted.

(B) Pending further Commission order, the terms and conditions (other than rates) in effect prior to the subject filings under Pan American's FPC Gas Rate Schedules Nos. 72, 73, and 83 and under Sun's FPC Gas Rate Schedule No. 37 shall continue in effect.

(C) Pursuant to the authority of the Natural Gas Act, particularly sections 4, 5, 7, 14, 15, and 16 thereof, the Commission's rules of practice and procedure and the regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing shall be held on the issues involved in the above-entitled proceedings.

(D) A Presiding Examiner, to be hereinafter designated by the Chief Examiner, shall preside at both the prehearing conference and the hearing in the above-entitled proceedings.

(E) Pursuant to the provisions of section 1.18 of the Commission's rules of practice and procedure, a prehearing conference in the above-entitled proceedings shall commence at 10 a.m., e.s.t., on March 2, 1971, in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, DC, for the purpose of effectuating this order.

(F) Following the prehearing conference, the Presiding Examiner shall give notice of the date of hearing and shall prescribe such other procedures as he deems appropriate in the disposition of these matters.

(G) Tennessee is permitted to intervene in the proceedings involved here, subject to the rules and regulations of the Commission: *Provided, however,* That Tennessee's participation shall be limited to matters affecting asserted rights and interests specifically set forth in its petitions for leave to intervene: *And, provided, further,* That the admission of Tennessee 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 these proceedings.

(H) Notices of intervention or petitions seeking leave to intervene shall be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before February 22, 1971.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[FR Doc.71-1536 Filed 2-3-71;8:48 am]

[1] Docket No. RI71-652 shall relate to these Pan American filings and Docket No. RI71-653 shall relate to Sun's filing.

[Docket No. CP71-73]

## PANHANDLE EASTERN PIPE LINE CO.

### Order Setting Date for Formal Hearing, Prescribing Procedures and Permitting Interventions

JANUARY 29, 1971.

On September 24, 1970, Panhandle Eastern Pipe Line Co. (Panhandle) filed an application pursuant to section 7 of the Natural Gas Act for the issuance of a certificate of public convenience and necessity authorizing the initiation of a Winter Service for Panhandle's existing General Service and Small General Service resale customers under the terms and conditions provided in a proposed new rate schedule and for authorization to increase its existing storage capabilities in order to enable it to provide Winter Service to the foregoing utility customers. Panhandle in conjunction with the aforementioned request also seeks permission to revise its existing interruptible rate schedules as set forth in its aforementioned application which is on file with the Commission.

Panhandle contends that it anticipates gas supply deficiencies during the forthcoming and subsequent winters due to the existing national gas shortage. It proposes to partially alleviate this situation by acquiring additional gas for use during the winter months by purchasing short-term supplies from other pipelines and by converting off-peak transmission capacity into winter deliveries through the expanded use of underground storage.

Panhandle proposes to utilize off-peak transmission capacity to transport additional volumes of gas to its Waverly Storage Field, in Waverly, Ill., in order to effectuate this new service. However, Panhandle contends that it must revise its interruptible rate schedules in order to have the necessary off-peak transmission capacity to deliver the necessary volumes to the storage field. It therefore proposes that future availability of interruptible services should be limited to that which is presently being rendered or which is subject to Commission proceedings that had commenced at the start of the present winter heating season, i.e., prior to October 1, 1970. It proposes herein to reserve all of its remaining excess off-peak capacity for the purpose of supplying gas to its storage reservoirs.

Panhandle further requests authorization to increase the certificated maximum reservoir capacity of the Galesville formation of its Waverly Storage Field from 10,000,000 Mcf to 17,500,000 Mcf, and to augment its capacity for injecting additional off-peak gas through the installation of an additional 1,000-horsepower compressor at the Waverly-Galesville Compressor Station. The proposed compressor unit will cost $727,000.

Panhandle proposes to make its supplementary Winter Service gas available to certain of its General Service and Small General Service customers at an approved nomination charge of 25 cents

per Mcf plus a commodity charge, equal to the currently effective commodity rates in its respective general rate zones.

Petitions requesting permission to intervene in the above-styled proceeding were timely filed by the following parties:

| Name of petitioners | Dates of filings |
|---|---|
| Illinois Power Co | Oct. 23, 1970 |
| Citizens Gas Fuel Co | Nov. 2, 1970 |
| Indiana Gas Co., Inc | Do. |
| Michigan Gas Storage Co | Do. |
| East Ohio Gas Co | Do. |
| City of Fulton, Missouri, Board of Public Works. | Do. |
| The Ohio Fuel Gas Co | Do. |

In addition to the foregoing the Michigan Public Service Commission filed a Notice of Intervention on November 2, 1970.

The Commission finds: It is desirable to allow the companies and municipalities which have filed petitions to intervene to become interveners in this proceeding in order that they may establish the facts and law from which the nature and validity of their alleged rights and interests may be determined and show what further action may be appropriate under the circumstances in the administration of the Natural Gas Act.

The Commission orders:

(A) The above-named petitioners are hereby permitted to become interveners in this proceeding subject to the rules and regulations of the Commission: *Provided, however,* That the participation of such interveners shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene: *And provided, further,* That the admission of such interveners shall not be constructed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(B) A formal hearing will be convened in the proceeding entitled Panhandle Eastern Pipe Line Company, Docket No. CP71-73, in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C. on March 8, 1971, at 10 a.m., e.s.t. The Chief Examiner will designate an appropriate officer of the Commission to preside at this hearing, pursuant to the Commission's rules of practice and procedure. Panhandle Eastern Pipe Line Co. will serve its testimony and related exhibits on all the parties to this proceeding on or before February 17, 1971.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[FR Doc.71-1535 Filed 2-3-71;8:48 am]

[Docket No. E-7574]

## NEW ENGLAND POWER CO.

### Order Suspending Tendered Rate Schedules Granting Waiver of Notice Requirements Providing for Hearing and Granting Intervention

JANUARY 28, 1971.

This order suspends for 1 day the operation of tendered rate schedules, orders a public hearing to be held on the lawfulness of those schedules, grants waiver of notice requirements and permits intervention in this proceeding.

New England Power Co. (NEPCO), a public utility subject to the jurisdiction of this Commission on October 26, 1970, filed rate schedule changes which amend Exhibit D of NEPCO's contract for primary service for resale to Narragansett Electric Co. (Narragansett). The filing was proposed to become effective January 1, 1971. On December 14, 1970, New England Power Service Co. (NEPSCO) submitted on behalf of NEPCO additional material completing the filing[1] and a certificate of concurrence on behalf of Narragansett.[2]

Narragansett is an affiliate of NEPCO in the New England Electric System. All of Narragansett's generation facilities and certain transmission facilities are integrated with NEPCO's system. NEPCO renders all requirements service to Narragansett and credits Narragansett monthly with the fixed charges on Narragansett's generation and transmission facilities plus actual operating costs.

The effect of the new rate schedule is to increase the credits which NEPCO allows Narragansett from $678,978 to $689,510 per month generation credit, and from $168,309 to $243,650 per month transmission credit. The increase is the net result of the following changes: (1) Increased investment in facilities; (2) an increase in Narragansett's rate of return from 6.125 percent of 7.3 percent and the associated Federal income tax component; and (3) increase in municipal tax. The proposed increase in credits to Narragansett will total increase in costs to NEPCO of $1,030,493 annually (10.86 percent).

According to NEPSCO the basis for Narragansett's claimed rate of return of 7.3 percent is the imbedded cost of debt and existing preferred stock, anticipated cost of new preferred stock to be issued in 1971, and a return on equity which, inter alia, would provide a minimum level of earnings coverage needed for existing and future debt and allow the company to attract new capital.

NEPCO initially proposed an effective date for the present filing of January 1, 1971, however the original filing was deficient and not completed until December 14, 1970, whereupon NEPCO requested a waiver of the 60-day notice requirement of § 35.13(b)(4) of the Commission's regulations in order for the filing to become effective on January 1, 1971. In consideration of the original filing date of October 22, 1970, and the completed filing date of December 14, 1970, we will grant waiver of that notice requirement to permit the filing to become effective on January 28, 1971, subject to further provisions of this order.

Notice of the filing was given by publication in the FEDERAL REGISTER on November 13, 1970 (35 F.R. 17449), stating that any person desiring to be heard or to make any protest with references to said application should on or before November 19, 1970, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with requirements of the Commission's rules of practice and procedure. In reply the Commission has received a notice of intervention by the Rhode Island Division of Public Utilities and Carriers and a protest and petition to intervene by the Power Planning Committee of the Municipal Electric Association of Massachusetts, Inc., and 23 municipal electric plants and departments. The petitioners, who are wholesale customers of NEPCO, contend that the proposed changes would raise NEPCO's cost and absent suspension petitioners will be placed in a position in any forthcoming NEPCO rate case where NEPCO may contend that Narragansett's rates to NEPCO are finally determined and may no longer be challenged. Petitioners therefore requested: (1) Formal hearings be held if the parties are unable to resolve the matter through informal procedures; (2) intervention; and (3) that the proposed changes be suspended for 5 months and made effective subject to investigation and refund or, alternatively that the Commission accept the filing subject to a full review of costs for propriety and reasonableness in all respects in any forthcoming NEPCO rate case. No answer to the petition has been received.

On January 15, 1971, NEPCO filed a general rate increase to its wholesale customers, including petitioners, containing an adjustment and its cost of service to include the full increase in Narragansett's credits in the subject rate filing.

A preliminary review of the filing indicates that the rate of return allowed Narragansett may be excessive. In view of this and the petition of NEPCO's customers, suspension of the proferred filing is appropriate. However, inasmuch as the present implementation of the filing subject to refund would not directly increase costs to NEPCO's customers, we believe that it is appropriate and in the public interest to suspend the tendered rate schedules for 1 day.

The Commission finds:

(1) The tendered rate schedule filing designated in footnotes (1) and (2) herein may be unjust, unreasonable, unduly discriminatory or preferential, or otherwise unlawful under the Federal Power Act.

(2) Good cause has been shown to grant NEPCO's request for waiver of the 60-day provision of § 35.13(b)(4) of the Commission's regulations under the Federal Power Act.

(3) It is necessary and appropriate for the purposes of the Federal Power Act, particularly sections 205, 206, 301, 307, 308, and 309 thereof, that the Commission enter upon a hearing concerning the lawfulness of the tendered filing and that the tendered filing be suspended and the use thereof be deferred and a public hearing be initiated in accordance with

[1] Designated as: New England Power Co., 2d Revised Sheet No. 21 to Rate Schedule FPC No. 161 (superseded 1st Revised Sheet No. 21 to Rate Schedule FPC No. 161).

[2] Designated as: The Narragansett Electric Co. Supplement No. 4 to Rate Schedule FPC No. 24 (concurs in (1) above and supercedes Supplement No. 1 to Rate Schedule No. 24).

the procedures set forth below, all as hereinafter provided.

(4) Participation by the aforementioned petitioners for intervention in this proceeding may be in the public interest.

(5) The period of public notice given in this matter is reasonable.

The Commission orders:

(A) NEPCO's request for waiver of the 60-day provision of § 35.13(b)(4) of the Commission's regulations under the Federal Power Act is hereby granted to permit the tendered filing to take effect January 28, 1971, subject to the provisions of this order.

(B) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by the Federal Power Act and pursuant to the Commission's rules of practice and procedure, a public hearing shall be convened at the offices of the Federal Power Commission in Washington, D.C., at a date and time to be set by further order of the Commission, concerning the lawfulness of NEPCO's rate schedules identified in footnotes (1) and (2) herein.

(C) Pending such hearing and decision thereon, the tendered rate schedules designated in footnotes (1) and (2) herein are hereby suspended and the use thereof deferred until January 29, 1971. On that day those filings shall take effect in the manner prescribed by the Federal Power Act; and NEPCO, subject to further orders of the Commission, shall charge and collect the new rates and charges set forth in those filings for all power sold and delivered thereunder.

(D) NEPCO shall refund at such times and in such manner as may be required by final order of the Commission the portion of the increased rates and charges found by the Commission in this proceeding not justified, together with interest at the New York prime rate on January 29, 1971, from the date of payment until refunded; shall bear all costs of any such refunding; shall keep accurate accounts in detail of all the amounts received by reason of the increased rates and charges effective as of January 29, 1971, for each billing period; and shall report (original and one copy) in writing and under oath, to the Commission monthly, for each billing period, the billing determinants of electric energy sold and delivered under the subject rate schedules, and the revenues resulting therefrom as computed under the rates in effect immediately prior to January 29, 1971, and under the rates and charges made effective by this order, together with the differences in the revenues so computed.

(E) The Power Planning Committee of the Municipal Electric Association of Massachusetts, Inc., and the electrical departments and plants of the Massachusetts towns and cities of Ashburnham, Boylston, Danvers, Georgetown, Groton, Hingham, Holden, Hudson, Hull, Ipswich, Littleton, Mansfield, Marblehead Merrimac, Middleton, North Attleboro, Paxton, Peabody, Princeton, Shewsbury, Sterling, Templeton, and West Boylston are hereby permitted to intervene in this proceeding subject to the rules and regulations of the Commission: *Provided further*, That the admission of such interveners shall not be construed as recognition by the Commission that they or any of them might be aggrieved by any orders entered in this proceeding.

(F) Unless otherwise ordered by the Commission, NEPCO shall not change the terms or provisions of the subject rate schedules or of its presently effective rate schedules until this proceeding has been terminated or until the period of suspension has expired.

(G) Notices of intervention and petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, on or before February 22, 1971, in accordance with the Commission's rules of practice and procedure (18 CFR 1.8 or 1.37).

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary*.

[FR Doc.71-1534 Filed 2-3-71;8:48 am]

---

[Docket No. CP71-190]

## COLORADO INTERSTATE GAS CO.

### Notice of Application

JANUARY 29, 1971.

Take notice that on January 25, 1971, Colorado Interstate Gas Co., a division of Colorado Interstate Corp. (applicant) filed in Docket No. CP71-190 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain facilities to expand its transmission system peak day sales capacity by 90,000 Mcf per day, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes the following construction:

(1) A 3,400-horsepower addition at the existing Laramie Compressor Station.

(2) A new 4,000-horsepower compressor station near Wamsutter, Wyo.

(3) A 8,000 Mcf-per day capacity inert gas generation plant at the Laramie Compressor Station.

(4) Approximately 49 miles of 24-inch pipeline loop on the 22-inch Wyoming main line from the Laramie Compressor Station to a point about 22 miles west of Cheyenne, Wyo.

(5) Five new gas storage wells to be drilled and connected at the Fort Morgan Storage Field in Morgan County, Colo.

(6) One existing well to be connected at the Fort Morgan Storage Field.

(7) Approximately 16 miles of 26-inch pipeline loop on the Pueblo to Watkins 20-inch main line from Watkins Junction south to the Littleton Lateral takeoff.

Applicant states that the proposed expansion will assist it in meeting the increased peak day requirements of existing customers and will better enable it to satisfy estimated annual requirements through increased capacity for transporting available supply volumes from Wyoming sources to market. The best estimate of the capacity to be generated by the projects proposed herein is 90,000 Mcf of natural gas per day.

The cost of the facilities proposed is estimated to be $13,990,109 which cost applicant states will be financed from current working funds, funds for operations, short-term borrowings, or long-term debt.

Any person desiring to be heard or to make any protest with reference to said application should on or before February 22, 1971, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

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

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

GORDON M. GRANT, *Secretary*.

[FR Doc.71-1533 Filed 2-3-71;8:48 am]

---

[Docket No. RP71-77]

## CONSOLIDATED GAS SUPPLY CORP.

### Order Providing for Hearing, Suspending Proposed Revised Tariff Sheets, Providing Hearing Procedures, and Rejecting for Filing Revised Tariff Sheets Containing Purchased Gas Adjustment Provision

JANUARY 29, 1971.

Consolidated Gas Supply Corp. (Consolidated) on December 17, 1970, tendered for filing proposed changes in its FPC Gas Tariff, First Revised Volume No. 1 and Original Volume No. 2, to

become effective on February 1, 1971.[1] The proposed rate changes, based on a cost of service study for the 12-month period ending September 30, 1970, as adjusted, would increase Consolidated's rates and charges by approximately $30,248,118 over the settlement rates in Docket No. RP69-19 et al., approved by Commission order issued September 18, 1970, in that docket, as adjusted to include a tracking increase which became effective November 1, 1970.

Consolidated states that the rate increase is required to compensate it for increased gas costs of approximately $15.9 million, increased cost of Consolidated's capital justifying an increase to a 9-percent rate of return, an increase in the annual depreciation rates for transmission and underground storage plant to 3.5 percent, and on other depreciable properties to a composite depreciation rate of 5 percent, increased operating expenses, normalization of liberalized depreciation for Federal and State income tax purposes, the use of a 5-year average for exploration and development expenses, and changes in Federal, State, and local taxes.

Consolidated's filing includes tariff sheets providing for new rate schedules applicable to small customers (under 5,000,000 Mcf annually) in Zone 4 under the provisions of the rate settlement in Docket No. RP69-19 et al.[2] The company states that it proposes to request the Commission to make these tariff sheets effective at such time as the order approving the settlement in Docket No. RP69-19 et al. becomes final and nonappealable.

Consolidated's filing also includes revised tariff sheets which contain a purchased gas cost adjustment provision. Consolidated requests that if the Commission should reject the tariff sheets containing the purchased gas cost adjustment pursuant to § 154.38(d)(3) of the regulations under the Natural Gas Act, that the Commission waive such of the Commission's rules as may be necessary to permit the clause to be filed or made the subject of hearings in this proceeding.

The reasonableness of including a purchased gas adjustment provision in Consolidated's tariff has not been tested in any evidentiary proceeding. If accepted at this time, this provision would become operative after suspension. The purchased gas adjustment provision raises a number of substantive issues which should be fully explored and resolved before the rates and charges to Consolidated's customers are subjected to changes by application of this proposed adjustment provision. Accordingly, we deem it inappropriate at this time to waive the provisions of § 154.88(d)(3) of the Commission's regulations under the Natural Gas Act to permit the filing of Consolidated's tariff sheets designated First Revised Sheets Nos. 52 and 53 and Original Sheets Nos. 53-A, 53-B, and 53-C, containing the purchased gas adjustment provision. During the pendency of this proceeding, and prior to the determination of the issue, however, Consolidated will not be precluded from requesting permission to track supplier rate increases which increase the purchased gas costs filed by Consolidated in this proceeding.

Review of the rate filing indicates that issues are raised which require development in evidentiary proceedings. The proposed increased rates and charges have not been shown to be justified and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

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 concerning the lawfulness of the rates and charges contained in Consolidated's FPC Gas Tariff, as proposed to be amended herein, and that the proposed tariff sheets listed in footnote (1) above (excluding those tariff sheets which contain a purchase gas cost adjustment clause) be suspended, and the use thereof be deferred as herein provided.

(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 disposition of this proceeding be expedited in accordance with the procedures set forth below.

(3) Consolidated's revised tariff sheets containing the purchased gas cost adjustment provisions should be rejected.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 5 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR, Ch. I), a public hearing be held commencing on April 27, 1971, at 10 a.m., e.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, DC 20426, concerning the lawfulness of the rates, charges, classifications, and services contained in Consolidated's FPC Gas Tariff as proposed to be revised herein.

(B) Pending such hearing and decision thereon, Consolidated's revised tariff sheets listed in footnote (1) above except First Revised Sheets Nos. 52 and 53 and Original Sheets Nos. 53-A, 53-B, and 53-C are hereby suspended and the use thereof is deferred until July 1, 1971, and until such further time as they are made effective in the manner prescribed by the Natural Gas Act. As to the revised tariff sheets filed under the provisions of the settlement in Docket No. RP69-19 et al. listed in footnote (2) above when the said settlement becomes final and nonappealable Consolidated may take such action as it deems proper to make these revised tariff sheets effective.

(C) Consolidated's First Revised Sheets Nos. 52 and 53 and Original Sheets Nos. 53-A, 53-B, and 53-C containing a purchased gas adjustment provision are hereby rejected for filing. These proposed tariff sheets may be made a part of the record herein, to be considered, along with any modifications thereof or alternative provisions submitted by the parties or the Commission Staff, as a proposed purchased gas adjustment provision to be included in Consolidated's tariff.

(D) At the hearing on April 27, 1971, Consolidated's prepared testimony (Statement P) together with its entire rate filing as submitted and served on December 17, 1970, be admitted to the record as Consolidated's complete case-in-chief as provided by § 154.63(e)(1) of the Commission's regulations under the Natural Gas Act, and Order No. 254, 28 FPC 495, subject to appropriate motions, if any, by parties to the proceeding.

(E) Following admission of Consolidated's complete case-in-chief, the parties shall proceed to effectuate the intent and purpose of § 2.59 of the Commission's rules of practice and procedure and of this order as set forth above.

(F) On or before June 15, 1971, the Commission's Staff shall serve its prepared testimony and exhibits. The prepared testimony and exhibits of any and all intervenors shall be served on or before June 25, 1971. Any rebuttal evidence by the company shall be served on or before July 19, 1971. Hearing on the issues will commence on July 27, 1971. The Presiding Examiner, upon a showing of good cause, may grant such extensions of time as he deems appropriate in the circumstances.

(G) A Presiding Examiner to be designated by the Chief Examiner for that purpose (See Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding; shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in § 2.59 of the Commission's rules of practice and procedure.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[FR Doc.71-1531 Filed 2-3-71;8:48 am]

[1] The proposed revised tariff sheets hereinafter accepted for filing and suspended are as follows:

*First Revised Volume No. 1*

2d Revised Sheet No. 8, 1st Revised Sheet No. 27, 1st Revised Sheet No. 28, Original Sheet No. 28-A, Original Sheet No. 28-B, Original Sheet No. 28-C, 1st Revised Sheet No. 32, 1st Revised Sheet No. 33, 1st Revised Sheet No. 34, 1st Revised Sheet No. 43, 1st Revised Sheet No. 52, 1st Revised Sheet No. 53, Original Sheet No. 53-A, Original Sheet No. 53-B, Original Sheet No. 53-C.

*Original Volume No. 2*

1st Revised Sheet No. 258, 1st Revised Sheet No. 261, 1st Revised Sheet No. 266, 1st Revised Sheet No. 267, 1st Revised Sheet No. 268, 1st Revised Sheet No. 269, 1st Revised Sheet No. 270, 3d Revised Sheet No. 271, 3d Revised Sheet No. 272, Original Sheet No. 272-A.

[2] The proposed tariff sheets providing for new rate schedules in accordance with the rate settlement in Docket No. RP69-19 et al. are as follows: 1st Revised Sheets Nos. 27, 28, 32, 33, and 34, and Original Sheets Nos. 28-A, 28-B, 28-C.

[Docket No. RP71-87]

## MISSISSIPPI RIVER TRANSMISSION CORP.

### Order Providing for Hearing, Suspending Proposed Revised Tariff Sheets, Providing Hearing Procedure, and Rejecting for Filing Alternate Revised Tariff Sheets Containing Purchase Gas Adjustment Provision

JANUARY 29, 1971.

Mississippi River Transmission Corp. (Mississippi) on December 31, 1970, tendered for filing proposed changes in its FPC gas tariff to become effective as of February 1, 1971.[1] The proposed rate changes, based on a cost of service study for the 12-month period ending September 30, 1970, as adjusted, would increase Mississippi's charges for jurisdictional sales and services by approximately $10,600,000 per annum over the settlement rates in Docket No. RP70-1, approved by Commission order issued April 13, 1970.

Mississippi states that the rate increase is required due to an increased cost of Mississippi's capital, justifying an increase to a 10.5 percent overall rate of return; an increase in purchase gas costs stemming from tracking suppliers' rate increases and from changes in gas purchase pattern; increased operating costs, including wages; increased taxes; an increase in the annual depreciation rates to 5 percent; and a return to normalization accounting for liberalized depreciation in determining Federal income taxes for cost of service purposes.

Mississippi's filing also proposes to eliminate the low summer rate contained in the PI-1 rate schedule, substituting a single rate applicable during the entire year; change the interest charge for late payments from 6 percent per annum to the prime rate charged by the First National City Bank, New York; and include a purchased gas adjustment clause in its tariff.

Mississippi's filing includes an alternate set of revised tariff sheets, which contain a purchased gas adjustment provision. Mississippi requests waiver of the provisions of the regulations under the Natural Gas Act, § 154.38(d)(3), for purposes of accepting for filing the proposed tariff sheets incorporating the proposed gas adjustment clause in its tariff. If such waiver is not granted, Mississippi requests consideration of the alternative set.

[1] The proposed revised tariff sheets filed are as follows: Revised Tariff Sheets (Without Purchased Gas Cost Adjustment)—11th Revised Sheet No. 4; 7th Revised Sheet No. 5; 6th Revised Sheet No. 6; 4th Revised Sheet No. 7B; 1st Revised Sheet No. 21; 1st Revised Sheet No. 22; Revised Tariff Sheets (With Purchased Gas Cost Adjustment)—Sheet No. 22; 3d Revised Sheet No. 27, and 6th Revised Sheet No. 1; Original Sheet No. 3A; 11th Revised Sheet No. 4; 7th Revised Revised Sheet No. 7; 4th Revised Sheet No. 7B; 1st Revised Sheet No. 21; 1st Revised Original Sheets Nos. 27A-27I (inclusive).

The reasonableness of including a purchased gas adjustment provision in Mississippi's tariff has not been tested in any evidentiary proceeding. If accepted at this time, this provision would become operative after suspension. The purchased gas adjustment provision raises a number of substantive issues, which should be fully explored and resolved before the rates and charges to Mississippi's customers are subjected to changes by application of this proposed adjustment provision. Accordingly, we deem it inappropriate at this time to waive the provisions of § 154.38(d)(3) of the Commission's regulations under the Natural Gas Act to permit the filing of those tariff sheets of Mississippi containing the purchased gas adjustment provision. During the pendency of this proceeding, and prior to the determination of this issue, however, Mississippi will not be precluded from requesting permission to track supplier rate increases which increase the purchased gas costs filed by Mississippi in this proceeding.

Review of the rate filing indicates that issues are raised which require development in evidentiary proceedings. The proposed increased rates and charges have not been shown to be justified and may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

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 concerning the lawfulness of the rates and charges contained in Mississippi's FPC gas tariff, as proposed to be amended herein, and that the proposed tariff sheets listed in footnote 1 above (excluding those tariff sheets which contain a purchase gas adjustment clause) be suspended, and the use thereof be deferred as herein provided.

(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 disposition of this proceeding be expedited in accordance with the procedures set forth below.

(3) Mississippi's alternate revised tariff sheets containing the purchase gas cost adjustment provisions should be rejected.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 5 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing will be held commencing on April 20 at 10 a.m., e.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, DC 20426, concerning the lawfulness of the rates, charges, classifications, and services contained in Mississippi's FPC gas tariff as proposed to be revised herein.

(B) Pending such hearing and decision thereon, Mississippi's revised tariff sheets listed in footnote 1 above, except those tariff sheets which contain a purchased gas adjustment provision, are hereby suspended and the use thereof deferred until July 1, 1971, and until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

(C) Mississippi's revised tariff sheets listed in footnote 1 containing a purchase gas adjustment provision are hereby rejected for filing. These proposed tariff sheets may be made a part of the record herein, to be considered, along with any modifications thereof or alternative provisions submitted by the parties or the Commission Staff, as a proposed purchased gas adjustment provision to be included in Mississippi's tariff.

(D) At the hearing on April 20, 1971, Mississippi's prepared testimony (Statement P), together with its entire rate filing as submitted and served on December 31, 1970, be admitted to the record as Mississippi's complete case-in-chief as provided by § 154.63(e)(1) of the Commission's regulations under the Natural Gas Act, and Order No. 254, 28 FPC 495, subject to appropriate motions, if any, by parties to the proceeding.

(E) Following admission of Mississippi's complete case-in-chief, the parties shall proceed to effectuate the intent and purpose of § 2.59 of the Commission's rules of practice and procedure and of this order as set forth above.

(F) On or before June 1, 1971, the Commission Staff shall serve its prepared testimony and exhibits. The prepared testimony and exhibits of any and all intervenors shall be served on or before June 11, 1971. Any rebuttal evidence by Mississippi shall be served on or before July 5, 1971. Hearing on the issues will commence July 15, 1971. The Presiding Examiner, upon a showing of good cause, may grant such extensions of time as he deems appropriate.

(G) A Presiding Examiner to be designated by the Chief Examiner for that purpose (see Delegation of Authority, 18 CFR 3.5(d)), shall preside at the hearing in this proceeding; shall prescribe relevant procedural matters not herein provided, and shall control this proceeding in accordance with the policies expressed in § 2.59 of the Commission's rules of practice and procedure.

By the Commission.

[SEAL] GORDON M. GRANT, *Secretary.*

[FR Doc.71-1532 Filed 2-3-71;8:48 am]

# FEDERAL RESERVE SYSTEM

## BARNETT BANKS OF FLORIDA, INC.

### Order Approving Acquisition of Bank Stock by Bank Holding Company

In the matter of the application of Barnett Banks of Florida, Inc., Jacksonville, Fla., for approval of acquisition of 80 percent or more of the voting shares

of International Bank of Tampa, Tampa, Fla.

There has come before the Board of Govenors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and § 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), the application of Barnett Banks of Florida, Inc., Jacksonville, Fla. (Applicant), a registered bank holding company, for the Board's prior approval of the acquisition of 80 percent or more of the voting shares of International Bank of Tampa, Tampa, Fla. (Bank).

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Florida Commissioner of Banking and requested his views and recommendation. The Commissioner recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on December 16, 1970 (35 F.R. 19036), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered by the Board.

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

Applicant is the third largest banking organization in Florida controlling 24 banks with $626 million in deposits, representing 5.1 percent of the deposits held by all banking organizations in the State. (All banking data are as of June 30, 1970, adjusted to reflect holding company formations and acquisitions approved by the Board through Dec. 31, 1970.) Applicant's acquisition of Bank (deposits of $13 million) would increase its share of deposits in the State by only one tenth of 1 percent. Bank is one of the smaller banks in Tampa, and is the 16th largest of 23 commercial banks serving Hillsborough County (other than Plant City), holding only 1.6 percent of the deposits in that area.

Applicant's two closest subsidiaries to Bank are located 23 miles from Bank in Pinellas County, across Tampa Bay. Because of the location of the three banks there is little meaningful competition between these two subsidiaries and Bank and little possibility that more competition will develop in the future. Through affiliation with Applicant, Bank would be in a stronger position to compete with its much larger competitors in Hillsborough County, two of which each have deposits in excess of $190 million. Because of this factor, the acquisition of Bank is likely to have a procompetitive effect in the Hillsborough County area.

Based upon the foregoing, the Board concludes that consummation of the proposed acquisition would not have an adverse effect on competition in any relevant area. The banking factors as they pertain to Applicant and its subsidiary banks are consistent with approval of the application, and as they pertain to Bank lend support for approval. Applicant plans to provide Bank with additional capital and with stronger management. Considerations relating to the convenience and needs of banking customers in Hillsborough County are consistent with approval of the application. It is the Board's judgment that the proposed transaction would be in the public interest and should be approved.

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

By order of the Board of Governors,[1] January 28, 1971.

[SEAL] KENNETH A. KENYON, *Deputy Secretary.*

[FR Doc.71-1505 Filed 2-3-71;8:46 am]

## FIRST BANC GROUP OF OHIO, INC.

### Notice of Application for Approval of Acquisition of Shares of Bank

Notice is hereby given that application has been made, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)), by First Banc Group of Ohio, Inc., which is a bank holding company located in Columbus, Ohio, for prior approval by the Board of Governors of the acquisition by applicant of 100 percent (less directors' qualifying shares) of the voting shares of the successor by merger of The Security Central National Bank of Portsmouth, Portsmouth, Ohio.

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

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

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

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

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

By order of the Board of Governors, January 29, 1971.

[SEAL] KENNETH A. KENYON, *Deputy Secretary.*

[FR Doc.71-1507 Filed 2-3-71;8:46 am]

## FIRST UNION, INC.

### Notice of Application for Approval of Acquisition of Shares of Bank

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

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

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

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

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

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary,

[1] Voting for this action: Chairman Burns and Governors Daane, Maisel, Brimmer, and Sherrill. Absent and not voting: Governors Robertson and Mitchell.

Board of Governors of the Federal Reserve System, Washington, D.C. 20551. The application may be inspected at the office of the Board of Governors or the Federal Reserve Bank of St. Louis.

By order of the Board of Governors, January 29, 1971.

[SEAL] KENNETH A. KENYON, *Deputy Secretary.*

[FR Doc.71-1502 Filed 2-3-71;8:46 am]

## MISSOURI BANCSHARES, INC.

### Order Approving Acquisition of Bank Stock by Bank Holding Company

In the matter of the application of Missouri Bancshares, Inc., Kansas City, Mo., for approval of acquisition of 80 percent or more of the voting shares of First Security Bank in Kirkwood, Kirkwood, Mo.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)), and § 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), the application of Missouri Bancshares, Inc., Kansas City, Mo., (Applicant), a registered bank holding company, for the Board's prior approval of the acquisition of 80 percent or more of the voting shares of First Security Bank in Kirkwood, Kirkwood, Mo. (Bank).

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Missouri Commissioner of Finance and requested his views and recommendation. The Commissioner stated he did not object to approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on December 12, 1970 (35 F.R. 18934), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered by the Board.

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

Applicant controls five banks with deposits of $361 million representing approximately 3½ percent of the commercial bank deposits in Missouri. It is the fourth largest holding company and fifth largest banking organization in the State. (All banking data are as of June 30, 1970, and reflect holding company acquisitions approved by the Board through Dec. 31, 1970). Bank (deposits of $21 million) is located 15 miles southwest of downtown St. Louis. The proposal represents Applicant's first entry into the St. Louis area, and Applicant's nearest subsidiary to Bank is located 135 miles west of Kirkwood in Boonville. No significant competition between Bank and Applicant's subsidiaries exists, and, because of distances and restrictive State branching laws, such competition is unlikely to develop. Bank is the smaller of two banks in Kirkwood, and the third largest of seven banks serving the city and environs with 19 percent of that area's deposits. The largest bank, which controls 26 percent of area deposits, is owned by the individual who controls Bank. Acquisition by Applicant of Bank would terminate the affiliation and would result in an additional banking alternative for area residents.

Based upon the foregoing, the Board concludes that consummation of the proposed acquisition would not have a substantially adverse effect on competition in any area, and could stimulate competition in the Kirkwood area. The banking factors are consistent with approval of the application. The banking needs of Bank's customers are being adequately served, although consummation of the acquisition would provide an additional alternative for such services as trust services. It is the Board's judgment that the proposed transaction would be in the public interest, and that the application should be approved.

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

By order of the Board of Governors,[1] January 28, 1971.

[SEAL] KENNETH A. KENYON, *Deputy Secretary.*

[FR Doc.71-1506 Filed 2-3-71;8:46 am]

## NORTHERN VIRGINIA BANKSHARES INC.

### Notice of Application for Approval of Acquisition of Shares of Banks

Notice is hereby given that application has been made, pursuant to section 3(a)(1) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(1)), by Northern Virginia Bankshares Inc., Bailey's Crossroads, Va., for prior approval by the Board of Governors of action whereby applicant would become a bank holding company through the acquisition of 100 percent of the voting shares of (1) Hamilton Bank and Trust Co., Bailey's Crossroads, Va., by merger into a nonoperating bank of which applicant plans to own all the shares, and (2) First Manassas Bank and Trust Co., Manassas, Va., by merger into a nonoperating bank of which applicant plans to own all the shares.

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

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

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

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

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

By order of the Board of Governors, January 29, 1971.

[SEAL] KENNETH A. KENYON, *Deputy Secretary.*

[FR Doc.71-1508 Filed 2-3-71;8:46 am]

[1] Voting for this action: Chairman Burns and Governors Daane, Maisel, Brimmer, and Sherrill. Absent and not voting: Governors Robertson and Mitchell.

# FEDERAL TRADE COMMISSION

## STATEMENT OF ORGANIZATION

### Miscellaneous Amendments

Notice is hereby given that the Statement of Organization published June 30, 1970 (35 F.R. 10627) is revised by abolishing the Office of Economic Adviser and the Office of Congressional Relations attached to the Office of the Chairman, and by providing for the signing of correspondence and official papers in the absence of the Secretary by an Acting Secretary designated by the Commission.

1. Section 8 is revised to read as follows:

SEC. 8. *The Chairman.* The Chairman of the Commission is designated by the President, and subject to the general policies of the Commission, is the executive and administrative head of the agency. He presides at meetings of and hearings before the Commission and participates with other Commissioners in all Commission decisions. Attached to

the Office of the Chairman, and reporting directly to him, and through him to the Commission, is the following staff unit:

(a) The Office of Public Information furnishes information concerning Commission activities to news media and the public.

2. Section 12 is revised to read as follows:

SEC. 12. *Office of the Secretary.* The Secretary is responsible for the minutes of Commission meetings and is the legal custodian of the Commission's seal, property, papers, and records, including legal and public records. He, or in his absence an Acting Secretary designated by the Commission, signs Commission orders and official correspondence, and coordinates all liaison activities with the executive and administrative government departments and agencies. The Office of the Secretary maintains a current index of opinions, orders, statements of policy and interpretations, staff manuals and instructions that affect any member of the public, and other public records of the Commission; makes available for inspection and copying all public records of the Commission; is responsible for publication of all Commission action which must appear in the FEDERAL REGISTER and publication of the Federal Trade Commission Decisions and the Statutes and Court Decisions involving the Commission; maintains the Commission's procedures and rules of practice; and screens incoming correspondence addressed to the Commission, provides acknowledgments and replies to the extent appropriate and practicable, and routes correspondence requiring more specialized or detailed attention to the appropriate offices and bureaus for reply.

By directions of the Commission dated December 3, 1970, and January 26, 1971.

[SEAL] CHARLES A. TOBIN, *Secretary.*

FEBRUARY 1, 1971.

[FR Doc.71-1525 Filed 2-3-71;8:48 am]

# GENERAL SERVICES ADMINISTRATION

[Federal Property Management Temporary Reg. D-27]

## ATTORNEY GENERAL

### Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Attorney General of the United States to perform all functions in connection with the leasing of various improved properties in the Maryland and northern Virginia suburbs of Washington, D.C.

2. *Effective date.* This regulation is effective immediately.

3. *Expiration date.* This delegation expires June 30, 1972.

4. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended, authority is hereby delegated to the Attorney General of the United States to perform all functions in connection with the leasing of various residential properties located in the Maryland and northern Virginia suburbs of Washington, D.C., to be utilized as training facilities by the Bureau of Narcotics and Dangerous Drugs for terms not in excess of 1 year.

b. The Attorney General of the United States may redelegate this authority to any officer, official, or employee of the Department of Justice.

c. This authority shall be exercised in accordance with the limitations and requirements of the above cited Act, and the policies, procedures, and controls prescribed by the General Services Administration.

Dated: January 29, 1971.

ROBERT L. KUNZIG, *Administrator of General Services.*

[FR Doc. 71-1570 Filed 2-3-71;8:50 am]

# INTERNATIONAL JOINT COMMISSION—UNITED STATES AND CANADA

## AIR POLLUTION; DETROIT/WINDSOR—SARNIA/PORT HURON

### Public Hearings

At the request of the Governments of Canada and the United States, the Commission is investigating air pollution in the above areas to ascertain whether the air is being polluted on either side of the international boundary by quantities of contaminants that are detrimental to the public health, safety, or general welfare of citizens or to property on the other side of the international boundary, and the sources of any such pollution. If such air pollution is taking place, the Commission is also to recommend the most practical remedial measures.

A report to the Commission by its International St. Clair-Detroit Air Pollution Board, entitled "Joint Air Pollution Study of St. Clair-Detroit River Areas", was released to the public on February 4, 1971. Copies may be obtained from the Commission's Secretaries in Ottawa or Washington.

In order to provide convenient opportunity for all those interested to be heard regarding either the matter under investigation or the said report of its Board, the Commission will conduct public hearings at the times and places listed hereunder. Evidence presented will be considered by the Commission and its advisers in formulating its report and recommendations to the two Governments.

Oral and documentary evidence and relevant argument may be presented at the hearings in person or by counsel. While not mandatory, written statements are desirable to insure accuracy of the record. It is desirable also that, if possible, fifteen (15) copies of any written statement be filed with each Secretary ten (10) days in advance of the hearing, for the advance information of the Commission and its advisers. A statement thus filed in advance should indicate at which hearing it is to be placed in the record and whether an oral summary will be made at that hearing. Additional copies of written statements may be deposited with the Secretaries at the hearings, for distribution to the news media and others interested.

DATES AND PLACES OF HEARINGS

| Date | Time | Place |
|---|---|---|
| Mar. 10, 1971 | 9 a.m. | Sarnia Public Library and Art Gallery, 124 South Christina St., Sarnia, Ontario. (Air Pollution in vicinity of Sarnia-Port Huron). |
| Mar. 11, 1971 | 9 a.m. | Engineering Society of Detroit, ESD Theater, Rackham Memorial Bldg., 100 Farnsworth St., Detroit, MI 48202. (Air Pollution in vicinity of Detroit-Windsor). |

WILLIAM A. BULLARD, *Secretary, U.S. Section, International Joint Commission.*

E. G. CHANCE, *Secretary, Canadian Section, International Joint Committee.*

FEBRUARY 1, 1971.

[FR Doc.71-1600 Filed 2-3-71;8:51 am]

# POSTAL RATE COMMISSION

[Docket No. R71-1]

## POST OFFICE DEPARTMENT

### Notice of Proposed Increases in Postal Rates and Fees

FEBRUARY 2, 1971.

Take notice that on February 1, 1971, the U.S. Post Office Department (POD) filed in Docket No. R71-1 a Request for Recommended Decision on Changes in Rates of Postage and Fees for Postal Services, pursuant to section 3622 of the Postal Reorganization Act (the Act). The POD maintains that, without changes in rates of postage and fees for postal service, and allowing for the congressional appropriations anticipated by the POD, there will be a revenue deficiency in fiscal year 1972. The POD states that if this Commission submits a recommended decision as requested, the POD will place into effect the proposed new rates and fees which are designed to generate from mail users additional revenues of $1,454,440,000 during fiscal year 1972.

The POD requests changes in rates of postage and fees for the following classes of mail: First-class mail and airmail, second-class mail; controlled circulation and third-class mail, fourth-class mail, registered mail, and special delivery mail. The specific changes in

rates and fees proposed are contained in the attached schedules.[1]

If any person desires to be heard with reference to said Request and to become a party to a proceeding or to participate as a party in any hearing on the request, that person should file a petition for leave to intervene. Petitions for leave to intervene must be filed with the Secretary, Postal Rate Commission, Washington, D.C. 20268 on or before February 23, 1971, and must be in accordance with section 20 of the Commission's rules of practice. The Commission also calls attention to section 20(b) which provides that petitions for leave to intervene shall affirmatively state whether or not petitioner requests a hearing or, in lieu thereof, a conference.

The request of the POD for recommended decision on changes in rates of postage and fees for postal services is on file with the Commission and available for public inspection.

GORDON M. GRANT,
*Secretary.*

[FR Doc.71-1617 Filed 2-3-71;8:51 am]

# TARIFF COMMISSION

[TEA-W-68]

## WORKER'S PETITION FOR DETERMINATION OF ELIGIBILITY TO APPLY FOR ADJUSTMENT ASSISTANCE

### Notice of Investigation

On the basis of a petition filed under section 301(a)(2) of the Trade Expansion Act of 1962, on behalf of the workers of Plant No. 33, McDonald Machine Shop, 7600 South Racine Avenue, Chicago, IL, the U.S. Tariff Commission, on January 29, 1971, instituted an investigation under section 301(c)(2) of the Act to determine whether, as a result in major part of concessions granted under trade agreements, articles like or directly competitive with the can-sealing machines and parts thereof produced by said plant are being imported into the United States in such increased quantities as to cause, or threaten to cause, the unemployment or underemployment of a significant number or proportion of the workers of such manufacturing company.

The petitioners have not requested a public hearing. A hearing will be held on request of any other party showing a proper interest in the subject matter of the investigation, provided such request is filed within 10 days after the notice is published in the FEDERAL REGISTER.

The petition filed in this case is available for inspection at the Office of the Secretary, U.S. Tariff Commission, Eighth and E Streets NW., Washington, DC, and at the New York City Office of the Tariff Commission located in Room 437 of the Customhouse.

[1] Schedules filed as part of the original document. Schedules will appear in full text as part of the Post Office Department's notice of proposed increases in postal rates and fees.

Issued: February 1, 1971.

By order of the Commission.

[SEAL] KENNETH R. MASON,
*Secretary.*

[FR Doc.71-1528 Filed 2-3-71;8:48 am]

# SECURITIES AND EXCHANGE COMMISSION

[812-2872]

## LSL CORP.

### Notice of Filing of Application for Order Declaring Applicant Not To Be an Investment Company

JANUARY 29, 1971.

Notice is hereby given that LSL Corp. (Applicant), 404 West Oak, Denton, TX 76201, a Texas corporation, has filed an application pursuant to section 3(b)(2) of the Investment Company Act of 1940 (Act) for an order of the Commission finding and declaring that Applicant is primarily engaged, through controlled companies, in a business other than that of investing, reinvesting, owning, holding or trading in securities. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Applicant owns 178,055 shares (29.7 percent) of the outstanding common stock of Lifetime Security Life Insurance Co. (Lifetime), a legal reserve life insurance company organized in Texas. At August 31, 1970, Applicant's investment in Lifetime represented 58 percent of Applicant's total assets per books of $3,122,197. Applicant asserts that it controls Lifetime, of which it is by far the largest stockholder. The officers and directors of Applicant own an additional 18.7 percent of the common stock of Lifetime. The president of Applicant is also president of Lifetime and his primary working time is spent on the affairs of Lifetime.

In 1970, Applicant formed Lifetime Security Life Insurance Company of Oklahoma and owns 251,476 shares (68.2 percent) of its outstanding common stock. At August 31, 1970, Applicant's investment in this company represented 16.9 percent of Applicant's total assets per books.

Applicant represents that it has always been and remains the intention of Applicant to operate primarily in the insurance and related fields through controlled companies.

Section 3(a)(3) of the Act defines as an investment company any issuer which is engaged, or proposes to engage, in the business of investing, reinvesting, owning, holding, or trading in securities, and owns or proposes to acquire investment securities having a value exceeding 40 percent of the value of such issuer's total assets (exclusive of Government securities and cash items) on an unconsolidated basis. The securities of Lifetime owned by Applicant constitute investment securities as that term is defined in section 3(a) of the Act.

Section 3(b)(2) of the Act excepts from the definition of an investment company in section 3(a)(3), any issuer which the Commission finds and by order declares to be primarily engaged in a business other than that of investing, reinvesting, owning, holding, or trading in securities, either directly or (A) through majority-owned subsidiaries or (B) through controlled companies conducting similar types of business.

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

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

[SEAL] ORVAL L. DUBOIS,
*Secretary.*

[FR Doc.71-1521 Filed 2-3-71;8:47 am]

[70-4966]

## NEW ENGLAND ELECTRIC SYSTEM ET AL.

### Notice of Proposed Issue and Sale of Notes by Subsidiary Companies to Banks, Commercial Paper Dealers, and/or to Holding Companies and Retirement of Outstanding Notes

JANUARY 27, 1971.

Notice is hereby given that an application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 (Act) by New England Electric System (NEES), 20 Turnpike Road, Westboro, MA 01581, a registered holding company, and certain of its subsidiary companies (the borrowing companies), namely,

Central Massachusetts Gas Co. (Central), Granite State Electric Co. (Granite), Lawrence Gas Co. (Lawrence), Lynn Gas Co. (Lynn), Massachusetts Electric Co. (Mass Electric), Massachusetts Gas System (Mass Gas), Mystic Valley Gas Co. (Mystic Valley), The Narragansett Electric Co. (Narragansett), North Shore Gas Co. (North Shore), Northampton Gas Light Co. (Northampton), Norwood Gas Co. (Norwood), and Wachusett Gas Co. (Wachusett). NEES and the borrowing companies have designated sections 6(a), 7, 9(a), 10, and 12 of the Act and Rules 42(a) and 50(a)(5) 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 borrowing companies propose to issue, from time to time through December 31, 1971, unsecured short-term promissory notes to banks, to dealers in commercial paper, and/or to NEES or Mass Gas. The aggregate amount of loans to the borrowing companies by NEES and Mass Gas to be outstanding at any one time will not exceed $35 million and $15 million, respectively. Borrowings by Mass Electric from banks and NEES in the proposed maximum amount of $28 million will be reduced by the principal amount of any commercial paper at the time outstanding. The proceeds of the proposed borrowings are to be used by each borrowing company to pay its then outstanding notes payable to banks, dealers in commercial paper, and/or to NEES or Mass Gas at or prior to maturity thereof, and to provide new money for capital expenditures or reimburse its treasury therefor.

The proposed notes to banks and/or NEES or Mass Gas will bear interest at not in excess of the prime rate in effect at the time of issue with the exception of notes to the First National City Bank of New York which will be at the prime rate plus three-quarters of 1 percent. Said notes will mature in less than 1 year from the date of issue and in any event not later than March 31, 1972, and will be prepayable at any time, in whole or in part, without premium.

The following table shows for each borrowing company the estimated maximum amount of notes to be outstanding with banks and/or with NEES or Mass Gas at any one time:

ESTIMATED MAXIMUM SHORT-TERM NOTES TO BE OUTSTANDING AT ANY ONE TIME

(000 Omitted)

| Borrowing company | To banks or NEES | To banks or Mass Gas |
|---|---|---|
| Central | | [1] $2,510 |
| Granite | [2] $9,000 | |
| | [3] 100 | |
| Lawrence | | [2] 7,150 |
| Lynn | | [2] 11,450 |
| Mass Electric | [2] 25,000 | |
| | [5] 1,000 | |
| | [7] 400 | |
| | [8] 500 | |
| | [9] 600 | |
| | [10] 500 | |
| Mass Gas | [11] 15,000 | |
| Mystic Valley | | [1] 17,775 |
| Narragansett | [4] 6,500 | |
| | [5] 3,500 | |
| | [6] 4,000 | |
| North Shore | | [1] 7,775 |
| Northampton | | [2] 2,050 |
| Norwood | | [2] 2,150 |
| Wachusett | | [2] 3,200 |
| Total | 64,000 | 64,850 |

[1] First National City Bank, New York, N.Y.
[2] The First National Bank of Boston, Boston, Mass.
[3] National Bank of Lebanon, Lebanon, N.H.
[4] Industrial National Bank of Rhode Island, Providence, R.I.
[5] Rhode Island Hospital Trust National Bank, Providence, R.I.
[6] Worcester County National Bank, Worcester, Mass.
[7] Guaranty Bank and Trust Co., Worcester, Mass.
[8] The Mechanics National Bank, Worcester, Mass.
[9] South Shore National Bank, Quincy, Mass.
[10] Middlesex Bank, N.A., Everett, Mass.
[11] NEES only.

It is proposed that certain of the borrowing companies may prepay their notes to NEES or Mass Gas, in whole or in part, with borrowings from banks or from the sale of commercial paper, or that their borrowings from banks may be prepaid, in whole or in part, with borrowings from NEES, Mass Gas, or from the sale of commercial paper. In the event of borrowings from banks at a higher interest rate or the sale of commercial paper at a higher effective interest cost, to prepay notes to NEES or Mass Gas, NEES or Mass Gas will credit the borrowers for any excess interest from the date of issuance of the new notes or commercial paper to the nomal maturity date of the notes to NEES or Mass Gas being prepaid. Conversely, in the event of borrowing from NEES or Mass Gas to prepay notes to banks, the interest rate of the notes issued to NEES or Mass Gas will be the lower of (1) the interest rate on the notes being prepaid or (2) the prime interest rate then in effect (in the case of the gas companies borrowing from the First National City Bank of New York, the prime interest rate then in effect plus three-quarters of 1 percent), but with respect to (1) only to the maturity date of the notes so prepaid, and thereafter at the prime interest rate in effect (in the case of the gas companies borrowing from the First National City Bank of New York, the prime interest rate then in effect plus three-quarters of 1 percent) at the time the new notes are issued.

Each of the borrowing companies proposes that if any permanent financing is done prior to the maturity of the indebtedness to be issued hereunder, it will apply the proceeds therefrom, in excess of amounts used in connection with refunding other outstanding securities at the principal amount or par value thereof, in reduction of, or in total payment of, note indebtedness then outstanding; and that, except in the case of Mass Electric and Narragansett, the maximum amount of note indebtedness proposed to be outstanding hereunder will be reduced by the amount of such proceeds, other than proceeds used for refunding purposes of such permanent financing.

In addition, Mass Electric proposes to issue and sell commercial paper not to exceed $28 million to Lehman Commercial Paper Inc. (Lehman) and/or A. G. Becker & Co., Inc. (Becker), dealers in commercial paper. The commercial paper will be issued during the period through December 31, 1971, will have varying maturities of not more than 270 days after the date of issue (and in any event will mature on or prior to Mar. 31, 1972), will be sold in varying denominations of not less than $50,000 and not more than $1 million, and will not by their terms be prepayable prior to maturity. Such notes will be issued and sold by Mass Electric directly to Lehman and/or Becker at a discount which will not exceed the discount rate prevailing at the date of issuance for commercial paper of comparable quality and like maturity. The effective interest cost will not exceed the effective interest cost prevailing at the date of issue for borrowings from The First National Bank of Boston (First National), except that, in order to obtain maximum flexibility, commercial paper may be issued with a maturity of not more than 90 days from the date of issue with an effective cost in excess of such effective interest cost from First National.

Lehman and Becker, as principals, will reoffer the commercial paper at a discount rate not more than one-eighth of 1 percent per annum less than the prevailing discount rate to the issuer. The notes will be reoffered by Lehman and Becker to not more than 100 of their respective customers whose names appear on nonpublic lists prepared in advance by Lehman and Becker. No additions will be made to such lists of customers which are composed of institutional investors. It is expected that such commercial paper will be held to maturity by the purchasers from the dealers, but, if any such purchaser wishes to resell prior to maturity,

Lehman or Becker, as the case may be, pursuant to an oral repurchase agreement will repurchase the paper for resale to others on said lists of customers.

Mass Electric requests exception of the sale of its commercial paper notes from the competitive bidding requirement of Rule 50 pursuant to section (a) (5) thereof, because: (a) The commercial paper to be issued will have maturities of not more than 9 months; (b) the effective interest cost thereon will not exceed the effective interest cost for borrowings from First National (with the exception above stated); (c) the current rates for commercial paper for prime borrowers such as Mass Electric are readily ascertainable by reference to daily financial publications and do not require competitive bidding in order to determine the reasonableness thereof; and (d) it is not practical to publish invitations for bids for commercial paper.

It is also proposed that the certificates of notification under Rule 24 regarding all of the proposed transactions be filed quarterly.

It is stated that there are no fees or commissions to be paid in connection with the proposed transactions and that incidental services in connection with the proposed transactions will be performed, at cost, by New England Power Service Co., an affiliated service company; such cost is estimated not to exceed $200 for each applicant-declarant, an aggregate of $2,600.

Appropriate action has been taken by the Public Utilities Commission of New Hampshire with respect to the notes proposed to be issued by Granite. It is stated that no further action by any regulatory commission, other than this Commission, is necessary with respect to the proposed transactions.

Notice is further given that any interested person may, not later than February 18, 1971, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration which he desires to controvert; 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 500 miles from the point of mailing) upon New England Electric System 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 filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulation promulgated under the Act, or the Commission may grant exemption from its rules under the Act 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 advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

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

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[FR Doc.71-1520 Filed 2-3-71;8:47 am]

---

[File No. 1-3421]

## CONTINENTAL VENDING MACHINE CORP.

### Order Suspending Trading

JANUARY 29, 1971.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10 cents par value of Continental Vending Machine Corp., and the 6 percent convertible subordinated debentures due September 1, 1976, being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

*It is ordered,* Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period January 31, 1971, through February 9, 1971, both dates inclusive.

By the Commission.

ORVAL L. DUBOIS, *Secretary.*

[FR Doc.71-1522 Filed 2-3-71;8:47 am]

# OFFICE OF EMERGENCY PREPAREDNESS

## COMMONWEALTH OF PUERTO RICO

### Amendment to Notice of Major Disaster

Notice of major disaster for the Commonwealth of Puerto Rico, dated October 19, 1970, and published October 23, 1970 (35 F.R. 16556) and amended October 26, 1970, and November 30, 1970, is hereby further amended to include the following municipalities among those municipalities determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of October 12, 1970:

The municipalities of:

| | |
|---|---|
| Cabo Rojo. | Lajas. |
| Guayanilla. | Sabana Grande. |

Dated: January 29, 1971.

G. A. LINCOLN, *Director, Office of Emergency Preparedness.*

[FR Doc.71-1519 Filed 2-3-71;8:47 am]

# UNITED STATES ARMS CONTROL AND DISARMAMENT AGENCY

## PUBLIC AFFAIRS ADVISER

### Notice of Basic Compensation

Pursuant to the provisions of section 309 of Public Law 88-426, as modified by the Federal Pay Comparability Act of 1970 (Public Law 91-656), and in conformance with Executive Order 11576 of January 8, 1971, issued by the President under section 3(c) of said Act, notice is hereby given that the rate of basic compensation of the Public Affairs Adviser of the U.S. Arms Control and Disarmament Agency has been adjusted to $36,000 per annum. Pursuant to section 3(c) of the Act, the rate of basic compensation of $36,000 shall take effect as of January 10, 1971, the first day of the first pay period which began on or after January 1, 1971.

Dated: January 25, 1971.

GERARD SMITH, *Director.*

[FR Doc.71-1500 Filed 2-3-71;8:46 am]

# INTERSTATE COMMERCE COMMISSION

[Notice No. 8]

## MOTOR CARRIER, BROKER, WATER CARRIER, AND FREIGHT FORWARDER APPLICATIONS

JANUARY 29, 1971.

The following applications are governed by Special Rule 247 [1] 1100.247 of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline,

[1] Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 1.247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's General Policy Statement Concerning Motor Carrier Licensing Procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record.

The publications hereinafter set forth reflect the scope of the applications as filed by applicants, 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.

No. MC 923 (Sub-No. 10), filed December 23, 1970. Applicant: MEADE TRANSPORT, INC., 2021 Mill Avenue, Owensboro, KY 42301. Applicant's representatives: A. O. Buck, 500 Court Square Building, Nashville, TN 37201, and George Catlett, 703–706 McClure Building, Frankfort, KY 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except classes A and B explosives, household goods as defined by the Commission, and those requiring special equipment), (1) between Owensboro, Ky., and Nashville, Tenn., from Owensboro over U.S. Highway 431 to Springfield, Tenn., thence over U.S. Highway 41 to Nashville, and return over the same route, serving the intermediate point of Russellville, Ky., and (2) between Owensboro, Ky., and Nashville Tenn., from Owensboro over U.S. Highway 231 to junction U.S. Highway 231 and junction Interstate Highway 65 near Bowling Green, Ky., thence over Interstate Highway 65 to Nashville, and return over the same route, as an alternate route in connection with applicant's presently held regular route authority, for operating convenience only, serving no intermediate points. Restriction: Service over the above routes is restricted against the handling of traffic originating at, destined to, or interchanged at, Nashville, Tenn., and points within its commercial zone, on the one hand, and, on the other, Russellville and Louisville, Ky., and points within their respective commercial zones, and points on and north of U.S. Highway 40. NOTE: If a hearing is deemed necessary, applicant requests it be held at Owensboro, Ky.

No. MC 2368 (Sub-No. 28), filed January 13, 1971. Applicant: BRALLEY-WILLETT TANK LINES, INC., 2212 Deepwater Terminal Road, Post Office Box 495, Richmond, VA 23204. Applicant's representative: D. V. Bralley (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid waste*, in bulk, in tank vehicles, between points in North Carolina, South Carolina, Virginia, West Virginia, Tennessee, Delaware, Maryland, Pennsylvania, and New Jersey. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 2368 (Sub-No. 29), filed January 13, 1971. Applicant: BRALLEY-WILLETT TANK LINES, INC., 2212 Deepwater Terminal Road, Post Office Box 495, Richmond, VA 23204. Applicant's representative: G. C. Kirkmeyer, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Adipic acid*, dry, in bulk, from Hopewell, Va., to Natrium, W. Va., and Perth Amboy, N.J. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 2567 (Sub-No. 14), filed December 7, 1970. Applicant: BELBEY TRANSFER COMPANY, a corporation, 520 Belleville Turnpike, Kearny, NJ 07032. Applicant's representative: Bert Collins, 140 Cedar Street, New York, NY 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Electrical equipment*, other than household appliances, and *equipment, materials, and supplies* used in connection with the manufacture, installation, and maintenance of said commodities (except in bulk), (1) between the plantsite of Westinghouse Electric Corp., Hillside, N.J., and points in Union, Essex, Bergen, Hudson, and Morris Counties, N.J., on the one hand, and, on the other, points in Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Newport News, Va., and Washington, D.C.; and (2) between plantsite of Westinghouse Electric Corp., Hillside, N.J., and points in Union, Essex, Bergen, Hudson, and Morris Counties, N.J., and Richmond, Va.; Cincinnati, Cleveland, Marietta, and Akron, Ohio, and Bloomington, Ind. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 2860 (Sub-No. 94), filed January 20, 1971. Applicant: NATIONAL FREIGHT, INC., 57 West Park Avenue, Vineland, NJ 08360. Applicant's representative: Alvin Altman, 1776 Broadway, New York, NY 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass containers*, from Waxahachie, Tex., to points in New Orleans, La. NOTE: Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack, and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 3854 (Sub-No. 15) (Amendment), filed November 30, 1970, published in the FEDERAL REGISTER issue of December 30, 1970, and republished as amended, this issue. Applicant: BURTON LINES, INC., Post Office Box 11306, East Durham Station, Durham, NC 27703. Applicant's representative: Edward G. Villalon, 1735 K Street NW., Washington, DC 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lumber wood products and building materials*, from Wilmington, N.C., to points in North Carolina, Tennessee, Kentucky (except Louisville, Ky., and points in the Cincinnati, Ohio, commercial zone), Virginia and West Virginia; and (2) *iron and steel products*, from Wilmington, N.C., to points in North Carolina, Tennessee, Kentucky (except Louisville, Ky., and points in the Cincinnati, Ohio, commercial zone), and Virginia. NOTE: Applicant presently holds contract carrier authority under its No. MC 118864 Sub-1, therefore dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. The purpose of this republication is to include "building materials" in the commodity description in part (1) also to add the destination State of North Carolina in parts (1) and (2) above. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Raleigh, N.C.

No. MC 10360 (Sub-No. 3), filed December 17, 1970. Applicant: CAM & SONS MOTOR TRANSPORTATION, INC., 162 North Street, Fitchburg, MA 01420. Applicant's representative: Arthur A. Wentzell, Post Office Box 764, Worcester, MA 01613. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Textile products, synthetic yarn*, between Fitchburg, Mass., and points in New Jersey, under contract with Fischer Dye Corp., Seaboard Dyers Corp., and Spinnerin Yarn Co., Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Boston or Worcester, Mass.

No. MC 13250 (Sub-No. 108), filed January 7, 1971. Applicant: J. H. ROSE TRUCK LINE, INC., 5003 Jensen Drive, Post Office Box 16190, Houston, TX 77022. Applicant's representative: James M. Doherty, 401 First National Life Building, Austin, TX 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Car wash systems and parts;* and (2) *supplies* used in the operation and maintenance of car wash systems, from Phoenix, Ariz., to points in the United States (except Alaska and Hawaii). NOTE: Applicant states it has no present intention to tack the authority sought with existing authority, however, applicant holds authority which could be tacked via Phoenix, Ariz., with existing authorities in its Subs-45, 62, 63, 79, and 87. If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz., Los Angeles, Calif., or Las Vegas, Nev.

No. MC 13426 (Sub-No. 7), filed January 6, 1971. Applicant: UNITED PARCEL SERVICE, INC., 300 North Second Street, St. Charles, IL 60174. Applicant's representatives: S. Harrison Kahn, 733 Investment Building, Washington, DC 20005, and Irving R. Segal, 1719 Packard Building, Philadelphia, PA 19102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are sold by retail department stores, between Cincinnati, Ohio, on the one hand, and, on the other, points in Hamilton, Butler, Clermont, and Warren Counties, Ohio, restricted to service for Sears, Roebuck and Co., under contract with Sears, Roebuck and Co. NOTE: Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 13426 (Sub-No. 8), filed January 6, 1971. Applicant: UNITED PARCEL SERVICE, INC., 300 North Second Street, St. Charles, IL 60174. Applicant's representatives: S. Harrison Kahn, 733 Investment Building, Washington, DC 20005, and Irving R. Segal, 1719 Packard Building, Philadelphia, PA 19102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are sold by retail department stores, between Cleveland, Ohio, on the one hand, and, on the other, points in Cuyahoga, Lake, Erie, Huron, Medina, Ottawa, Lorain, Geauga, Summit, and Portage Counties, Ohio, restricted to service for Sears, Roebuck and Co., also under contract with Sears, Roebuck and Co. NOTE: Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 19193 (Sub-No. 11), filed December 31, 1970. Applicant: LAFFERTY TRUCKING COMPANY, a corporation 3703 Beale Avenue, Altoona, PA 16603. Applicant's representatives: S. Berne Smith and Robert H. Griswold, 100 Pine Street, Post Office Box 1166, Harrisburg, PA 17108. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by wholesale, retail, and chain grocery and food business houses, and, in connection therewith, *equipment, materials, and supplies* used in the conduct of such business, between Salem, Ohio, on the one hand, and, on the other, (a) Greensburg, Rimersburg, and Kane, Pa., and points in Fayette, Greene, and Washington Counties, Pa., (b) points in Monongahela, Marion, Taylor, Preston, Barbour, Randolph, and Tucker Counties, W. Va., (c) Hancock, Md., and points in Garrett County, Md., and (d) points within the territory bounded by a line beginning at Tionesta, Pa., and extending south through Shippenville, Pa., and Oakland, Md., to Thomas, W. Va., thence in a southeasterly direction to Petersburg, W. Va., thence in a northeasterly direction through Moorefield, W. Va., McConnellsburg and Duncannon, Pa., to Millersburg, Pa., thence in a northwesterly direction to Jersey Shore, Pa., and west through Renovo, Emporium, Johnsonburg, and St. Marys, Pa., to Tionesta, including the points named, excluding points in Garrett County, Md., Fayette County, Pa., and Tucker County, W. Va. Restriction: The operations described under the commodity description above are limited to a transportation service to be performed under a continuing contract, or contracts with the Great Atlantic & Pacific Tea Co., Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Harrisburg, Pa.

No. MC 20783 (Sub-No. 83), filed December 31, 1970. Applicant: TOMPKINS MOTOR LINES, INC., 638 Langley Place, Decatur, GA 30030. Applicant's representative: Archie B. Culbreth, Suite 417, 1252 West Peachtree Street NW., Atlanta, GA 30309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Food, food preparations and foodstuffs* in vehicles equipped with mechanical refrigeration, from the site of the plant of Kraft Foods; Division of Kraftco Corp. at Decatur, Ga., to points in Kentucky, located north of Kentucky Highway 80, points in Mississippi located on U.S. Highway 90, New Orleans, La., and Memphis and Nashville, Tenn. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Dallas, Tex.

No. MC 29643 (Sub-No. 7), filed January 6, 1971. Applicant: WALSH TRUCKING SERVICE, INC., 50 Burney Avenue, Massena, NY 13662. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, NY 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except livestock, and except dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment, (a) between Albany and New York, N.Y., and points in New Jersey on the one hand, and, on the other, points in St. Lawrence and Franklin Counties, N.Y., (b) from points in St. Lawrence and Franklin Counties, N.Y., to points in Connecticut, Maryland, Massachusetts, New Jersey, New York, Rhode Island, Delaware, New Hampshire, Vermont, and those in that part of Pennsylvania on and east of a line beginning at the Pennsylvania-New York State line and extending along U.S. Highway 11 to junction U.S. Highway 15, thence along U.S. Highway 15 to the Pennsylvania-Maryland State line, and (c) from points in Connecticut, Delaware, Maryland, Massachusetts, New Hampshire, Rhode Island, Vermont, those in New York, except Albany and New York, N.Y., and those in the Pennsylvania territory above-named to points in St. Lawrence and Franklin Counties, N.Y. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Plattsburgh, N.Y.

No. MC 30605 (Sub-No. 146), filed December 21, 1970. Applicant: THE SANTA FE TRAIL TRANSPORTATION COMPANY, a corporation, 433 East Waterman, Wichita, KS 67202. Applicant's representative: F. J. Steinbrecher, 80 East Jackson Boulevard, Chicago, IL 60604. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual, value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special and those injurious or contaminating to other ladings), (1) between Phoenix, Ariz., and Grand Canyon, Ariz., from Phoenix over U.S. Highway 89 to junction Interstate Highway 40, thence over Interstate Highway 40 to junction Arizona Highway 64, thence over Arizona Highway 64 to Grand Canyon, and return over the same route, serving the intermediate point of Wickenburg, Ariz., and the off-route point of Hillside, Ariz., and (2) between Flagstaff, Ariz., and Grand Canyon, Ariz., from Flagstaff over Interstate Highway 40 to junction Arizona Highway 64, thence over Arizona Highway 64 to

Grand Canyon, and return over the same route serving no intermediate points. NOTE: Applicant also seeks to remove Winslow, Ariz., from the restrictions in certificates Nos. 91 and 111 as a key point. If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz., and Los Angeles, Calif.

No. MC 30837 (Sub-No. 419), filed January 5, 1971. Applicant: KENOSHA AUTO TRANSPORT CORPORATION, 4200 39th Avenue, Kenosha, WI 53140. Applicant's representative: Paul F. Sullivan, Washington Building, 15th and New York Avenue NW., Washington, DC 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Early warning traffic safety systems*, from Napa, Calif., to points in the United States (excluding Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

No. MC 30884 (Sub-No. 15), filed January 11, 1971. Applicant: JACK COOPER TRANSPORT CO., INC., 3501 Manchester Trafficway, Kansas City, MO 63011. Applicant's representative: Warren A. Goff, 2111 Sterick Building, Memphis, TN 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles* (except trailers), in initial movements, in truckaway and driveaway service, from places of manufacture and assembly located in Kansas City, Mo., to points in Indiana. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo. or Detroit, Mich.

No. MC 37578 (Sub-No. 21), filed January 11, 1971. Applicant: JOSEPH W. TREHAN, INCORPORATED, Box 332, North Lima, OH 44452. Applicant's representative: Joe F. Asher, 88 East Broad Street, Columbus, OH 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay, clay products, and refractories*, (1) from Canfield Township, Mahoning County, Ohio, to Ashland, Ky., and points in Wayne and Monroe Counties, Mich., and those in Pennsylvania on and west of U.S. Highway 11, those in New York on and west of U.S. Highway 15, those in West Virginia on and north of U.S. Highway 50, and those in Kentucky in the Cincinnati, Ohio, commercial zone as defined by the Commission, and (2) from Mahoning Township, Lawrence County, Pa., to Ashland, Ky., and points in Wayne and Monroe Counties, Mich., those in New York on and west of U.S. Highway 15, those in West Virginia on and north of U.S. Highway 50, and those in Kentucky in the Cincinnati, Ohio, commercial zone, as defined by the Commission. NOTE: Applicant states that the above restriction is to eliminate any duplicating authority between this application and that contained in MC-37578, (Sub 17). Common control and dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Cleveland, Ohio.

No. MC 39495 (Sub-No. 2), filed December 18, 1970. Applicant: HARRY N. NICKLAUS and ALBERT P. NICKLAUS, a partnership, doing business as NICKLAUS TRANSFER & STORAGE CO., 36 Street and A.V.R.R., Pittsburgh, PA 15201. Applicant's representative: Arthur J. Diskin, 806 Frick Building, Pittsburgh, PA 15219. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), (1) from the warehouse facilities of Nicklaus Transfer & Storage Co., in Allegheny County, Pa., to points in that part of Ohio bounded by a line beginning at the Pennsylvania-Ohio State line, near Simons, Ohio, and extending along U.S. Highway 322 to junction with Ohio Highway 45; thence along Ohio Highway 45 to Leetonia, Ohio; thence along Ohio Highway 9 to Cadiz, Ohio; thence along U.S. Highway 22 to Smyrna, Ohio; thence along Ohio Highway 8 to the junction of the Ohio-West Virginia State line; thence along the Ohio-West Virginia, and Ohio-Pennsylavnia State lines to the point of beginning; (2) from the warehouse facilities of Nicklaus Transfer & Storage Co., in Allegheny County, Pa., to points in that part of Pennsylvania bounded by a line beginning at the Pennsylvania-Ohio State line, near Simons, Ohio, and extending along U.S. Highway Route 322, to junction with Interstate Highway 80; thence along Interstate Highway 80 to junction with Pennsylvania Highway 26; thence along Pennsylvania Highway 26 to the Pennsylvania-Maryland State line; thence along the Pennsylvania-Maryland, the Pennsylvania-West Virginia, and Pennsylvania-Ohio State lines to the point of beginning, and (3) from the warehouse facilities of Nicklaus Transfer & Storage Co., in Allegheny County, Pa., to points in that part West Virginia on and north of U.S. Highway 50. NOTE. Applicant states that the requested authority will not be tacked with its presently held authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 42125 (Sub-No. 1), filed January 8, 1971. Applicant: THE OVERLAND INTERNATIONAL, INC., 2828 Howard Street, Detroit, MI 48216. Applicant's representative: Walter N. Bieneman, Suite 1700, 1 Woodward Avenue, Detroit, MI 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between Flint, Mich., and the port of entry at Port Huron, Mich., serving no intermediate points and restricted to the transportation of traffic moving from or to points in Canada; from Flint over Michigan Highway 21 to the port of entry at Port Huron and return over the same route. NOTE: Common control may be involved. Applicant holds no duplicating authority. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich., or Buffalo, N.Y.

No. MC 47583 (Sub-No. 11), filed December 28, 1970. Applicant: ED HOLESTINE TRUCK LINES, INC., 41 Lyons Avenue, Kansas City, KS 66118. Applicant's representative: D. S. Hults, Post Office Box 225, Lawrence, KS 66044. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Steel and steel articles*, from points in Kansas City, Kans.-Mo., commercial zone to points in Kansas and Oklahoma. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Kans.

No. MC 47791 (Sub-No. 1), filed December 30, 1970. Applicant: HAMILTON TRUCKING COMPANY, INC., 106 Carpenter Street, Blossburg, PA 16912. Applicant's representative: Kenneth R. Davis, 999 Union Street, Blossburg, PA 18517. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Coal*, from points in Tioga County, Pa., to New York, N.Y.; (B) *Scrap metal*, from Cortland, Binghamton, and Syracuse, N.Y., to Blossburg, Pa.; and (C) *Sand*, from McConnellsville, N.Y., to Blossburg, Pa. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. It further states its officers also hold common carrier authority as a partnership, under MC 125744, if this application is granted, request will be made to revoke MC 125774 Sub-No. 1. If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa.

No. MC 52460 (Sub-No. 104), filed December 23, 1970. Applicant: HUGH BREEDING, INC., 1420 West 35th Street, Post Office Box 9515, Tulsa, OK 74107. Applicant's representative: Steve B. McCommas (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid livestock feed* in bulk, from Tulsa, Okla., to points in Arkansas, Kansas, and Missouri. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Tulsa or Oklahoma City, Okla.

No. MC 52657 (Sub-No. 676), filed January 4, 1971. Applicant: ARCO AUTO CARRIERS, INC., 2140 West 79th Street,

Chicago, IL 60620. Applicant's representative: A. J. Bieberstein, 121 West Doty Street, Madison, WI 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Trailers, trailer chassis, semitrailers, semitrailer chassis* (except those designed to be drawn by passenger automobiles), in secondary movements, in truckaway service, and (2) *trailer converter dollies, truck and trailer bodies, cargo containers, and materials, supplies, and parts* used in the manufacture, assembly, or servicing of trailers, trailer chassis, semitrailers, semitrailer chassis (except those designed to be drawn by passenger automobiles), trailer converter dollies, cargo containers, and truck and trailer bodies, between points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and the District of Columbia, restricted to shipments, from, to, or between suppliers, distributors, plants, warehouses, or other facilities of Brown Trailer Division, Clark Equipment Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 52953 (Sub-No. 37), filed January 6, 1971. Applicant: E T & W N C TRANSPORTATION COMPANY, a corporation, 132 Legion Street, Johnson City, TN 37601. Applicant's representative: William O. Turney, 2001 Massachusetts Avenue NW., Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, dangerous explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring the use of special equipment, and those injurious or contaminating to other lading), (1) Between Chattanooga, Tenn., and Vicksburg, Miss.; (a) from Chattanooga over U.S. Highway 11 to junction U.S. Highway 80, thence over U.S. Highway 80 to Vicksburg; and (2) from Chattanooga over Interstate Highway 59 to junction Interstate Highway 20, thence over Interstate Highway 20 to Vicksburg, and return over the same route, serving the intermediate point of Jackson, Miss., and the off-route point of Canton, Miss. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 61396 (Sub-No. 224), filed January 13, 1971. Applicant: HERMAN BROS. INC., 2501 North 11 Street, Post Office Box 189, Omaha, NE 68101. Applicant's representative: D. G. Herman (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer and fertilizer materials*, from Sioux Falls, S. Dak., to points in North Dakota, Minnesota, Iowa, and Nebraska. NOTE: Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Kansas City, Mo.

No. MC 61592 (Sub-No. 202), filed January 4, 1971. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Bettendorf, IA 52722. Applicant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, IN 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except truck tractors) and (2) *attachments for*, and *equipment* designed for use with the articles described in (1) above and parts for (1) and (2) above when moving in mixed loads with the articles described in (1) and (2) above, from Eau Claire, Wis., to points in Connecticut, Alabama, Florida, Georgia, Delaware, North Carolina, South Carolina, Massachusetts, New York, Maine, New Hampshire, New Jersey, Tennessee, Maryland, Mississippi, Virginia, Rhode Island, Vermont, and the District of Columbia. Restriction: Restricted to traffic originating at Eau Claire, Wis. NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 61592 (Sub-No. 203), filed January 18, 1971. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Bettendorf, IA 52722. Applicant's representative: Donald W. Smith, 900 Circle Tower Building, Indianapolis, IN 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Beverages* (nonalcoholic) in containers, from the plantsite of Shasta Beverages, Granite City, Ill., to points in Arkansas, Kansas, Kentucky, Idaho, Indiana, Michigan, Minnesota, Missouri, Nebraska, Oklahoma, South Dakota, Tennessee, and Wisconsin. NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requested it be held at St. Louis, Mo.

No. MC 73165 (Sub-No. 289), filed December 28, 1970. Applicant: EAGLE MOTOR LINES, INC., 830 North 33d Street, Post Office Box 11086, Birmingham, AL 35202. Applicant's representative: Louis J. Amato, Post Office Box E, Bowling Green, KY 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Heat exchangers and equalizers* for air, gas, or liquids; *machinery and equipment* for heating, cooling, conditioning, humidifying, dehumidifying, and moving of air, gas, or liquids; and *parts, attachments and accessories* for use in the installation and operation of the above-named items, between the plantsite of the Chrysler Corp. at Bowling Green, Ky., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Nashville, Tenn.

No. MC 74321 (Sub-No. 44), filed January 13, 1971. Applicant: B. F. WALKER, INC., 650 17th Street, Denver CO 80202. Applicant's representative: Richard P. Kissinger (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* (except oilfield pipe as described in Mercer Ext.-Oil Field Commodities, 74 M.C.C. 459), from Lone Star, Tex., and points within 5 miles thereof, to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that tacking the proposed authority with its existing authority is possible under its Sub-No. 10, 17, 22, 27, 30, and 32 certificates. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 76032 (Sub-No. 274), filed January 6, 1971. Applicant: NAVAJO FREIGHT LINES, INC., 1205 South Platte River Drive, Denver, CO 80223. Applicant's representative: John T. Coon (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cranes, knocked down and parts; personnel material; hoists knocked down and parts; concrete hoist knocked down and parts; machinery and parts*, between Harbor City, Calif., on the one hand, and, the States of Nebraska, Montana, Colorado, New Mexico, Arizona, Utah, Minnesota, Washington, Oregon, Nevada, Idaho, Wyoming, North Dakota, South Dakota, and Texas on the other. NOTE: Common control may be involved. Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo., or Los Angeles, Calif.

No. MC 76266 (Sub-No. 120), filed October 23, 1970. Applicant: ADMIRAL-MERCHANTS MOTOR FREIGHT, INC., 2625 Territorial Road, St. Paul, MN 55114. Applicant's representative: Louis R. Cernjar (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and

those requiring special equipment), between Moline and Bloomington, Ill., over Interstate Highway 74 (also U.S. Highway 150), serving no intermediate points. Service at Bloomington, Ill., is restricted to interchange only with Jack Cole-Dixie Highway Co. on traffic moving from, to, or through Birmingham, Ala. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Moline, Ill.

No. MC 82080 (Sub-No. 4), filed January 4, 1971. Applicant: BEVIN TRANSFER COMPANY, INC., 2903 East New York Street, Indianapolis, IN 46201. Applicant's representative: Ralph S. Smith (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except explosives, when having a prior or subsequent move by another common carrier, between Indianapolis, Ind., and points within a radius up to and including, but not beyond the boundary counties listed: Cass, White, Benton, Warren, Vermillion, Vigo, Sullivan, Greene, Martin, Lawrence, Washington, Scott, Jefferson, Dearborn, Franklin, Union, Wayne, Randolph, Jay, Wells, Huntington, Wabash, and Miami, Ind. NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind.

No. MC 82492 (Sub-No. 46), filed January 11, 1971. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., 2109 Olmstead Road, Post Office Box 2853, Kalamazoo, MI 49003. Applicant's representative: William C. Harris (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Peoria and Pekin, Ill., to points in Indiana, Kentucky, Michigan, and Ohio. NOTE: Applicant states that the requested authority cannot be tacked to its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Springfield, Ill., or St. Louis, Mo.

No. MC 82492 (Sub-No. 47), filed January 11, 1971. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., 2109 Olmstead Road, Kalamazoo, MI 49003. Applicant's representative: William C. Harris, Post Office Box 2855, Kalamazoo, MI 49003. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen meat*, from the cold storage facilities utilized by Wilson-Sinclair Co., at Lafayette, Ind., to points in Iowa, Michigan, and Nebraska. Restricted to the transportation of traffic originating at the above specified cold storage facilities and destined to the named destination States. NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 82492 (Sub-No. 48), filed January 11, 1971. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., Post Office Box 2853, Kalamazoo, MI 49003. Applicant's representatives: William J. Boyd, 29 South La Salle Street, Chicago, IL 60603, and William C. Harris (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meat, meat products, meat byproducts and articles distributed by meat packinghouses* as described in appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 and (2) *Equipment, materials and supplies* used in the conduct of meat packing businesses, between the plantsite and facilities of Illini Beef Packers, Inc., at or near Joslin, Ill., on the one hand, and, on the other, points in Indiana, Ohio, Michigan, Iowa, Nebraska, Wisconsin, Minnesota, Missouri, Kansas, and South Dakota. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 82841 (Sub-No. 80), filed January 11, 1971. Applicant: HUNT TRANSPORTATION, INC., 801 Livestock Exchange Building, Omaha, NE 68107. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, NE 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except truck tractors), and (2) *attachments* for, and *equipment* designed for use with the articles described in (1) above, and *parts* for (1) and (2) above, when moving in mixed loads with the articles described in (1) and (2) above, from Eau Claire, Wis., to points in Minnesota, Iowa, Missouri, Arkansas, Louisiana, Texas, Kansas, Oklahoma, Nebraska, South Dakota, North Dakota, Montana, Wyoming, Colorado, and New Mexico, restricted to traffic originating at Eau Claire, Wis. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 83539 (Sub-No. 305), filed January 8, 1971. Applicant: C & H TRANSPORTATION CO., INC., 1936 2010 West Commerce Street, Post Office Box 5976, Dallas, TX 75222. Applicant's representative: Thomas E. James, The 904 Lavaca Building, Austin, TX 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Turbines, generators, speed reducing machinery, and parts and accessories*, from Lynn, Mass., to points in the United States (except those in Massachusetts, Hawaii, and Alaska). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common cointrol may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 83539 (Sub-No. 306), filed January 4, 1971. Applicant: C & H TRANSPORTATION CO., INC., 1935 2010 West Commerce Street, Post Office Box 5976, Dallas, TX 75222. Applicant's representative: Thomas E. James, The 904 Lavaca Building, Austin, TX 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles and motor vehicle chassis*, from Sioux City, Iowa, to points in the United States (except Hawaii). NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Dallas, Tex.

No. MC 83539 (Sub-No. 307), filed January 11, 1971. Applicant: C & H TRANSPORTATION CO., INC., 1936 2010 West Commerce Street, Post Office Box 5976, Dallas, TX 75222. Applicant's representative: Thomas E. James, The 904 Lavaca Building, Austin, TX 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* (except oil field pipe as described in Mercer Extension-Oil Field Commodities, 74 M.C.C. 459), from Lone Star, Tex., and points within 5 miles thereof, to points in the United States (except Alaska and Hawaii). NOTE: Applicant states it intends to tack at Lone Star, Tex., to extend service from Corpus Christi, Galveston, and Houston, Tex. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Fort Worth, Tex.

No. MC 83539 (Sub-No. 308), filed January 20, 1971. Applicant: C & H TRANSPORTATION CO., INC., 1936 2010 West Commerce Street, Post Office Box 5976, Dallas, TX 75222. Applicant's representative: Thomas E. James, The 904 Lavaca Building, Austin, TX 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Enameled steel silos, loading and unloading devices, waste storage tanks, livestock scales, livestock feed bunkers, forage metering devices, animal waste spreader tanks, livestock feeding systems; parts and accessories* for above, from Kankakee, Ill., Elkhorn, Wis., and Eureka, Ill., to points in the United States (except Maine, Vermont, and New Hampshire). NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 83835 (Sub-No. 75), filed January 11, 1971. Applicant: WALES TRANSPORTATION, INC., Post Office Box 6186, Dallas, TX 75222. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Building, Dal-

las, TX 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* (except oilfield pipe as described in Mercer Ext.—Oil Field Commodities, 74 M.C.C. 459), from Lone Star, Tex., and points within 5 miles thereof, to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority can be joined with its existing authority under MC 83835 (Sub-No. 54) at Lone Star Tex., to perform service to all States (except Alaska, Hawaii, Texas, Oklahoma, Louisiana, Arkansas, and New Mexico). Applicant also states it seeks no duplicating authority. If a hearing is deemed necessary, applicant requests it be held at Fort Worth or Dallas, Tex.

No. MC 83835 (Sub-No. 76), filed January 20, 1971. Applicant: WALES TRANSPORTATION, INC., Post Office Box 6186, Dallas, TX 75222. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Building, Dallas, TX 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Pollution control systems, and pollution control system parts* and (2) *machinery, equipment, materials, and supplies*, incidental to, used in, or in connection with, the manufacture, installation, removal, operation, repair, servicing and maintenance of pollution control systems and pollution control systems parts, between points in Arkansas, Colorado, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Montana, Nebraska, New Mexico, New York, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Texas, Utah, West Virginia, Wisconsin, and Wyoming. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant holds authority to transport commodities which because of size or weight requires the use of special equipment in most of the territory sought. To that extent the authority sought would be duplicative. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., or Chicago, Ill.

No. MC 96098 (Sub-No. 52), filed January 18, 1971. Applicant: MILTON TRANSPORTATION, INC., Post Office Box 209, Milton, PA 17847. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Toner* (ink solution), except in bulk, from Dayton, Franklin, Urbana, Ohio, to points in Pennsylvania, New York, New Jersey, Connecticut, Massachusetts, Rhode Island, Maryland, and the District of Columbia, under contract with St. Regis Paper Company. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa., New York, N.Y. or Washington, D.C.

No. MC 100449 (Sub-No. 17), filed January 11, 1971. Applicant: MALLINGER TRUCK LINE, INC., Otho, IA 50569. Applicant's representative: Larry D. Knox, 4044 Southeast 14th Street, Des Moines, IA 50320. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat byproducts*, and *articles distributed by meat packinghouses* as described in sections A and C of appendix I to the *Descriptions in Motor Carrier Certificates* 61 M.C.C. 209 and 766 (except commodities in bulk), from Waterloo, Iowa to points in Minnesota and South Dakota. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, Waterloo, Iowa or Omaha, Nebr.

No. MC 103993 (Sub-No. 565) (Amendment), filed September 21, 1970, published in the FEDERAL REGISTER issue of November 19, 1970, and republished as amended, this issue. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, IN 46514. Applicant's representative: Paul D. Borghesani (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, in initial movements, from points in Todd County, Ky., to points in the United States (excluding Hawaii, Alaska, Alabama, Arkansas, Georgia, Illinois, Indiana, Mississippi, Missouri, Ohio, North Carolina, South Carolina, Virginia, and West Virginia). NOTE: The purpose of this republication is to redescribe the scope of the authority sought. Applicant states that the requested authority cannot be tacked to its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 103993 (Sub-No. 596) (Correction), filed December 23, 1970, published in the FEDERAL REGISTER, issue of January 21, 1971, and republished as corrected this issue. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, IN 46514. Applicant's representatives: Paul D. Borghesani and Ralph H. Miller (same address as applicant). NOTE: The purpose of this partial republication is to show the correct docket number assigned thereto, in lieu of No. MC 103933 Sub 596, which was in error. The rest of the application remains as previously published.

No. MC 103993 (Sub-No. 606), filed January 7, 1971. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, IN 46514. Applicant's representatives: Paul D. Borghesani and Ralph H. Miller (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles, *buildings*, and *sections of buildings*, from Robeson County, N.C., to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Fayetteville, N.C.

No. MC 103993 (Sub-No. 605), filed January 7, 1971. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, IN 46514. Applicant's representatives: Paul D. Borghesani and Ralph H. Miller (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings and sections of buildings*, from Medina County, Ohio, to points in the United States east of the Mississippi River (except Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant further states no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Brunswick, Ohio.

No. MC 105813 (Sub-No. 176), filed January 14, 1971. Applicant: BELFORD TRUCKING CO., INC., 3500 North West 79th Avenue, Miami, FL 33148. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, IL 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, from Elizabeth, N.J., and Hagerstown, Md., to points in North Carolina, South Carolina, Georgia, and Florida. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 106407 (Sub-No. 25), filed January 8, 1971. Applicant: T. E. MERCER TRUCKING CO., a corporation, 920 North Main, Post Office Box 1809, Fort Worth, TX 76101. Applicant's representative: Clayte Binion, 1108 Continental Life Building, Fort Worth, TX 76101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* (except oilfield pipe as described in Mercer Extension—Oil Field Commodities, 74 MCC 459), from Lone Star, Tex., and points within 5 miles thereof, to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Dallas or Fort Worth, Tex.

No. MC 107403 (Sub-No. 803), filed January 7, 1971. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, PA 19050. Applicant's representatives: John E. Nelson (same address as applicant) and Harry C. Ames, Jr., 666 11th Street NW., Washington, DC 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer* in bulk, in tank vehicles, from Lewes, Del., to points in Delaware, Pennsylvania, Maryland, New Jersey and part of Virginia east of Chesapeake Bay.

NOTE: Applicant states that its present authority can be tacked to that here sought but it has no present intention of doing so. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 107515 (Sub-No. 725), filed January 8, 1971. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 308, Forest Park, GA 30050. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, GA 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods, meats, meat products, meat byproducts and dairy products*, in vehicles equipped with mechanical refrigeration, from Chicago, Ill., to points in Florida. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant presently holds authority to transport the involved traffic from Chicago, Ill., to points in Florida by tacking its Sub No. 597 authority with its Subs 99, 285, 1, and 399 authorities over Columbus, Ohio. The purpose of this application is to eliminate existing gateways on Chicago to Florida operations of the applicant. No duplicating authority sought. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 107515 (Sub-No. 726), filed January 8, 1971. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 308, Forest Park, GA 30050. Applicant's representatives: B. L. Gundlach (same address as applicant) and Paul M. Daniell, 1600 First Federal Building, Atlanta, GA 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except in bulk), in vehicles equipped with mechanical refrigeration units, from Terre Haute, Ind., to points in Tennessee, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Arkansas, Louisiana, Oklahoma, and Texas. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 107515 (Sub-No. 727), filed January 4, 1971. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 308, Forest Park, GA 30050. Applicant's representatives: B. L. Gundlach (same address as above) and Paul M. Daniell, 1600 First Federal Building, Atlanta, GA 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, dairy products, and articles distributed by meat packinghouses*, as described in sections A, B, and C to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk and hides) and *foodstuffs* in vehicles equipped with mechanical refrigeration, restricted to traffic originating at the plantsites and warehouse facilities utilized by Armour & Co., Wilson Certified Foods Co., Standard Brands, Inc., located at Louisville, Ky., Indianapolis, Evansville, and Washington, Ind., to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, West Virginia, Maryland, Delaware, Pennsylvania, New Jersey, Connecticut, Rhode Island, Massachusetts, Ohio, Indiana, Kentucky, Michigan, Illinois, Missouri, Wisconsin, and the District of Columbia. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Indianapolis, Ind.

No. MC 107515 (Sub-No. 728), filed January 4, 1971. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 308, Forest Park GA 30050. Applicant's representatives: B. L. Gundlach (same address as applicant) and Paul M. Daniell, 1600 First Federal Building, Atlanta, GA 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses* (except hides and commodities in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Joslin, Ill., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, and Virginia. NOTE: Applicant states no tacking or joinder is intended. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 107541 (Sub-No. 32), filed January 8, 1971. Applicant: MAGEE TRUCK SERVICE, INC., 18101 Southeast McLoughlin Boulevard, Milwaukie, OR 97222. Applicant's representative: Earle V. White, 2400 Southwest Fourth Avenue, Portland, OR 97201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (a) *Urea*, from Cheyenne, Wyo., to points in Utah, Idaho, Oregon, and Washington; (b) *spent grain* (dried brewer's grain), from Golden, Colo., to points in Utah, Idaho, Oregon, and Washington; (c) *brewers yeast*, from Denver and Golden, Colo., to points in Utah, Idaho, Oregon, and Washington; and (d) *meat meal and blood meal*, from points in Colorado to points in Idaho, Utah, Oregon, and Washington. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg., or Salt Lake City, Utah.

No. MC 109064 (Sub-No. 23), filed January 8, 1971. Applicant: TEX-O-KA-N TRANSPORTATION COMPANY, INC., Post Office Box 8367, 3301 Southeast Loop 820, Fort Worth, TX 76112. Applicant's representative: Clayte Binion, 1108 Continental Life Building, Fort Worth, TX 76102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* (except oilfield pipe as described in Mercer Ext.—Oilfield Commodities 74 M.C.C. 459), from Lone Star, Tex., and points within 5 miles thereof, to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Fort Worth, Tex.

No. MC 109533 (Sub-No. 44), filed January 7, 1971. Applicant: OVERNITE TRANSPORTATION COMPANY, a corporation, 1100 Commerce Road, Richmond, VA 23224. Applicant's representative: Eugene T. Liipfert, Suite 1100, 1660 L Street, Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment, (1) between Knoxville, Tenn., and Elizabethtown, Ky., from Knoxville over U.S. Highway 25W to Corbin, Ky., thence over U.S. Highway 25 to junction U.S. Highway 150, thence over U.S. Highway 150 to Bardstown, Ky., thence over U.S. Highway 62 to Elizabethtown, Ky., and return over same route, serving points in Nelson County, Ky., as off-route points; (2) between Morristown, Tenn., and Corbin, Ky., over U.S. Highway 25E; (3) between Mount Vernon, Ky., and Berea, Ky., over U.S. Highway 25; (4) between Stanford, Ky., and Lancaster, Ky., over U.S. Highway 27; (5) between Danville, Ky., and Perryville, Ky., from Danville over U.S. Highway 127 to Harrodsburg, Ky., thence over U.S. Highway 68 to Perryville, Ky., and return over same route; (6) between Perryville, Ky., and Springfield, Ky., from Perryville over U.S. Highway 68 to Lebanon, Ky., thence over Kentucky Highway 55 to Springfield, Ky., and return over same route, serving all intermediate points in connection with 1 thru 6 above; and between Knoxville, Tenn., and Tazewell, Tenn., over Tennessee Highway 33, serving no intermediate points, as an alternate route for operating convenience only. NOTE: If a hearing is deemed necessary, applicant requests it be held at Knoxville, Tenn.

No. MC 109637 (Sub-No. 374), filed January 7, 1971. Applicant: SOUTHERN TANK LINES, INC., 10 West Baltimore Avenue, Lansdowne, PA 19050. Applicant's representatives: John E. Nelson (same address as applicant) and Harry C. Ames, 666 11th Street NW., Washington, DC 20001. Authority sought to operate as a *common carrier*, by

motor vehicle over irregular routes, transporting: *Uranium hexafluoride*, in radioactive containers, in specialized trailers, from the plantsite of Allied Chemical Corp. at or near Metropolis, Ill., to the Atomic Energy Commission plantsite in McCracken County, Ky. NOTE: Common control may be involved. Applicant states tacking possibilities, but indicates it has no present intention to tack, therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 109637 (Sub-No. 375), filed January 7, 1971. Applicant: SOUTHERN TANK LINES, INC., 10 West Baltimore Avenue, Lansdowne, PA 19050. Applicant's representatives: John E. Nelson (same address as applicant) and Harry C. Ames, 666 11th Street NW., Washington, DC 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Spirits*, in bulk, in tank vehicles, between points in Pennsylvania, on the one hand, and, on the other, points in Indiana and Kentucky. NOTE: Applicant states that the requested authority can be tacked with its existing authority, but indicates that it has no present intention to tack, therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Applicant further states no duplicating authority is being sought. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 109708 (Sub-No. 49), filed December 21, 1970. Applicant: INDIANA RIVER TRANSPORT CO., doing business as INDIANA RIVER TRANSPORT, INC., Post Office Box 1749, Fort Pierce, FL 33450. Applicant's representative: Harry J. Jordan, 1000 16th Street NW., Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vinegar and vinegar stock*, in bulk, in tank vehicles, (1) from North Rose, Lyons and Lyndonville, N.Y., to Boston, Mass., and Indianapolis, Ind., and (2) from Charlotte, N.C. to Miami, Daytona Beach and Winter Park, Fla. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Miami, Fla., or Charlotte, N.C.

No. MC 110420 (Sub-No. 626), filed December 24, 1970. Applicant: QUALITY CARRIERS, INC., Bristol, WI, Post Office Box 186, Pleasant Prairie, WI 53158. Applicant's representative: A. Bryant Torhorst, Post Office Box 186, Pleasant Prairie, WI 53158. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Grain products and blends thereof*, in bulk, from Keokuk, Iowa to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority can be tacked to serve other origins but tacking is not intended to serve the shipper. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Milwaukee, Wis.

No. MC 110525 (Sub-No. 995), filed January 7, 1971. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Dowington, PA 19335. Applicant's representatives: Thomas J. O'Brien (same address as applicant) and Leonard A. Jaskiewicz, Suite 501, 1730 M Street NW., Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Adipic acid, dry*, in bulk, in tank vehicles, from Hopewell, Va., to Natrium, W. Va., and Perth Amboy, N.J. NOTE: Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no *present* intention to tack and therefore does not identify the points or territories which can be served tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 110563 (Sub-No. 55), filed December 30, 1970. Applicant: COLDWAY FOOD EXPRESS, INC., Ohio Building, Post Office Box 747, Sidney, OH 45365. Applicant's representative: Joseph M. Scanlan, 111 West Washington, Chicago, IL 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats and meat poducts, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsites and warehouse facilities of Sunflower Packing Co., Inc., at or near York, Nebr., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, Virginia, Kentucky, Tennessee, and the District of Columbia. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Kansas City, Mo.

No. MC 110656 (Sub-No. 6), filed December 18, 1970. Applicant: PARKER MOTOR FREIGHT, INC., 126 Fulton Street, Petoskey, MI 49770. Applicant's representative: Walter N. Bieneman, 1 Woodward Avenue, Suite 1700, Detroit, MI 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, between Mackinaw City, points in Emmet, Charlevoix, Antrim, Kalkaska, and Grand Traverse Counties, Mich., and those in Otsego County, Mich., on and west of Interstate Highway 75, on the one hand, and, on the other, Detroit Metropolitan Airport (at Romulus, Mich.) and Willow Run Airport (near Ypsilanti, Mich.). Restriction: Transportation under this authority shall be restricted to traffic having an immediately prior or subsequent movement by air. NOTE: Applicant states the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich.

No. MC 111103 (Sub-No. 33), filed January 4, 1971. Applicant: PROTECTIVE MOTOR SERVICE COMPANY, a corporation, 725–29 South Broad Street, Philadelphia, PA 19147. Applicant's representatives: John M. Delany, 2 Nevada Drive, Lake Success, NY 11040, and Russell S. Bernhard, 1625 K Street NW., Washington, DC 20006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Precious, semiprecious and nonprecious metals, scrap or in bullion, strip, sheet or coil, finished and semifinished mint stampings, blanks or products and related components of unusual value, jewelry and jewelry findings, dies, collars and hubs and* (2) *Mint stampings and metal articles comprising commemorative coins, art and religious medals, coins, currency, coins of the realm, tokens, medallions, coin blanks, ingots, plaques, plates and jewelry made of precious, semiprecious and nonprecious metals and alloys or combinations of foregoing-metals*, between The Franklin Mint, Franklin Center, Pa., on the one hand, and, on the other, Atlanta, Ga., Baltimore, Md., Boston, Mass., Carteret, N.J., Chicago, Ill., Denver, Colo., Fairfield, Conn., Kellogg, Idaho, Los Angeles, Calif., Mount Vernon, N.Y., Newark, N.J., New York, N.Y., Perth Amboy, N.J., Philadelphia, Pa., Wallace, Idaho, Niagara Falls and Rouses Point, N.Y., and Washington, D.C. NOTE: Applicant possesses common carrier authority 133698 Sub No. 2, therefore, dual operations and also common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 111170 (Sub-No. 156), filed January 13, 1971. Applicant: WHEELING PIPE LINE, INC., Post Office Box 1718, El Dorado, AR 71730. Applicant's representative: Don Smith, Post Office Box 43, Fort Smith, AR 72901. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Polypropylene glycol*, in bulk, from Pine Bluff, Ark., to Milan, Tenn. NOTE: Applicant states that the

requested authority cannot be tacked with its existing authority. Applicant also states no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Milan, Tenn.

No. MC 111170 (Sub-No. 158), filed January 20, 1971. Applicant: WHEELING PIPE LINE, INC., Post Office Box 1718, El Dorado, AR 71730. Applicant's representative: Don Smith, Post Office Box 43, Fort Smith, AR 72901. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ammonium nitrate, fertilizer and fertilizer ingredients*, in bags, from points in Clark County, Ark., to Louisiana, Oklahoma, and Texas. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant states no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Memphis, Tenn.

No. MC 111284 (Sub-No. 3), filed January 18, 1971. Applicant: Q & R MOTOR SERVICE CO., a corporation, 2701 West Clay, St. Charles, MO 63301. Applicant's representaitve: B. W. LaTourette, Jr., 611 Olive Street, Suite 1850, St. Louis, MO 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh meats, meat products, meat byproducts*, as described in section A to appendix I in *Descriptions in Motor Carrier Certificates* 61 M.C.C. 209 and 766, *packinghouse products, cheese, dairy products, foodstuffs and food products*, all requiring temperature control; *advertising or display material* used in connection with display and sale of such commodities, (1) Between points in the St. Louis, Mo.-East St. Louis, Ill., commercial zone, as defined by the Commission and points in Missouri upon the following highways and within an area bounded as follows: Commencing at the confluence of the Missouri and Mississippi Rivers; thence northerly along the Mississippi River to its intersection with the Missouri-Iowa State line; thence westerly along the Missouri-Iowa State line to its intersection with the Missouri-Nebraska State line; thence southerly along the Missouri-Nebraska State line to its intersection with the Missouri-Kansas State line; thence southerly along the Missouri-Kansas State line to its intersection with U.S. Highway 54; thence easterly along U.S. Highway 54 to Junction U.S. Highway 71; thence southerly along U.S. Highway 71 to Camp Clark, Mo.; thence returning northerly along U.S. Highway 71 to Junction U.S. Highway 54; thence easterly along U.S. Highway 54 to junction Missouri Highway 42; thence easterly along Missouri Highway 42 to junction Missouri Highway 42; thence easterly along Missouri Highway 42 to junction Missouri Highway 17; thence northwesterly along Missouri Highway 17 to junction Missouri Highway 52; thence northwesterly along Missouri Highway 52 to junction U.S. Highway 54; thence easterly along U.S. Highway 54 to its intersection with the Missouri River; thence easterly along the Missouri River to its confluence with the Mississippi River, the point of beginning of this description. (2) Between points in the St. Louis, Mo.-East St. Louis, Ill., commercial zone as defined by the Commission and those points in Kansas within the Kansas City, Mo.-Kansas City, Kans., commercial zone as defined by the Commission. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at St. Louis or Kansas City, Mo.

No. MC 111397 (Sub-No. 98), filed January 8, 1971. Applicant: DAVIS TRANSPORT, INC., 1345 South Fourth Street, Paducah, KY 42001. Applicant's representative: H. S. Melton, Box 1407, Paducah, KY 42001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid synthetic latex*, in bulk, from plantsite of General Tire and Rubber Co., at or near Mayfield, Ky., to plantsite of Armstrong Rubber Co. at or near Natchez, Miss. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn., or Louisville, Ky.

No. MC 111545 (Sub-No. 152), filed January 4, 1971. Applicant: HOME TRANSPORTATION COMPANY, INC., 1425 Franklin Road SE., Marietta, GA 30060. Applicant's representative: Robert E. Born, Post Office Box 6426, Station A, Marietta, GA 30060. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Antipollution systems and antipollution parts; materials, equipment and supplies* for antipollution systems and antipollution system parts, from points in Tulsa and Osage Counties, Okla., to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Tulsa, Okla., or Kansas City, Kans.

No. MC 111545 (Sub-No. 153), filed January 4, 1971. Applicant: HOME TRANPORTATION COMPANY, INC., 1425 Franklin Road SE., Marietta, GA 30060. Applicant's representative: Robert E. Born, Post Office Box 6426, Station A, Marietta, GA 30060. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, from Newport, Minn., to all points in the United States, including Alaska (except Hawaii, Idaho, Montana, Oregon, North Dakota, South Dakota, Utah, Washington, and Wyoming). NOTE: Applicant states that the requested authority can be tacked with its existing authority but indicates it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 111545 (Sub-No. 154), filed January 4, 1971. Applicant: HOME TRANSPORTATION COMPANY, INC., 1425 Franklin Road SE., Marietta, GA 30060. Applicant's representative: Robert E. Born, Post Office Box 6426, Station A., Marietta, GA 30060. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Heat exchangers and equalizers* for air, gas or liquids; *machinery and equipment* for heating, cooling, conditioning, humidifying, dehumidifying and moving of air, gas or liquids; and *parts, attachments*, and *accessories* for use in the installation or operation of the above named items, between the plantsite of the Chrysler Corp., at Bowling Green, Ky., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii). Restriction: Restricted to traffic originating at or destined to the named plantsite. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Nashville, Tenn.

No. MC 112520 (Sub-No. 232), filed January 12, 1971. Applicant: McKENZIE TANK LINES, INC., Post Office Box 1200, Tallahassee, FL 32302. Applicant's representative: W. Guy McKenzie, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, in bulk, in tank vehicles, from Albany, Ga., to points in Alabama and Florida. NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 112617 (Sub-No. 287), filed January 4, 1971. Applicant: LIQUID TRANSPORTERS, INC., Post Office Box 21395, Louisville, KY 40221. Applicant's representative: Leonard A. Jaskiewicz, 1730 M Street NW., Suite 501, Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pellets or resins*, in bulk, in pneumatically equipped vehicles, from Tiptonville, Tenn., to points in Louisville, Ky. NOTE: Applicant states it is possible to tack this application with Sub 130 to provide a through service to points in Illinois, Indiana, Missouri, Ohio, Tennessee, Kentucky, Virginia, and West Virginia however tacking is not intended at present time. If a hearing is deemed necessary, applicant requests it be held at Baton Rouge, La., or Louisville, Ky.

No. MC 112822 (Sub-No. 179), filed December 18, 1970. Applicant: BRAY LINES INCORPORATED, Post Office Box 1191, 1401 North Little, Cushing, OK 74023. Applicant's representative: Thos. Lee Allman, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles, and hides), and (2) *equipment, materials, and supplies*, used in conduct of meat packing, between the plantsite and facilities of Illini Beef Packers, Inc., at or near Joslin, Ill., on the one hand, and, on the other, points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, and Wyoming. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or St. Louis, Mo.

No. MC 112822 (Sub-No. 180), filed January 11, 1971. Applicant: BRAY LINES INCORPORATED, Post Office Box 1191, 1401 North Little Street, Cushing, OK 74023. Applicant's representative: Thos. Lee Allman, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fibrous glass products and materials, insulating products and materials*, and *supplies and equipment* used in connection with the production and distribution of the foregoing commodities (restricted against the transportation of commodities in bulk), from the plantsite and warehouse facilities of Johns-Manville Products Corp. at or near Cleburne, Tex., to points in Arkansas, Kansas, Louisiana, Missouri, Mississippi, Nebraska, and Oklahoma. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Fort Worth, Tex., or Oklahoma City, Okla.

No. MC 113362 (Sub-No. 200), filed January 4, 1971. Applicant: ELLSWORTH FREIGHT LINES, INC., 310 East Broadway, Eagle Grove, IA 50503. Applicant's representative: James Ellsworth, 4500 North State Line, Texarkana, AR 75501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods and dog food*, from Gentry and Siloam Springs, Ark., and Kansas and Proctor, Okla., to points in Connecticut, Delaware, District of Columbia, Illinois, Massachusetts, Maryland, Maine, New Hampshire, New Jersey, New York, Rhode Island, and Vermont. NOTE: Applicant states tacking possibilities from Illinois to Iowa and Minnesota, but has no present intention to tack. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Oklahoma City, Okla.

No. MC 113495 (Sub-No. 49), filed December 30, 1970. Applicant: GREGORY HEAVY HAULERS, INC., 51 Oldham Street, Post Office Box 5266, Nashville, TN 37206. Applicant's representative: Wilmer B. Hill, 705 McLachlen Bank Building, 666 11th Street NW., Washington, DC 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Aluminum and aluminum articles* and (2) *materials and supplies* used in the manufacture thereof (except in bulk), between points in Carter County, Tenn., on the one hand, and, on the other, points in Texas, Oklahoma, Kansas, Nebraska, Iowa, and Minnesota and those in States east thereof. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn., or Washington, D.C.

No. MC 113514 (Sub-No. 109), filed January 20, 1971. Applicant: SMITH TRANSIT, INC., 1200 Simons Building, Dallas, TX 75201. Applicant's representative: William D. White, Jr., 2505 Republic National Bank Tower, Dallas, TX 75201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid silicate of soda*, in bulk, from Dallas, Tex., to points in Colorado. NOTE: Applicant proposes to tack authority sought in instant application with existing authorities. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Dallas or Houston, Tex.

No. MC 113855 (Sub-No. 232), filed January 14, 1971. Applicant: INTERNATIONAL TRANSPORT, INC., 3450 Marion Road SE., Rochester, MN 55901. Applicant's representative: Alan Foss, 502 First National Bank Building, Fargo, ND 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Drilling and tunneling equipment*, truck, crawler, or skid mounted, and *parts and accessories* of drilling and tunneling equipment, from Santa Fe Spring, Calif., to points in the United States (except California and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 114004 (Sub-No. 92), filed January 4, 1971. Applicant: CHANDLER TRAILER CONVOY, INC., 8828 New Benton Highway, Little Rock, AR 72209. Applicant's representative: W. G. Chandler (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, in sections, mounted on wheeled undercarriages, with hitchball connectors, in initial movements, from points in Pittsylvania County, Va., to points in the United States (excluding Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Richmond, Va.

No. MC 114123 (Sub-No. 38), filed January 13, 1971. Applicant: HERMAN R. EWELL, INC., East Earl, Pa. 17519. Applicant's representative: John M. Musselman, 400 North Third Street, Harrisburg, PA 17108. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Liquid and invert sugar, corn syrup, mixtures of liquid and invert sugar and corn syrup, and flavoring syrup*, from New York, N.Y., to points in Alexandria, Va. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 115113 (Sub-No. 18), filed January 6, 1971. Applicant: IOWA PACKERS XPRESS, INC., Post Office Box 231, Spencer, IA 51301. Applicant's representative: Bill Husby (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over iregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses* (except hides and commodities in bulk) as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plantsites and warehouse facilities utilized by Needham Packing Co., Inc., Omaha, Nebr., Sioux City, Iowa, West Fargo, and Fargo, N. Dak., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia. Restrictions: The service proposed herein are restricted to the transportation of traffic originating at the above-named origin points and destined to the above-named destinations. NOTE: If a hearing is deemed necessary, applicant requests it be held at Sioux City, Iowa.

No. MC 115162 (Sub-No. 216), filed January 11, 1971. Applicant: POOLE TRUCK LINE, INC., Post Office Drawer 500, Evergreen, AL 36401. Applicant's representative: Robert E. Tate (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Scrap batteries*, from points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas to points in Pike County, Ala.; and (2) *lead*, from points in Pike County, Ala., to points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas. NOTE: Applicant states that the requested authority cannot be tacked with its existing

authority. If a hearing is deemed necessary, applicant requests it be held at Montgomery, or Mobile, Ala.

No. MC 115180 (Sub-No. 68), filed January 4, 1971. Applicant: ONLEY REFRIGERATED TRANSPORTATION, INC., 408 West 14th Street, New York, NY 10014. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats fresh and meats fresh frozen*, from the plantsite and/or cold storage facilities utilized by Wilson Beef & Lamb Co., at or near Hereford, Tex., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, New Hampshire, and District of Columbia. Restriction: The services proposed herein are restricted to the transportation of traffic originating at the above-named origin points and destined to the above-named destinations. NOTE: If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., Washington, D.C., or Chicago, Ill.

No. MC 115331 (Sub-No. 294), filed January 11, 1971. Applicant: TRUCK TRANSPORT, INCORPORATED, 1931 North Geyer Road, St. Louis, MO 63131. Applicant's representative: J. R. Ferris, 230 St. Clair Avenue, East St. Louis, IL 62201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid ethylene*, in bulk, from points in Clinton County, Iowa, to points in Marshall County, Ky., and Madison County, Ill. NOTE: Applicant states that the requested authority cannot be tacked to its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Chicago, Ill.

No. MC 115331 (Sub-No. 297), filed January 13, 1971. Applicant: TRUCK TRANSPORT INCORPORATED, 1931 North Geyer Road, St. Louis, MO 63131. Applicant's representative: J. R. Ferris, 230 St. Clair Avenue, East St. Louis, IL 62201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitro carbo nitrate*, from the plantsite or storage facilities of Monsanto Co., at or near Bonne Terre, Mo., to points in Illinois, Indiana, Ohio, Michigan, Kentucky, and Missouri. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 115826 (Sub-No. 213), filed January 11, 1971. Applicant: W. J. DIGBY, INC., 1960 31st Street, Post Office Box 5088 T.A., Denver, CO 80217. Applicant's representative: Robert R. Digby, 217 Luhrs Tower, Phoenix, AZ 85003. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods and potato products*, from Laramie, Wyo., to points in Colorado, New Mexico, Texas, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Tennessee, Kentucky, Missouri, Pennyslvania, New York, New Jersey, Maryland, Delaware, North Dakota, South Dakota, and Montana. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif., or Denver, Colo.

No. MC 116763 (Sub-No. 187), filed January 20, 1971. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, OH 45380. Applicant's representative: H. M. Richters (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are manufactured, processed, or dealt in by tobacco and tobacco products growers, manufacturers, processors, and distributors; and *equipment, materials, supplies, and commodities* used in the conduct of such businesses, (1) between Cullman, Ala., Jacksonville, Fla., and Waycross, Ga.; (2) from Cullman, Ala., Jacksonville, Fla., and (3) from points in the United States (except Alaska and Hawaii) to Cullman, Ala., Waycross, Ga., and Jacksonville, Fla., restricted to traffic originating at or destined to the facilities of Jno. H. Swisher & Son, Inc. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Jacksonville, Fla.

No. MC 116915 (Sub-No. 8), filed December 28, 1970. Applicant: ECK MILLER TRANSPORTATION CORPORATION, 1125 Sweeney Street, Post Office Box 1279, Owensboro, KY 42301. Applicant's representative: Louis J. Amato, Post Office Box E, Bowling Green, KY 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Heat exchangers and equalizers* for air, gas, or liquids; *machinery and equipment* for heating, cooling, conditioning, humidifying, dehumidifying and moving of air, gas, or liquids; and *parts, attachments, accessories* for use in the installation or operation of the above named items, between the plantsite of the Chrysler Corp., at Bowling Green, Ky., on the one hand, and, on the other, points in Minnesota, Wisconsin, Michigan, Pennsylvania, Ohio, Indiana, Illinois, Iowa, Kansas, Missouri, West Virginia, Virginia, Oklahoma, Arkansas, Tennessee, North Carolina, Mississippi, Alabama, Georgia, South Carolina, Texas, Louisiana, and Florida, restricted to traffic originating at or destined to the named plantsite. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Nashville, Tenn.

No. MC 116947 (Sub-No. 15) (Correction), filed December 23, 1970, published in the FEDERAL REGISTER issue of January 28, 1971, and republished in part, as corrected this issue. Applicant: HUGH H. SCOTT, doing business as SCOTT TRANSFER CO., 920 Albany Street SW., Atlanta, GA 30310. Applicant's representative: William Addams, Suite 527, 1776 Peachtree Street NW., Atlanta, GA 30309. NOTE: The purpose of this partial republication is to show that applicant is under contract with Crown Cork & Seal Co., Inc., Philadelphia, Pa., which was inadvertently omitted from previous publication. The rest of the application remains the same.

No. MC 117370 (Sub-No. 20), filed December 31, 1970. Applicant: STAFFORD TRUCKING, INC., 2155 Hollyhock Lane, Elm Grove, WI 53122. Applicant's representative: Reubin Kaminsky, Post Office Box 17-056, 342 North Main Street, West Hartford, CT 06117. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Silica sand and silica products*, from North Stonington, Conn., and points within 5 miles thereof, to points in Virginia. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., or New York, N.Y.

No. MC 117565 (Sub-No. 35), filed January 8, 1971. Applicant: MOTOR SERVICE COMPANY, INC., 237 South Fifth Street, Coshocton, OH 43812. Applicant's representative: Louis J. Amato, Post Office Box E, Bowling Green, KY 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be pulled by passenger automobile, (1) from points in Sonoma and Los Angeles Counties, Calif., to points in Washington, Oregon, Nevada, Arizona, Idaho, and Utah; and (2) from points in California, Washington, Oregon, Nevada, Arizona, Idaho, and Utah to points in Hamilton County, Ohio. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held in Cincinnati, Ohio.

No. MC 117574 (Sub-No. 196), filed January 11, 1971. Applicant: DAILY EXPRESS, INC., Post Office Box 39, Carlisle, PA 17013. Applicant's representatives: E. S. Moore, Jr. (same address as applicant), and Joseph W. Hager, 100 Pine Street, Post Office Box 1166, Harrisburg, PA 17108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except truck tractors) and (2) *attachments* for, and *equipment* designed for use with the articles described in (1) above, and *parts* for (1) and (2) above, when moving in mixed loads with the articles described in (1) and (2) above, from Eau Claire, Wis., to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Maryland, Pennsylvania, and the District of Columbia, restricted to traffic originating at Eau Claire, Wis. NOTE: Common control may be involved. Applicant states that the requested authority can be tacked with its

existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 117940 (Sub-No. 36), filed January 6, 1971. Applicant: NATIONWIDE CARRIERS, INC., Post Office Box 104, Maple Plain, MN 55359. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, NE 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products and frozen poultry and frozen poultry parts and fats* (except commodities in bulk), from points in Minnesota and Wisconsin (except Green Bay, Wis.), to points in Virginia. Applicant holds contract carrier authority under MC 114789 and Subs thereunder, therefore, dual operations may be involved. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 117940 (Sub-No. 37), filed January 11, 1971. Applicant: NATIONWIDE CARRIERS, INC., Post Office Box 104, Maple Plain, MN 55359. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, NE 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lamps, lamp components, lamp shades and light fixtures*, from Berwick, Pa., to points in Kansas, Minnesota, Missouri, North Dakota, Oklahoma, South Dakota, Texas, Wisconsin, and Los Angeles, Calif. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. It holds contract carrier, authority under MC 114789 and subs, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Scranton or Philadelphia, Pa.

No. MC 118039 (Sub-No. 12), filed January 14, 1971. Applicant: MUSTANG TRANSPORTATION, INC., 833 Warner Street SW., Atlanta, GA 30310. Applicant's representative: Virgil H. Smith, 431 Title Building, Atlanta, GA 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Boxes, fibreboard*, other than corrugated, and *bakery trays*, from the plant site and warehouse of the Food Packaging Corp., De Kalb County, Ga., to points in Arkansas, Louisiana, Mississippi, Oklahoma, and Texas; and (2) *boxes, fiberboard, and beverage cartons*, from the plantsite and warehouse of Mead Packaging Division of Mead Corp. in Fulton County, Ga., to points in Tennessee on and west of Tennessee Highway 13, beginning at the Atlanta State line to the Kentucky State line. NOTE: Applicant states that the requested authority will be tacked from Mead Packaging Division of Mead Corp. to its existing authority under Sub 10, wherein applicant is authorized to serve points in Georgia, Mississippi, Arkansas, Oklahoma, Louisiana, and Texas. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 119443 (Sub-No. 26), filed January 20, 1971. Applicant: P. E. KRAMME, INC., Monroeville, N.J. 08343. Applicant's representative: V. Baker Smith, 2107 The Fidelity Building, Philadelphia, PA 19109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chocolate, chocolate liquor, chocolate products, confectioner's products, and cocoa butter*, in bulk, in tank vehicles, between Elizabethtown, Pa., on the one hand, and, on the other, Chicago, Ill. NOTE: Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Washington, D.C.

No. MC 119180 (Sub-No. 8), filed December 30, 1970. Applicant: TREGO BROS. INC., U.S. Route No. 40, Northeast, MD 21901. Applicant's representative: L. Agnew Myers, Jr., Suite 122, Warner Building, Washington, DC 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Fertilizer*, from Lewes, Del., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania and Virginia; (2) *sand gravel* from points in Cecil County, Md., to points in North Hampton County, Pa., and (3) *agricultural herbicides, insecticides, and fungicides* (including tree and weed killing compounds) when moving with shipments of fertilizer as presently authorized: (a) From Baltimore, Md., to points in Kent County, Del., and (b) from Clayton, Del., to points in Connecticut, New Jersey; in New York: on, east and south of New York, Highway 7, extending from the Pennsylvania-New York State line near Binghamton, N.Y., to the New York-Vermont State line near Troy, N.Y., in Pennsylvania on and east of U.S. Highway 11, extending from the Maryland-Pennsylvania State line near Greencastle, Pa., to the Pennsylvania-New York State line near Binghamton, N.Y.; in Virginia, east of the Chesapeake Bay. NOTE: Subparagraphs (a) and (b) correspond to existing fertilizer authority in Subs 4 and 6. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 119302 (Sub-No. 11), filed January 7, 1970. Applicant: MILLER TRANSFER AND RIGGING CO., a corporation, Edinburgh, OH. Applicant's representative: A. David Millner, 744 Broad Street, Newark, NJ 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Brass cakes and slabs*, from the plantsite of Chase Brass and Copper Co., Inc., at Cleveland, Ohio, to Buffalo, N.Y., and (2) *brass and copper sheet* in boils, from the plantsite of American Brass Corp. at Buffalo, N.Y., to Cleveland, Ohio, operations to be limited to a transportation service to be performed under a continuing contract or contracts with Chase Brass & Copper Co., Inc. at Cleveland, Ohio. NOTE: Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Cleveland, Ohio, or Washington, D.C.

No. MC 119391 (Sub-No. 8), filed January 4, 1971. Applicant: AJAX TRANSFER COMPANY, a corporation, 550 East Fifth Street, South, South St. Paul, MN 55075. Applicant's representative: Samuel Rubenstein, 301 North Fifth Street, Minneapolis, MN 55403. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat byproducts, articles distributed by meat packinghouses, and such commodities* are used by meat packers in the conduct of their business when destined to and for use by meat packers, as described in sections A, C, and D of appendix I to the report in *Description in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk) between points in the Minneapolis-St. Paul, Minn., commercial zone, and points Ontonagon, Gogebic, and Houghton Counties, Mich., Taylor, Clark, Buffalo, Trempealeau, Jackson, La Crosse, Monroe, Juneau, Adams, Vernon, Crawford, Richland, Sauk, Grant, Burnett, Washburn, Sawyer, Polk, Barron, Rusk, St. Croix, Dunn, Chippewa, Eau Claire, Pepin, Pierce, Wood, Marathon, Portage, Columbia, Marquette, Waushara, Lincoln, Price, Langlade, Oneida, Vilas, Iron, Ashland, Forest, Winnebago, Outagamie, Brown, Shawano, Waupaca, Fond du Lac, Dodge, Dane, Douglas, and Bayfield Counties, Wis.; Cherokee, Lion, Dubuque, Wapello, Polk, Story, Worth, Cerro Gordo, Franklin, Hardin, Black Hawk, Chickasaw, Mitchell, Floyd, Winneshiek, Webster, Emmet, Clay, Plymouth, Woodbury, Fayette, and Allamakee Counties, Iowa; Grand Forks, Walsh, Cass, Stutsman, Barnes, Burleigh, Morton, and Ward Counties, N. Dak.; and Brown, Beadle, Codington, Brooks, Minnehaha, and Union Counties, S. Dak., for the account of Metro Meat Packing, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Chicago, Ill.

No. MC 119489 (Sub-No. 24), filed January 19, 1971. Applicant: PAUL ABLER, doing business as CENTRAL TRANSPORT COMPANY, Post Office Box 249, Norfolk, NE 68701. Applicant's representative: Duane W. Acklie, Post Office Box 80806, Lincoln, NE 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer, feed and*

*fertilizer solutions and compounds, and related items*, from the plantsite of CF Industries, Inc., located at or near Fremont, Nebr., to points in Wisconsin and Illinois. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Lincoln, Nebr., Omaha, Nebr., or Chicago, Ill.

No. MC 119566 (Sub-No. 7), filed December 22, 1970. Applicant: A. B. & A. TRUCK LINES, INC., Post Office Box 186, Camilla, GA 31730. Applicant's representative: W. H. Bozeman, R.F.D. No. 1, Sale City, GA 31784. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Poles and piling*, treated and untreated, from Florence and Charleston, S.C., to points in Virginia and West Virginia. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., Jacksonville, Fla., or Washington, D.C.

No. MC 119619 (Sub-No. 40), filed December 24, 1970. Applicant: DISTRIBUTORS SERVICE CO., a corporation, 2000 West 43d Street, Chicago, IL 60609. Applicant's representative: Arthur J. Piken, 160–16, Jamaica Avenue, Jamaica, NY 11432. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meats, meat products, meat byproducts and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsites and storage facilities of Illini Beef Packers, Inc., at or near Joslin, Ill., to points in Kansas, Nebraska, Missouri, Iowa, Wisconsin, Minnesota, Indiana, Ohio, Michigan, Pennsylvania, New York, Maine, New Hampshire, Rhode Island, Vermont, Massachusetts, Connecticut, New Jersey, Delaware, Maryland, Virginia, West Virginia, North Carolina, South Carolina, Georgia, Florida, and the District of Columbia; (2) *such commodities as are used by meat packers* in the conduct of their businesses when destined to and for use by meat packers, as described in section D of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the destinations described in (1) above, to the plantsites and storage facilities of Illini Beef Packers, Inc., at or near Joslin, Ill. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 119630 (Sub-No. 9), filed December 14, 1970. Applicant: VAN TASSEL, INCORPORATED, Fifth and Grand, Pittsburg, KS. Applicant's representative: Dean Williamson, 600 Leininger Building, Oklahoma City, OK 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Composition board*, from Miami, Okla., to points in the United States in and east of North Dakota, South Dakota, Nebraska, Colorado, and New Mexico; and (2) *wood chips and wood waste*, from points in Texas, Louisiana, Arkansas, Missouri, Kansas, Mississippi, and Tennessee, to Miami, Okla. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant holds contract carrier authority under MC 115036 and Subs thereunder, therefore, dual operations and common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla.

No. MC 119767 (Sub-No. 259), filed January 7, 1971. Applicant: BEAVER TRANSPORT CO., a corporation, Post Office Box 188, Pleasant Prairie, WI 53158. Applicant's representative: A. Bryant Torhorst, Post Office Box 186, Pleasant Prairie, WI 53158. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, in vehicle, equipped with mechanical refrigeration, between Chicago, Ill., and Louisville, Ky. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 119774 (Sub-No. 19), filed January 13, 1971. Applicant: MARY ELLEN STIDHAM, N. M. STIDHAM, INEZ MANKINS, AND JAMES E. MANKINS, SR., a partnership, doing business as EAGLE TRUCKING COMPANY, Post Office Box 471, Kilgore, TX 75662. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Building, Dallas TX 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Steel shot and grits*, from Shreveport and Bossier City, La., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Kentucky, Mississippi, Missouri, New Mexico, Oklahoma, Tennessee, and Texas; and (2) *ferro-silicon, ferro-manganese, and carbon coke*, from all the destination States listed in (1) above to Shreveport and Bossier City, La. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Shreveport, La., or Fort Worth, Tex.

No. MC 11977 (Sub-No. 198), filed January 7, 1971. Applicant: LIGON SPECIALIZED HAULER, INC., Post Office Drawer L, Madisonville, KY 42431. Applicant's representative: Ernest A. Brooks, 1301 Ambassador Building, St. Louis, MO 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New crated furniture*, from West Mifflin, Pa., to points in the United States, including Alaska and Hawaii. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 119789 (Sub-No. 54), filed December 29, 1970. Applicant: CARAVAN REFRIGERATED CARGO, INC., Post Office Box 6188, Dallas, TX 75222. Applicant's representative: James T. Moore (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts and articles distributed by meat packinghouses* as described in section A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Emporia, Kans., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Kans.; Dallas, Tex.; or Washington, D.C.

No. MC 119873 (Sub-No. 7) (Correction), filed December 14, 1970, published in the FEDERAL REGISTER issue of January 14, 1971, and republished in part, as corrected, this issue. Applicant: FRANCIA AND FRANCIA, INC., 11th and Meldon Avenue, Donora, PA 15033. Applicant's representative: Arthur J. Diskin, 806 Frick Building, Pittsburgh, PA 15219. The purpose of this partial republication is to reflect the correct name of applicant as: Francia and Francia, Inc., in lieu of Francis and Francis, Inc., as was erroneously published. The rest of the application remains as previously published.

No. MC 119917 (Sub-No. 31), filed January 7, 1971. Applicant: DUDLEY TRUCKING COMPANY, INC., 717 Memorial Drive SE., Atlanta, GA 30316. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Road NE., Atlanta, GA 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages, advertising and promotional materials, display racks, stands, and related items*, from Winston-Salem, N.C., to Atlanta, Ga.; and *empty beverage containers and pallets*, from Atlanta, Ga., to Winston-Salem, N.C. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 119933 (Sub-No. 35), filed January 5, 1971. Applicant: GREAT WESTERN TRUCKING CO., INC., Highway 103 East, Post Office Box 1384, Lufkin, TX 75901. Applicant's representative: Mert Starnes, The 904 Lavaca Building, Austin, TX 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ground wood products* (except particle board), in containers, from points in Angelina County, Tex., to points in Arkansas, Colorado, Illinois, Louisiana, Missouri, New Mexico, Oklahoma, and

Utah. NOTE: Applicant states that the requested authority cannot or will not be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Houston, Tex.

No. MC 120257 (Sub-No. 9), filed January 11, 1971. Applicant: K. L. BREEDEN & SONS, INC., 401 Alamo Street, Terrell, TX 75160. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Building, Dallas, TX 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* (except oilfield pipe as described in Mercer Ext.—Oil Field Commodities, 74 M.C.C. 459), from Lone Star, Tex., and points within 5 miles thereof, to points in the United States (except Alaska and Hawaii). NOTE: Applicant states it proposes to tack at Lone Star, Tex., with authority it seeks to purchase from J. H. Marks Trucking Co., to perform a through service to various States. No duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Fort Worth or Dallas, Tex.

No. MC 120398 (Sub-No. 10), filed December 8, 1971. Applicant: VALLEY EXPRESS, INC., Post Office Box 158, Schofield, WI 54476. Applicant's representative: Earle H. Haupt (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between New Chester Township, Adams County, Wis., and Milwaukee, Wis.: From New Chester Township over Adams and Marquette County Trunks E to junction U.S. Highway 51, thence over U.S. Highway 51 to Madison, Wis., thence over U.S. Highway 18 to Milwaukee and return over the same route, serving the intermediate points of Madison, Wis., and the unincorporated communities of Lawrence, Marquette County, Wis., and Grand Marsh, Adams County, Wis.; and (2) between New Chester Township, Adams County, Wis., and Stevens Point, Wis.: From New Chester Township over Adams and Marquette County Trunks E to junction U.S. Highway 51, thence over U.S. Highway 51 to Stevens Point and return over the same route, serving the intermediate points of the unincorporated communities of Lawrence, Marquette County, Wis., and Grand Marsh, Adams County, Wis. NOTE: If a hearing is deemed necessary, applicant requests it be held at Madison, Wis.

No. MC 121158 (Sub-No. 4), filed January 11, 1971. Applicant: WAGNER FREIGHT LINES, INC., 200 East 28th Street, Chattanooga, TN 37410. Applicant's representative: Blaine Buchanan, 1024 James Building, Chattanooga, TN 37402. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between junction Tennessee Highway 56 and 108 and Beersheba Springs, Tenn., from junction Tennessee Highways 56 and 108 and Tennessee 56 to and including Beersheba Springs, and serving all intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chattanooga, Nashville, or Knoxville, Tenn.

No. MC 123048 (Sub-No. 184), filed January 11, 1971. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., 1919 Hamilton Avenue, Racine, WI 53401. Applicant's representatives: Paul C. Gartzke, 121 West Doty Street, Madison, WI 53703 and Paul L. Martinson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (except truck tractors) and (2) *attachments for*, and equipment destined for use with the articles described in (1) above, and parts for (1) and (2) above, when moving in mixed loads with the articles described in (1) and (2) above, from Eau Claire, Wis., to the United States-Canadian border crossing points in Michigan. NOTE: Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack, and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 124078 (Sub-No. 469), filed January 14, 1971. Applicant: SCHWERMAN TRUCKING CO., a corporation, 611 South 28th Street, Milwaukee, WI 53246. Applicant's representative: Richard H. Prevette (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from the plant and warehouse sites of Philadelphia Quartz Co., at or near La Salle, Ill., to points in Alabama, Arkansas, Colorado, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee (west of U.S. Highway 27), Texas, West Virginia, Wisconsin, and Wyoming. NOTE: Common control may be involved. Applicant states tacking possible, but not intended therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa., or Chicago, Ill.

No. MC 124573 (Sub-No. 10), filed January 5, 1971. Applicant: STILL FERTILIZER AND GRAIN COMPANY, a corporation, Steele, Mo. 63877. Applicant's representative: R. Connor Wiggins, Jr., Suite 909, 100 North Main Building, Memphis, TN 38103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt and salt products*, from Jefferson Island, La., to points in Reynolds County, Mo. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 124673 (Sub-No. 10), filed January 7, 1970. Applicant: FEED TRANSPORTS, INC., Route 2, Box 76A4, Post Office Box 2167, Pullman Road South, Amarillo, TX 79105. Applicant's representative: Austin L. Hatchell, 1102 Perry Brooks Building, Austin, TX 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry feed ingredients*, in bulk, from points in Harris County, Tex., to points in Curry County, N. Mex. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Houston, Fort Worth, or Amarillo, Tex.

No. MC 124711 (Sub-No. 8), filed January 6, 1971. Applicant: BECKER & SONS, INC., 2643 West Central, El Dorado, KS 67042. Applicant's representative: Erle W. Francis, Suite 719, 700 Kansas Avenue, Topeka, KS 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, from points in Douglas County, Kans., to points and places in the States of Arkansas, Iowa, Minnesota, Missouri, and Nebraska. NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or Topeka, Kans.

No. MC 124796 (Sub-No. 77) (Amendment), filed November 9, 1970, published in the FEDERAL REGISTER issue of December 10, 1970, and republished as amended, this issue. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 East Salt Lake Avenue, Post Office Box 1257, City of Industry, CA 91747. Applicant's representative: J. Max Harding, 605 South 14th Street, Post Office Box 82028, Lincoln, NE 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Aerosol products* (except in bulk) from Chicago, Ill., Sparks, Nev., and Piscataway, N.J., to points in the United States (except Alaska and Hawaii), and *materials, supplies, and equipment* used in the manufacture, sale, and distribution of aerosol products from points in the United States (except Alaska and Hawaii) to Chicago, Ill., Sparks, Nev., and Piscataway, N.J.; under contract with Alberto-Culver Co., all restricted against the transportation

of commodities in bulk. All shipments to originate or terminate at the plantsites and warehouse facilities utilized by by Alberto-Culver Co. NOTE: The purpose of this republication is to redescribe the scope of the authority sought. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 124796 (Sub-No. 79) (Correction), filed November 27, 1970, published in the FEDERAL REGISTER issue of December 24, 1970, corrected in part, and republished as corrected, this issue. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 1505 East Salt Lake Avenue, Post Office Box 1257, City of Industry, CA 91747. Applicant's representative: J. Max Harding, 605 South 14th Street, Post Office Box 82028, Lincoln, NE 68501. NOTE: The purpose of this partial republication is to substitute for item (3) an additional authority which was inadvertently omitted from previous publication, and reflect the return movement as item (4), in lieu of (3). "(3) *Bone guard cloth and aluminum clips,* from Camarillo, Calif., to points in the United States (except Alaska and Hawaii)." The rest of the application remains the same.

No. MC 125194 (Sub-No. 12), filed January 11, 1971. Applicant: STATE LINE DAIRY, INC., 1015 State Line Road, Niles, MI 49120. Applicant's representative: J. M. Neath, Jr., One Vandenberg Center, Grand Rapids, MI 49502. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Milk and dairy products, and filled or imitation milk and dairy products, fruit drinks and salads,* from Livonia, Mich., and Indianapolis, Ind., to points in Will County, Ill., under contract with The Kroger Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich., Chicago, Ill., or Detroit, Mich.

No. MC 125925 (Sub-No. 11), filed December 23, 1970. Applicant: SAM TOWLER, 3319 Collins Avenue, Annandale, VA 22003. Applicant's representative: Frank B. Hand, Jr., 12000 Leesburg Pike, Herndon, VA 22070. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Masonry sand,* in bulk, in dump vehicles, from the facilities of Campbell Sand Co., Inc., located in Anne Arundel County, Md., to points in Loudoun County, Va., the District of Columbia, and Alexandria, Va. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 126149 (Sub-No. 14), filed January 15, 1971. Applicant: DENNY MOTOR FREIGHT, INC., 617 Indiana Avenue, New Albany, IN 46150. Applicant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, IN 46204. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: (1) *Tractors,* (except truck tractors), and (2) *attachments* for, and *equipment* designed for use with the articles described in (1) above, and *parts* for (1) and (2) above when moving in mixed loads with the articles described in (1) and (2) above, from Eau Claire, Wis., to points in Illinois, Indiana, Ohio, Kentucky, Michigan, West Virginia, and Wisconsin, restricted to traffic originating at Eau Claire, Wis. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 126276 (Sub-No. 42), filed January 7, 1971. Applicant: FAST MOTOR SERVICE, INC., 12855 Ponderosa Drive, Palos Heights, IL 60463. Applicant's representative: Albert A. Andrin, 29 South La Salle Street, Chicago, IL 60603. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Containers, container components and ends, container tops and enclosures and materials and supplies* used in the manufacture and distribution of containers, from the plantsites and warehouse sites of American Can Co., at Fort Smith, Ark.; Arlington, Tex.; San Antonio, Tex.; New Orleans, La.; and Houston, Tex., to points in Alabama, Arkansas, Colorado, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, Nebraska, Ohio, Oklahoma, Pennsylvania, Texas, Wisconsin, and West Virginia, under contract with American Can Co. NOTE: Applicant has common carrier authority pending under MC 134612, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 126855 (Sub-No. 3), filed January 7, 1971. Applicant: STERLING TRUCKING, INC., 2 Kenny Place, Saddle Brook, NJ 07663. Applicant's representative: Morris Honig, 150 Broadway, New York, NY 10038. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Steel plate, tin plate, black plate, wire, and materials and supplies* used in the manufacture of pails and cans, and, *cardboard corrugated containers and materials and supplies* used in the manufacture of cardboard containers, (1) between Saddle Brook, N.J., on the one hand, and, on the other, points in Connecticut, Delaware, Michigan, Illinois, Maryland, Massachusetts, New Hampshire, New York, Ohio, Indiana, Pennsylvania, Rhode Island, Virginia, West Virgina, and the District of Columbia; and (2) from Weirton, W. Va., and Sparrows Point, Md., to New York, N.Y., and Elizabeth, Lawrenceville, Saddle Brook, and East Paterson, N.J., under contract with Fein Container Corp.; in (1) and (2) above. NOTE: If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., or New York, N.Y.

No. MC 127187 (Sub-No. 9), filed January 5, 1971. Applicant: FLOYD DUENOW, 215 East Cherry Street, Fergus Falls, MN. Applicant's representative: Gene P. Johnson, 502 First National Bank Building; Fargo, ND 58102. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Animal and poultry feed and feed ingredients,* dry, (1) from points in that part of Iowa on and north of U.S. Highway 18, to points in Minnesota, North Dakota, South Dakota, and Wisconsin, (2) from points in that part of Minnesota east of U.S. Highway 71, to points in North Dakota, South Dakota, and Minnesota, and (3) from points in South Dakota to points in Iowa and Minnesota. NOTE: Applicant states that the requested authority cannot be tacked with its presently held authority. If a hearing is deemed necessary, applicant requests it be held at Minneapolis or St. Paul, Minn.

No. MC 127505 (Sub-No. 41), filed January 19, 1971. Applicant: RALPH H. BOELK, doing business as R. H. BOELK TRUCK LINES, Route 2, Mendota, IL 61342. Applicant's representative: Walter Kobos, 1016 Kehoe Drive, St. Charles, IL 60174. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: (1) *Plastic products* (except in bulk), from Three Rivers, Mich., to points in Illinois, Indiana, Kentucky, Missouri, and Wisconsin; (2) *paper and paper articles* (except in bulk), from Kalamazoo, Mich., to points in Illinois, Indiana, Iowa, Kansas, Kentucky, Minnesota, Missouri, Nebraska, and Wisconsin; and (3) *tractor cabs,* from Rock Falls, Ill., to points in the United States on and east of U.S. Highway 85. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., Kalamazoo, Mich., or Madison, Wis.

No. MC 127575 (Sub-No. 4), filed December 28, 1970. Applicant: GILPIN COUNTY EXPRESS & TRUCK LINE, INC., Post Office Box 303, 400 Lawrence Street, Central City, CO 80427. Applicant's representative: Herbert M. Boyle, 946 Metropolitan Building, Denver, CO 80202. Authority sought to operate as a *common carrier,* by motor vehicle, over regular routes, transporting: *General commodities,* between Denver, Colo., and the top of Loveland Pass, Colo., over U.S. Highway 6, serving all intermediate points between Silver Plume and the top of Loveland Pass, Colo., including Silver Plume, and Loveland Basin, Colo. NOTE: If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 127760 (Sub-No. 1), filed December 18, 1970. Applicant: LAURENT MARCOTTE, Ste. Catherine, Cte. Portneuf, PQ Canada. Applicant's representative: Frank J. Weiner, 6 Beacon Street, Boston, MA 02180. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Lumber,* from ports of entry on the international boundary line between the United States and Canada located at or near Jackman and Coburn Gore, Maine, Norton, and Derby, Vt., and Rouses Point, N.Y., to points in Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Vermont, and Rhode Island. Restriction: The operations authorized herein are restricted to traffic originating at points in

Bellechasse, Chicoutimi, Gaspee, Lac St. Jean, L'Islet, Portneuf, Quebec, Riviere du Loup, and Roberval Counties, Province of Quebec, Canada. The purpose of this application is (1) to remove the present restriction of "rough" lumber in applicant's present certificate MC-127760; (2) to add additional origin Counties in Quebec, Canada, and; (3) to add the States of Connecticut, New Jersey, Pennsylvania, and Rhode Island as destination territories. Applicant seeks no duplicate authority and will agree to the cancellation of its existing certificate if application is granted. NOTE: If a hearing is deemed necessary, applicant requests it be held at Augusta, Maine, or Boston, Mass.

No. MC 128273 (Sub-No. 83), filed January 11, 1971. Applicant: MIDWESTERN EXPRESS, INC., Box 189, Fort Scott, KS 66701. Applicant's representative: Danny Ellis (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Electrical instruments and parts, transformers, poles and pole accessories*, and (2) *materials and supplies* used in the manufacture of the above articles, between Springfield, Ill., Vicksburg, Miss., Pickens and Walhalla, S.C., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 128375 (Sub-No. 59), filed January 4, 1971. Applicant: CRETE CARRIER CORPORATION, Post Office Box 249, Crete, NE 68333. Applicant's representative: Richard A. Peterson, 521 South 14th Street, Post Office Box 80806, Lincoln, NE 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicle parts and accessories and materials and supplies* used in the manufacture and production and distribution of motor vehicle parts and accessories, between points in Lawrence County, Tenn., on the one hand, and, on the other, points in the United States (except Hawaii and Alaska), under continuing contract with Maremont Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Lincoln, Nebr.

No. MC 128645 (Sub-No. 4), filed December 23, 1970. Applicant: JOE H. BLATTER, Post Office Box 811, Carson, WA 98610. Applicant's representative: Earle V. White, 2400 Southwest Fourth Avenue, Portland, OR 97201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (A) *Lumber*, between Cascade Locks, Oreg., on the one hand, and, on the other, points in Washington, under a continuing contract with Cascade Wood Components, Cascade Locks, Oreg., and (B) *veneer lumber*, from Stevenson and Home Valley, Wash., to points in Oregon in and north of Lane County and west of the summit of the Cascade Range, under a continuing contract with Hegewald Timber, Inc., Stevenson, Wash. NOTE: Applicant states no duplicating authority is being sought. If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 128735 (Sub-No. 7), filed December 24, 1970. Applicant: ALVIN E. GOLNIK, doing business as GOLNIK TRUCKING, 731 Second Avenue, Koppel, PA 16136. Applicant's representative: Arthur J. Diskin, 806 Frick Building, Pittsburgh, PA 15219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Copper and copper alloys*, between the plantsites of Hussey Metals Division/Copper Range Co., at Leetsdale, Pa., Anderson, Ind., and Eminence, Ky., under continuing contract with Hussey Metals Division/Copper Range Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 129307 (Sub-No. 47), filed January 15, 1971. Applicant: McKEE LINES, INC., 664 54th Avenue, Mattawan, MI 49071. Applicant's representative: Jack H. Blanshan, 29 South La Salle Street, Chicago, IL 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meat, meat products, meat byproducts and articles distributed by meat packinghouses*, as described in appendix 1 to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 and (2) *Equipment, materials, and supplies* used in the conduct of meat packing businesses, between the plantsite and warehouse facilities of Illini Beef Packers, Inc., at or near Joslin, Ill., on the one hand, and, on the other, points in Connecticut, Delaware, Kentucky, New Hampshire, Maine, Massachusetts, Maryland, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia. NOTE: Applicant holds contract carrier authority in Docket MC 119394, therefore dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 129350 (Sub-No. 11), filed January 6, 1971. Applicant: CHARLES E. WOLFE, doing business as EVERGREEN EXPRESS, Post Office Box 212, Billings, MT 59103. Applicant's representative: J. F. Meglen, Post Office Box 1581, Billings, MT 59103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and lumber products*, from points in Rosebud County, Mont., to points in Indiana, Kansas, Michigan, Missouri, and Ohio. NOTE: Applicant holds contract carrier authority in MC 129264 and subs thereunder. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Billings Mont.

No. MC 129635 (Sub-No. 2), filed January 4, 1971. Applicant: ROYAL'S MOTOR SERVICE, INC., Post Office Box 10332, Dallas, TX 75207. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Building, Dallas, TX 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural implements, tractors, and machinery; and parts and attachments* for the above when moving in mixed loads with the above, between points in Texas, on the one hand, and, on the other, points in Arkansas, Louisiana, New Mexico, Oklahoma, and Texas. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Fort Worth or Dallas, Tex.

No. MC 129808 (Sub-No. 8), filed December 21, 1970. Applicant: GRAND ISLAND CONTRACT CARRIER, INC., 410 West Second Street, Box 399, Grand Island, NE. Applicant's representative: Charles J. Kimball, 300 NSEA Building, Post Office Box 82028, Lincoln, NE 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Breading meal and batter mix*, from the plantsites and storage facilities utilized by Modern Maid Food Products at or near Punchatoula, La., and Jamaica, N.Y.; from the plantsite and storage facilities of Griffith Laboratories at or near Chicago, Ill., and from the international boundary line between the United States and Canada at or near Detroit, Mich., to the plantsite and storage facilities of Delicious Foods Co. at or near Grand Island, Nebr. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 133202 (Sub-No. 2), filed January 4, 1971. Applicant: BLUE TRANSIT, INC., 12501 Hudson Boulevard, Route 1, Lake Elmo, MN 55042. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, MN 55402. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Asphalt concrete mix, sand and gravel*, from points in Washington County, Minn., to points in Wisconsin on and south of Wisconsin Highway 70, on and west of U.S. Highway 53, and on and north of Wisconsin Highway 54; and (2) *mineral aggregate*, from points in Polk County, Wis., to points in Washington County, Minn., under contract with Tower Asphalt, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 133436 (Sub-No. 5), filed January 4, 1971. Applicant: DUDDEN ELEVATOR, INC., 121 East Second Street, Post Office Box 60, Ogallala, NE 69153. Applicant's representative: Richard A. Dudden, Post Office Box 60, Ogallala, NE 69153. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods and frozen stuffs*, except meat products, and return with such commodities as are used in the manufacture,

production, and distribution of canned goods and frozen food stuffs, from Delta, Colo., to points in the United States (except Hawaii), restricted to the amount of Skyland Food Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lincoln, Nebr., or Denver, Colo.

No. MC 133496 (Sub-No. 3), filed January 11, 1971. Applicant: DIEHL LUMBER TRANSPORTATION CO., a corporation, 1756 South Sixth West Street, Salt Lake City, UT 84104. Applicant's representative: Irene Warr, 419 Judge Building, Salt Lake City, UT 84111. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated buildings*, knocked down or in sections, from points in Salt Lake County, Utah, to points in Idaho, Wyoming, Nevada, California, Arizona, Colorado, Montana, and New Mexico, under a continuing contract with Utah Components and Manufacturing Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 133566 (Sub-No. 8), filed January 18, 1971. Applicant: ROBERT GANGLOFF AND ROBERT DOWNHAM, doing business as GANGLOFF AND DOWNHAM, Post Office Box 676, Logansport, IN 46947. Applicant's representative: Jack H. Blanshan, 29 South La Salle Street, Chicago, IL 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts and articles distributed by meat packinghouses*, as described in appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, and *equipment, materials and supplies* used in the conduct of meat packing businesses, between the plantsite and warehouse facilities of Illini Beef Packers, Inc., at or near Joslin, Ill., on the one hand, and, on the other, points in Connecticut, Delaware, Kentucky, New Hampshire, Maine, Massachusetts, Maryland, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 133566 (Sub-No. 9), filed January 20, 1971. Applicant: ROBERT GANGLOFF AND ROBERT DOWNHAM, a partnership, doing business as GANGLOFF & DOWNHAM, Post Office Box 676, Logansport, IN 46947. Applicant's representative: Jack H. Blanshan, 29 South La Salle Street, Chicago, IL 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts and articles distributed by meat packinghouses* (except hides and commodities in bulk) as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plantsite and warehouse facilities utilized by Wilson Sinclair Co., at or near Monmouth, Ill., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, restricted to the transportation of traffic originating at the above-named origin and destined to the above-named destinations. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 133700 (Sub-No. 5), filed January 14, 1971. Applicant: DUCKETT TRANSFER COMPANY, INC., 74 Meadow Road, Asheville, NC 28803. Applicant's representative: Richard A. Wood, Jr., Post Office Box 748, Asheville, NC 28802. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Orange juice*, in bulk in tank vehicles, from Brooksville, Fla., to Asheville, N.C., under contract with Gerber Products Co. If a hearing is deemed necessary, applicant requests it be held at Asheville, N.C.

No. MC 133737 (Sub-No. 5), filed January 8, 1971. Applicant: ROBERT CRAWFORD, doing business as CRAWFORD TRUCKING COMPANY, 8998 L Street, Suite 231, Omaha, NE 68127. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, NE 68102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen macaroni products*, and (2) *Dry macaroni products*, when moving in mixed loads with frozen macaroni products, from Omaha, Nebr., to points in Alabama, Arizona, Arkansas, California, Colorado, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, North Carolina, New Mexico, Ohio, Oklahoma, South Carolina, South Dakota, Tennessee, Texas, Virginia, Washington, Wisconsin, and West Virginia; and (3) *Corrugated cartons, cellophane, polyethylene paper, dry macaroni products and sack flour*, from the above-named destination States to Omaha, Nebr., under a continuing contract with Skinner Macaroni Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 134112 (Sub-No. 2), filed January 5, 1971. Applicant: ALLEN & SPITTLER, INC., 3204 South 121st Street, Omaha, NE 68144. Applicant's representative: John Allen (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Hides, pelts, skins, switches or tails, and pieces thereof*, from the plantsite and warehouse facilities of Lackawanna of Omaha, Inc., at Omaha, Nebr., to points in the United States, except Alaska, Hawaii, Wisconsin, and except points in that part of the United States in, east and north of the States of Michigan, Ohio, West Virginia, and Virginia, and except Chicago, Ill., New Orleans, La. and San Francisco, Calif.; and, (2) *such commodities* as are used by or dealt in by processors and distributors of commodities named in (1) above, from destinations named in (1) above, to the plantsite and warehouse facilities of Lackawanna of Omaha, Inc., at Omaha, Nebr., restricted in (1) and (2) above to transportation services to be performed, under a continuing contract, or contracts, with Lackawanna of Omaha, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 134411 (Sub-No. 2), filed January 19, 1971. Applicant: HONEY TRANSPORT, INC., Post Office Box 961, Eustis, FL 32726. Applicant's representative: David C. Venable, 701 Washington Building, 15th and New York Avenue NW., Washington, DC 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen bakery goods and frozen prepared foods*, from the plantsite of Kitchens of Sara Lee, Deerfield and Chicago, Ill., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, Virginia, West Virginia, and the District of Columbia. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 134586 (Sub-No. 1), filed December 30, 1970. Applicant: RARITAN MOTOR EXPRESS, INC., 129 Lincoln Boulevard, Middlesex, NJ 08846. Applicant's representative: Bert Collins, 140 Cedar Street, New York, NY 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by wholesale, retail, and chain grocery and food business houses and department stores (except commodities in bulk), and in connection therewith, *equipment, materials, and supplies* (except commodities in bulk) used in the conduct of such business, between Linden, N.J., on the one hand, and, on the other, Philadelphia, Pa., New York, N.Y., and points in Nassau, Suffolk, Westchester, Rockland, Putnam, Orange, Dutchess, Sullivan, Ulster, Delaware, Greene, Columbia, Albany, Rensselaer, Schoharie, Montgomery, Fulton, Saratoga, Washington, Warren, Onondaga, and Monroe Counties, N.Y., Hillsborough and Rockingham Counties, N.H., New Jersey, Connecticut, Massachusetts, and Rhode Island, under contract with Food Fair Stores, Inc. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 134599 (Sub-No. 8), filed December 21, 1970. Applicant: INTERSTATE CONTRACT CARRIER CORPORATION, Post Office Box 16407, Stockyards Station, Denver, CO 80216. Applicant's representative: Richard A. Peterson, 521 South 14th Street, Post Office Box 80806, Lincoln, NE 68501. Authority sought to operate as a *contract*

*carrier*, by motor vehicle, over irregular routes, transporting: *Games and toys, and advertising and promotional matter* when moving at the same time and in the same vehicle with games and toys, from City of Industry, Calif., and its commercial zone, to points in Alabama, Arkansas, Florida, Georgia, North Carolina, South Carolina, and Tennessee, under a continuing contract with Mattel, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 134776 (Sub-No. 4), filed December 31, 1970. Applicant: MILTON TRUCKING, INC., Post Office Box 209, Milton, PA 17847. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Spheres, highway marking strip glass, ballotini, and glass*, crushed, ground and powdered, from Cleveland Ohio, to points in Maryland, Pennsylvania, New York, Illinois, Indiana, and Michigan; and (2) *materials and supplies* used in the manufacture and sale of glass spheres (except in bulk, in tank vehicles), from the destination territory above to Cleveland, Ohio, under contract with Potters Industries, Inc. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa., New York, N.Y., or Washington, D.C.

No. MC 134776 (Sub-No. 5), filed December 31, 1970. Applicant: MILTON TRUCKING, INC., Post Office Box 209, Milton, PA 17847. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Spheres, highway marking strip glass, ballotini, and glass*, crushed ground powdered, from Carlstadt, N.J., to points in Maryland, Pennsylvania, Connecticut, Delaware, Massachusetts, New Hampshire, Rhode Island, Vermont, and North Carolina; and (2) *materials and supplies* used in the manufacture and sale of glass spheres (except in bulk, in tank vehicles), from the destination territory above to Carlstadt, N.J., under contract with Potters Industries, Inc. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa., New York, N.Y., or Washington, D.C.

No. MC 134817 (Sub-No. 1), filed January 19, 1971. Applicant: OWENTON EXPRESS, INC., Route No. 2, Owenton, KY 40359. Applicant's representative: Carl U. Hurst, Post Office Box E, Bowling Green, KY 42101. Authority sought to operate as *a common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Swallowfield and Peaks Mill, Ky., from Swallowfield over U.S. Highway 127 to Kentucky Highway 1262, thence over Kentucky Highway 1262 to Peaks Mill, and return over the same route, serving all intermediate points and off-route points within 3 miles of the described route; (2) between Gratz and Louisville, Ky., over Kentucky Highway 22, serving all intermediate points and off-route points within 3 miles of the described route; (3) between Williamstown and Campbellsburg, Ky., from Williamstown over Kentucky Highway 36 to junction U.S. Highway 421, thence over U.S. Highway 421 to Campbellsburg, and return over the same route, serving all intermediate points and off-route points within 3 miles of the described route; and (4) between Ballardsville and Crestwood, Ky., from Ballardsville over Kentucky Highway 53 to junction Kentucky Highway 146, thence over Kentucky Highway 146 to Crestwood, and return over the same route, serving all intermediate points and off-route points within 3 miles of the described routes. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 134915 (Sub-No. 2), filed January 8, 1971. Applicant: SOUTHWEST REFRIGERATED DISTRIBUTING, INC., doing business as REFRIGERATED DISTRIBUTING, 6000 Prescott Street, St. Louis, MO 63147. Applicant's representative: Gene Ferguson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, packinghouse products and commodities used by packinghouses*, as set forth in appendix I to *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except abrasives, detergents, soap, soap stock, soap products) and *frozen foods*, between St. Louis, Mo., on the one hand, and, on the other, points in Missouri and Illinois within the following described area including all points on the boundaries thereof: From the Missouri-Illinois line beginning at the Mississippi River via U.S. Highway 24 to its junction with Missouri Highway 151, thence along Missouri Highway 151 to its junction with Missouri Highway 22, thence along Missouri Highway 22 to its junction with U.S. Highway 63, thence along U.S. Highway 63 to its junction with Missouri Highway 72, thence along Missouri Highway 72 to its junction with Interstate 55, thence along Interstate 55 to its junction with U.S. Highway 61 at Scott City, Mo., thence along U.S. Highway 61 across the Mississippi River at Cape Girardeau, Mo., where it joins Illinois Highway 146, thence along Illinois Highway 146 to its junction with U.S. Highway 45, thence along U.S. Highway 45 to its junction with Illinois Highway 142, thence along Illinois Highway 142 to its junction with U.S. Highway 460, thence along U.S. Highway 460 to its junction with Interstate 57, thence along Interstate 57 to its junction with Illinois Highway 32, thence along Illinois Highway 32 to its junction with U.S. Highway 36, thence along U.S. Highway 36 to its junction with Illinois Highway 125, thence along Illinois Highway 125 to its junction with U.S. Highway 67, thence along U.S. Highway 67 to its junction with U.S. Highway 24, thence along U.S. Highway 24 across the Mississippi River to the point of beginning. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 134982 (Sub-No. 2), filed January 19, 1971. Applicant: ROGER YELLE, doing business as RED ENTERPRISES ENR'G., Rural Route No. 4, Trout River, PQ, Canada. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Popsicle, coffee, and ice cream sticks, and tongue depressors*, from ports of entry on the international boundary line between the United States and Canada located in New York, to Milford, Del.; Brooklyn, N.Y.; Baltimore and Laurel, Md.; Englewood, N.J.; Dunkirk, N.Y.; Lake Geneva, Wis.; St. Louis, Mo.; Memphis, Tenn.; St. Paul, Minn.; Toledo, Ohio; LaFayette, Ind.; Le Mars, Iowa; Dallas and Houston, Tex. NOTE: If a hearing is deemed necessary, applicant requests it be held at Montpelier, Vt., or Albany, N.Y.

No. MC 135123 (Sub-No. 1), filed January 4, 1971. Applicant: MARVIN E. YATES, doing business as MARVIN YATES TRUCKING, Route 1, Box 131B, Klamath Falls, OR 97601. Applicant's representative: Arthur A. Beddoe, 296 Main Street, Klamath Falls, OR 97601. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, (1) from Lakeview, Bly, and Klamath Falls, Oreg., to Dorris, Calif., and (2) from Burney and Weed, Calif., to White City, Oreg., under contract with Mountain Valley Moulding Co., Dorris Lumber Co., and Oregon Cutstock and Moulding. NOTE: If a hearing is deemed necessary, applicant requests it be held at Klamath Falls, Oreg., or Medford, Oreg.

No. MC 135146 (Sub-No. 2), filed December 24, 1970. Applicant: TIMMER TRANSFER, INC., Rural Route 1, Box 129, Beecher, IL 60401. Applicant's representative: Donald S. Mullins, 4704 West Irving Park Road, Chicago, IL 60641. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Hair goods*, human or imitation human hair, between the plantsite and warehouse facilities of Normandy Hall (a division of Erickson Hair and Scalp Specialists, Inc.), at or near Worth, Ill., on the one hand, and, on the other hand, points in the United States except Alaska and Hawaii. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 135153 (Sub-No. 2), filed January 11, 1971. Applicant: GREAT OVERLAND, INC., Fort Dodge Road, Dodge City, KS 67801. Applicant's representative: Harley E. Laughlin, Post Office Box 1417, Dodge City, KS 67801. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses* as defined by the Commission, between Dodge City, Kans., on the one hand, and, on the other, points in New York. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 135163 (Sub-No. 2), filed January 11, 1971. Applicant: BROWARD AIR FREIGHT TERMINAL, INC., 3333 Southwest Second Avenue, Fort Lauderdale, FL 33315. Applicant's representative: C. William Laystrom, 25 East Las Olas Boulevard, Suite 412, Blount Building, Fort Lauderdale, FL 33301. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, dangerous explosives, commodities of bulk, commodities requiring special equipment and household goods, between points in Broward, Dade, and Palm Beach Counties, Fla., restricted to traffic having a prior subsequent out of State movement by air or water. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Applicant holds contract carrier authority under CAB Tariff 19, therefore dual operations and common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Miami, Fla.

No. MC 135217, filed December 28, 1970. Applicant: ELBERT STAGES, Route 1, Unionville, MO 63565. Applicant's representative: N. William Phillips, 103 North Market, Milan, MO 63556. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gravel, lime, and rock* in bulk and dump vehicle, from Putnam, Mercer, Schuyler, Adair, and Sullivan Counties, Mo., to points in Davis, Appanoose, and Wayne Counties, Iowa, with privilege from all points in above Iowa Counties to all points in above Missouri Counties. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or Des Moines, Iowa.

No. MC 135222, filed January 5, 1971. Applicant: AAA DELIVERY, INC., Box 417, Kenai, AK 99611. Applicant's representative: John M. Stern, Jr., Post Office Box 1672, Anchorage, AK 99501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, between points within 25 miles of Kenai, Alaska (including Kenai), located north of the Kasilof River, Alaska. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kenai, Alaska.

No. MC 135229, filed January 7, 1971. Applicant: BASIN TRANSPORTATION CORP., 146 Richard Street, Brooklyn, NY. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, NY 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment, in containers), between points in that part of the New York, N.Y., commercial zone, as defined by the Commission, within which local operations may be conducted under the exemption provided by section 203 (b)(8) of the Act (the "exempt zone"), restricted to the transportation of traffic having an immediately prior or subsequent movement by water. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y

No. MC 135232, filed December 31, 1970. Applicant: CROWN METAL & SALVAGE CO., a corporation, Old Route 82, Brookfield, OH 44403. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, OH 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Scrap metals*, between points in Ohio, on the one hand, and, on the other, points in Illinois, Indiana, Michigan, New Jersey, New York, Pennsylvania, and West Virginia, under contract with Columbia Iron and Metal Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus or Cleveland, Ohio.

No. MC 135236, filed January 6, 1971. Applicant: LOGAN TRUCKING, INC., 801 Erie Avenue, Logansport, IN 46947. Applicant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, IN 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from Trenton, N.J., to points in Ohio, Kentucky, Indiana, Michigan, Illinois, and Wisconsin, and used empty malt beverages containers on return. NOTE: If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Washington, D.C.

No. MC 135237, filed January 11, 1971. Applicant: EAST PENN TRUCKING COMPANY, a corporation, Rural Delivery No. 1, Lehighton (Carbon County), PA 18235. Applicant's representatives: Robert H. Griswold, Post Office Box 1166, Harrisburg, PA 17108 and George T. McKinley, 57 Broadway, Jim Thorpe, PA 18229. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Animal and poultry foods, mineral mixtures for animal and poultry feed, fertilizer material or soil compound and iron oxide*, from points in Carbon County, Pa., the townships of Chestnuthill, Eldred, Polk, and Ross, Monroe County, Pa., and the township of Foster, Luzerne County, Pa., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia; and (2) *raw materials* used in the manufacture of the commodities in (1) above, from points in the above-described destination territory to points in Carbon County, Pa., the townships of Chestnuthill, Eldred, Polk, and Ross, Monroe County, Pa., and the township of Foster, Luzerne County, Pa. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa., or Washington, D.C.

MOTOR CARRIERS OF PASSENGERS

No. MC 3647 (Sub-No. 428), filed January 7, 1971. Applicant: PUBLIC SERVICE COORDINATED TRANSPORT, a corporation, 180 Boyden Avenue, Maplewood, NJ 07040. Applicant's representative: Richard Fryling (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in special operations, in round-trip sightseeing and pleasure tours, (1) beginning and ending at points in Hudson County, N.J. (except Bayonne and Jersey City, N.J.), and extending to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New York, North Carolina, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, and the District of Columbia; (2) beginning and ending at points in Burlington, Camden (except city of Camden, N.J.), Gloucester, and Salem Counties, N.J., and extending to points in Alaska, Arizona, Arkansas, California, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wisconsin, and Wyoming; and (3) beginning and ending at points in Bucks County, Pa., and those in Montgomery County, Pa., east of U.S. Highway 309, and extending to points in the United States including Alaska (but excluding Hawaii). Applicant holds a brokers license under MC 12668. NOTE: If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., or Philadelphia, Pa.

No. MC 108378 (Sub-No. 8), filed December 29, 1970. Applicant: SUN VALLEY BUS LINES, INC., 600 East Jefferson Street, Phoenix, AZ 85004. Applicant's representative: Harold L. Jerman, 1004 Security Center, 222 North Central Avenue, Phoenix, AZ 85004. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: Over regular routes: (1) *Passengers, their baggage, express and newspapers* in the same vehicle with passengers, between Parker, Ariz., and Needles, Calif.: From Parker, Ariz., over Arizona Highway 95 to junction U.S. Highway 66, thence over U.S. Highway 66 to Needles, Calif., and return over the same route, serving all intermediate points, (NOTE: Applicant states Parker, Ariz., and Needles, Calif., are points of joinder with existing authority); and (2) over irregular routes:

*Passengers and their baggage,* in charter operations, beginning and ending at points in (1) above, and extending to points in the Continental United States. NOTE: Common control and dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz., or Lake Havasu City, Ariz.

No. MC 134981 (Sub-No. 1), filed January 5, 1971. Applicant: THE HUDSON BUS TRANSPORTATION CO., INC., 437 Tonnele Avenue, Jersey City, NJ 07306. Applicant's representative: S. S. Eisen, 140 Cedar Street, New York, NY 10006. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Passengers,* between Port Authority Bus Terminal, New York, N.Y., and the plantsite of Nelson Distribution Corp., Secaucus, N.J., under contract with Nelson Distribution Corp. NOTE: Common control may be involved. Applicant also holds common passenger carrier authority under MC 29854. If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., or New York, N.Y.

No. MC 118848 (Sub-No. 12), filed January 11, 1971. Applicant: DOMENICO BUS SERVICE, INC., 75 New Hook Access Road, Bayonne, NJ 07002. Applicant's representative: Charles J. Williams, 47 Lincoln Park, Newark, NJ 07102. Authority sought to operate as a *common carrier,* by motor vehicle, over regular routes, transporting: *Passengers and their baggage,* in the same vehicle with passengers, between junction Currie Avenue and Hylan Boulevard and junction Point Avenue and Hylan Boulevard, Staten Island, N.Y.; From junction Currie Avenue and Hylan Boulevard, over Hylan Boulevard to junction Point Avenue, and return over the same route, serving all intermediate points. NOTE: The purpose of this instant application is to extend applicant's existing route on Hylan Boulevard south about 8 miles to the area of Tottenville. If a hearing is deemed necessary, applicant requests it be held at Staten Island or New York, N.Y.

APPLICATION OF WATERCARRIER

No. W-1255 (POTOMAC BOAT TOURS, INC. COMMON CARRIER APPLICATION), filed January 15, 1971, as amended January 19, 1971. Applicant: POTOMAC BOAT TOURS, INC., 919 18th Street NW., Suite 830, Washington, DC 20006. Applicant's representative: Alan S. Davis (same address as applicant). Application of Potomac Boat Tours, Inc., filed January 15, 1971, as amended January 19, 1971, for a permit to operate as a *common carrier,* by water, in interstate or foreign commerce, in the transportation of *Passengers* generally, from and between any points or ports on the Potomac and Anacostia Rivers, including cruises and return, within Maryland, Virginia, and the District of Columbia.

APPLICATION FOR BROKERAGE LICENSE

No. MC 130136, filed January 6, 1971. Applicant: FRANK S. BOYCE, doing business as BOYCE TRAVEL AGENCY, 3233 South Tamiami Trail, Sarasota, FL. Applicant's representative: S. Harrison Kahn, Suite 733, Investment Building, Washington, DC. For a license (BMC 5) to engage in operations as a *broker* at Sarasota, Fla., in arranging for the transportation by motor vehicle, in interstate or foreign commerce, of *passengers and their baggage,* in special and charter operations, between points in the United States, including Alaska and Hawaii.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

No. MC 22229 (Sub-No. 66), filed January 13, 1971. Applicant: TERMINAL TRANSPORT COMPANY, INC., 248 Chester Avenue SE., Atlanta, GA 30316. Applicant's representatives: Ralph B. Matthews, Post Office Box 1918, Atlanta, GA 30301, and T. R. Buck, 3800 Frederica Street, Owensboro, KY 42301. Authority sought to operate as a *common carrier,* by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), between Cincinnati, Ohio, and Indianapolis, Ind., over Interstate Highway 74 and such access highways as may be necessary, serving no intermediate points, as an alternate route for operating convenience only, restricted against the transportation of shipments originating at Cincinnati, Ohio, and destined to Indianapolis, Ind., and further restricted against the transportation of shipments originating at Indianapolis, Ind., and destined to Cincinnati, Ohio.

No. MC 116506 (Sub-No. 4), filed December 28, 1970. Applicant: JOHNSTOWN-PITTSBURGH EXPRESS, INC., Progress and Chesbro Streets, Pittsburgh, PA 15212. Applicant's representative: Arthur J. Diskin, 806 Frick Building, Pittsburgh, PA 15219. Authority sought to operate as a *common carrier,* by motor vehicle, over regular routes, transporting: *General commodities,* except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities, in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, (1) between the junction of U.S. Highway 22 and Pennsylvania Highway 403 and Cresson over U.S. Highway 22, serving no intermediate points and serving the junction of U.S. Highway 22 and U.S. Highway 219 and Cresson, for purposes of joinder only and (2) between the junction of U.S. Highway 22 and 219 and Johnstown, from the junction of U.S. Highways 22 and 219 over U.S. Highway 219 to junction Pennsylvania Highway 56, and thence over Pennsylvania Highway 56 to Johnstown and return over the same routes, serving no intermediate points and serving the junction of U.S. Highways 22 and 219 for purposes of joinder only, as alternate routes, for operating convenience only. NOTE: Applicant states no duplicating authority is being sought.

No. MC 124211 (Sub-No. 169), filed January 11, 1971. Applicant: HILT TRUCK LINE, INC., Post Office Drawer 988 D.T.S., Omaha, NE 68101. Applicant's representative: Thomas L. Hilt (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Flour, foods, food products, and grain products,* from Lincoln, Nebr., to points in Wisconsin. NOTE: Applicant states that authority requested herein may be tacked with authority held in MC 124211 Sub Nos. 14, 16, 18, 28, 36, 62, 89, 97, 105, 109, 113, 118, 119, 121, 124, 127, 131, 132, 112, and 133, however, not all tacking possibilities mentioned are feasible and applicant has no present intention to tack. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Common control may be involved.

No. MC 135050 (Sub-No. 1), filed January 18, 1971. Applicant: JOSEPH R. ZANNI, doing business as ZANNI TRANSFER & STORAGE COMPANY, 820 Soltman Avenue, Fort Pierce, FL 33450. Applicant's representative: Joseph R. Zanni, Route 1, Box 909, Fort Pierce, FL 33450. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Telephone equipment, material, and supplies,* from Fort Pierce, Fla., to points in Martin, Indian River, Okeechobee, and Saint Lucie Counties, Fla., and return to Fort Pierce in the County of St. Lucie, Fla., restricted to shipments having a prior or subsequent movement in Interstate Commerce, under contract with Western Electric Co., Inc.

MOTOR CARRIER OF PASSENGERS

No. MC 1515 (Sub-No. 164), filed January 4, 1971. Applicant: GREYHOUND LINES, INC., 1400 West Third Street, Cleveland, Ohio 44113. Applicant's representative: Barrett Elkins (same address as applicant). Authority sought to operate as a *common carrier,* by motor vehicle, over regular routes, transporting: *Passengers and their baggage and express and newspapers* in the same vehicle with passengers, (1) From Birmington over Interstate Highway 20 to junction U.S. Highway 78 just east of Leeds, Ala., and return over the same route, serving all intermediate points; (2) from the junction of Interstate Highway 20 and U.S. Highway 78 just west of Pell City, Ala., over Interstate Highway 20 to Atlanta, and return over the same route, serving all intermediate points; (3) from Anniston, Ala., over Alabama Highway 21 to junction Interstate Highway 20, and return over the same route, serving all intermediate

points; (4) from Douglasville, Ga., over U.S. Highway 78 to junction Georgia Highway 5, thence over Georgia Highway 5 to junction Interstate Highway 20, and return over the same route, serving all intermediate points; (5) from Douglasville, Ga., over Georgia Highway 92 to junction Interstate Highway 20, and return over the same route, serving all intermediate points. NOTE: Common control may be involved. Applicant states if the authority sought herein is granted, it will request that MC 1515 Deviation No. 542, published in the FEDERAL REGISTER issue of December 31, 1969, be cancelled.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.71-1478 Filed 2-3-71;8:45 am]

[Notice 239]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JANUARY 29, 1971.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six 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 106400 (Sub-No. 79 TA), filed January 26, 1971. Applicant: KAW TRANSPORT COMPANY, Post Office Box 8525, Highway 10, Pleasant Valley, MO, Sugar Creek, MO 64054. Applicant's representative: Harold Holwick (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gasoline*, from St. Louis, Mo., to Kansas City, Kans., for 61 days. Supporting shipper: Gulf Oil Co.—U.S. Transportation Department, Post Office Box 2100, Houston, TX 77001. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, Kansas City, MO 64106.

No. MC 111401 (Sub-No. 313 TA), filed January 26, 1971. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Boulevard, Post Office Box 632, Enid, OK 73701. Applicant's representative: Victor Comstock (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt preservative*, in bulk, from Stroud, Okla., to Sarasota, Fla., for 180 days. Supporting shipper: Florida West Coast Materials Corp., Wayne L. Derr, Vice President, 5011 Ocean Boulevard, Sarasota, FL 33581. Send protests to: Clifford L. Phillips, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 240 Old Post Office Building, 215 Northwest Third, Oklahoma City, OK 73102.

No. MC 119619 (Sub-No. 41 TA), filed January 26, 1971. Applicant: DISTRIBUTORS SERVICE CO., 2000 West 43d Street, Chicago, IL 60609. Applicant's representative: Arthur J. Piken, 160-16 Jamaica Avenue, Jamaica, NY 11432. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, packinghouse products, and articles distributed by meat packinghouses*, as described in sections A and C of appendix 1 to the report in *Description in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and skins, and except commodities in bulk in tank vehicles), from the plantsite and storage facilities of Bird Provision Co. at Pekin, Ill., and cold storage and warehouse facilities at Peoria, Ill., to points in Minnesota and Wisconsin, for 180 days. Supporting shipper: Bird Provision Co., 420 Washington Street, Pekin, IL 61554. Send protests to: Robert G. Anderson, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Everett McKinley Dirksen Building, 219 South Dearborn Street, Room 1086, Chicago, IL 60604.

No. MC 127812 (Sub-No. 9 TA), filed January 26, 1971. Applicant: TYSON TRUCK LINES, INC., 185 Fifth Avenue SW., New Brighton, MN 55112. Applicant's representative: Richard L. Tyson (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes; transporting: *Meats, meat products, meat byproducts, dairy products and articles distributed by meat packinghouses* (except hides and commodities in bulk), from Hopkins, Minn., to points in Clark, Price, and Taylor Counties, Wis., for 180 days. Supporting shipper: Oscar Mayer & Co., Inc., Madison, Wis. Send protests to: A. E. Rathert, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 448 Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, MN 55401.

No. MC 128383 (Sub-No. 7 TA), filed January 26, 1971. Applicant: PINTO TRUCKING SERVICE, INC., 1219 Morris Street, Philadelphia, PA 19148. Applicant's representative: James W. Patterson, 123 South Broad Street, Philadelphia, PA 19109. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *General commodities*, except commodities in bulk; (1) between points in Anne Arundel, Prince Georges, Montgomery, Howard, Frederick, Carroll, Baltimore, Hartford, and Cecil Counties, Md.; Alexandria, Arlington, and Fairfax Counties, Va.; and the District of Columbia on the one hand, and, on the other, Dulles International Airport, Fairfax and Loudoun Counties, Va.; Washington National Airport, Gravelly Point, Va.; Friendship International Airport, Anne Arundel County, Md.; Philadelphia International Airport, Philadelphia, Pa.; Newark Airport, Newark, N.J.; John F. Kennedy International Airport, New York, N.Y.; LaGuardia Airport, New York, N.Y.; (2) between Wilkes-Barre-Scranton Airport and points in Luzerne and Lackawanna Counties, Pa.; Allentown-Bethlehem-Easton Airport, Lehigh County, Pa.; General Carl A. Spaatz Field, Berks County, Pa.; Harrisburg-York Airport, York County, Pa.; Olmsted Airport, Dauphin County, Pa.; Lancaster Airport, Lancaster County, Pa.; and the Greater Pittsburgh Airport, Allegheny County, Pa.; and (3) between the airports named in (2) above on the one hand, and, on the other, Dulles International Airport, Fairfax and Loudoun Counties, Va.; Washington National Airport, Gravelly Point, Va.; Friendship International Airport, Anne Arundel County, Md.; Philadelphia International Airport, Philadelphia, Pa.; Newark Airport, Newark, N.J.; John F. Kennedy International Airport, New York, N.Y.; and LaGuardia Airport, New York, N.Y., for 180 days. Supporting shippers: Bor-Air Freight Co., Inc., 351 West 38th Street, New York, NY 10018; American Airlines, Friendship International Airport, Baltimore, MD 21240; Medallion Air Freight Corp., 344 West 27th Street, New York, NY 10018; Pan American World Airways, 900 Fourth Avenue, Lester, PA 19113; Trans World Airlines, Inc., Friendship International Airport, Baltimore, MD 21240; Pan American World Airways, Friendship International Airport, Baltimore, MD 21240; American Airlines, Washington National Airport, Washington, D.C. 20001. Send protests to: Peter R. Gumann, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 1518 Walnut Street, Room 1600, Philadelphia, PA 19102.

No. MC 135252 TA, filed January 26, 1971. Applicant: L & M VAN LINES, INC., 3 Notch Road, Post Office Box 97, Lexington Park, MD 20653. Applicant's representative: Alan F. Wohlstetter, 1 Farragut Square South, Washington, DC 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, between points in St. Marys, Calvert, Charles, and Prince Georges Counties, Md., restricted to shipments having a prior or subsequent movement beyond said points in containers, and further restricted to pickup and delivery services incidental to and in connection with packing, crating, and containerization, or unpacking, uncrating, and decontainerization of such shipments, for 180 days. Supporting shippers: H. T. Ross, Jr., Commander (SC) USN, Department of the Navy,

Naval Air Station, Patuxent River, MD 20670; International Export Packers, Inc., 5360 Wheeler Avenue, Alexandria, VA 22304. Send protests to: District Supervisor Robert D. Caldwell, Interstate Commerce Commission, Bureau of Operations, 12th and Constitution Avenue NW., Washington, DC 20423.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.71-1551 Filed 2-3-71;8:50 am]

[Notice 240]

## MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

FEBRUARY 1, 1971.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six 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 730 (Sub-No. 324 TA), filed January 26, 1971. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., Post Office Box 958, 94604, 1417 Clay Street, Oakland, CA 94612. Applicant's representative: R. N. Cooledge (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Lubricating oil with additives,* in bulk, in tank vehicles, from San Diego, Calif., to Stoughton, Wis., for 150 days. Supporting shipper: WD-40 Co., 5390 Napa Street, San Diego, CA 92110. Send protests to: District Supervisor Wm. E. Murphy, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Avenue, Box 36004, San Francisco, CA 94102.

No. MC 21945 (Sub-No. 3 TA), filed January 27, 1971. Applicant: P. A. K. TRANSPORT, INC., Meadow Road, Post Office Box 187, Newport, NH 03773. Applicant's representative: Robert A. Peirce (same address as above). Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Nonalcoholic carbonated beverages* (except in bulk) from Scotia, N.Y., and Millis, Mass., to Newport, N.H., with return of *empty containers and rejected or damaged merchandise,* for 180 days. Supporting shipper: Johnson Distributing Co., Inc., Box 275, Claremont, NH 03743. Send protests to: District Supervisor Ross J. Seymour, Interstate Commerce Commission, Bureau of Operations, 424 Federal Building, Concord, NH 03301.

No. MC 51269 (Sub-No. 1 TA), filed January 27, 1971. Applicant: BERNARD K. COX, doing business as COX GRAIN & FEED CO., Tennant, Iowa 51574. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Potash,* from Carlsbad, N. Mex., to points in Shelby and Pottawattamie Counties, Iowa; for 180 days. Supporting shippers: Cox Fertilizers, Inc., Tennant, Iowa; Schirm Produce, Walnut, Iowa. Send protests to: Carroll Russell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 705 Federal Office Building, Omaha, NE 68102.

No. MC 85465 (Sub-No. 32 TA), filed January 26, 1971. Applicant: WEST NEBRASKA EXPRESS, INC., Post Office Box 350, 709 Mill Drive, Scottsbluff, NE 69361. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Meats, meat products, packinghouse products* (except hides and commodities in bulk) as set forth in sections A and C, *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766, from Scottsbluff, Nebr. to points in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia, for 180 days. Supporting shipper: Geo. A. Hormel & Co., Post Office Box 800, Austin, Minn. 55912. Send protests to: District Supervisor Johnston, Bureau of Operations, Interstate Commerce Commission, 315 Post Office Building, Lincoln, NE 68508.

No. MC 103066 (Sub-No. 28 TA), filed January 27, 1971. Applicant: STONE TRUCKING COMPANY, a corporation, 4927 South Tacoma, Post Office Box 2014, Tulsa, OK 74101. Applicant's representative: Joe G. Fender, 802 Houston First Savings Building, Fannin at Capitol, Houston, TX 77002. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Antipollution systems and antipollution system parts, and materials, equipment, and supplies used in the manufacture, processing, and installation of antipollution systems and antipollution system parts,* between points in Creek, Mayes, Osage, Tulsa, Muskogee, and Rogers Counties, Okla., on the one hand, and, points in the United States (except Hawaii) on the other, for 180 days. Supporting shippers: Abbott Heat Exchanger Corp., Post Office Box 2619, Tulsa OK 74101, Kentube Co., 4150 South Elwood, Tulsa, OK 74107, Econo-Therm Corp., 4502 South Galveston, Tulsa, OK 74105. Send protests to: C. L. Phillips, Interstate Commerce Commission, Bureau of Operations, Room 240 Old Post Office Building, 215 Northwest Third, Oklahoma City, OK 73102.

No. MC 111485 (Sub-No. 15 TA), filed January 27, 1971. Applicant: PASCHALL TRUCK LINES, INC., R.F.D. 4, Murray, KY 42071. Applicant's representative: Leonard A. Jaskiewicz, Suite 501, 1730 M Street NW., Washington, DC 20036. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *General commodities,* with the usual exceptions, serving Calvert City, Grand Rivers, Aurora, Fulton, Hazel, and Mayfield, Ky., and points within 5 miles of each as offroute and intermediate points in connection with carrier's presently authorized routes between St. Louis, Mo., and Murray, Ky., and between Memphis, Tenn., and Murray, Ky., for 180 days. Supporting shippers: There are approximately 10 statements of support attached to the application, which may be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Floyd A. Johnson, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 390 Federal Building, 167 North Main Street, Memphis, TN 38103.

No. MC 111729 (Sub 307 TA), filed January 27, 1971. Applicant: AMERICAN COURIER CORPORATION, 2 Nevada Drive, Lake Success, NY 11040. Applicant's representative: John M. Delany (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: (1) *Business papers and records, audit and accounting media;* (a) between Berkeley Heights and Newark, N.J., on the one hand, and, on the other, Attleboro, Mass.; (b) between Flint, Mich., on the one hand, and, on the other, Lexington, Ky., and Portsmouth, Ohio; (2) *surgical arterial grafts;* (a) between New Brunswick, N.J., on the one hand, and, on the other, points in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and Virginia; (b) between points in Alabama, Arkansas, California, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New York, North Carolina, North Dakota, Ohio, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, and Wisconsin, restricted to traffic having a prior or subsequent movement by air; (3) *radiopharmaceuticals, radioactive drugs and medical isotopes,* between points in Kansas and Missouri, on traffic having an immediately prior or subsequent movement by air; (4) *cut flowers and decorative greens,* between Minneapolis, Minn., on the one hand, and, on the other, points in North Dakota and Wisconsin;

(5) *Computer parts, business machine parts, assemblies and supplies pertaining thereto,* restricted against the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor to one consignee on any one day, from Cincinnati, Ohio, to Bluefield, Huntington, and Parkersburg, W. Va., and Anderson, Bloomington, Columbus, Kokomo, Lafayette, and Muncie, Ind.; (6) *exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies, and advertising literature moving therewith* (excluding motion picture film used primarily for commercial theater and television exhibition), between Chamblee, Ga., and Bristol, Va., for 180 days. Supporting shippers: Engelhard Industries, 113 Astor Street, Newark, NJ 07114; Hospital Computer Center, 1500 Genesee Towers, Flint, MI 48502; Johnson & Johnson Domestic Operating Co., New Brunswick, NJ; Abbott Laboratories, Abbott Park, North Chicago, IL 60064; Twin City Florist Supply, Inc., 1211 Washington Avenue South, Minneapolis, MN 55415; International Business Machines, 801 West Eighth Street, Cincinnati, OH 45203; Eastman Kodak Co., General Traffic Department, Distribution Center, Rochester, NY 14650. Send protests to: Anthony Chiusano, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, NY 10007.

No. MC 112617 (Sub-No. 288 TA), filed January 27, 1971. Applicant: LIQUID TRANSPORTATION, INC., Post Office Box 21395, 1292 Fern Valley Road, 40219, Louisville, KY 40221. Applicant's representative: Charles Dunford (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Plastic pellets and resins,* in bulk, in pneumatically equipped vehicles, from Tiptonville, Tenn., to Louisville, Ky., for 180 days. Supporting shipper: Doss H. Berry, Jr., Traffic Attorney and Rate Supervisor, Ethyl Corp., 415 Florida Street, Baton Rouge, LA 70801. Send protests to: Wayne L. Merilatt, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 426 Post Office Building, Louisville, KY 40202.

No. MC 113267 (Sub-No. 255 TA), filed January 27, 1971. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, IL 62232. Applicant's representative: Lawrence A. Fischer (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Such commodities* as are manufactured, sold, or distributed by persons engaged in the sales, manufacturing, processing, and milling of grain products from Chelsea, Mich.; to points in Tennessee, Alabama, Louisiana, Arkansas, and Texas, for 150 days. Supporting shipper: Chelsea Milling Co., Chelsea, MI 48118. Send protests to: Harold Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 476, 325 West Adams Street, Springfield, IL 62704.

No. MC 113267 (Sub-No. 256 TA), filed January 27, 1971. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, IL 62232. Applicant's representative: Lawrence A. Fischer (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Agricultural chemicals,* other than in bulk, from the plantsite of Monsanto Co. near Muscatine, Iowa, to points in Illinois, Iowa, Indiana, Michigan, Minnesota, Missouri, Nebraska, and points in Wisconsin on and south of line traversing the State from La Crosse to Mauston, Wis., then over Wisconsin Highway 82 from Mauston to its junction with U.S. Highway 51, thence over Wisconsin Highway 23 to Sheboygan, Wis., for 180 days. Supporting shipper: Monsanto Co., 800 North Lindbergh Boulevard, St. Louis, MO 63166. Send protests to: Harold Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 476, 325 West Adams Street, Springfield, IL 62704.

No. MC 116791 (Sub-No. 22 TA), filed January 27, 1971. Applicant: FARMERS ELEVATOR OF KENSINGTON, MINNESOTA, INC., Kensington, MN 56343. Applicant's representative: Leonard R. Green (same address as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Animal and poultry feed ingredients,* from New Richmond, Wis., to points in South Dakota, for 180 days. Supporting shipper: Domain Industries, New Richmond, WI 54017. Send protests to: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 448 Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, MN 55401.

No. MC 117610 (Sub-No. 6 TA), filed January 27, 1971. Applicant: DERRICO TRUCKING CORP., 907 East 141th Street, New York, NY 10454. Applicant's representative: Bert Collins, 140 Cedar Street, New York, NY 10006. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: (1) *Kraft board and boxboard,* from Whippany, N.J., to Greevale, Hauppauge, North Babylon, Lindenhurst, Syosset, Floral Park, Central Islip, Melville, Farmingdale, Patchogue, and Deer Park, Long Island, N.Y.; and (2) *waste paper,* from the above-named points from New York, N.Y., to Whippany, N.J., for 180 days. Supporting shipper: Whippany Paper Board Co., Inc., 10 North Jefferson Road, Whippany, NJ. Send protests to: Marvin Kampel, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 26 Federal Plaza, New York, NY 10007.

No. MC 125294 (Sub-No. 4 TA), filed January 27, 1971. Applicant: HILLDRUP TRANSFER & STORAGE CO., INC., Post Office Box 745, 510 Essex Street, Fredericksburg, VA 22401. Applicant's representative: Alan F. Wohlstetter, 1 Farragut Square South, Washington, DC 20006. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Used household goods,* between points in Page and Shenandoah Counties, Va., between points in Rockingham, Shenandoah, and Frederick Counties, Va., on the one hand, and, on the other, points in Grant, Hampshire, Hardy, Mineral, and Pendleton Counties, W. Va., between points in Grant, Hampshire, Hardy, Mineral, and Pendleton Counties, W. Va. Restricted to the transportation of traffic having a prior or subsequent movement, in containers and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization, or unpacking, uncrating, and decontainerization of such traffic, for 180 days. NOTE: Applicant states that it intends to tack with MC-125294 Sub No. 3. Applicant requests that a grant of authority not be restricted against tacking. Supporting shippers: American Ensign Van Service, Inc., Post Office Box 2270, Wilmington, CA 90744; Davidson Forwarding Co., 3180 V Street NE., Washington, DC 20018; Home-Pack Transport, Inc., 57-48 49th Street, Maspeth, NY 11378; Karevan, Inc., Post Office Box 9240, Seattle, WA 98109; Smyth Worldwide Movers, Inc., 11616 Aurora Avenue North, Seattle, WA 98133; Vanpac Carriers, Inc., 214 MacDonald Avenue, Richmond, CA 94801. Send protests to: Robert W. Waldron, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 10-502 Federal Building, Richmond, VA 23240.

No. MC 126489 (Sub-No. 6 TA), filed January 27, 1971. Applicant: GASTON FEED TRANSPORTS, INC., 1203 West Fourth Street, Post Office Box 1066, Hutchinson, KS 67501. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Bulk cottonseed products,* from points in Louisiana, Oklahoma, Mississippi, Arkansas, and Texas, to Pratt, Kans., for 180 days. Supporting shipper: Xtra Factors, Inc., Pioneer Park, Pratt, KS 67124. Send protests to: M. E. Taylor, District Supervior, Interstate Commerce Commission, Bureau of Operations, 501 Petroleum Building, Wichita, KS 67202.

No. MC 133967 (Sub-No. 5 TA), filed January 27, 1971. Applicant: JOHN R. McCORMICK, doing business as McCORMICK TRUCKING, Route 1, Catawba, WI 54515. Applicant representative: Rolfe E. Hanson, 121 West Doty Street, Madison, WI 53703. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: (1) *Reinforced plastics and reinforced plastic products,* from Ladysmith, Wis., to points in Illinois, Indiana, Louisiana, Michigan, Minnesota, and Wisconsin; (2) *materials, equipment, and supplies* (except in bulk), from points in Illinois, Indiana, Louisiana, Michigan, Minnesota, and Wisconsin to Ladysmith, Wis., for 180 days. Supporting shipper: Fiber-Storng, Inc., 200 South Fifth Street West, Ladysmith,

WI 54848. Send protests to: Barney L. Hardin, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 139 West Wilson Street, Room 206, Madison, WI 53703.

No. MC 135251 (Sub-No. 1 TA), filed January 27, 1971. Applicant: WHITE CLOVER DAIRY CO., INC., Route No. 3, Kaukauna, WI 54130. Applicant's representative: John L. Bruemmer, 121 West Doty Street, Madison, WI 53703. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by wholesale and retail food businesses*, between the plants and warehouses of Kaukauna Dairy Co., Inc., located at Kaukauna, Wis., and in the town of Vinland, Winnebago County, Wis., and of White Clover Dairy Co., Inc., located in the village of Hilbert, Calumet County, Wis., and in the town of Holland, Brown County, Wis., all on the one hand, and on the other, points in Connecticut, Delaware, Illinois, Indiana, Maryland, Massachusetts, Michigan, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Virginia, West Virginia, and District of Columbia, under continuing contract or contracts with Kaukauna Dairy Co., Inc., for 150 days. Supporting shipper: Kaukauna Dairy Co., Kaukauna, Wis. 54130 (Earl A. Gilling, President). Send protests to: District Supervisor Lyle D. Helfer, Interstate Commerce Commission, Bureau of Operations, 135 West Wells Street, Room 807, Milwaukee, WI 53203.

No. MC 135257 TA, filed January 27, 1971. Applicant: THE BIG E CORP., 505 North Myrtle Avenue, Jacksonville, FL 32204. Applicant's representative: Martin Sak, Jr., 1754 Gulf Life Tower, Jacksonville, FL 32207. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products and articles distributed by meat packinghouses*, between the plantsites and warehouses of Jones-Chambliss Co. and Henry's Hickory House at Jacksonville, Fla., on the one hand, and points in the United States (except Alaska and Hawaii), on the other hand, under continuing contract or contracts with Jones-Chambliss Co. and Henry's Hickory House, Jacksonville, Fla., for 180 days. Supporting shippers: Jones-Chambliss Co., 2135 Forest Street, Jacksonville, FL. Henry's Hickory House, 249 Copeland Street, Jacksonville, FL. Send protests to: District Supervisor G. H. Fauss, Jr., Bureau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay Street, Jacksonville, FL 32202.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary*.

[FR Doc.71-1552 Filed 2-3-71;8:50 am]

## CUMULATIVE LIST OF PARTS AFFECTED—FEBRUARY

**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 February.**


### 3 CFR
Page

EXECUTIVE ORDERS:
- Oct. 2, 1916 (revoked in part by PLO 5009) — 1895
- 1641 (revoked by PLO 5006) — 1532
- 8877 (see PLO 5001) — 1532
- 9526 (see PLO 5001) — 1532

### 5 CFR
- 213 — 1877

### 7 CFR
- 41 — 1877
- 301 — 1877
- 723 — 2395
- 724 — 1521, 2396, 2397
- 905 — 1522
- 907 — 1878, 2398
- 908 — 1878
- 910 — 1523
- 959 — 1523
- 1064 — 1524
- 1421 — 2399

PROPOSED RULES:
- 29 — 1901, 1904
- Ch. IX — 1535, 1541
- 1030 — 1540

### 9 CFR
- 76 — 1879, 1883

### 10 CFR
PROPOSED RULES:
- 50 — 1544
- 73 — 1914

### 12 CFR
PROPOSED RULES:
- 220 — 2412
- 221 — 2412

### 14 CFR
- 39 — 2400
- 71 — 1884–1886, 2002
- 73 — 1886, 2002
- 75 — 2002

PROPOSED RULES:
- 71 — 1910, 1911, 2404
- 73 — 1911
- 75 — 1911, 1912

### 15 CFR
PROPOSED RULES:
- 1200 — 1541

### 16 CFR
- 13 — 1886, 1888

### 17 CFR
Page
- 230 — 1525
- 231 — 1525
- 240 — 1889
- 249 — 1889

### 18 CFR
PROPOSED RULES:
- 101 — 1545
- 104 — 1545
- 201 — 1545
- 204 — 1545

### 19 CFR
- 4 — 1891
- 19 — 1892
- 111 — 1892

### 21 CFR
- 45 — 2400
- 133 — 2400
- 135g — 1893
- 141 — 1526
- 141a — 2401
- 141b — 2401
- 146a — 2401
- 146b — 2401
- 148v — 1526
- 149c — 1527

PROPOSED RULES:
- 17 — 1909

### 24 CFR
- 236 — 2401
- 242 — 2401
- 1000 — 2402

### 29 CFR
- 4 — 1893
- 50 — 1893
- 60 — 2462
- 70 — 1893

PROPOSED RULES:
- 1518 — 1802

### 32A CFR
OIA (Ch. X):
- OI Reg. 1 — 1898

PROPOSED RULES:
- Ch. X — 1909

### 33 CFR
PROPOSED RULES:
- 117 — 1909

### 41 CFR
- 5A–73 — 2402
- 9–1 — 1894
- 9–9 — 1894

### 42 CFR
Page

PROPOSED RULES:
- 481 — 1544, 1545, 2406, 2407

### 43 CFR
PUBLIC LAND ORDERS:
- 1404 (amended by PLO 5001) — 1532
- 1946 (revoked by PLO 5011) — 1533
- 3836 (amended by PLO 5013) — 1896
- 4434 (see PLO 5013) — 1896
- 4477 (revoked by PLO 5002) — 1532
- 4992 — 1529
- 4993 — 1530
- 4994 — 1894
- 4995 — 1530
- 4996 — 1530
- 4997 — 1530
- 4998 — 1531
- 4999 — 1531
- 5000 — 1532
- 5001 — 1532
- 5002 — 1532
- 5003 — 1894
- 5004 — 1895
- 5005 — 1895
- 5006 — 1532
- 5007 — 1533
- 5008 — 1533
- 5009 — 1895
- 5010 — 1895
- 5011 — 1533
- 5012 — 1533
- 5013 — 1896

### 45 CFR
PROPOSED RULES:
- 175 — 2403
- 176 — 2403

### 47 CFR
PROPOSED RULES:
- 21 — 2407
- 89 — 2407
- 91 — 2407
- 93 — 2407

### 49 CFR
- 178 — 1533
- 571 — 1896

PROPOSED RULES:
- 172 — 2404
- 173 — 2404
- 176 — 2404
- 178 — 2404
- 179 — 2404
- 571 — 1543, 1913, 1914
- 1047 — 1915

### 50 CFR
- 28 — 1899
- 29 — 2402
- 33 — 1899

# FEDERAL REGISTER

VOLUME 36 • NUMBER 24

Thursday, February 4, 1971 • Washington, D.C.

PART II

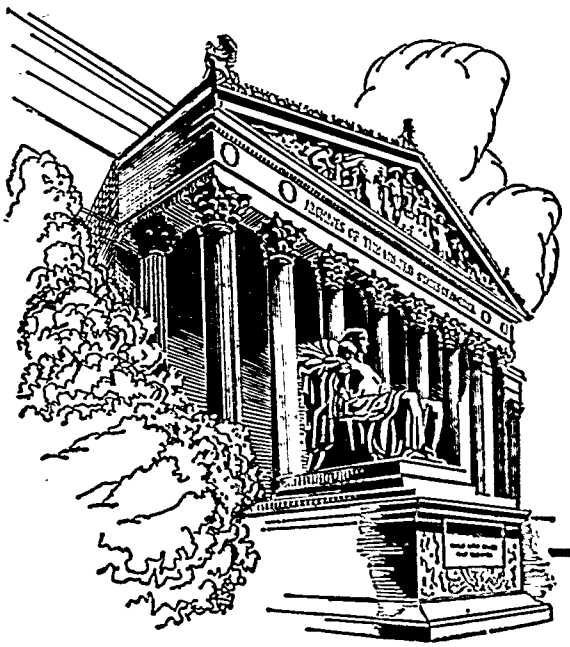
## DEPARTMENT OF LABOR

Office of the Secretary

•

## IMMIGRATION

Immigrant Labor Certifications



# Title 29—LABOR

## Subtitle A—Office of the Secretary of Labor

## PART 60—IMMIGRATION; IMMIGRANT LABOR CERTIFICATIONS

A notice of proposed revision of 29 CFR Part 60 was published in the FEDERAL REGISTER on November 17, 1970 (35 F.R. 17665). Previous notices of proposed amendments to various portions of 29 CFR Part 60 were published in the FEDERAL REGISTER on May 28, 1970 (35 F.R. 8369), May 27, 1970 (35 F.R. 8291), and on June 5, 1969 (34 F.R. 8972). After consideration of all matters presented by interested persons concerning these proposals, I have decided to and do hereby revise the regulations set forth in Part 60 as set forth below, to be effective upon publication in the FEDERAL REGISTER (2-4-71). The changes are not applicable to requests and applications received prior to the effective date.

The amendments contained herein relate to matters within the Secretary's discretion and in large part constitute a clarification and restatement of existing procedures and policies. In addition, the amendments which change findings regarding certain occupations and the procedural treatment of these occupations reflect changes in the availability of U.S. workers and any additional advance notice of these regulatory changes would be contrary to the public interest.

Part 60 is revised to read as follows:

Sec.
60.1 Purpose and scope.
60.2 Determinations and certification schedules.
60.3 Requests for certification.
60.4 Certification determinations and review.
60.5 Validity.
60.6 Matters to be considered.
60.7 Schedules.

AUTHORITY: The provisions of this Part 60 are issued under section 212(a)(14), as amended, 66 Stat. 181; 8 U.S.C. 1182.

### § 60.1 Purpose and scope.

The Immigration and Nationality Act provides, among other things, that each alien wishing to immigrate to the United States must be eligible to receive a visa as prescribed by regulations of the Department of State and must be admissible into the United States as prescribed by regulations of the Immigration and Naturalization Service. An alien who seeks to immigrate for the purpose of employment instead of on another basis, such as close relationship to U.S. citizens or permanent residents, is ineligible to receive a visa and is excluded from admission into the United States unless the Department of Labor has determined and certified to the Department of State and to the Immigration and Naturalization Service that qualified U.S. workers are not available and that his employment will not adversely affect wages and working conditions of the workers in the United States similarly employed. This certification by the Department of Labor is popularly referred to as a "labor certification". The regulations in this Part set forth the details in particulars of labor certification processing as arranged among the Departments of State, Justice, and Labor.

(a) Sections 101(a)(27)(A) and 203 of the Immigration and Nationality Act were amended on October 3, 1965, to require as a condition to the admission of certain "special immigrants", any nonpreference immigrant under paragraph 203(a)(8) and any preference immigrant under paragraph 203(a)(3) or 203(a)(6) that the alien be a beneficiary of a determination and certification made by the Secretary of Labor pursuant to the provisions of section 212(a)(14) of the Act. Accordingly, the immigrants for whom the 212(a)(14) certification is made a condition precedent to admission to the United States are as follows:

(1) Third preference immigrants who are described as "qualified immigrants who are members of the professions, or who because of their exceptional ability in the sciences or the arts will substantially benefit prospectively the national economy, cultural interests, or welfare of the United States." (section 203(a)(3))

(2) Sixth preference immigrants who are described as "qualified immigrants who are capable of performing specified skilled or unskilled labor, not of a temporary or seasonal nature, for which a shortage of employable and willing persons exists in the United States." (section 203(a)(6))

(3) Nonpreference immigrants who are described as "other qualified immigrants strictly in the chronological order in which they qualify." (section 203(a)(8))

(4) Special immigrants who are described as "an immigrant[s] who was born in any independent foreign country of the Western Hemisphere or in the Canal Zone and the spouse and children of any such immigrant, if accompanying, or following to join him." (section 101(a)(27)(A))

(b) The determination and certification required to be made by the Secretary of Labor is described in section 212(a)(14) of the Act as follows:

Except as otherwise provided in this Act, the following classes of aliens shall be ineligible to receive visas and shall be excluded from admission into the United States:

(14) Aliens seeking to enter the United States, for the purpose of performing skilled or unskilled labor, unless the Secretary of Labor has determined and certified to the Secretary of State and to the Attorney General that (A) there are not sufficient workers in the United States who are able, willing, qualified, and available at the time of application for a visa and admission to the United States and at the place to which the alien is destined to perform such skilled or unskilled labor, and (B) the employment of such aliens will not adversely affect the wages and working conditions of the workers in the United States similarly employed. The exclusion of aliens under this paragraph shall apply to special immigrants defined in section 101(a)(27)(A) (other than the parents, spouses, or children of U.S. citizens or of aliens lawfully admitted to the United States for permanent residence), to preference immigrant aliens described in section 203(a)(3) and (6), and to nonpreference immigrant aliens described in section 203(a)(8);

(c) The geographic applicability of this part is the United States, which, unless otherwise specifically indicated means the 50 States, the District of Columbia, Puerto Rico, Guam, and the Virgin Islands of the United States.

(d) The addresses of the regional and other area offices of the Manpower Administration of the Department of Labor follow, together with a list of the States and Territories in each region. The addresses of the local offices of the several State Employment Services can be obtained at the office of the appropriate Regional Manpower Administrator.

Region I—Room 1703, J. F. Kennedy Federal Building, Government Center, Boston, MA 02203.
(Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.)

Region II—Room 716, 341 Ninth Avenue, New York, NY 10001.
(New York, New Jersey, and Puerto Rico.)

Region III—Post Office Box 8796, Philadelphia, PA 19101 (5000 Wissahickon Avenue, do not use street address for mailing purposes).
(Delaware, Maryland, Pennsylvania, Virginia, and West Virginia; except for those portions of Maryland and Virginia administered by the District of Columbia office.)

Region IV—Room 405, 1371 Peachtree Street NE., Atlanta, GA 30309.
(Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee.)

Region V—Room 2402, Federal Office Building, 219 South Dearborn Street, Chicago, IL 60604.
(Illinois, Indiana, Michigan, Minnesota, Ohio, and Wisconsin.)

Region VI—Room 308, Mayflower Building, 411 North Akard Street, Dallas, TX 75201.
(Arkansas, Louisiana, New Mexico, Oklahoma, and Texas.)

Region VII—Room 3000, Federal Building, 911 Walnut Street, Kansas City, MO 64106.
(Iowa, Kansas, Missouri, and Nebraska).

Region VIII—Room 16015, Federal Office Building, 1961 Stout Street, Denver, CO 80202.
(Colorado, Montana, North Dakota, South Dakota, Utah, and Wyoming.)

Region IX—Room 10064, Federal Building, 450 Golden Gate Avenue, San Francisco, CA 94102.
(Arizona, California, Guam, Hawaii, and Nevada).

Region X—Arcade Plaza, 1321 Second Avenue, Seattle, WA 98101.
(Alaska, Idaho, Oregon, and Washington).

D.C.—Room 341, 555 Pennsylvania Avenue NW., Washington, DC 20212.
(District of Columbia, Montgomery and Prince Georges Counties, Md.; Arlington, Fairfax, Loudoun, and Prince William Counties, Va.; and the cities of Alexandria and Falls Church, Va.).

V.I.—First National City Bank Building, Veterans Drive, St. Thomas, V.I. 00801.
(U.S. Virgin Islands).

### § 60.2 Determinations and certification schedules.

(a) *Determinations.* To facilitate the processing of requests for labor certification, Schedules and lists are provided below which contain determinations made by the Secretary of Labor, pursuant to the requirements of section 212(a)(14) of the Immigration and Nationality Act, that:

(1) For the categories of employment described in Schedule A at § 60.7 except for any geographic limitations therein set forth, there are not sufficient workers who are able, willing, qualified, and available for employment and the employment of aliens in such categories in such areas will not adversely affect the wages and working conditions of workers in the United States similarly employed.

(2) For the categories of employment described in Schedule B at § 60.7 subject to any geographic limitations therein set forth, the certification required by section 212(a)(14) cannot now be made.

(b) The Secretary may make such revisions of the Schedules and listings described in paragraph (a) of this section as he deems necessary and at such times as he deems appropriate upon his own initiative or upon the written request of any person setting forth reasonable grounds therefor. Requests for such revisions should be filed by mail with the Secretary of Labor, Washington, D.C. 20210.

§ 60.3 Requests for certification.

(a) Any alien seeking a certification pursuant to this part, or any person on behalf of such alien, whose category of employment is included in Schedule A shall file a Statement of Qualifications of Alien form in duplicate and fully documented with a U.S. Consular office abroad or with an Immigration and Naturalization Service office in the United States. If, after review, the Consular or Immigration Officer concludes that the alien's qualifications conform with the schedule requirements and occupational descriptions, he shall indicate on the form the occupation on Schedule A in which the alien qualifies and the certification made by the operation of the schedule shall be applicable.

(b) Any alien who qualifies as a professional or as one who has exceptional ability in the sciences or arts and whose category of employment is not included on Schedule A, or any person on behalf of such alien, shall file a Statement of Qualifications of Alien form in duplicate and fully documented with a U.S. Consular office abroad or with an Immigration and Naturalization Service office in the United States. When preference status is being requested pursuant to the provisions of section 204 of the Act, the Consular Officer shall review and forward the form and documentation to the Immigration and Naturalization Service; in all other cases the Consular Officer after review shall forward the form and documentation for labor certification determination to the office of the Manpower Administration of the U.S. Department of Labor for the area of the alien's intended residence. The Immigration Officer, upon determining that the alien qualifies as a professional or as one who has exceptional ability in the sciences or arts, shall forward the form and documentation for labor certification determination to the office of the Manpower Administration of the Department of Labor for the area of the alien's intended residence.

(c) Any alien whose category of employment is not included on Schedule A or on Schedule B or in paragraph (b) of this section shall apply for certification by having the prospective employer or the authorized representative of the employer file in duplicate a Statement of Qualifications of Alien form, a Job Offer for Alien Employment form, and where the alien is to "live at work", a fully documented Supplemental Statement for Live-At-Work Job Offers. The forms shall be filed with any local office of the State Employment Service serving the area where the alien will be employed. After a review of the forms and area labor market information pertaining to the availability of U.S. workers and to the prevailing wages and working conditions in the area of employment similar to the alien's intended employment, the State Employment Service shall forward the form and information to the office of the Manpower Administration of the U.S. Department of Labor for that area. A labor certification determination will be made based on the information submitted by the State Employment Service and any other applicable data available to the Manpower Administration area office.

(d) The filing of forms with and the processing of forms by a Consular office pursuant to paragraphs (a) and (b) of this section shall be in accordance with State Department regulations and procedures. The filing of forms with and the processing of forms by the Immigration and Naturalization Service pursuant to paragraphs (a) and (b) of this section shall be in accordance with Immigration and Naturalization Service regulations and procedures. Determinations by the Immigration and Naturalization Service as to whether an alien qualifies as a professional or as one who has exceptional ability pursuant to paragraphs (a) and (b) of this section shall, subject to review as provided by the Immigration and Naturalization Service regulations and procedures, be accepted as conclusive by the Department of Labor.

(e) Forms: Application for Alien Employment Certification.

(1) Statement of Qualifications of Alien—MA 7-50A (formerly ES-575A). This form provides for a description of the alien, including information regarding the alien's occupational qualifications and intended area of residence in the United States. It is to be completed by the alien applicant. (Because of changes in these regulations effectuated since the issuance of form MA 7-50A, there is no longer a requirement that question number 19 regarding placement and/or referral services be answered.)

(2) Job Offer for Alien Employment—MA 7-50B (formerly ES-575B). This form provides for a description of the alien's prospective employment in the United States. It is to be completed by a prospective employer. (Because of changes in these regulations effectuated since the issuance of form MA 7-50B, the note printed between items 3 and 4 of that form is modified to the extent that an employer is not subject to a denial of certification on the ground of employing an alien who works without authorization.)

(3) Supplemental Statement for Live-At-Work Job Offers—MA 7-50C (formerly ES-575B, Supplement 1). This form provides for further description of the alien's prospective living and working conditions for jobs where the alien is required to live at the place of employment.

(4) Forms and instructions for filing are available at U.S. Consulates abroad, Immigration and Naturalization offices in the United States, and local offices of the various State Employment Services.

(5) Forms ES-575A, B, and B Supplement 1 will be accepted for initial processing until July 1, 1971.

(f) Documentation:

(1) The documents supporting an application for alien employment certification as a member of the professions or of an alien with exceptional ability in the sciences or arts, whose eligibility is based in whole or in part on high education, shall include a certified copy of the alien's school record. The record must show the period of attendance, major field of study and the degrees or diplomas awarded. If the alien has received a license or other official permission to practice his profession, the license or other official permit to practice must also be submitted. If the alien's eligibility is based on a claim of exceptional ability in the sciences or the arts, documentary evidence supporting the claim must be submitted by the applicant. Such evidence may attest to the unusual acclaim and either the national or international recognition accorded to the alien; that he has received a nationally or internationally recognized prize or award or won a nationally or internationally recognized competition for excellence for a specific product or performance or for outstanding achievement; or that he is a member of a national or international association of persons which maintains standards of membership recognizing outstanding achievement as judged by national or international experts in a specific discipline or field of endeavor. An affidavit attesting to an alien's exceptional ability in the sciences or the arts must set forth the name and address of the affiant, state how he has acquired his knowledge of the alien's qualifications and must describe in detail the facts on which the affiant bases his assessment of the alien's qualifications. If material published by or about the alien is submitted, it must be accompanied by information as to the date, place, and title of publication.

(2) If supporting documents are submitted in the original; no additional copies are required. If the return of an original document is desired, it should be accompanied by a photostatic or typewritten copy. Photostatic copies not accompanied by the original may be submitted, provided that they are certified as identical to the original document by an immigration or consular official or official custodian of the original. Documents not in the English language must

be accompanied by a translation, certified by the translator as to the accuracy of the translation and his competency to so translate.

§ 60.4 Certification determinations and review.

(a) Department of Labor determinations pursuant to paragraphs (b) and (c) of § 60.3 shall be made by the Certifying Officer appointed by the Regional Manpower Administrator (or the Administrator for the District of Columbia) of the Manpower Administration of the U.S. Department of Labor for the area wherein the employment is to occur.

(b) Requests for review of a denial of certification pursuant to paragraph (a) of this section and requests for review of a Consular Officer's decision under § 60.3(a) regarding the alien's qualifications may be made in writing to the Regional Manpower Administrator (or the Administrator for the District of Columbia) of the same area in which the denial occurred or, in the case of a Consular Officer's decision, of the area of the alien's intended residence. Such requests shall be made within 90 days of the denial of certification and shall: (1) Clearly identify the particular certification determination for which review is sought; (2) set forth the particular grounds on which the request is based; and (3) include all documents which accompanied the denial of certification.

(c) The Regional Manpower Administrator (or the Administrator for the District of Columbia) or his designated representative, who shall not have participated in the initial determination, shall carry out the review. Upon review, the Regional Manpower Administrator (or the Administrator for the District of Columbia) or his designated representative may order the issuance of a certification or may affirm the denial. The determination of the Regional Manpower Administrator (or the Administrator for the District of Columbia) shall be final.

(d) Notwithstanding any provision in this section to the contrary, applications for certification may be removed by the Department of Labor to the national office and may be determined in the national office by a Certifying Officer designated by the Manpower Administrator; applications for certification for alien employment in the Virgin Islands shall be determined by a Certifying Officer designated by the Manpower Administrator. Requests for review of a denial of certification made in the national office or in the Virgin Islands pursuant to this paragraph shall be made in writing to the Manpower Administrator, U.S. Department of Labor, Washington, D.C. 20210. Such review shall be consistent with the procedure set forth in paragraph (b) or (c) of this section and the determination upon review shall be final.

(e) Requests for review of a denial of certification based upon occupations in Schedule B in § 60.7 may be made in writing to the Assistant Secretary of Labor for Manpower, U.S. Department of Labor, Washington, D.C. 20210, within 90 days of the denial of certification and shall: (1) Clearly identify the particular certification determination for which review is sought; (2) set forth the particular grounds on which the request is based; and (3) include all documents which accompanied the denial of certification.

§ 60.5 Validity.

(a) A labor certification issued pursuant to this part shall be valid for an indefinite period of time except that revalidation shall be required as provided in paragraph (b) of this section, and, notwithstanding any provision in this section to the contrary, no certification made pursuant to Group I of Schedule C or Schedule C—Precertification list previously issued pursuant to this part shall be valid beyond March 31, 1971.

(b) Labor certifications and revalidations of certifications in the categories of employment described below, including any geographic limitations, shall be valid for 1 year after the date that the certification was actually made and revalidation shall be required after that period; this provision shall be applicable to both new and outstanding certifications: Household Domestic Service work; Teaching; and Certifications made pursuant to Group I of Schedule C or Schedule C—Precertification List.

(c) The certification procedures in effect at the time a request for revalidation is made shall be followed in processing the revalidation request. Determinations will be made on the basis of the applicable labor market conditions which exist at the time of the request for revalidation. The original forms upon which initial certification was obtained should be submitted for revalidation. Any material changes in circumstances must be noted and initialed.

(d) Labor certifications made in a Regional Manpower Administration office or national office of the U.S. Department of Labor, shall be deemed to have been made as of the date a complete and proper application for alien employment certification is accepted for processing within the Employment Service system. For the purpose of this section, certifications made pursuant to Schedule A shall be considered to have been made on the date of acceptance by the Consular or Immigration Officer of evidence to establish that the alien's qualifications conform with the Schedule's occupational requirements for certification as set forth in § 60.3(a) above.

(e) The validity of: (1) A labor certification issued pursuant to § 60.3(a) shall be limited to the intended occupation as set forth on the Statement of Qualifications of Alien form and to the geographic areas set forth in Schedule A at § 60.7; (2) a labor certification issued pursuant to § 60.3(b) shall be limited to the intended occupation and to the geographic area of intended residence as set forth on the Statement of Qualifications of Alien form; and (3) a labor certification issued pursuant to § 60.3(c) shall be limited to the particular job and geographic location set forth on the Job Offer for Alien Employment form.

(f) The terms and conditions of the labor certification shall not be construed as preventing an immigrant properly admitted to the United States from subsequently changing his occupation, job, or area of residence.

(g) Certifications issued pursuant to this part are invalid if the representations upon which they are based are materially incorrect. Materially incorrect, for the purposes of this paragraph, means that if the correct facts had been known a certification could not have been issued pursuant to the requirements set forth at section 212(a)(14) of the Immigration and Nationality Act.

§ 60.6 Matters to be considered.

Prospective employment offered in accordance with § 60.3(c) will be deemed to adversely affect "wages" or "working conditions" of American workers within the meaning of section 212(a)(14) of the Act unless it appears:

(a) That such employment will be for wage rates no less than those prevailing for U.S. workers similarly employed in the area of employment: *Provided, however,* That such wages are not lower than any applicable wage rates prescribed by the Secretary of Labor pursuant to law as the minimum rates which will not adversely affect the wages of American workers similarly employed. Where available, such prevailing wages shall generally be the rates determined to be prevailing for the occupations and in localities involved pursuant to the provisions of the Davis-Bacon and related Acts (40 U.S.C. 276a), the McNamara-O'Hara Service Contract Act (41 U.S.C. 351), or the National Foundation on the Arts and Humanities Act of 1965 (20 U.S.C. 954(j), § 505.3 of this title), or set forth on Wage Board rate schedules applicable to Federal installations in the area (5 U.S.C. 5341). Where a current determination under one of these laws is not applicable, the prevailing wage rate will be determined in accordance with the current criteria established pursuant to the Davis-Bacon Act in Part 1 of this Title;

(b) That such employment will include the furnishing of fringe benefits that prevail for U.S. workers similarly employed in the area of employment;

(c) That such employment will involve adherence to prevailing working conditions including customs in the area of employment regarding the furnishing of board, lodging, and other facilities;

(d) That such employment will not involve positions (1) that are vacant because the former occupants are on strike or are being locked out in the course of a labor dispute or (2) the filling of which is at issue in a labor dispute;

(e) That such employment will not involve any discrimination with regard to race, creed, color, national origin, age, or sex; and,

(f) That such employment or any term or condition thereof is not contrary to any provisions of Federal, State, or local law.

§ 60.7 Schedules.

SCHEDULE A

Group I: Persons who received an advanced degree in any of the following specialties from an institution of higher learning accredited in the country where the degree was obtained (equivalent to a Ph.D. or master's degree conferred by American colleges or universities):

Dietetics.
Medicine and Surgery.
Nursing.
Pharmacy.
Physical Therapy.

Group II: Persons who have received a degree conferred by an accredited institution of higher learning in any of the following specialties (equivalent to the bachelor's degree conferred by American colleges or universities) or have experience or a combination of experience and education equivalent to such degree:

Dietetics.
Nursing.
Pharmacy.
Physical Therapy.

Group III: (a) Any person of any religious denomination whose regular profession or occupation is to conduct religious services, which he is authorized by his denomination to perform, and who is seeking admission to the United States in order to engage principally in such work.

(b) Any person of any religious denomination having a religious commitment, such as a Monk, Nun, Brother, Missionary, and others, who is seeking admission to the United States to perform the duties required of him by virtue of such commitment.

(c) Any other person seeking admission to the United States to perform duties related to the nonprofit operation of a religious organization (1) if the duties which he will perform involve special skills, training, and experience which the alien possesses and which are related to the religious objectives of the organization and (2) if he intends to be engaged principally (more than 50 percent of his working time) in such duties. Examples of persons coming within this subgroup are cantors and translators of religious tracts or texts who have the special capability of conveying through the translation the spiritual message to which such tracts or texts are directed and who will be engaged in such endeavors.

An operation may be considered nonprofit for purposes of Group III if the receipts from the operation will be used exclusively in furtherance of the philanthropic or religious purposes of the organization.

OCCUPATIONAL DEFINITIONS

These definitions are intended as descriptive guidelines and not as mandatory qualification requirements.

*Dietetics*

The application of the principles of nutrition to plan menus and diets and direct the preparation and serving of meals. Includes activities involved with service programs designed to feed individuals and groups with special nutritional requirements in schools, restaurants, and other institutions. Also includes participation in research in the field of nutrition.

*Medicine and Surgery*

The application of the art and science of medicine and surgery to the diagnosis, prevention, and treatment of diseases and injuries in man, disorders of the mind, and the treatment of women during pregnancy; and research into the causes, transmission, and control of disease and other ailments. Includes the practice of medicine, osteopathy, psychiatry, and ophthalmology. May specialize in treating a specific area of the body, or a particular disease, sex, or age group. *Provided*, That certification under this category shall apply only to those physicians and surgeons whose medical degrees or qualifications were conferred by a medical school in the United States and Canada and such other physicians and surgeons who (a) submit evidence from the licensing authority of the State of the alien's intended employment that the alien has met all of the requirements for licensure or for admittance to the licensure examination in that State; or (b) submit evidence from an institution providing approved medical internship or residency training that the alien has met all of the requirements for appointment to an internship or residency and is being offered such appointment; or (c) submit evidence that they have passed the examination of the Educational Council for Foreign Medical Graduates; or (d) submit evidence of having received an appointment to engage in medical teaching, research, or laboratory work that will not involve direct patient care.

*Nursing*

The application of the art and science of nursing which reflects comprehension of principles derived from the physical, biological, and behavioral sciences. Nursing generally includes the making of clinical judgments concerning the observation, care, and counsel of persons requiring nursing care; the administering of medicines and treatments prescribed by the physician or dentist; the participation in activities for the promotion of health and the prevention of illness in others.

Preparation for nursing practice is generally obtained through an organized program of study approved by a governmental or other competent authority in the alien's country. High school graduation or its equivalent is usually a prerequisite. A program of study generally includes theory and practice in clinical areas such as: Obstetrics, surgery, pediatrics, psychiatry, and medicine.

*Pharmacy*

The compounding of prescriptions written by physicians, dentists, and other authorized medical practitioners; and the bulk selection, compounding, dispensing, and preservation of drugs and medicines.

*Physical Therapy*

The treatment of patients with disabilities, disorders, and injuries to relieve pain, develop or restore function, and maintain performance, using physical means, such as exercise, massage, heat, water, light, and electricity, as prescribed by a medical doctor.

SCHEDULE B

OCCUPATIONAL TITLES

Assemblers.
Attendants, Parking Lot.
Attendants (Service Workers such as Personal Service Attendants, Amusement and Recreation Service Attendants).
Automobile Service Station Attendants.
Bartenders.
Bookkeepers II.
Bus Boys.
Cashiers.
Chauffeurs and Taxicab Drivers.
Charwomen and Cleaners.
Clerks, General.
Clerks, Hotel.
Clerks and Checkers, Grocery Stores.
Clerk Typists.
Cooks, Short Order.
Counter and Fountain Workers.
Electric Truck Operators.
Elevator Operators.
Floormen, Floorboys, and Floorgirls.
Groundskeepers.

SCHEDULE B—Continued

Guards and Watchmen.
Helpers, any Industry.
Household Domestic Service Workers.
Housekeepers.
Housemen and Yardmen.
Janitors.
Key Punch Operators.
Kitchen Workers.
Laborers, Farm.
Laborers, Mine.
Laborers, Common.
Loopers and Toppers.
Maids, Hotel and Motel.
Men-of-all-Work.
Material Handlers.
Nurses' Aides and Orderlies.
Packers, Markers, Bottlers, and Related.
Porters.
Receptionists.
Sailors and Deck Hands.
Sales Clerks, General.
Sewing Machine Operators and Handstitchers.
Street Railway and Bus Conductors.
Telephone Operators.
Truck Drivers and Tractor Drivers.
Typists, Lesser Skilled.
Ushers, Recreation and Amusement.
Warehousemen.

OCCUPATIONAL DEFINITIONS

*Assemblers*

Perform one or more repetitive tasks to assemble components and subassemblies using hand or power tools to mass produce a variety of components, products or equipment. Involves such activities as riveting, drilling, filing, bolting, soldering, spot welding, cementing, gluing, cutting, and fitting. May use clamp or other work aids to hold parts during assembly. May inspect or test components. May tend previously set-up or automatic machines.

*Attendants, Parking Lot*

Park automobiles for customers in parking lots or garages and collect fees based on time span of parking.

*Attendants (Service Workers such as Personal Service Attendants, Amusement and Recreation Service Attendants)*

Perform a variety of routine tasks attending to the personal needs of customers at such places as amusement parks, bath houses, clothing checkrooms, and dressing rooms. Includes such tasks as taking and issuing tickets, checking and issuing clothing and supplies, cleaning premises and equipment, answering inquiries, checking lists, and maintaining simple records.

*Automobile Service Station Attendants*

Service automotive vehicles with fuel, lubricants, and automotive accessories at drive-in service facilities. Also, compute charges and collect fees from customers.

*Bartenders*

Prepare, mix, and dispense alcoholic beverages for consumption by bar customers. Also, compute and collect charges for drinks.

*Bookkeepers II*

Keep records of one facet of an establishment's financial transactions. Responsible for maintaining one set of books, and specialize in such areas as accounts-payable, accounts-receivable, or interest accrued rather than a complete set of records.

*Bus Boys*

Facilitate food service in an eating place by performing such tasks as removing dirty dishes, replenishing linen and silver supplies, serving water and butter to patrons, and cleaning and polishing equipment.

*Cashiers*

Receive payments made by customers for goods or services, make change, and give receipt. Involves such activities as operating cash register, balancing cash accounts, preparing bank deposits and other related duties.

*Chauffeurs and Taxicab Drivers*

Drive automobiles to convey passengers according to their instructions.

*Charwomen and Cleaners*

Keep premises of commercial establishments, office buildings, or apartment houses in clean and orderly condition by performing such tasks as mopping and sweeping floors, dusting and polishing furniture and fixtures, and vacuuming rugs. Work according to set routine.

*Clerks, General*

Perform a variety of routine clerical tasks not requiring knowledge of systems or procedures. Involves such activities as copying and posting data, proofreading records or forms, counting, weighing, or measuring material, routing correspondence, answering telephones, conveying messages, and running errands.

*Clerks, Hotel*

Perform a variety of routine tasks to accommodate hotel guests. Involves such activities as registering guests, dispensing keys, distributing mail, collecting payments, and adjusting complaints.

*Clerks and Checkers, Grocery Stores*

Itemize, total, and receive payment for purchase in grocery stores, usually using cash register. Often assists customer in locating items, stock shelves, and keep stock-control and sales-transaction records.

*Clerk Typists*

Perform general clerical work requiring use of typewriter in majority of duties. Involves such activities as typing reports, bills, application forms, shipping tickets, and other matters from clerical records; filing records and reports, posting information to records, sorting and distributing mail, answering phone and similar duties. (Combines typing and filing, sorting mail, answering the telephone, and other general office work.)

*Cooks—Short Order*

Prepare and cook to order all kinds of short-preparation-time foods. May involve such activities as carving meats and filling orders from a steam-table; preparing sandwiches, salads, beverages; and serving meals over a counter.

*Counter and Fountain Workers*

Serve food to patrons at lunchroom counters, cafeterias, soda fountains, or similar public eating places. Take orders from customers and frequently prepare simple items, such as dessert dishes; itemize and total checks; receive payment and make change; and clean work area and equipment.

*Electric Truck Operators*

Drive gasoline- or electric-powered industrial trucks or tractors equipped with forklift, elevating platform, or trailer hitch to move and stack equipment and materials in a warehouse, storage yard, or factory.

*Elevator Operators*

Operate elevators to transport passengers and freight between building floors.

*Floormen, Floorboys, and Floorgirls*

Perform a variety of routine tasks in support of other workers in and around such work sites as factory floors and service areas, frequently at the beck and call of others. Involves such tasks as cleaning floors, materials, and equipment; distributing materials and tools to workers; running errands; delivering messages; emptying containers; and, removing materials from work area to storage or shipping areas.

*Groundskeepers*

Maintain grounds of industrial, commercial, or public property in good condition. Involves such tasks as cutting lawns, trimming hedges, pruning trees, repairing fences, planting flowers, and shoveling snow.

*Guards and Watchmen*

Guard and patrol premises of industrial or business establishments or similar types of property to prevent theft and other crimes and prevent possible injury to others.

*Helpers (Any Industry)*

Perform a variety of duties to assist another worker usually of a higher level of competency of expertness. Involves such activities as furnishing another worker with materials, tools, and supplies; cleaning work area, machines and equipment; feeding or offbearing machines; holding materials or tools according to worker assisted.

*Household Domestic Service Workers*

Perform a vareity of tasks in private households, including such activities as cleaning, dusting, washing, ironing, making beds, maintaining clothes, marketing, cooking, serving food, and caring for children: *Provided, however,* That noncertification under this category shall apply only to those workers who have had less than 1 year of documented paid experience in the performance of the above tasks working on a live-in or live-out basis.

*Housekeepers*

Supervise workers engaged in maintaining interiors of residential buildings in a clean and orderly fashion. They assign duties to maids, charwomen, and housemen; inspect finished work, and maintain supply of equipment and materials.

*Housemen and Yardmen*

(1) Perform routine tasks to keep hotel premises neat and clean. Involves such tasks as cleaning rugs; washing walls, ceilings, and windows; moving furniture; mopping and waxing floors; and, polishing metalwork.

(2) Maintain the grounds of private residence in good order. Typical tasks are mowing and watering lawns, planting flowers and shrubs, and repairing and painting fences. Work on instructions of private employer.

*Janitors*

Keep hotel, office building, apartment house, or similar building in clean and orderly condition, and tend furnaces and boilers to provide heat and hot water. Typical tasks are sweeping and mopping floors, emptying trash containers, and doing minor painting and plumbing repairs. Often maintain residence at place of work.

*Keypunch Operators*

Using machines similar in action to typewriters, punch holes in cards in such a position that each hole can be identified as representing a specific item of information. These punched cards may be used with electronic computers as well as tabulating machines.

*Kitchen Workers*

Perform routine tasks in kitchen of restaurant. Primary responsibility is to maintain work areas and equipment in a clean and orderly fashion. Involves such tasks as mopping floors, removing trash, washing pots and pans, transferring supplies and equipment, and washing and peeling vegetables.

*Laborers, Farm*

Plant, cultivate, and harvest farm products, following instructions of supervisors, often working as members of a team. Typical tasks are watering and feeding livestock, picking fruit and vegetables, and cleaning storage areas and equipment.

*Laborers, Mine*

Perform routine tasks in underground or surface mine, pit, or quarry, or at tipple, mill, or preparation plant. Involves such tasks as cleaning work areas, shoveling coal onto conveyors, pushing mine cars from working face to haulage road, and loading or sorting material onto wheelbarrow.

*Laborers, Common*

Perform routine tasks in an industrial construction or manufacturing environment. Typical tasks are loading and moving equipment and supplies, cleaning work areas, and distributing tools. Work upon instructions according to set routine.

*Loopers and Toppers*

(1) Tend machines that shear nap, loose threads, and knots from cloth surfaces to give uniform finish and texture.

(2) Operate looping machines to close openings in toe of seamless hose or join knitted garment parts.

(3) Loop stitches or ribbed garment parts on points of transfer bar to facilitate transfer of garment parts to needles of knitting machine.

*Maids, Hotel and Motel*

Clean hotel rooms and halls; sweep and mop floors; dust furniture; empty wastebaskets; and make beds.

*Men-of-all-Work*

Perform a combination of duties to keep a private home clean and in good condition. Involves such activities as cleaning and dusting furniture and furnishings, hallways and lavatories; beating, vacuuming, and scrubbing rugs; washing windows, waxing and polishing floors; removing and hanging draperies; cleaning and oiling furnaces and other equipment; repairing mechanical and electrical appliances; painting and other chores as required.

*Material Handlers*

Load, unload, and convey materials within or near plant, yard, or worksite, under specific instructions.

*Nurses' Aides and Orderlies*

Assist in care of hospital patients. Involves such activities as bathing, dressing, undressing patients and giving alcohol rubs; serving and collecting food trays; cleaning and shaving hair from skin area of operative cases; lifting patients onto and from bed, and transporting patients to treatment units; changing bed linens, running errands, and directing visitors.

*Packers, Markers, Bottlers, and Related*

Pack products into containers, such as cartons or crates; mark identifying information on articles; insure filled bottles are properly sealed and marked; often working with team on or at end of assembly line.

*Porters*

(1) Carry baggage for passengers of airline, railroad, or motorbus by hand or handtruck. Perform related personal services in and around public transportation environment.

(2) Keep building premises, working areas in production departments of industrial or-

ganizations, or similar sites in clean and orderly conditions.

*Receptionists*

Receive clients or customers coming into establishments to ascertain their wants, and direct them accordingly. Involves such activities as arranging appointments, directing caller to destination, recording name, time, nature of business, person seen; answering phone and related duties.

*Sailors and Deck Hands*

Stand deck watches and perform a variety of tasks to preserve painted surfaces of ship, and maintain lines, running gear, and cargo handling gear in safe operating condition. Involves such tasks as mopping decks, chipping rust, painting chipped areas, and splicing rope.

*Sales Clerks, General*

Receive payment for merchandise in a retail establishment, wrap or bag merchandise, and keep shelves stocked.

*Sewing Machine Operators and Hand-stitchers*

(1) Operate single- or multiple-needle sewing machines to join parts in the manufacture of such products as awnings, carpets, and gloves. Specialize in one type of sewing machine limited to joining operations.

(2) Join and reinforce parts of such articles as garments, and curtains, sew buttonholes and attach fasteners to articles, or sew decorative trimmings to articles, using needle and thread.

*Street Railway and Bus Conductors*

Collect fares or tickets from passengers, issue transfers, open and close doors, announce stops, answer questions, and signal operator to start or stop.

*Telephone Operators*

Operate telephone switchboards to relay incoming and internal calls to phones in an establishment, and make connections with external lines for outgoing calls. Taking messages, supplying information and keeping records of calls and charges is often involved. Some situations primarily involve establishing or aiding telephone users in establishing local or long distance telephone connections.

*Truck Drivers and Tractor Drivers*

(1) Drive trucks to transport materials, merchandise, equipment, or people to and from specified destinations, such as plants, railroad stations, and offices.

(2) Drive tractors to move materials, draw implements, pull out objects imbedded in ground, or pull cable of winch to raise, lower, or load heavy materials or equipment.

*Typists, Lesser Skilled*

Type straight-copy material, such as letters, reports, stencils, and addresses, from draft or corrected copy. Not required to prepare materials involving the understanding of complicated technical terminology, the arrangement and setting of complex tabular detail or similar problems. Typing speed in English does not exceed 52 words per minute on a manual typewriter and/or 60 words per minute on an electric typewriter and the error rate reaches 12 or more for a 5 minute typing period on representative business correspondence.

*Ushers (Recreation and Amusement)*

Assist patrons at entertainment events in finding seats, searching for lost articles, and locating facilities.

*Warehousemen*

Receive, store, ship, and distribute materials, tools, equipment, and products within establishments as directed by others.

(79 Stat. 911; 8 U.S.C. 1182; 34 F.R. 6502)

Signed at Washington, D.C., this 29th day of January 1971.

M. R. LOVELL, Jr.,
*Assistant Secretary for Manpower.*

[FR Doc.71-1450 Filed 2-3-71;8:45 am]