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Title 5—Administrative Personnel
CHAPTER I—CIVIL SERVICE COMMISSION
PART 213—EXCEPTED SERVICE
Department of Housing and Urban Development

Section 213.3384 is amended to show that one position of Assistant (special projects) to the Assistant Secretary for Housing Production and Mortgage Credit—Federal Housing Administration Commissioner is revoked. This section is further amended to show that one position of Special Assistant to the Assistant Secretary—Commissioner is excepted under Schedule C.

Effective March 13, 1975, §§ 213.3384
(b) (11) is revoked and (b) (16) is added as set out below.

§ 213.3384 Department of Housing and Urban Development.
(a) Office of the Assistant Secretary for Housing Production and Mortgage Credit—Federal Housing Administration Commissioner.
   (11) [Revoked].
   (16) One Special Assistant to the Assistant Secretary for Housing Production and Mortgage Credit.

(b) Office of the Assistant Secretary for Housing Production and Mortgage Credit—Federal Housing Administration Commissioner.
   (16) One Special Assistant to the Assistant Secretary for Housing Production and Mortgage Credit.

Title 7—Agriculture
CHAPTER III—ANIMAL AND PLANT HEALTH INSPECTION SERVICE, DEPARTMENT OF AGRICULTURE
PART 301—DOMESTIC QUARantine
NOTES
Subpart—Pink Bollworm

This document amends the supplemental regulation which lists regulated areas for purposes of the Federal Pink Bollworm Quarantine by removing Faulkner County, Arkansas, from the list of suppressed regulated areas and by adding all or parts of the following counties and parishes: Clay, Craighead, Crittenden, Greene, Independence, Lawrence, Lincoln, Lonoke, Mississippi, Polk, Pope, and Randolph Counties in Arkansas; and Bienville, Bossier, Catahoula, De Soto, Grant, Natchitoches, Red River, and Webster Parishes in Louisiana. It is further amended by extending the previously regulated area in Jefferson and Pulaski Counties in Arkansas.

In regard to areas removed from regulations, the provisions of the regulations with respect to the interstate movement of regulated articles from regulated areas in quarantined States will not apply to the interstate movement of such articles from the specified areas, but the provisions with respect to the interstate movement of regulated articles from nonregulated areas in the quarantined State will be applicable. Pursuant to the provisions of sections 8 and 9 of the Plant Quarantine Act of August 20, 1912, as amended, and section 106 of the Federal Plant Pest Act (7 U.S.C. 161, 162, 180ee), and § 301.52-2 of the Pink Bollworm Quarantine regulations, 7 CFR 301.52-2, as amended, a supplemental regulation designating regulated areas, 7 CFR 301.52-2a, is hereby amended by revising the list of regulated areas to read as follows:

§ 301.52-2a Regulated areas; suppressive and generally infested areas.
   (1) Generally infested area.  Arizona.
   (2) Suppressive area.  Non.  Arkansas.

Title 8—Commerce and Labor
CHAPTER 3—INTERNATIONAL TRADE REGULATIONS
PART 20—AMERICAN RECLAMATION
§ 20.01(a) Repealed.

Title 9—Commerce and Labor
CHAPTER 1—LABOR
SUBCHAPTER A—GENERAL PROVISIONS
PART 1030—AMERICAN RURAL RECLAMATION
§ 1030.5 Repealed.

Title 11—Health and Safety
CHAPTER 1—PUBLIC HEALTH SERVICES
PART 107—PUBLIC HEALTH SERVICES
§ 107.6 Repealed.

Title 12—Commerce
CHAPTER 3—BANKING AND MONETARY REGULATIONS
PART 227—BANKING AND MONETARY REGULATIONS
§ 227.467(d) Revised.

Title 15—Commerce
CHAPTER 3—SECURITIES AND EXCHANGE
PART 283—SECURITIES AND EXCHANGE
§ 283.7 Repealed.

Title 18—Justice
CHAPTER 9—JUSTICE
PART 63— JUSTICE
§ 63.404 Repealed.

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and contrary to the public interest, and good cause is found for making it effective less than 30 days after publication in the Federal Register.

_**Effective date.** This amendment will become effective March 13, 1975._

_Done at Washington, D.C., this 6th day of March 1975._

_JAMES O. LEE, Jr., Acting Deputy Administrator, Plant Protection and Quarantine Programs._

**FEDERAL REGISTER, VOL. 40, NO. 50—THURSDAY, MARCH 13, 1975**

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**CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE**

**[Navel Orange Regulation 343]**

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

**Limitation of Handling**

This regulation fixes the quantity of California-Arizona Navel oranges that may be shipped to fresh market during the weekly regulation period March 14-20, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 907. The quantity of Navel oranges so fixed was arrived at after consideration of the total available supply of Navel oranges, the quantity currently available for market, the fresh market demand for Navel oranges, Navel orange prices, and the relationship of season average returns to the parity price for Navel oranges.

§ 907.643 Navel Orange Regulation 343.

(a) **Findings.** (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907), regulating the handling of Navel oranges grown in the 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 supporting information for regulation, 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 regulation will not require any special preparation on the part of persons subject thereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on March 11, 1975.

(b) **Order.** (1) The respective quantities of Navel oranges grown in Arizona and designated part of California which may be handled during the period March 14, 1975, through March 20, 1975, are hereby fixed as follows:

(i) **District 1:** 1,275,000 cartons;

(ii) **District 2:** 125,000 cartons;

(iii) **District 3:** Unlimited movement.

(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.
CHAPTER XVIII—FARMERS HOME ADMINISTRATION, DEPARTMENT OF AGRICULTURE

SUBCHAPTER A—GENERAL REGULATIONS

[FinHA Instruction 104.1]

PART 1813—PUBLIC INFORMATION, AVAILABILITY OF MATERIALS AND RECORDS

CHAPTER I—ENERGY ADMINISTRATION

PART 202—PRODUCTION OR DISCLOSURE OF MATERIAL OR INFORMATION

Freedom of Information Act Regulations

On February 10, 1975, the Federal Energy Administration issued a notice of proposed rulemaking (40 FR 6694, February 13, 1975) to amend Chapter II of Title 10 of the Code of Federal Regulations, to revise Subpart A of Part 202 of that chapter, regarding production or disclosure of material or information in accordance with the Freedom of Information Act (5 U.S.C. 552, as amended). These revisions reflect the amendments to the Freedom of Information Act enacted as Pub. L. 93-502 (88 Stat. 1561). Written comments from interested persons were invited through February 24, 1975.

One written comment was received in response to the notice of proposed rulemaking, and was considered by the FEA. The FEA has concluded that, with certain modifications which reflect that comment, the amended Subpart A of Part 202 should be adopted as proposed. These modifications merely clarify the regulations and do not reflect substantive changes.

Section 202.3(b) of the proposed regulations provides that persons making requests for records under the FOIA Act relating to matters in pending litigation should identify the court and its location. In order to clarify that this requirement is intended merely to aid FEA in locating the documents, the FEA has added the phrase "aid in locating the documents" at the end of the third sentence of §202.3(b).

Section 202.9(b) of the proposed regulations relates to release of reasonably segregable portions of records, after deletion of exempt materials. That section has been revised, in response to public comment, to clarify that FEA will provide reasonably segregable portions of records upon request, and that materials which FEA is authorized to withhold from disclosure by 5 U.S.C. 552(b), will in fact only be withheld when such deletions are required by a statute, such as 18 U.S.C. 1905, or when the FEA determines that such deletions are in the public interest.

current indexes of the materials available at that facility which are required to be indexed by 5 U.S.C. 552(a) (2), and the National Office, FEA, will maintain and make available for public inspection and copying copies of all such indexes.

Energy Management: Federal Energy Guidelines, a commercially published loose leaf reporter system, indexes and publishes the materials required to be made public under 5 U.S.C. 552(a) (2), and is available through private commercial subscription. The Guidelines are available for inspection and copying in the public reading rooms. In addition, the FEA National Energy Information Center will publish, on a quarterly basis, a listing of all energy-related databases and publications as a guide to other types of information, not referred to by 5 U.S.C. 552(a) (2), collected or generated by the FEA.

§ 202.3 Requests for reasonably described records and copies.

(a) Addressed to the Director of Public Affairs. A request for a record of the FEA which is made available by statute, and which is not available in a public reference facility as described in § 202.2 shall be addressed to the Director of Public Affairs, Federal Energy Administration, Washington, D.C. 20461, and shall be clearly marked on the envelope "Attention: Information Access Officer". Except as provided in § 202.6(c), a request which is addressed and mailed shall be considered to be received by the FEA for purposes of 5 U.S.C. 552(a) (8) when it has been delivered to the FEA National Office by the United States Postal Service if mailed, and upon delivery to the Information Access Office, Room 206, Old Post Office Building at 15th and Pennsylvania Avenue N.W., Washington, D.C., if hand-delivered. A request under 5 U.S.C. 552 which is not so addressed and marked shall be considered to be received upon actual receipt by the Information Access Office. Documents delivered or mailed to other addresses shall be deemed to have been received on the next regular business day. Regular business hours for the FEA National Office are 8 a.m. to 4:30 p.m.

(b) Request should be in writing and for reasonably described records. A request for access to records should be submitted in writing and should reasonably describe the records requested to enable FEA personnel to locate them with a reasonable amount of effort. Where possible, specific information regarding dates, titles, file designations, and other information which may help identify the records should be supplied by the requester, including the names and titles of any FEA officers or employees who have been contacted regarding the request. Written requests for information may be submitted by any means which are reasonably designed to elicit the information sought or a representative sample thereof, to the Information Access Officer, who shall provide such recommendations to the National Office for his review and recommendation.

§ 202.4 Time for response to request for records.

(a) An Information Access Officer, appointed by the Director of Public Affairs, Information Security Divisions of the FEA have primary responsibility for, custody of, or concern with the records requested and forward the request to such division or divisions, who shall be responsible for preparing written requests for records submitted pursuant to this part. Upon receiving such a request, the Information Access Officer shall assist the requester in answering this request. The FEA will accompany such referral with a recommendation, based on the interest of FEA in such records, concerning the disclosure of the requested records.

(b) On the basis of the recommendations of the division or divisions, the Information Access Officer shall either (1) grant the request, (2) deny the request, (3) grant it in part and/or deny it in part, or (4) reply with a response either stating that the request has been referred to another agency under § 202.3(e) of this part, or that additional information is needed from the requester to render the records reasonably described; such a response shall specify any further information needed by the FEA from the requester, the agency to whom the request has been referred, if any, and the name of the appropriate official of that agency with whom to pursue the matter. The Division or Office to which the request has been referred shall, in cases of denials, affirmative determinations of the request, the Information Access Officer may respond to the request within 15 days of the receipt of the request, or within 20 days of receipt of the request. The Division or Office to which the request has been referred shall, in cases of denials, affirmative determinations of the request, the Information Access Officer may respond to the request within 15 days of the receipt of the request, or within 20 days of receipt of the request. The Division or Office to which the request has been referred shall, in cases of denials, affirmative determinations of the request, the Information Access Officer may respond to the request within 15 days of the receipt of the request, or within 20 days of receipt of the request. The Division or Office to which the request has been referred shall, in cases of denials, affirmative determinations of the request, the Information Access Officer may respond to the request within 15 days of the receipt of the request, or within 20 days of receipt of the request. The Division or Office to which the request has been referred shall, in cases of denials, affirmative determinations of the request, the Information Access Officer may respond to the request within 15 days of the receipt of the request, or within 20 days of receipt of the request.
within the time limits provided in paragraph (c) of this section, the requester may prefer to the Deputy Administrator to take appropriate measures to assure prompt action on the request.

(f) For purposes of this section, the term "division" includes all administrative or operating units of the FEA.

§ 202.5 Responses by Information Access Officer; form and content.

(a) Form of grant. When a requested record has been identified and is to be made available, the Information Access Officer or other appropriate official of the FEA shall notify the requester as to when the record is available, and shall promptly make the records available to the person making the request. The notification shall also advise the requester of any applicable fees under § 202.8.

(b) Form of denial. A reply denying a written request for a record shall be in writing signed by the Information Access Officer and shall include:

(1) Reason for denial: A statement of the reason for denial, containing, as applicable:

(i) Exemption category. A reference to the specific exemption under the Freedom of Information Act authorizing the withholding of the record, and to the extent consistent with the purposes of the exemption, a brief explanation of how the exemption applies to the record withheld, and, if the Information Access Officer considers it appropriate, a statement of why the exempt record is being withheld;

(ii) Denial because record cannot be located or does not exist. If a requested record is known to have been destroyed or otherwise disposed of, or if no such record was ever known to exist, the requester shall be so notified.

(2) Persons responsible for denial. A statement setting forth the names and the titles or positions of each person responsible for the denial of such request, and

(3) Administrative appeal and judicial review. A statement that the denial may be appealed within 30 days to the Deputy Administrator, and the judicial review will be thereafter available either in the district in which the requester resides or has a principal place of business or in the District of Columbia.

§ 202.6 Appeals to the Deputy Administrator from initial denials.

(a) Appeal to Deputy Administrator. When the Information Access Officer has denied a request for records in whole or in part, the requester may, within 30 days of the denial, appeal the denial to the Deputy Administrator, FEA. The appeal shall be in writing and shall be addressed to the Deputy Administrator, Federal Energy Administration, Washington, D.C. 20461, and shall be clearly marked on the envelope "Appeal—Freedom of Information Act; Attention: Director, Office of Exceptions and Appeals." A request which is so addressed and marked will be considered to be received by the FEA for purposes of 5 U.S.C. 552(a)(6) when it has been delivered to the Federal National Office by the United States Postal Service if mailed, and upon delivery to the Office of Exceptions and Appeals, Room 6002, 2000 M Street, N.W., Washington, D.C. 20461, hand-delivered. An appeal of the denial of a request which is not so addressed and marked shall be considered to be received upon actual receipt by the Director, Office of Exceptions and Appeals. Documents delivered after regular business hours are deemed received on the next regular business day. Regular business hours for the FEA National Office are 8 a.m. to 4:30 p.m.

(b) Action within 20 days. The Deputy Administrator shall act upon the appeal within 20 days of its receipt, and more rapidly if practicable, except that if unusual circumstances require an extension of time before a decision on a request can be reached, the Director, Office of Exceptions and Appeals, acting on behalf of the Deputy Administrator, may extend the time for final action for an additional 10 days less the number of days of any extension which may have been granted by the Information Access Officer during the period of initial determination, upon notifying the requester in writing of the reasons for the extended deadline and the date on which a final determination is expected to be dispatched.

(c) Form of action on appeal. The Deputy Administrator's action on an appeal shall be in writing, and shall set forth his name and title. A denial in whole or in part of a request on appeal shall set forth the exemption relied on, a brief explanation consistent with the purpose of the exemption of how the exemption applies to the records withheld, and the reasons for asserting the exemption applies to the records withheld, and the reasons for asserting the exemption applies. It shall also contain a statement that judicial review will be available either in the district in which the requestor resides or has a principal place of business or in which the agency records are situated or in the District of Columbia. Documents determined to be documents subject to release shall be made promptly available to the applicant.

§ 202.7 Maintenance of files.

(a) Maintenance of file open to public. The Information Access Officer shall maintain a file open to the public, which shall contain copies of all grants or denials of all requests for information or appeals made under this subpart. The material shall be indexed by the exemption asserted by the FEA, if any, and, to the extent feasible, according to the type of records requested.

(b) Protection of privacy. Where the identity of a requester or identifying details related to a request would constitute an invasion of a personal privacy if made generally available, the Information Access Officer shall delete identifying details from the copies of documents maintained in the public file established under paragraph (a) of this section.

§ 202.8 Fees for provision of records.

(a) When charged. User fees pursuant to 5 U.S.C. 552, as amended and 31 U.S.C. 4703a, shall be charged at the rates and subject to the exceptions specified in the schedule contained in paragraph (b) of this section for services rendered in responding to requests for FEA records under this subpart. The Information Access Officer determines, in conformity with the provisions of 5 U.S.C. 552, as amended, and 31 U.S.C. 4703a, that waiver of payment of such charges or a portion thereof is in the public interest. Such a determination shall ordinarily not be made unless the service to be performed will be of benefit primarily to the public as opposed to the requester, and, if the requester is an individual, such fees shall not be charged where they would amount, in the aggregate, for a request or series of related requests, to less than $3. Ordinarily, fees for search shall not be charged if the records requested are not found, or if all of the records located are withheld as exempt. However, if the time expended in processing the request is not substantial, and if the requester has been notified of the estimated cost pursuant to paragraph (c) of this section and has been specifically advised that it cannot be determined in advance whether the records will be made available, fees for search may be charged.

(b) Services charged for, and amount charged. For the services charged below expended in locating or making available records or copies thereof, the following charges shall be assessed:

(1) Copies. For copies of documents (maximum of 5 copies will be supplied) $0.10 per page of each copy.

(2) Clerical searches. For each one quarter hour spent by clerical personnel, in excess of the first quarter hour in searching for and producing a requested record, $1.25.

(3) Certification. For certification of true copies, each, $1.

(4) Nonroutine, nonclerical searches. Where a search cannot be performed by clerical personnel, for example, where the task of determining which records fall within a request and collecting them requires the help of professional or managerial personnel, and where the amount of time that must be expended in the search and collection of the requested records by such higher level personnel is substantial, charges for the search may be made at a rate in excess of the clerical rate, namely for each one quarter hour spent in excess of the first quarter hour by such higher level personnel in searching for a requested record, $3.75.

(5) Examination and related tasks in screening records. No charge shall be made for time spent in resolving legal or policy issues affecting access to records of known contents. In addition, no charge shall be made for the time involved in examining records to determine whether they must be withheld from mandatory disclosure and should be withheld as a matter of sound policy.

(6) Computerized records. Fees for services in processing requests maintained in whole or part in computerized Federal Register, Vol. 40, No. 50—Thursday, March 13, 1975
form shall be in accordance with this section as far as practicable. Services to which such personnel are assigned shall be charged for at rates prescribed in paragraph (b) (4) of this section unless the level of personnel involved permits rates in accordance with paragraph (b) (2) of this section. A charge may be made for the computer time involved, based upon the prevailing level of costs to governmental organizations and upon the particular types of computer and associated equipment and the amounts of time on such equipment that are utilized. A charge may also be made for any substantial amounts of special supplies or materials used to contain, present, or make available the output of computers, based upon prevailing levels of costs to governmental organizations and upon the type and amount of such supplies or materials that is used. Nothing in this paragraph shall be construed to entitle any person, as of right, to any services other than services to which such personnel are assigned or to which such personnel may be entitled under 5 U.S.C. 552 and under the provisions, not including this paragraph (b), of this subpart.

(c) Notice of anticipated fees in excess of $25. Unless the requester specifically states that he is willing to pay whatever fees are assessed by FEA for meeting the request or, alternatively, specifies an amount in excess of $25 which he is willing to pay and which in fact covers the anticipated fees for meeting the request, a request that is expected to involve assessed fees in excess of $25 will not be deemed to have been received until the requester is advised of the anticipated fees for meeting the request, or, alternatively, specifies an amount in excess of $25 which he is willing to pay.

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

§ 202.9 Exemptions.

(a) 5 U.S.C. 552 exempts from all of its publication and disclosure requirements nine categories of records which are described in subsection (b) of that section. These categories include such matters as national defense and foreign policy information; investigatory files, internal procedures and communications; materials exempted from disclosure by other statutes; Information given in confidence; and matters involving personal privacy. Specifically, the exemption in 5 U.S.C. 552(b) applies to matters that are—

(1) (i) Specifically authorized under criteria established by an Executive order to be kept secret in the interest of the national defense or foreign policy; and (ii) are in fact properly classified pursuant to such Executive order;
(2) Related solely to the internal personnel rules and practices of an agency;
(3) Specifically exempted from disclosure by statute;
(4) Trade secrets and commercial or financial information obtained from a person and privileged or confidential;
(5) Inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
(6) Personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
(7) Investigatory records compiled for law enforcement purposes, but only to the extent that the production of such records would interfere with enforcement proceedings, (ii) deprive a person of a right to a fair trial or an impartial adjudication, (iii) constitute an unwarranted invasion of personal privacy, (iv) disclose the identity of a confidential source, and, in the case of a record compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, confidential information furnished only by the confidential source, (v) disclose investigative techniques and procedures, or (vi) endanger the life or physical safety of law enforcement personnel;
(8) Contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions;
(9) Geological and geophysical information and data, including maps, concerning wells.

(b) Any reasonably segregable portion of a record will be provided to any person requesting such record. The FEA will delete portions which are exempt under the exceptions listed above only if it is determined that such deletions are required by law or are in the public interest.

(c) The scope of the exemption is discussed generally in the Attorney General’s Memorandum on the Public Information section of the Administrative Procedure Act, which was published in June 1967 and the Attorney General’s Memorandum on the 1974 amendments to the Freedom of Information Act, published in February 1975. These documents are available from the Superintendent of Documents and may be consulted in considering questions arising under 5 U.S.C. 552.

§ 202.10 Computation of time.

In computing any period of time prescribed or allowed by this subpart, the day of the event from which the designated period of time begins to run is not to be included; the last day of the period so computed is to be included; and Saturdays, Sundays and legal public holidays are excepted.

Title 12—Banks and Banking
CHAPTER II—FEDERAL RESERVE SYSTEM
SUBCHAPTER A—BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM
[Reg. Y]
PART 225—BANK HOLDING COMPANIES
Nonbanking Activities of Bank Holding Companies

Subsection 4 is being added to § 225.123 to indicate the Board’s view that computer output microfilm services by a holding company, pursuant to a computer data processing within the meaning of § 225.4(a) (3) of the Board’s Regulation Y (12 CFR 225.4(a) (6)). The Board views the offering of computer output microfilm services by a holding company or the subsidiary of the bank holding company to be a permissible activity within the confines of § 225.4(a) (6) when offered only as an output option for data otherwise being permissibly processed by the bank holding company or the subsidiary of the bank holding company and not as a separate line of endeavor.

As amended, § 225.123(c) is revised to read as follows: § 225.123 Activities closely related to banking.

(g) Data processing: The authority of holding companies under § 225.4(a) to engage in data processing activities is intended to permit holding companies to engage in automated data processing activities by developing programs either upon their own initiative or upon request, unless the data involved are financially oriented. The Board regards as incidental activities necessary to carry on the permissible activities in this area the following: (1) making excess computer time available to anyone so long as the only involvement by the holding company system is furnishing the facility and necessary operating personnel; (2) selling a by-product of the development of a program for a permissible data processing activity; and (3) furnishing any data processing service upon request of a customer if such data processing service is not otherwise reasonably available in the relevant market area; and (4) supplying formatting for computer output microfilm and supplying computer output microfilm only as an output option for data otherwise being permissibly processed by the holding company system.

By order of the Board of Governors, effective March 7, 1975.

[FR Doc.75-6602 Filed 3-10-75; 1:49 p.m.]
CHAPTER III—FEDERAL DEPOSIT INSURANCE CORPORATION

PART 329—INTEREST ON DEPOSITS

Order Granting Temporary Suspension of Certain Sections

North Dakota State insured nonmember banks, represented by the North Dakota Bankers Association, have petitioned for a temporary suspension of §§ 329.4(e) (1) and 329.4(e) (2) of its regulations (12 CFR 329.4(e) (1) and 329.4(e) (2)). These sections define and authorize a contract which results in an increase in the rate of interest paid thereon, or the conversion of an existing time deposit to a new deposit with a longer maturity and a higher rate of interest, as the payment of that time deposit before maturity. When a bank pays a time deposit prior to maturity, the depositor must forfeit three months interest on the amount withdrawn and the rate of interest on the amount withdrawn is reduced to the rate paid on savings accounts (12 CFR 329.4(e) (1) and 329.4(e) (2)).

The effective date provided in connection with that action, gave banks, in effect, a "grace period" within which to increase interest rates without penalty. Because of the 6 percent interest rate limitation and increasing the penalty, minors and 329.4(e) (2) for insured nonmember banks in North Dakota will provide those banks with the same opportunity that was available to other insured nonmember banks in 1973.

Section 18(g) of the Federal Deposit Insurance Act authorizes the FDIC to prescribe rules governing the payment of interest on deposits and to prescribe different rate limitations according to the nature or location of nonmember banks. Pursuant to that authority, the FDIC's Board of Directors has determined it to be in the public interest to grant the request to suspend §§ 329.4(e) (1) and 329.4(e) (2) in the State of North Dakota effective immediately to expire at 12 midnight, April 15, 1975.

The requirements of sections 533(b) and 533(d) of title 5 of the United States Code and §§ 302.1, 302.2 and 302.5 of the rules and regulations of the Federal Deposit Insurance Corporation are applicable to these suspensions. Notice, public participation, and deferred effective date were not followed in connection with the promulgation of this order because the order enlarged existing rights, is limited both in duration and with respect to the class of persons affected thereby, and because the Board of Directors found that the public interest would best be served by making the order effective immediately.

By order of the Board of Directors, effective March 10, 1975.

FEDERAL DEPOSIT INSURANCE CORPORATION,

(Seal)

ALAN R. MILLER,
Executive Secretary.

[FFD Doc. 75-0530 Filed 3-12-75; 8:15 am]

CHAPTER V—FEDERAL HOME LOAN BANK BOARD

SUBCHAPTER C—FEDERAL SAVINGS AND LOAN SYSTEM

[No. 75-208]

PART 545—OPERATIONS

Amendment Relating to Preparation of Tax Returns by Service Corporations

MARCH 5, 1975.

The following outline regarding the amendment adopted by this Resolution is included for the reader's convenience and is subject to inclusion in the preamble as well as the specific provisions in the regulations.

I. Present situation. Service corporations are not authorized to provide tax preparation services to the public.

II. Amended regulation. Authorizes Federal association service corporations to prepare tax returns for nonmember accountholders of--borrowers from (including members of their immediate families), a savings and loan association which is a stockholder in such Federal association service corporation.

III. Reason for amendment. To expand the services which may be offered by service corporations to savings and loan association customers.

The Federal Home Loan Bank Board, by Resolution No. 74-1112, dated October 24, 1974, proposed an amendment to § 545.9-1 (a) (4) of the Rules and Regulations for the Federal Savings and Loan System (12 CFR 545.9-1 (a) (4)) for the purpose of permitting service corporate in which Federal savings and loan associations may invest under § 545.9-1 to prepare as a preapproved activity tax returns as described below. Notice of such proposed rulemaking was duly published in the Federal Register on November 13, 1974, (39 FR 40040-41), with an invitation for interested persons to submit written comments by December 16, 1974.

On the basis of the consideration of all relevant material presented by interested persons and otherwise available, the Board hereby amends § 545.9-1 (a) (4) by adding a subparagraph (d) and by redesigning existing subparagraphs (c) and (c) as subparagraphs (c) and (c) thereof, with one change from the proposal, to read as set forth below effective March 13, 1975.

By a companion resolution (Resolution No. 75-209; March 5, 1975) the Board also adopted a similar amendment to Part 545 of the Regulations for Federal Savings and Loan Associations (12 CFR Part 545) for multiple savings and loan holding companies.

Under this amendment, tax returns may be prepared for noncorporate accountholders of or borrowers from (including immediate family members of such accountholders or borrowers who were not included in the proposal) a savings and loan association which is a stockholder in a Federal association service corporation. The type tax returns to be prepared are not limited by the regulation and may include Federal and State income tax returns, estate and gift tax returns, and sales and use tax returns.

§ 545.9-1 Service corporations.

(a) General service corporations.

Substantially all of the activities of such service corporation, performed directly or through one or more wholly-owned subsidiaries or joint ventures, consist of one or more of the following:

(1) Preparing Federal and State tax returns for accountholders of or borrowers from (including immediate family members of such accountholders or borrowers but not including an account holder or borrower which is a corporation operated for profit) a savings and loan association which holds stock in such service corporation;

(2) Activities reasonably incidental to the activities described in the foregoing subdivision of this subparagraph (d).
(ciii) Such other activities reasonably related to the activities of Federal savings and loan associations as the Board may approve on application therefor by any such service corporation or other- wise.


By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, Jr., Assistant Secretary.

[FR Doc. 75-6617 Filed 3-12-75; 8:15 am]

[No. 75-509]

CHAPTER II—REGULATIONS FOR SAVINGS AND LOAN HOLDING COMPANIES

PART 584—REGULATED ACTIVITIES

Preparation of Tax Returns by Multiple Holding Companies

MARCH 5, 1975.

The following outline regarding the amendment adopted by this Resolution is included for the reader's convenience and is subject to the full description in the preamble as well as the specific provisions in the regulations.

I. Present Situation. Multiple holding companies are not authorized to provide tax return preparation services.

II. Amended Regulation. Authorizes multiple holding companies, as a pre-approved activity, to prepare tax returns for noncorporate account holders, or borrowers from (including members of their immediate families), a subsidiary insured institution or service corporation subsidiaries, which are neither insured institutions of such multiple savings and loan holding company. The type tax returns to be prepared are not limited by the regulation and may include Federal and State income tax returns, estate and inheritance tax returns, gift tax returns, and sales and use tax returns. Under § 584.2(c) service corporation subsidiaries of multiple savings and loan holding company may furnish or perform the following services and engage in the following activities to the extent that it has legal power to do so: (8) Management and maintenance of improved real estate.

III. Reason for Amendment. To expand the services which may be offered through multiple holding companies to savings and loan association customers. The Federal Home Loan Bank Board, by Resolution No. 74-1113, dated October 24, 1974, proposed an amendment to § 584.2-1(b) of the Regulations for Savings and Loan Holding Companies (12 CFR 584.2-1(b)) for the purpose of permitting multiple holding companies and their subsidiaries, which are neither insured institutions nor service corporations of a subsidiary insured institution, to prepare tax returns for account holders of or borrowers from (including members of their immediate families), a subsidiary insured institution of multiple savings and loan holding company. The type tax returns to be prepared are not limited by the regulation and may include Federal and State income tax returns, estate and inheritance tax returns, gift tax returns, and sales and use tax returns.

§ 584.21 Service and activities of multiple savings and loan holding companies.

(a) Prescribed services and activities.

(b) Prescribed services and activities. Subject to the provisions of paragraph (a) of this section, multiple savings and loan holding company or a subsidiary thereof which is neither an insured institution nor a service corporation of a subsidiary insured institution may furnish or perform the following activities to the extent that it has legal power to do so:

(8) Management and maintenance of improved real estate.

(b) Prescribed services and activities.

(8) Underwriting or reinsuring contract of credit, life or credit health and accident insurance in connection with extensions of credit by the savings and loan holding company or any of its subsidiaries, or extensions of credit by any insured institution or service corporation subsidiary thereof, or any other multiple savings and loan holding company or subsidiaries thereof.

(10) Preparation of State and Federal tax returns for account holders of or borrowers from (including immediate family members of such account holders or borrowers but not including an account holder or borrower which is a corporation operated for profit) an affiliated insured institution.


By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, Jr., Assistant Secretary.

[FR Doc. 75-6618 Filed 3-12-75; 8:15 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Airspace Doc No. 74-80-119]

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

Alteration of Control Zone and Transition Area; Correction

On February 20, 1975, FR Doc No. 75-4409 was published in the Federal Register (40 FR 7435), amending Part 71 of the Federal Aviation Regulations by altering the Fort Myers, Fla., control zone and transition area.

In the amendment of the transition area, an extension was predicated on the 220° bearing from Tlice RBN. Subsequent to publication of the rule, it was determined that this extension is presently contained in the unchanged portion of the description. It is necessary to amend the Federal Register document to eliminate the duplication. Since this amendment is editorial in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, effective immediately, FR Doc No. 75-4405 is amended as follows:

Beginning in line 4 of the description change, all after "8.3-mile radius area" is deleted and "to 10 miles north east of the VORTAC" is substituted therefor.

(See. 309(a), Federal Aviation Act of 1958 (49 U.S.C. 1089) and 240.5 (49 U.S.C. 1055(o)))

Issued in East Point, Ga., on March 5, 1975.

PHILIP M. SWATZ, Director, Southern Region.

[FR Doc. 75-6619 Filed 3-12-75; 8:45 am]

[Docket No. 14943; Amdt. No. 569]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Recent Changes and Additions

This amendment to Part 97 of the Federal Aviation Regulations amends the Regulations by reference therein changes and additions to the Standard Instrument Approach Procedures (SIAPs) that were recently adopted by the Administrator to promote safety at the airports concerned.

The complete SIAPs for the changes and additions covered by this amendment are described in FAA Form 2130, 8260-3, 8260-4, or 8260-5 and made a part of the public record making docket of the FAA in accordance with the procedures set forth in Amendment No. 97-608 (33 FR 9009).

SIAPs are available for examination at the Rules Docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue SW., Washington, D.C. 20591. Copies of SIAPs adopted in a particular region are...
also available for examination at the headquarters of that region. Individual copies of SIAPs may be purchased from the FAA Public Document Facility, Hq-405, 800 Independence Avenue SW, Washington, D.C. 20591 or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft or postal money order payable to the "Treasury of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscription at an annual rate of $150.00 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Additional copies mailed to the same address may be ordered for $30.00 each.

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

In consideration of the foregoing, Part 97 of the Federal Aviation Regulations is amended as follows, effective on the dates specified:

1. Section 97.23 is amended by originating, amending, or canceling the following VOR/VOR/DME SIAPs, effective April 24, 1975:

Bend, Or.—Bend/Junction Municipal Arpt., VOR Rwy 14, Amdt. 8.
Bend, Or.—Bend/Junction Municipal Arpt., VOR/DME Rwy 51, Amdt. 4.
Cornelia, Ga.—Habersham County Arpt., VOR/DME Rwy 6, Amdt. 5.
Eglin, Fla.—Eglin Arpt., VOR-A, Amdt. 5.
Eglin, Fla.—Eglin Arpt., RNAV Rwy 18, Amdt. 1.
Eglin, Fla.—Eglin Arpt., RNAV Rwy 35, Orig.
Garden City, Kans.—Garden City Municipal Arpt., RNAV Rwy 35, Orig.
Huntsville, Ala.—Huntsville-Local Arpt., -RNAV Rwy 22, Orig.
Wichita, Kans.—Beech Factory Arpt., RNAV Rwy 15, Amdt. 1.

2. Section 97.25 is amended by originating, amending, or canceling the following VOR/DME SIAPs, effective April 24, 1975:

Muskegon, Mich.—Muskegon County Arpt., LOC (BO) Rwy 15, Orig.

3. Section 97.27 is amended by originating, amending, or canceling the following TIS/SIAPs, effective April 24, 1975:

Clinton, Mo.—Clinton Memorial Arpt., NDB Rwy 17, Orig.
Hampton, Iowa—Hampton Municipal Arpt., Rwy 17, Amdt. 2.
Michigan City, Ind.—Michigan Arpt., Rwy 29L, Amdt. 2.

4. Section 97.29 is amended by originating, amending, or canceling the following TIS SIAPs, effective April 24, 1975:

Lewiston, Idaho—Lewiston-Nicholas Field Arpt., MLS Rwy 28, Amdt. 2.

5. Section 97.31 is amended by originating, amending, or canceling the following RADAR SIAPs, effective April 24, 1975:

Dowagiac, Mich.—Dowagiac County Memorial Arpt., RADAR-1, Amdt. 11.
Big Spring, Tex.—Howard County Arpt., RADAR-1, Amdt. 18.
Milwaukee, Wis.—General Mitchell Field, RADAR-1, Amdt. 18.

6. Section 97.33 is amended by originating, amending, or canceling the following RNAV SIAPs, effective April 24, 1975:

Downingtown, Pa.—Chester County Arpt., RNAV (D) Rwy 2, Orig.
Eglin, Fla.—Eglin Arpt., RNAV Rwy 35, Amdt.
canceled.

Garden City, Kans.—Garden City Municipal Arpt., RNAV Rwy 35, Orig.
Huntsville, Ala.—Huntsville-Local Arpt., RNAV Rwy 22, Orig.
Sanford, N.C.—Sanford Municipal Arpt., RNAV Rwy 22, Amdt. 2.
Wichita, Kans.—Beech Factory Arpt., RNAV Rwy 18, Amdt. 1.
Wichita, Kans.—Beech Factory Arpt., RNAV Rwy 35, Amdt. 2.

Hays, Kans.—Hays Municipal Arpt., RNAV Rwy 16, Orig.

7. Section 97.35 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Milwaukee, WI.—Milwaukee County Arpt., RNAV Rwy 18, Amdt. 1.

8. Section 97.37 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Downingtown, Pa.—Chester County Arpt., RNAV (D) Rwy 2, Orig.

9. Section 97.39 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Clinton, Mo.—Clinton Memorial Arpt., NDB Rwy 17, Orig.
Hampton, Iowa—Hampton Municipal Arpt., Rwy 17, Amdt. 2.
Michigan City, Ind.—Michigan Arpt., Rwy 29L, Amdt. 2.

10. Section 97.41 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Lewiston, Idaho—Lewiston-Nicholas Field Arpt., MLS Rwy 28, Amdt. 2.

11. Section 97.43 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Dowagiac, Mich.—Dowagiac County Memorial Arpt., RADAR-1, Amdt. 11.
Big Spring, Tex.—Howard County Arpt., RADAR-1, Amdt. 18.
Milwaukee, Wis.—General Mitchell Field, RADAR-1, Amdt. 18.

12. Section 97.45 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Eglin, Fla.—Eglin Arpt., RNAV Rwy 35, Amdt.
canceled.

Garden City, Kans.—Garden City Municipal Arpt., RNAV Rwy 35, Orig.
Huntsville, Ala.—Huntsville-Local Arpt., RNAV Rwy 22, Orig.
Sanford, N.C.—Sanford Municipal Arpt., RNAV Rwy 22, Amdt. 2.
Wichita, Kans.—Beech Factory Arpt., RNAV Rwy 18, Amdt. 1.
Wichita, Kans.—Beech Factory Arpt., RNAV Rwy 35, Amdt. 2.

Hays, Kans.—Hays Municipal Arpt., RNAV Rwy 16, Orig.

13. Section 97.47 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Garden City, Kans.—Garden City Municipal Arpt., RNAV Rwy 35, Orig.
Huntsville, Ala.—Huntsville-Local Arpt., RNAV Rwy 22, Orig.
Sanford, N.C.—Sanford Municipal Arpt., RNAV Rwy 22, Amdt. 2.

14. Section 97.49 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Muskegon, Mich.—Muskegon County Arpt., LOC (BO) Rwy 15, Orig.

15. Section 97.51 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Muskegon, Mich.—Muskegon County Arpt., LOC (BO) Rwy 15, Orig.

16. Section 97.53 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Muskegon, Mich.—Muskegon County Arpt., LOC (BO) Rwy 15, Orig.

17. Section 97.55 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Muskegon, Mich.—Muskegon County Arpt., LOC (BO) Rwy 15, Orig.

18. Section 97.57 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Muskegon, Mich.—Muskegon County Arpt., LOC (BO) Rwy 15, Orig.

19. Section 97.59 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Muskegon, Mich.—Muskegon County Arpt., LOC (BO) Rwy 15, Orig.

20. Section 97.61 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Muskegon, Mich.—Muskegon County Arpt., LOC (BO) Rwy 15, Orig.

21. Section 97.63 is amended by originating, amending, or canceling the following SIAPs, effective April 24, 1975:

Muskegon, Mich.—Muskegon County Arpt., LOC (BO) Rwy 15, Orig.
Title 16—Commercial Practices

CHAPTER I—FEDERAL TRADE COMMISSION

PART 142—RADIO AND TELEVISION INDUSTRY

Misrepresentation of Cabinet Composition (Rule 6)

On April 26, 1974, a notice of proposed revision of § 142.6 "Misrepresentation of cabinet composition", was published in the Federal Register (39 FR 14730). The Commission proposed in section 17 of chapter 10 of the Federal Trade Commission Act (15 U.S.C. 45), proposed in Amendment No. 74-37, to the Federal Aviation Regulations, to amend § 121.590 (5) (i) to set forth the text of § 142.6 with three new sections; i.e., § 142.6-1 Representations concerning cabinet composition—avoiding deception and making disclosures; § 142.6-2 Describing wood and wood imitations; and § 142.6-3 Identity of woods. The revision was proposed to bring § 142.6 into conformance with the Guides for the Household Furniture Industry, promulgated December 21, 1973 (38 FR 34092).

The notice extended to interested parties the opportunity to present written views, suggestions, objections or pertinent information regarding the proposed revision, and set forth the text of § 142.6 and also its proposed revision consisting of three sections, §§ 142.6-1 to 142.6-3. The closing date for receipt of comments was June 26, 1974.

Comments were therefore received from interested parties and placed on the Commission's public record. Having given careful consideration to the comments received, and having made what the Commission considers only minor changes from the originally proposed revisions, the Commission is now promulgating in final form §§ 142.6-1 to 142.6-3 as set forth below:

The Commission wishes to note that its Trade Practice Rules are identical in operative effect to the Guides which it issues from time to time. The trade practice rule terminology has been retained to this extent to maintain consistency between the text under revision and the Trade Practice Rules for the Radio and Television Industry, of which that text is only a small part.

§ 142.6 is amended as set forth below:

§ 142.6-1 Representations concerning cabinet composition—avoiding deception and making disclosures. (a) In general, industry members should not sell, offer for sale, or distribute any industry product under any representation or circumstance, including failure to disclose material facts, that has the capacity and tendency or effect of misleading or deceiving purchasers or prospective purchasers with respect to
the construction, composition, durability, design, style, quality, model, origin, manufacture, or grade of any cabinet or other enclosure.

(b) Affirmative disclosures. Material facts and information which, if known to prospective purchasers would influence their decision of whether or not to purchase, should be disclosed. This includes situations where deception may result from the appearance alone and where in the absence of affirmative disclosures, the consumer could have the capacity and tendency or effect of misleading or deceiving. For example, veneers in construction or use of simulated materials or products that simulate other materials or products used in the manufacture of cabinets, or use of simulated plastic, metal, or similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

(1) Where disclosures should be made. Unless otherwise required, any affirmative disclosure which should be made under this part should be on the industry product, or on a tag or label prominently attached thereto, and should be of such size, color, type, position, and similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

(2) Hardwood designation or description. Where disclosures should be made. Unless otherwise required, any affirmative disclosure which should be made under this part should be on the industry product, or on a tag or label prominently attached thereto, and should be of such size, color, type, position, and similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

(3) Trade names, coin names, trade marks, trade designations will not be sufficient to satisfy the disclosure provisions of this part. For example, the word "wood" should not be used in a trade name of a product which does not contain wood.

(b) Ambiguous or Insufficient trade designations will not be sufficient to satisfy the disclosure provisions of this part. For example, the word "wood" should not be used in a trade name of a product which does not contain wood.

(c) Illustrative examples of affirmative disclosure of composition or appearance. The following examples are among those which, if factually correct, will meet the provisions of this part with respect to affirmative disclosures:

1. Hardwood designation or description. Where disclosures should be made. Unless otherwise required, any affirmative disclosure which should be made under this part should be on the industry product, or on a tag or label prominently attached thereto, and should be of such size, color, type, position, and similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

2. Hardwood designation or description. Where disclosures should be made. Unless otherwise required, any affirmative disclosure which should be made under this part should be on the industry product, or on a tag or label prominently attached thereto, and should be of such size, color, type, position, and similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

3. Hardwood designation or description. Where disclosures should be made. Unless otherwise required, any affirmative disclosure which should be made under this part should be on the industry product, or on a tag or label prominently attached thereto, and should be of such size, color, type, position, and similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

4. Disclosure of simulated carved effects. "Imitation wood grain". Terms such as "molded components", "walnut plastic", or "carved effect" will not suffice to disclose that exposed surfaces are plastic, or that they are not wood.

5. Disclosure of simulated wood grain design. "Imitation wood grain design". Terms such as "molded components", "walnut plastic", or "carved effect" will not suffice to disclose that exposed surfaces are plastic, or that they are not wood.

6. Disclosure of simulated wood grain design. "Imitation wood grain design". Terms such as "molded components", "walnut plastic", or "carved effect" will not suffice to disclose that exposed surfaces are plastic, or that they are not wood.

(2) Affirmative disclosures. Material facts and information which, if known to prospective purchasers would influence their decision of whether or not to purchase, should be disclosed. This includes situations where deception may result from the appearance alone and where in the absence of affirmative disclosures, the consumer could have the capacity and tendency or effect of misleading or deceiving. For example, veneers in construction or use of simulated materials or products that simulate other materials or products used in the manufacture of cabinets, or use of simulated plastic, metal, or similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

(b) Hardwood designation or description. Where disclosures should be made. Unless otherwise required, any affirmative disclosure which should be made under this part should be on the industry product, or on a tag or label prominently attached thereto, and should be of such size, color, type, position, and similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

(c) Illustrative examples of affirmative disclosure of composition or appearance. The following examples are among those which, if factually correct, will meet the provisions of this part with respect to affirmative disclosures:

1. Hardwood designation or description. Where disclosures should be made. Unless otherwise required, any affirmative disclosure which should be made under this part should be on the industry product, or on a tag or label prominently attached thereto, and should be of such size, color, type, position, and similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

2. Hardwood designation or description. Where disclosures should be made. Unless otherwise required, any affirmative disclosure which should be made under this part should be on the industry product, or on a tag or label prominently attached thereto, and should be of such size, color, type, position, and similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

3. Hardwood designation or description. Where disclosures should be made. Unless otherwise required, any affirmative disclosure which should be made under this part should be on the industry product, or on a tag or label prominently attached thereto, and should be of such size, color, type, position, and similar parts attached to cabinets, have been plated or colored to simulate precious or semiprecious metals.

4. Disclosure of simulated carved effects. "Imitation wood grain". Terms such as "molded components", "walnut plastic", or "carved effect" will not suffice to disclose that exposed surfaces are plastic, or that they are not wood.

5. Disclosure of simulated wood grain design. "Imitation wood grain design". Terms such as "molded components", "walnut plastic", or "carved effect" will not suffice to disclose that exposed surfaces are plastic, or that they are not wood.

6. Disclosure of simulated wood grain design. "Imitation wood grain design". Terms such as "molded components", "walnut plastic", or "carved effect" will not suffice to disclose that exposed surfaces are plastic, or that they are not wood.
one type of solid wood is used and one of the woods is named, then all of the principal woods should be indicated. In lieu of naming the specific woods, a general designation of the type of wood, such as "hardwood" or "softwood" may be used. For example, the following representations, if factually correct, will be acceptable: "oak veneers", "maple", "soft African mahogany", "walnut and pecan", "solid oak fronts", "walnut", "maple and other selected hardwoods", "fine hardwoods", "selected hardwoods", or "mixed hardwoods".

(b) Describing veneers. (1) When the exposed surfaces of cabinets are of veneered and solid construction, and wood names are used to describe such cabinets, the wood names should be qualified to disclose the fact of veneered construction. For example, "walnut solids and veneers" or "mahogany veneered construction" may be used when all the exposed surfaces of cabinets are constructed of solid and veneered wood of the type named. When such terms as "walnut veneered construction" or "oak-grained maple" are used, it is understood that the exposed solid parts are composed of the same wood.

(2) When solid parts of cabinets are of woods other than those used in veneered surfaces, the wood names may be used only when prefixed by the word "American" or " Philippine" as appropriate, to designate the color, stain, or finish.

(c) Describing wood products. Wood names or names suggesting wood should be used to refer to materials which, while produced from wood particles or fibers, do not possess a natural wood growth structure. Such materials, however, may be referred to by their generally accepted names or names suggesting wood should be used to describe any other wood except as hermetically sealed containers.

(e) Describing materials simulating wood. No wood names should be used to describe any materials simulating wood without disclosures making it clear that the wood names used are merely descriptive of the color and/or design or other simulated finish; nor should any trade names or coined names be employed which may suggest that such materials are some kind of wood.

§ 142.5-3 Identity of woods.

Industry members should not use any direct or indirect representation concerning the identity of the wood in industry products that is false or likely to mislead purchasers as to the actual wood composition.

(a) Walnut. The unqualified term "walnut" should not be used to describe wood other than genuine solid walnut (genus Juglans). The term "black walnut" should be applied only to the species Juglans nigra.

(b) Mahogany. (1) The unqualified term "mahogany" should not be used to describe wood other than genuine solid mahogany (genus Swietenia of the Meliaceae family). The woods of genus Swietenia may be described by the term "mahogany" with or without a prefix designating the country or region of its origin, such as "Honduras mahogany", "Costa Rican mahogany", "Brazilian mahogany", or "Mexican mahogany".

(2) The term "mahogany" may be used to describe wood of the genus Khaya of the Meliaceae family, but only when prefixed by the word "African" (e.g., "African mahogany").

(3) In naming or designating the several species of mahogany Philippine woods, Tanggule, Red Laurel, White Laurel, Tia-ong, Almon, Mayapis, and Bagtikan, the term "mahogany" may be used but only when prefixed by the word "Philippine" (e.g., "Philippine mahogany"), due to the long standing usage of that term. Examples of improper use of the term "mahogany" include reference to Red Laurel "as Philippine mahogany" or "as Red "as Philippine mahogany".

(c) Maple. The terms "hard maple", "rock maple", "bird's-eye maple", "Northern maple", or other terms of similar nature should not be used to describe wood other than those known under the lumber trade names of Black Maple (Acer nigra) and Sugar Maple (Acer saccharum).

Now: Nothing in this part should be construed as prohibiting the nondeceptive use of wood names to describe the color, stain, simulated finish or appearance of industry products, provided that appropriate qualifications are made in accordance with provisions in § 142.5-144.

(See 5, 6, 7, Stat. Text 45a, 46a, 47a, 48a, 49a; Issued: March 13, 1975.)

Effective: June 11, 1975.

By direction of the Commission.
[SEAL] CHARLES A. TOWN, Secretary.

[FEDERAL REGISTER Vol. 40, No. 50—THURSDAY, MARCH 13, 1975]
§ 90.20 Thermal processing of low-acid foods packaged in hermetically sealed containers.

1. Compliance with State regulations:
   a. Wherever the Commissioner finds that any State regulates the commercial thermal processing of low-acid foods in accordance with effective regulations specifying at least the requirements of Part 128b of this chapter, he shall issue a notice stating that compliance with such State regulations shall constitute compliance with Part 128b. However, the provisions of this section shall remain applicable to the commercial thermal processing of low-acid foods in any such State, except that, either the State through its regulatory agency or each processor of low-acid foods in such State shall file with the Bureau of Foods the registration information and the processing information prescribed in paragraph (g) of this section.

2. The Commissioner finds that the regulations adopted by the State of California under the laws relating to canny inspection governing thermal processing of low-acid foods packaged in hermetically sealed containers satisfy the requirements of Part 128b of this chapter. Accordingly, processors, who under the laws relating to canny inspections are licensed by the State of California and who comply with such state regulations, shall be deemed to comply with the requirements of Part 128b of this chapter.

As this amendment merely clarifies an existing regulation, notice and public procedure and a delayed effective date are not necessary prerequisites to the promulgation of this order.


Dated: March 6, 1975.

Sam D. Pine,
Associate Commissioner for Compliance.

[FR Doc. 75-5591 Filed 3-12-75; 8:45 am]

SUBCHAPTER D—DRUGS FOR HUMAN USE

PART 330—OVER-THE-COUNTER (OTC) HUMAN DRUGS GENERALLY RECOGNIZED AS SAFE AND EFFECTIVE AND NOT MISBRANDED

General Labeling Conditions

The Commissioner of Food and Drugs issued a proposal to amend § 330.1 (21 CFR 330.1) published in the Federal Register of June 1, 1974 (49 FR 18889) by revising the general warning statement required in § 330.1(g) to state: "Keep this and all drugs out of reach of children. In case of accidental overdose, seek professional assistance or contact a poison control center immediately." The proposal went on to state that the following drug interaction warning:

Warning: Do not take this product concurrently with a prescription drug except on the advice of a physician. The concurrent use of the following drugs may be dangerous: (a) antihistamines, (b) tranquilizers, (c) antidepressants, (d) sedatives, (e) invigorants, (f) medicines that may upset the stomach, (g) medicines that may cause dizziness, and (h) medicines that may cause sleeplessness.

Interested persons were invited to submit written comments regarding the proposal on or before August 5, 1974.

A total of seventeen comments were received: one from a national pharmacy association, one from a state consumer assembly, two from pharmaceutical companies, and thirteen from private consumers. The significant comments submitted and the Commissioner's conclusions are as follows:

1. Although concurring in the new form of the general warning statement, one comment requested that an additional statement be required on the labeling of all OTC drugs in the interest of maximizing the potential for safe and effective use of such drugs. The recommended statement was as follows: "If you do not understand the following warnings or directions, seek professional assistance." The comment said the statement would result in OTC drug labeling that would assure safe and effective use of such products.

The Commissioner concludes that such a statement should not be required to appear on the labeling of all OTC drugs. The Commissioner concludes, on the basis of the judgment and experience of the agency, that most individuals will seek such professional assistance, if needed, even in the absence of such a statement in the labeling. No evidence was submitted with the comment to support the need for such a statement. It is also recognized that if labeling contains too many required statements, especially general statements of common sense, the impact of all warning statements on the label will be reduced. In addition there is a space limitation on the number of statements that can appear on the labeling.

2. There was comment that the required statement was unnecessarily long and especially since many drugs are sold in small containers with limited space available for required statements. In place of the proposed statement, the following statement was suggested: "Keep out of the reach of children. If accidentally misused, seek professional help or contact Poison Control Center immediately." Another comment pointed out that the proposed reference to the poison control center was in the consumers' interest to be clearly stated. The other comment stated that the wording of the general warning in the preamble of the proposal, the Commissioner believed that the inclusion of such a statement would be more feasible than requiring individual manufacturers of these products to petition for an exemption from or variation in the general warning.

The Commissioner concludes that the phrase regarding poison control centers in the statement serves a valuable purpose and should remain in the required statement. As previously stated in the preamble of the proposal, the Commissioner concluded that it would be in the best interest of the consumer to have knowledge that there is more than one source of professional assistance available. The other comment stated that in a few isolated localities, poison control centers may prefer to respond to health professionals. However, such centers are the exception. Nationwide, approximately 70 percent of the calls responded to were made by non-health professionals.

Although some poison control centers are listed in the local telephone directory in some areas of the country, the Commissioner believes that such instances are the exception. This provides...
RULES AND REGULATIONS

no reason for deleting a general reference to the poison control center in the warning as an alternative source of assistance. 

4. One comment was received from an individual consumer asking if lay individuals will know what constitutes an "accidental overdose." The labeling contains adequate directions for use, including the recommended dosage per time interval (e.g., every 4 hours) or time period (e.g., 4 times a day). Where applicable, the maximum daily dosage for the product will also be included. The consumer will therefore be able to determine what constitutes an accidental overdose. The Commissioner concludes that there is no need for changing the wording.

5. Several comments objected to the proposed revocation of § 330.1(1). These comments indicated that, since people using OTC drugs are not physicians, they would not be able to detect drug interactions and therefore the general warning statement should be retained.

The Commissioner concludes that the basis for the proposed revocation is a misunderstanding of the intent of the proposal. The revocation of § 330.1(1) was proposed because the Commissioner was of the opinion that the proper way to handle possible drug interactions is to require that the labeling of OTC drugs include a separate section headed "Drug Interaction Precautions." Using this approach, in lieu of a general statement appearing in the labeling of all OTC drugs, a statement will be required in the labeling that is specific for the particular OTC drug. As one of the several comments in favor of this proposal indicated, a general warning often goes unheeded but a specific statement for a specific drug or class of drugs will be much more effective.

6. With respect to drug interactions, one comment stated that, although the preamble to the final antacid monograph published in the Federal Register of June 4, 1974 (39 FR 18962) set forth specific drug action statements for antacids containing charcoal and kaolin, such statements did not appear in the antacid monographs.

Antacids containing charcoal or kaolin as ingredients have been determined by the Commissioner to be products for which available data are insufficient to permit final classification. If such active ingredients generally recognized as safe and effective antacids, the monograph will be amended to include charcoal and/or kaolin and shall specify the applicable specific drug interaction warnings. Marked ads containing charcoal or kaolin as active ingredients may continue until June 4, 1976, provided the manufacturer or distributor of such products undertakes adequate testing to prove effectiveness of the product. If it claims to be antacid, meets the in vitro antacid effectiveness standard in the antacid monograph and the label contains the specified drug interaction precaution.

Therefore, pursuant to provisions of the Federal Food, Drug and Cosmetic Act (secs. 201, 502, 505, 701, 52 Stat. 1040-1042 as amended, 1055-1056 as amended by 70 Stat. 519 and 72 Stat. 948; 21 U.S.C. 321, 322, 501, 522, 523) the Administrative Procedure Act (secs. 4, 5, 10, 60 Stat. 238 and 243 as amended; 5 U.S.C. 553, 554, 702, 703, 704) and under authority delegated to the Commissioner C1 CFR 2.23(1), 21 CFR Part 330 is amended in § 330.1 by revising paragraph (g) and by reeding and reserving paragraph (l) as follows:

§ 330.1 General conditions for general recognition as safe, effective, and not misbranded.

(g) The labeling for all drugs contains the general warning: "Keep this and all drugs out of the reach of children." The labeling of drugs used for oral administration shall also state: "In case of accidental ingestion, seek professional assistance or contact a poison control center immediately." The labeling for drugs administered rectally or used topically shall state: "In case of accidental ingestion, seek professional assistance or contact a Poison Control Center immediately."

The Food and Drug Administration will grant an exemption from these general warnings where appropriate upon petition, which shall be maintained in a permanent file for public review by the Office of the Hearing Clerk, Food and Drug Administration, Room 4-65, 5600 Fishers Lane, Rockville, MD 20852.


Effective date. This order shall be effective March 13, 1975.

Dated: March 6, 1975.

A. M. SCHMIDT, Commissioner of Food and Drugs.

[FR Doc. 75-6559 Filed 3-12-75; 7:56 am]

PART 331—ANTACID PRODUCTS FOR OVER-THE-COUNTER (OTC) HUMAN USE

PART 332—ANTIFLATULENT PRODUCTS FOR OVER-THE-COUNTER (OTC) HUMAN USE

Amendments to Monographs for OTC Antacid and Antiflatulent Products

In the Federal Register of June 4, 1974 (39 FR 18962) the Commissioner of Food and Drugs promulgated a final order for Antacid and Antiflatulent OTC drug products generally recognized as safe and effective and not misbranded. Section 331.30(a) for the labeling indications for antacid products included "The labeling of the product represents or suggests the product as an "antacid" to alleviate the following symptoms: heartburn, sour stomach, and/or flatulence." Section 332.30(a) for the labeling indications for antiflatulent products included "The labeling of the product represents or suggests the product as an "antacid" to alleviate the following symptoms: heartburn, sour stomach, and/or flatulence."

The Commissioner believes that the consumer should have available the most reliable, helpful drug information. The purpose is to permit consumers to engage in self-medication without medical or other professional supervision. It has been brought to the Commissioner's attention that the terms "represents or suggests" in the labeling requirements for OTC antacid (331.30(a) and antiflatulent (332.30(a)) drug products raises the question whether analogous or similar terms may be used.

The Commissioner advises that paragraph 49 of the preamble to the tentative final order published in the Federal Register of March 19, 1973 (38 FR 31260) explicitly states that "all terms, 'heartburn,' "sour stomach," "acid Indigestion," and "antacid" lack meaning to the consumer and were too restrictive. The Commissioner concluded, however, that the terms recommended by the Panel fully meet the intent of the regulation, that allowing each manufacturer to select the words to be used would result in continued consumer confusion and deception, and therefore that the evidence presented did not justify expansion of the present number of permitted terms. Accordingly, no change was made in the tentative final order or in the final regulation published in the Federal Register of June 4, 1974 (39 FR 18962).

In order to make this point clearer, the Commissioner has concluded that §§ 331.30(a) and 332.30(a) should be amended to state that the labeling of the product shall "identify" the product with only the specified terms. This fully reflects the intent and purpose of the regulation, as previously published.

The Commissioner notes that the regulation was not intended to prevent the use of descriptive phrases or adjectives, e.g., "sparkling" antacid. In all instances, however, the products must be identified using the specified terms permitted by the regulation.

Because this notice in no way changes the regulation, but only confirms and clarifies its meaning as previously set forth, the Commissioner concludes that notice, public procedure, and delayed effective date are unnecessary and contrary to the public interest.

§ 331.30 Labelingof antacid products.

(a) Indications. The labeling of the product shall identify the product as an "antacid" and/or "to alleviate or relieve the symptoms of gas.

(b) Criteria for acceptable strains of attenuated measles virus. Strains of attenuated measles virus used in the manufacture of vaccine shall be identified by (1) historical records, including origin and manipulation during attenuation and (2) antigenic specificity as measles virus as demonstrated by tissue culture neutralization tests. Strains used for the manufacture of Measles Virus Vaccine, Live, Attenuated, shall have been shown to be safe and potent in at least 10,000 susceptible persons. Susceptibility shall be shown by the absence of neutralizing or other antibodies against measles virus, or by other appropriate methods. Seed virus used for vaccine manufacture shall be free of all demonstrable extraneous viable microbial agents except for unavoidable bacteriophage.

(c) Need for additional neurovirulence safety testing. A neurovirulence safety test as prescribed in this paragraph shall be performed on vaccine from five consecutive lots whenever a new production seed lot is introduced or whenever the source of cell culture substrate must be reestablished and recertified as prescribed in § 630.62(a) and (b) of this Part.

§ 630.32 Manufacture of live, attenuated, measles virus vaccine.

(a) Virus cultures. Virus shall be propagated in chick embryo tissue cultures.

(b) Virus cultures. Virus shall be propagated in chick embryo tissue cultures.

(c) [Reserved]

§ 630.35 [Amended]

3. In § 630.35 "Test for safety by deleting and reserving paragraph (b)."

4. In § 630.60 by revising paragraph (a) (3) to read as follows:

§ 630.60 Rubella virus vaccine, live.

(a) * * *

(c) * * *

(d) * * *

3. Need for additional neurovirulence safety testing. A neurovirulence safety test as prescribed in this paragraph shall be performed on vaccine from five consecutive lots whenever a new production seed lot is introduced or whenever the source of cell culture substrate must be reestablished and recertified as prescribed in § 630.62(a) and (b) of this Part.

5. In § 630.62 by revising paragraph (a) and deleting and reserving paragraph (c), as follows:

§ 630.62 Production.

(a) Virus cultures. Rubella virus shall be propagated in duck embryo cell cultures or rabbit renal cell cultures.

(c) [Reserved]

§ 630.65 [Amended]

6. In § 630.65 "Test for safety by deleting and reserving paragraph (b)."

Pursuant to the Administrative Procedure Act (5 U.S.C. 553(b) and (d)), the Commissioner concludes that notice, public procedure and delayed effective date are unnecessary for the promulgation of this order inasmuch as it does not impose a duty or burden on any person, but rather updates the regulations to delete requirements for licenses no longer in effect.

Effective date. This order shall be effective March 13, 1975.

Dated: March 7, 1975.

SAM D. FRIE,
Associate Commissioner for Compliance.

[F.R. Doc. 75-5604 Filed 3-12-75; 8:45 a.m.]

Title 27—Alcohol, Tobacco Products and Firearms

CHAPTER I—BUREAU OF ALCOHOL, TOBACCO AND FIREARMS, DEPARTMENT OF THE TREASURY

[T.D. ATF-15]

PART 6—INDUCEMENTS FURNISHED TO RETAILERS

Signs and Advertising Specialties Furnished to Retailers; Amended Limitations

The purpose of these amendments to 27 CFR Part 6, Inducements Furnished
to Retailers is to (1) increase the maximum value of advertising materials that may be given, rented, loaned, or sold to a retailer advertising specialties engaged in business as a distiller, rectifier, blender, producer, importer, wholesaler, bottler, or warehouseman of distilled spirits and (2) increase the maximum value of advertising specialties furnished, given, rented, or sold to a retailer by wine and distilled spirits industry members.

The advertising limitation for distilled spirits was established at $10, in 1936; and after public hearings held in 1933, two separate limitations were established for distilled spirits advertising material—one limitation for materials used in window displays and another for materials used in interior displays. These limitations were set at $10 since it was established that materials used in interior displays, such as trays, coasters, menu cards, etc., however, has remained at $10 since it was established in 1936. The Distilled Spirits Council of the United States (USBA) petitioned the Bureau to increase the advertising limitations several months ago, and on that basis a notice of proposed rulemaking was published in the Federal Register on June 23, 1975. The limitation for retailer advertising specialties was increased as it would apply to malt beverages, back bar mats, thermometers, clocks, meal checks; paper napkins, foam scrapers, trays, coasters, mats, menu cards, etc., effective May 1, 1975. (27 U.S.C. 205 (40 Stat. 801)).


Rex D. Davis Director, Bureau of Alcohol, Tobacco and Firearms

Approved: March 4, 1975.

David R. MacDuffie, Assistant Secretary of the Treasury.

Title 30—Mineral Resources

CHAPTER VI—BUREAU OF MINES, DEPARTMENT OF THE INTERIOR

PART 601—SALES OF HELIUM BY AND RENTAL OF CONTAINERS FROM BUREAU OF MINES

Revised Fee Schedule

On page 42918 of the Federal Register of December 9, 1974, there was published a notice of proposed amendment of Chapter VI, Subchapter A, Part 601 of Title 30 Code of Federal Regulations, to replace the existing schedule of prices and charges which became effective November 16, 1961. The new schedule of prices and charges reflects increases in costs since 1961. Interested persons were given 30 days in which to submit comments.

Only one comment was received. The commentor objected to the increases in the prices and charges in general and objected in particular to the new rental rates and filling charges for cylinders. We believe that the proposed increases in prices and charges are fully justified by increases in the cost of labor and supplies since 1961 when the prices and charges were last changed. The objection of only one person does not provide sufficient grounds for revising the proposed schedule.

The last sentence of footnote number 2 to the proposed schedule of prices and charges which reads as follows: "All contracts becoming effective after October 31, 1974 will be charged the monthly rate of $0.70 per cylinder, (sic) beginning January 1, 1975." has been changed to read as follows: "All contracts becoming effective after October 31, 1974, will be charged the monthly rate of $0.70 per cylinder, from the beginning of the first month following the effective date of these regulations."
### RULES AND REGULATIONS

<table>
<thead>
<tr>
<th>Schedule of Prices and Charges</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cash, bond, or insurance to guarantee return of container</td>
</tr>
<tr>
<td>2 or more but less than 5 tanks</td>
</tr>
<tr>
<td>Each tank car in excess of 4...</td>
</tr>
<tr>
<td>Use of empty containers. Time in customer's possession......</td>
</tr>
<tr>
<td>Initial charge for use of each container</td>
</tr>
<tr>
<td>Contracts specifying a definite number of round trips.</td>
</tr>
<tr>
<td>Contracts specifying an indefinite number of round trips.</td>
</tr>
</tbody>
</table>

#### Title 33—Navigation and Navigable Waters

**CHAPTER IV—SAWNEY LEASE DEVELOPMENT CORPORATION**

**PART 401—SEAWAY REGULATIONS**

### Miscellaneous Amendments

On pages 4158 and 4159 of the [Federal Register](https://www.federalregister.gov) of January 28, 1978, there was published a notice of proposed rulemaking by the Saint Lawrence Seaway Development Corporation to amend the Seaway Regulations.

In amending the regulations, pursuant to its enabling act (33 U.S.C. 551 et seq.), and pursuant to the authority vested in the Secretary of Transportation with respect to the St. Lawrence Seaway under the Fort Pitt and Waterways Safety Act of 1972 (Public Law 92-340, 86 Stat. 424), which authority was subsequently delegated to the Administrator of the Saint Lawrence Seaway Development Corporation in the Federal Register on October 17, 1972 (37 FR 21943), the Corporation is acting jointly with the St. Lawrence Seaway Authority of Canada.

The Seaway Regulations and Rules were published initially in the Federal Register on April 16, 1970, (35 FR 7358), to give users of the waterway essential information and directions for transiting. The last major revision of the regulations and rules was published in the Federal Register on March 22, 1974 (39 FR 10839) when the regulations and rules were consolidated into one set of regulations to eliminate repetition of the regulations in the rules and vice versa, and for clarity.

With respect to the current proposed amendments, interested parties were invited to submit written comments for consideration. No comments were received; therefore, the proposed amendments are hereby adopted without change.

Because the amendments were developed jointly with the St. Lawrence Seaway Authority of Canada and will be adopted by that agency at the beginning of the 1975 navigation season, I find that good cause exists for making the amendments effective in less than 30 days.

The amendments are as follows:

**§ 401.9 [Amended]**

Section 401.9(b) (2) is amended to delete reference to the frequency 155.45 MHz.

**§ 401.43 [Amended]**

The mooring table following § 401.43 is amended by adding “Troquois” as a separate heading over Troquois Lock.

**§ 401.61 [Amended]**

Section 401.61 is amended by deleting the words “155.45 MHz (Channel 9)—Working (Canadian Stations other than Lake Ontario and Erie)” and by adding “Sector 6” between “Canadian Stations” and “Lake Ontario” in the description of frequency 155.55 MHz (Channel 11).

**§ 401.63 [Amended]**

Section 401.63 is amended by changing the references to “Ch. 9” to read “Ch. 11” for Seaway Iroquois and the call in channel for Seaway Clayton and Seaway Sodus should be changed to “Ch. 13.”

**§ 401.81 [Amended]**

Section 401.81 is amended by deleting the words “that affect its ability and safety and expenditure”.

**Schedule I** is amended by deleting the reference to 155.45 MHz under Radiotelephone Equipment and by adding the word “Seaway” between “a” and “Transit” in the first line of the extract of paragraph 75(3) for clarity.
SCHEDULE II is amended by changing the speed in Column III opposite “Function of Canadian Medium Channel and Main Channel abreast of Ironton Dr.” to read “11.5 knots.”

SCHEDULE III is amended by numbering each CIP, and Check Point from 1 through 52. Further, all references to “Ch. 8” are changed to read “Ch. 11” and all references to “Call Ch. 10 Work Ch. 13” are changed to read “Ch. 13.” Finally, SCHEDULE III is amended by deleting Items 3, 4, and 5 of the Message Content for Downbound Vessels, CIP. 10—Entering Sector 2.


Effective date: March 15, 1975.


[FR Doc. 76-6069 Filed 3-12-76; 8:45 am]

Title 39—Postal Service

CHAPTER I—U.S. POSTAL SERVICE

SUBCHAPTER D—ORGANIZATION AND ADMINISTRATION

PART 221—GENERAL PRINCIPLES OF ORGANIZATION

PART 242—GROUPS AND DEPARTMENTS

Modification of Organizational and Reporting Requirements

This document amends 39 CFR Parts 221 and 224 so as to reflect certain changes in organization and reporting relationships with the Postal Service. This revision is effective immediately.

1. The table of sections of Part 221 is amended by deleting § 221.5 Postal Service Advisory Council and § 221.9 Conversion of Terms and by redesignating sections 221.6 through 221.8 as sections 221.5 through 221.7, respectively.

2. Section 221.5 Postal Service Advisory Council and section 221.9 Conversion of Terms are deleted.

3. Sections 221.6 through 221.8 are redesignated as §§ 221.6 through 221.7, respectively.

4. Paragraph (d) of redesignated § 221.5 is amended by inserting after the words “The Postmaster General,” appearing at the beginning of the second sentence thereof the words “or the Deputy Postmaster General”; by deleting the word “and” after the word “Finance,”; and by inserting after the word “Operations,” the words “and Manpower and Cost Control”.

5. The table of sections of Part 224 is amended by deleting § 224.9 Policy Matters; by redesignating §§ 224.5 through 224.8 as §§ 224.6 through 224.9; and by adding new § 224.5 Manpower and Cost Control Group.

§ 224.1 [Amended]

6. Paragraph (a) of § 224.1 is amended by deleting the matter “research and engineering” and inserting in lieu thereof the words “and new development”.

§ 224.1 [Amended]

7. Paragraph (c) of § 224.1 is revised to read as follows:

(a) 

(1) Planning and New Development Department.

(i) The Planning and New Development Department is headed by the Assistant Postmaster General, Planning and New Development. It has overall responsibility (a) for business planning and strategic studies and (b) for research and development work done by the Postal Service.

(ii) The Planning and New Development Department’s responsibilities include activities in the following areas:

(A) Planning. The Planning and New Development Department is responsible for business planning and strategic studies. It has the principal responsibility for assuring that comprehensive and effective planning procedures are developed, approved, and followed throughout the Service. This includes: assisting top management in the formulation of realistic goals and objectives; ensuring that supporting plans are developed to comply with the approved objectives; and measuring progress in the attainment of the approved plans and objectives. It is also responsible for analyzing the long-range business outlook for the postal system, including the anticipated socio-economic environment and alternative business opportunities, and for conducting studies on which to base recommendations for new or modified policies.

(B) New Development. The Planning and New Development Department is responsible for research and development work done by the Postal Service. It is concerned with the development and application of new technology to mail-handling problems. It is responsible for keeping abreast of and evaluating new concepts for application to Postal Service requirements and for maintaining relationships with top-level representatives of industry, educators, appropriate Government agencies, and foreign postal services to obtain new concepts, ideas, and approaches related to postal research and development work done by the Postal Service. It is also responsible for the design and development of new equipment and modifications to existing equipment based on new technologies. It operates the Postal Laboratory conducting research, test, and evaluation programs related to the above areas of responsibility.

8. Paragraph (c) (4) of § 224.1 is deleted.

§ 224.3 [Amended]

9. Paragraph (a) (5) of § 224.1 is redesignated as paragraph (a) (4) and is further amended as follows:

a. Paragraph (a) (4) (ii) (B) is amended by deleting the matter “establishes promotional budgets; and secures advertising for such programs as ZIP code and Christmas mail early” and the words “the National Postal Forum and”; by deleting after the words “it develops national retail merchandising” the words “and promotion”; and by deleting the words “Research and Engineering” and inserting in lieu thereof the words “Planning and New Development”.

b. Paragraph (c) (4) (ii) (C) is amended by deleting the word “Development” and inserting in lieu thereof the word “Management”.

c. Paragraph (c) (4) (ii) (D) is amended by deleting the words “product marketing plans, including the formulation of” and the words “and promotion”.

d. Paragraph (c) (4) (ii) (G) is added as follows:

(1) Customer Services Department.

1. Paragraph (a) of § 224.3 is amended by deleting the word “Three” and inserting in lieu thereof the word “Four”.

2. Paragraph (b) of § 224.3 is amended as follows:

a. In the first sentence, the word “two” is deleted and the word “three” is inserted in lieu thereof.

b. In paragraph (b) (1), the words “Office of Rates and Classification” are deleted and the words “Economic Analysis Division” are inserted in lieu thereof; the sixth sentence is deleted; and the words “provides the basic processing services associated with the money order program and” are deleted.

c. Paragraphs (b) (2) and (b) (3) are redesignated paragraphs (b) (3) and (b) (4), respectively, and the following new paragraph (b) (2) is added:

(2) Rates and Classification Department. The Rates and Classification Department designs and maintains the Postal Service rate structure; develops and administrates standards and procedures relating to mail classification, cost analysis and attribution, and related functions; and makes and defends recommendations to the Postal Rate Commission in conjunction with the Law Department.
d. Redesignated paragraph (b) (3) is amended as follows:

i. by inserting after the second sentence the following new sentence: “It provides the basic processing services associated with the money order program;”

ii. by inserting after the words “It specifies controls on” the words “the development;” and

iii. by deleting the words “establishment of records retention schedules and has the authority to authorize the disposal of records by destruction or transfer” and inserting in lieu thereof the words “retention, security, and privacy of Postal Service records and has the authority to authorize the disclosure of records and their disposal by destruction or transfer”.

e. Redesignated paragraph (b) (4) is amended by deleting the words “organization matters and” in the second sentence; the words “organization and” in the third sentence; and the words “is responsible for the development and operation of a service-wide management improvement program and” in the fifth sentence.

§ 224.4 [Amended]
13. Paragraph (c) (2) of § 224.4 is amended by deleting the words “Research and Engineering” and inserting in lieu thereof the words “Planning and New Development”.

§ 224.9 [Deleted]
14. Section 224.9 Policy matters is deleted.

§§ 224.5, 224.6, 224.7 and 224.8 [Amended]
15. Sections 224.5 through 224.8 are redesignated sections 224.6 through 224.9, respectively.

16. New § 224.5 is added as follows:

§ 224.5 Manpower and Cost Control Group

(a) The Manpower and Cost Control Group is headed by the Senior Assistant Postmaster General, Manpower and Cost Control, who reports to the Postmaster General. It has the principal responsibility for developing, implementing, and evaluating service-wide programs to contain and curtail costs for labor, transportation, supplies, and other services, without compromising established service standards. These programs are national in scope, with significant flexibility for implementation at the local level.

(b) The Manpower and Cost Control Group is divided into two offices and one division whose heads report to the Senior Assistant Postmaster General, Manpower and Cost Control:

(I) Postal Engineering Systems Office. The Postal Engineering Systems Office is headed by the Director, Postal Engineering Systems. It is responsible for providing engineering resources, technical directions, and priorities for the operating processes, mechanization and equipment required in the mail flow cycle to improve the consistency and reliability of service, and reduction of costs while maintaining a high quality of output.

(II) Productivity Management Office. The Productivity Management Office is headed by the Director, Productivity Management. It is responsible for recommending Postal Service policy on productivity measurement and improvement, issuing guidelines and procedures for the implementation and management of major service, cost reduction and productivity programs, and assessing the effectiveness of program implementation.

(III) Administrative Management Division. The Administrative Management Division is headed by the General Manager, Administrative Management. It is responsible for developing and maintaining a system for evaluating progress and potential Schedule in the achievement of established goals and objectives of cost reduction and productivity improvement.

In addition, the Senior Assistant Postmaster General for Manpower and Cost Control is responsible for the functional management of field engineering units assigned to Regions, Districts, Sections, Centers, and Associate Post Offices, except those receiving functional direction from the Real Estate and Buildings Department.

§ 224.10 [Amended]
17. Section 224.10 is amended by deleting the reference to “§ 221.6(d)” and inserting instead “§ 221.6(a)”.

(39 U.S.C. 401)

ROGER P. CRAIG, Deputy General Counsel.

[FR Doc.75-0615 Filed 3-12-75; 8:45 am]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL

PROTECTION AGENCY

SUBCHAPTER C—AIR PROGRAMS

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Florida: Approval of Compliance Schedules

On August 5, 1974 (39 FR 26164), the Administrator proposed the approval of a number of individual compliance schedules submitted by the State of Florida pursuant to the requirements of 40 CFR 51.15 pertaining to compliance schedules. The State had been adopted by the Florida Pollution Control Board after notice and public hearing before being submitted for the Agency’s approval on February 26, 1974. Each establishes a date by which an individual air pollution source must attain compliance with the emission limitations of the State implementation plan. This date is indicated in the succeeding tables under the heading “Final Compliance Date.” In many cases the schedules include incremental steps toward compliance, with specific dates set for achieving those steps. While the tables below do not list these interim dates, the actual compliance schedules do. The entry “Immedi-

ately upon its approval by the Admin-

ister” means that the schedule becomes enforceable by the Federal government immediately upon its approval by the Administrator.

Copies of the proposed schedules were made available for public inspection at the Agency’s Region IV office in Atlanta, Georgia and at the office of the Florida Department of Pollution Control in Tallahassee. Written comments were solicited from the public, but no response was received.

Copies of the schedules as well as the Florida plan itself are available for public inspection now at the Agency’s Region IV Air Programs Office, 1421 Peachtree Street, N.E., Atlanta, Georgia 30309; at the office of the Agency’s Division of Stationary Source Enforcement, 401 McMain Street, SW, Washington, D.C. 20160; and at the office of the Florida Department of Pollution Control, 2562 Executive Center Circle East, Montgomery Building, Tallahassee, Florida 32304.

Moreover, an evaluation of any of the schedules can be had by consulting the staff of the Agency’s Region IV Air Programs Office at the Atlanta address given above.

The Administrator has determined that all the schedules set forth here satisfy the requirements of 40 CFR Part 51 pertaining to compliance schedules, and that their approval will not hinder the attainment and maintenance of the national ambient air quality standards. Accordingly, they are hereby approved.

This action is effective immediately. The Administrator finds that good cause exists for making his action immediately effective since these schedules are already in effect under Florida law, and the Agency’s action imposes no additional regulatory burden on affected facilities.

(Section 110(a) of the Clean Air Act (42 U.S.C. 1857f-6(a))

Dated: March 6, 1975.

RUSSELL E. TRAEY, Administrator.

Part 52 of Chapter I, Title 49, Code of Federal Regulations, is amended as follows:

Subpart K—Florida

§ 52.520 [Amended]
1. In § 52.520, paragraph (c) is amended by inserting in proper chronological order the date February 26, 1974.

2. Section 52.523 is amended by inserting the following in the tables of paragraph (c) as follows:

§ 52.524 Compliance schedules:

- - - - - -
## Air Quality Control Region No. 419

<table>
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<tr>
<th>Source</th>
<th>Location</th>
<th>Regulation involved</th>
<th>Date of adoption</th>
<th>Effective date</th>
<th>Final compliance date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Automotive Disposal Corp.</td>
<td>Jacksonville</td>
<td>17-2.04(2)</td>
<td>Nov. 29, 1973</td>
<td>Immediately</td>
<td>Mar. 6, 1974</td>
</tr>
<tr>
<td>C. L. Capps Co.</td>
<td></td>
<td>17-2.04(2)</td>
<td>Dec.</td>
<td>Do</td>
<td></td>
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<tr>
<td>Colonial Stores Inc.</td>
<td>5431 Norwood Ave.</td>
<td>17-2.04(2)</td>
<td>Dec.</td>
<td>Do</td>
<td></td>
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<tr>
<td>Martin Coffee Co.</td>
<td></td>
<td>17-2.04(2)</td>
<td>Dec.</td>
<td>Do</td>
<td></td>
</tr>
<tr>
<td>Winn Dixie Stores, Inc.</td>
<td>Blanding Blvd.</td>
<td>17-2.04(2)</td>
<td>Dec.</td>
<td>Do</td>
<td></td>
</tr>
<tr>
<td>Western Auto &amp; Tire Co.</td>
<td>Broward Blvd.</td>
<td>17-2.04(2)</td>
<td>Dec.</td>
<td>Do</td>
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<tr>
<td>Amberly Tire &amp; Auto, Inc.</td>
<td>Miami Beach Blvd.</td>
<td>17-2.04(2)</td>
<td>Dec.</td>
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<td>Florida Disposal Corp.</td>
<td>Jacksonville</td>
<td>17-2.04(2)</td>
<td>Dec.</td>
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<td>Air Products &amp; Chemical Co.</td>
<td>Pace</td>
<td>17-2.04(2)</td>
<td>Jul. 1, 1975</td>
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## FUTSAL COUNTY

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<thead>
<tr>
<th>Source</th>
<th>Location</th>
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<th>Date of adoption</th>
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<th>Final compliance date</th>
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</thead>
<tbody>
<tr>
<td>A &amp; M Wood Products Co.</td>
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<td>17-2.04(2)</td>
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## SANTA ROSA COUNTY

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<th>Final compliance date</th>
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<tr>
<td>Ammounium Nitrate Fertilizer</td>
<td>Ponce</td>
<td>17-2.04(2)</td>
<td>Jul. 1, 1975</td>
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<td></td>
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</tbody>
</table>

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**[FR Doc.75-5155 Filed 3-12-75 3:45 am]**

**PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS**

**Florida: Approval of Compliance Schedules**

On February 14, 1974 (39 FR 5791), the Administrator proposed the approval of a number of individual compliance schedules submitted by the State of Florida pursuant to the requirements of 40 CFR §51.15 pertaining to compliance schedules. These schedules had been adopted by the Florida Pollution Control Board after notice and public hearing before being submitted for the Agency's approval on June 1 and August 6, 1973. A large number of schedules also submitted on these dates were approved by the Administrator on September 7, 1973, at 38 FR 24333; the schedules themselves were reprinted in correct format on September 19, 1973, at 38 FR 26332. Each establishes a date by which an individual air pollution source must attain compliance with the emission limitations of the Florida plan itself are now available for public inspection at the Agency's Region IV office in Atlanta, Georgia, and at the office of the Florida Department of Pollution Control in Tallahassee. Written comments were collected from the public, no response was received.

Copies of the schedules as well as the Florida plan itself are now available for public inspection at the Agency's Region IV office in Atlanta, Georgia, and at the office of the Florida Department of Pollution Control in Tallahassee. Written comments were collected from the public, no response was received.

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**RULES AND REGULATIONS**

FEDERAL REGISTER, VOL. 40, NO. 50—THURSDAY, MARCH 13, 1975
### RULES AND REGULATIONS

#### Air Quality Control Region No. 5

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<td><strong>BAY COUNTY</strong></td>
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<td>International Paper:</td>
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<td>Bark boiler No. 3 permit Panama City, 17-2.01(2)</td>
<td>May 15, 1973</td>
<td>July 1, 1975</td>
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<td>No. AO 23-401</td>
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<td>No. 1 lime kiln permit No. Cantonment, 17-2.01(2)</td>
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<td>July 1, 1975</td>
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<td>AO 17-620</td>
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<td>No. 1 recovery boiler No. 1 mill, permit No. AO 23-412</td>
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#### Air Quality Control Region No. 43

| **ORANGE COUNTY** | | | | | |
| City of Orlando Incinerator, Orlando, Fla., 17-2.01(2) | Apr. 17, 1973 | Immediately | Jan. 1, 1975 |

#### Air Quality Control Region No. 46

| **GADSDEN COUNTY** | | | | | |
| Florida Co., (Penn. Glass Sand Corp.): | | | | | |
| AO 50-2000 | | | | | |
| Stack No. 2 permit No. do | 17-2.01(2) | do | do | do | Do. |
| AO 50-2001 | | | | | |
| Stack No. 3 permit No. do | 17-2.01(2) | do | do | do | Do. |
| AO 50-2002 | | | | | |
| Stack No. 4 permit No. do | 17-2.01(2) | do | do | do | Do. |
| AO 50-2002 | | | | | |
| Stack No. 5 permit No. do | 17-2.01(2) | do | do | do | Do. |
| AO 50-2002 | | | | | |
| Stack No. 6 permit No. do | 17-2.01(2) | do | do | do | Do. |
| AO 50-2002 | | | | | |
| Stack No. 7 permit No. do | 17-2.01(2) | do | do | do | Do. |
| AO 50-2002 | | | | | |
| Stack No. 8 permit No. do | 17-2.01(2) | do | do | do | Do. |
| AO 50-2002 | | | | | |
| Stack No. 9 permit No. do | 17-2.01(2) | do | do | do | Do. |
| AO 50-2002 | | | | | |
| Stack No. 10 permit No. do | 17-2.01(2) | do | do | do | Do. |
| AO 50-2002 | | | | | |
| Stack No. 11 permit No. do | 17-2.01(2) | do | do | do | Do. |
| AO 50-2002 | | | | | |

FEDERAL REGISTER, VOL. 40, NO. 50—THURSDAY, MARCH 13, 1975
## RULES AND REGULATIONS

### TAYLOR COUNTY

<table>
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<tr>
<th>Source</th>
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<th>Effective date</th>
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<td>Reaccumulator vent permit</td>
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<td>0. AO 62-2061</td>
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<td>Brown stock washing exhaust permit No. AO 52-2093</td>
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### AIR QUALITY CONTROL REGION NO. 22

#### HILLSBOROUGH COUNTY

Robbins Manufacturing Co., Tampa, Fla. 17-2.04(6)(a) permit No. BO 52-2125.

### PASCO COUNTY

Lykes Pasco Pucking Co. (citrus processing plant):

- D-9 rotary dryer permit Dade City, Fl. 17-2.04(3) do do do July 1, 1975
- No. AO 51-2024
- D-3 rotary dryer permit 17-2.04(2) do do Do.
- No. AO 51-2061
- D-6 rotary dryer permit 17-2.04(2) do do Do.
- No. AO 51-2069
- D-1 rotary dryer permit 17-2.04(2) do do Do.
- No. AO 51-2067
- D-11 rotary dryer permit 17-2.04(2) do do Do.
- No. AO 51-2060
- D-12 rotary dryer permit 17-2.04(2) do do Do.
- No. AO 51-2062

### PINELLAS COUNTY

Florida Power Corp., Highlands Plants Nos. 4, 5, 6, 7 permit No. AO 62-2053:

- Oldsmar, Fl. 17-2.04(6)(a) do do do Do.
- H. P. Hood & Sons, Inc. citrus feed mill permit No. AO 52-2023:
  - Dunedin, Fl. 17-2.04(2) do do Jan. 1, 1974
- F. W. Woolworth:
  - Store No. 6015 permit No. 50-2005:
    - St. Petersburg, Fl. 17-2.01(3) do do July 1, 1973
  - Store No. 6140 permit No. 50-2004:
    - 17-2.01(3) do do Do.

### POLK COUNTY

Agro Chemical Co. permit South Pierce, Fl. 17-2.04(3), (6) do do do July 1, 1975
- Citrus World, Industries, peel dryer Lake Wales, Fl. 17-2.01(3) do do June 1, 1974
- Sen Fruit Corp. permit No. AF 52-2162
- Orange County, Fl. 17-2.01(3) do do July 1, 1975

[FED. REG. 75-6484 Filed 3-12-75 1:15 p.m.]

FEDERAL REGISTER, VOL. 40, NO. 50—THURSDAY, MARCH 13, 1975
CHAPTER I—BUREAU OF LAND MANAGEMENT; DEPARTMENT OF THE INTERIOR

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 5491; AA-5630]

ALASKA

Powersite Restoration No. 654; Revocation of Powersite Reserve No. 753

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910, 43 U.S.C. 141 (1970), and pursuant to Executive Order No. 10555 of May 26, 1953 (17 FR 4931), and the determination of the Federal Power Commission in DA-106—Alaska, it is ordered as follows:

1. The Executive Order of December 9, 1920, creating Powersite Reserve No. 753, is hereby revoked so far as it affects the following described lands:

COOPER RIVER MERRIMAN
T. 75 S., R. 90 E.
All lands within one-quarter mile of Carlanna Lake.
All lands within one-quarter mile of Charlona Creek (now called Carlanna Creek) from the outlet of Carlanna Lake to the elevation of mean low tide.
T. 76 S., R. 91 E.
All lands within one-quarter mile of Ketichkan Lakes.
All lands within one-quarter mile of Ketichkan Creek, from the outlet of Lower Ketichkan Lake to the boundary of Ketichkan Townsite.

Containing approximately 2,400 acres, partially within Ketichkan Townsite Elimination from Tongass National Forest, and partially within Tongass National Forest.

2. In DA-106—Alaska, the Federal Power Commission determined that there are no active plans to utilize Carlanna Lake for hydroelectric power and such use is considered unlikely because of the small power potential. The lands in the Ketichkan Lakes and Ketichkan Creek drainage that are in Powersite Reserve No. 753 are now adequately protected by Power Project No. 429 of May 15, 1928.

3. Until 10 a.m. on June 7, 1975, the State of Alaska shall have the preferred right to select the lands released by the revocation order, that are within the Ketichkan Townsite Elimination from the Tongass National Forest, as provided by section 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339), and the regulations in 43 CFR Part 575.

4. At 10 a.m. on June 7, 1975, that portion of the lands within the Tongass National Forest shall be open to such forms of disposition as may by law be made within national forests.

JACK O. HORTON,
Assistant Secretary of the Interior.
March 6, 1975.

[FR Doc.75-5538 Filed 3-12-75; 8:45 am]

Title 50—Wildlife

CHAPTER I—BUREAU OF SPORT FISHERIES AND WILDLIFE, DEPARTMENT OF THE INTERIOR

PART 39—SPORT FISHING

Mingo National Wildlife Refuge, Mo.

The following special regulation is issued and is effective March 13, 1975.

§ 33.5 Special regulations; sport fishing for individual wildlife areas.

MISSOURI

MINGO NATIONAL WILDLIFE REFUGE

Sport fishing on the Mingo National Wildlife Refuge, Missouri is permitted in all waters as designated on the refuge during daylight hours only. The waters comprise about 4,300 acres. Maps and information are available at refuge headquarters and from the office of the Area Manager, Fish & Wildlife Service, 601 East 12th, Kansas City, Missouri 64106.

Sport fishing shall be in accordance with all applicable State regulations subject to the following conditions:

(1) Open Season: January 1, 1975 through March 14, 1975 in designated waters.
(2) Open Season: March 15, through September 30 in all waters.
(3) Open Season: October 1, through December 31 in designated waters.
(4) Use of all motors is prohibited.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 39, and are effective through December 31, 1975.

GERALD L. CLAWSON,
Refuge Manager, Mingo National Wildlife Refuge, Puxico, Missouri.

December 31, 1974.

[FR Doc.75-6504 Filed 3-12-75; 8:45 am]
This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE
Agricultural Marketing Service
[7 C.F.R. Part 102]

GRAIN WAREHouses
Weighing Requirements

Notice is hereby given in accordance with 5 U.S.C. 553, that the Agricultural Marketing Service, pursuant to the authority conferred by section 28 of the United States Warehouse Act (7 U.S.C. 268), is considering amending grain warehouse regulations appearing in Part 102 of Subchapter E, Chapter I under Title 7 of the Code of Federal Regulations with respect to requirements for weighing grain.

As a result of changes in the marketing system for grain, many grain warehouses licensed under the U.S. Warehouse Act are finding it difficult, or impossible, to comply with regulations which require that grain loaded out of the warehouse be weighed. In the past few years there has been an increased emphasis by government and industry to better utilize the nation's transportation equipment with special emphasis on better utilization of railcars. The railroads have responded by offering reduced rates on shipments, particularly multi-car shipments, where the shipper can load and bill the cars within a rigid timeframe, usually within 24 hours or less.

Warehousemen who otherwise operate in full compliance with the regulations are being forced to load grain out of the warehouse based on estimated weights in order to take advantage of the reduced rates. Warehousemen are also merchandisers and smaller warehousemen must be able to take advantage of the reduced rates to remain competitive with larger firms. To date, no serious problem has been encountered at licensed warehouses that have been forced to load grain on the basis of estimated weights.

Some warehousemen have revamped or built facilities which are equipped with rapid weighing equipment and adequate trackage to handle multi-car shipments. Many existing facilities do not lend themselves to installations of rapid weighing equipment and, at least some are in locations which do not permit extending track sliders. Even where revamping and/or expansion is possible, many warehousemen find it economically unfeasible to do so.

The proposed change in the regulations would allow warehousemen to load grain out based on estimated weights if the grain were to be unloaded at another warehouse operated by the same warehouseman or unloaded at a warehouse where the weighing is under supervision of an independent weighing agency or if the destination weight is available within 24 hours. If the grain is loaded out in this manner would be owned by the warehouseman. It is believed that the proposed change will not adversely affect depositors. In cases where estimated loadout weights are not reasonably close to destination weights, the warehouseman would be required to weigh all grain as in the past.

The proposed change in no way relieves the warehouseman of the responsibility to maintain accurate records of grain inventories and the responsibility to maintain quality and quantity of grain in the warehouse to cover all obligations. Also, a warehouseman must still maintain the capability to weigh grain out of the warehouse in the manner in which the depositories would ordinarily expect to take delivery from a particular warehouse.

A minor language change is also being made in the regulation concerning delivery of identity preserved grain. This change is not intended to change the intent of the regulation.

The proposed revised regulations are as follows:

1. Section 102.19 would be revised to read:

§ 102.19 Grain must be inspected and weighed.
(a) Except in case of identity- preserved grain, when the grading is omitted at request of depositor, all storage and nonstorage grain received into the warehouse shall be inspected, graded and weighed by a licensed inspector and/or weigher—and no receipt may be issued under the Act or the regulations in this part until the grain covered by such receipt has been so inspected, graded and weighed.
(b) When requested by the depositor of grain the identity of which is to be preserved, a receipt omitting statement of grade but not weight may be issued.

2. Section 102.27 would be revised to read as follows:

§ 102.27 Loading out without weighing.
(a) When the lawful owner of an entire lot of identity preserved grain or a mass of grain stored in a single bin requests the warehouseman to deliver said lot or mass without weighing said grain, the warehouseman may make such delivery if there is an accurate record of the weight of such grain when received. Such deliveries shall be made only when the lawful owner agrees to assume all shortages and other risks incidental thereto, and after the warehouse receipts covering all of the grain in the container have been surrendered to the warehouseman and canceled. After the receipts covering such grain have been surrendered for cancellation no other grain shall be placed in the bin until the entire lot has been delivered.

(b) (1) When the lawful owner of fungible grain requests the warehouseman to deliver grain out of the warehouse without weighing, the warehouseman may, but is not compelled to, make such delivery provided the grain is to be moved into another warehouse in the United States where weights can be established. The weights established at the receiving warehouse are to be made by an independent weighing agency unless the shipping warehouse and the receiving warehouse are operated by the same warehouseman, or unless destination weights are available within 24 hours of shipment. Whenever a warehouseman delivers fungible grain out of a warehouse without weighing, the weight of the grain unloaded at the receiving warehouse shall be the weight used to determine fulfillment of the shipping warehouseman's delivery obligations.

2. (a) When fungible grain is delivered out of the warehouse without weighing, the warehouseman shall estimate as accurately as possible the weight of the grain delivered out and shall promptly obtain destination weights from the receiving warehouse. Should the Administrator determine that such estimated weights are not reasonably accurate, or that destination weights are not promptly obtained, or that destination weights are not supervised by an independent weighing agency when required, he may thereafter require the warehouseman to weigh all fungible grain delivered out of the warehouse.

3. Any weight certificate issued covering grain delivered out of the warehouse without being weighed must state in bold letters on the face of the certificate the fact that the weight is an estimated weight.

3. Section 102.44 would be revised to read:

§ 102.44 Grades and weights; bulk grain.
(a) Except as provided in § 102.27 each warehouseman shall accept all storage and nonstorage grain and shall deliver all storage and nonstorage bulk grain, other than specially binned grain, in accordance with the grades of such grain as determined by a person duly licensed to inspect and grade such grain.
PROPOSED RULES

and to certificate the grade thereof and in accordance with the weights of such grain as determined by a person duly licensed to weigh such grain and to certificate the weight thereof, under the Act, and the regulations in this part; or if an appeal from the determination of an inspector has been taken, either under the Grain Standards Act and regulations thereunder or under § 102.61 through § 102.95, such grain shall be accepted for and delivered out of storage in accordance with the grades as finally determined in such appeal.

4. Paragraph (g) of § 102.67 would be revised to read:

§ 102.67 Weight certificate.

(g) The net weight, including dockage, if any, of the grain except as provided in § 102.27(b).

All persons who desire to submit written data, views, or arguments on this proposal should file them in triplicate with the Hearing Clerk, U.S. Department of Agriculture, 14th and Independence Avenue SW., Washington, D.C. 20250. In order to be assured of consideration, such data, views or arguments should be filed not later than April 14, 1975. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Done at Washington, D.C., March 7, 1975.

John C. Burns,
Associate Administrator.

[FR Doc.75-6944 Filed 3-12-75; 8:45 am]

[7 CFR Part 917]
FRESH PEARS, PLUMS, AND PEACHES GROWN IN CALIFORNIA

Findings and Determinations With Respect to the Continuation of the Amended Marketing Order

Pursuant to the applicable provisions of the marketing agreement, as amended, and Order No. 917, as amended (7 CFR Part 917), and the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), notice was given in the Federal Register on January 8, 1975, (40 FR 1516), that a referendum would be conducted among the growers who, during the period March 1, 1974, through December 31, 1974, had been engaged, in the State of California, in the production of any fruit covered by said amended marketing agreement and order (as the term "fruit" is therein defined) for shipment in fresh form to ascertain whether continuation of said amended marketing order as to any such fruit is favored by the growers.

Upon the basis of the results of the aforesaid referendum, which was conducted during the period January 24 through February 24, 1975, it is hereby found and determined that the termination of the said marketing order, with respect to any of the fruits covered thereby, is not favored by the requisite majority of such growers.

Dated: March 10, 1975.

Richard L. Felthner,
Assistant Secretary.

[FR Doc.75-6943 Filed 3-12-75; 8:45 am]

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[50 CFR Part 278]
FROZEN MINCED FISH BLOCKS

Proposed Interim Grades Standards

During the last several years as a result of technological innovations, mechanical equipment has been developed to separate fish flesh from the bone and skin of fish. The fish flesh recovered from such mechanical equipment is a relatively formless mass of small pieces and particles which can then be processed into uniformly-shaped rectangular blocks.

Due to the interest expressed by various industry representatives regarding the potential utilization of the separated flesh in block form for further processing into traditional fish sticks and portions as well as new specialty products, the National Marine Fisheries Service, U.S. Department of Commerce, issued in the Federal Register for Saturday, June 10, 1972, 37 FR 11683, an invitation to interested parties for comments on the standardization of fish blocks made from mechanically separated fish flesh. Subsequently, in the August 19, 1972, issue of the Federal Register, 37 FR 16808,
the National Marine Fisheries Service is
sued a "Statement of Findings and Inten-
to the comments received in response to the
June 10, 1972, Federal Register notice.
In view of the interest expressed and
the many comments received concerning the
need for further information about the
technology and production of me-
chanically separated fish flesh into fish
blocks for use in further refined pro-
cessed products, the National Marine Fisheries Service undertook the following actions:
1. Scheduled and held in cooperation
with the National Fisheries Institute,
two (2) open forums "Technical Seminars
on the Practical Mechanical Recovery of
Fish Blocks." The seminars were held in Oakbrook, Illinois in September of 1972, and in Boston, Massa-
husetts in June of 1974, respectively.
2. Conducted research studies for three
years on the technical problems as-
associated with production and utiliza-
tion of mechanically separated fish flesh
and processed into necessary scientific background information.
3. Conducted storage studies on pro-
duction runs of minced fish blocks to
assess overall quality of commercial products currently being produced.
As a result of these seminars and the re-
search and quality studies completed to date, the NMFS believes sufficient infor-
mation is now available on which to base
Proposed Interim Standards for Grades of Frozen Minced Fish Blocks. Therefore, notice
is hereby given that pursuant to
21 U.S.C. 1521-1630, the Department of
Commerce is now proposing to amend Title
50 of the Code of Federal Regulations by
adding a new Part 278—Interim U.S. Standards for Grades of Frozen Minced Fish Blocks. The Interim U.S. Standards for Grades of Frozen Minced Fish Blocks will retain the interim status for approxi-
ately one year to allow for further in-
dustry coordination and trial use. At the
end of the one-year period, the Depart-
ment will propose to establish final U.S.
Standards for Grades of Frozen Minced Fish Blocks.
Throughout the Interim period, inter-
ested persons are requested to make their
views known relative to this matter to
the Director, National Marine Fisheries
Service, National Oceanic and Atmos-
pheric Administration, U.S. Department

ROBERT M. WHITE,
Administrator.

It is proposed to amend Chapter II of
Title 50 as set forth below:
Part 278 is added as follows:
Sec. 278.3 Scope and product description.
§ 278.3 Scope and product description.
These standards shall apply to frozen
minced fish blocks which are uniformly
shaped masses of cohering minced fish
flesh. A block may contain flesh from a
single species or a mixture of species
without or with food additives. The
minced flesh consists entirely of me-
chanically separated fish flesh processed
and maintained in accordance with good
practical commerce.

§ 278.2 Product forms.
(a) Types. (1) Unmodified — no food
additives used.
(1) Single species.
(2) Mixed species.
(2) Modified—contains food additives
(see § 278.5). (i) Single species.
(ii) Mixed species.
(b) Color classifications. (1) White.
(2) Light. (3) Dark. (Color standards
will be developed and incorporated in the
final regulations.)
(c) Texture. (1) coarse—Flesh has a
fibrous consistency and the length of the
muscle fiber is not less than 5 mm.
(2) Fine—Flesh has a moderately
fibrous consistency and the length of the
muscle fiber is not less than 3 mm.
(3) Paste/Puree—Flesh has no fibrous
consistency.

§ 278.3 Grades—quality factors.
(a) U.S. Grade A. Minced fish blocks shall
(1) Possess good flavor and odor and
(2) Comply with the limits of defects
for U.S. Grade A quality in accordance
with 278.4.
(b) U.S. Grade B. Minced fish blocks shall
(1) Possess reasonably good flavor and
odor and
(2) Comply with the limits of defects
for U.S. Grade B quality in accordance
with 278.4.
(c) U.S. Grade C. Minced fish blocks shall
(1) Possess minimally acceptable
flavor and odor with no objectionable
off-flavors or off-odors and
(2) Comply with the limits of defects
for U.S. Grade C quality in accordance
with 278.4.

§ 278.4 Determination of grade.
(a) Procedures for grade determina-
tion. The grade shall be determined by
sampling in accordance with the sam-
ping plan described in paragraph (b) of
this section; evaluating odor and flavor
in accordance with paragraph (C) of
this section; examining for defects in ac-
cordance with paragraphs (D) and (E)
of this section; and using the results to
assign a grade as described in paragraph
(F) of this section.
(b) Sampling. The sampling rate of
specific lots for all inspections, other
than for military procurement, shall be
in accordance with the sampling plans
contained in Part 269 of this chapter. For
examination in the frozen state, an en-
tire block shall be used as a sample unit.
For examination in the thawed state, a
subsample of at least 5 pounds weight
shall be used. For military procurement,
use MIL-ST-105.
(c) Evaluation of flavor and odor.
Evaluation of flavor and odor shall take
place at a temperature of 70°F. When
the sample has been cooled by any of the
methods set forth in
(1) Cut three or more 4-ounce por-
tions from frozen block. Wrap the por-
tions individually or together in a single
layer of aluminum foil. Place the por-
tions in a wire rack suspended in a dry
air oven maintained at 160°F, with a fan
blowing air through the oven to
approximately 160°F, but not overheated.
(2) Cut and package the portions or
bulk fish as previously described. Place
the packaged portions on a flat cookie
sheet or a shallow, flat-bottom pan of
sufficient size so that the packages can
be spread evenly on the sheet or pan.
Place the pan and packaged portions in
a properly ventilated oven preheated to
160°F. Remove the samples when they are thoroughly heated, to ap-
approximately 160°F, but not overcooked.
(d) Examination for physical defects.
The sample unit will be examined for
defects using the list of defect definitions
278.4.E., and the defects noted and
categorized as minor, major, and serious,
in accordance with Table 1 of this part.
(e) Definitions of defects.
(1) Deteriorative color refers to dis-
coloration from the normal characteris-
tics of the material used. Deterioration
can be due to yellowing of fatty material,
to browning of blood pigments, or other
changes.
(2) Slight deteriorative discolora-
tion—refers to a color defect that is slightly
noticeable but does not seriously affect
the appearance, desirability, or eating
quality of the product.
(3) Moderate deteriorative discolor-
tion—refers to a color defect that is con-
spiciously noticeable but does not seri-
ously affect the appearance, desirabil-
ity, or eating quality of the product.
(4) Severe deteriorative discolor-
tion—refers to a color defect that is con-
spiciously noticeable and that seriously
affects the appearance, desirability, or
eating quality of the product.
(2) Dehydration refers to a loss of
moisture from the surfaces of the
product during frozen storage.
(1) Slight dehydration—surface
color masking, affecting more than 5
percent of the area, which can be readily
removed by scraping with a blunt
instrument.
(2) Moderate dehydration—is deep
color masking; penetrating the flesh,
affecting more than 5 percent of the
area, and requiring a knife or other
sharp instrument to remove.
(3) Uniformity of size refers to the de-
gree of conformity to the declared con-
tracted dimensions. A deviation is con-
sidered to be any deviation from the
contracted length, width, or thickness, or
from the average dimensions, physically

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determined, if no dimensions are contracted. Only one deviation from each dimension may be assessed. Two readings for length, three readings for width, and four readings for thickness will be measured.

(i) Slight—two or more deviations from declared or average length, width, and thickness up to ± 1⁄2 inch.

(ii) Moderate—two or more deviations from declared or average length, width, and thickness from ± 1⁄2 inch to ± 1 inch.

(iii) Excessive—two or more deviations from declared or average length, width, and thickness over ± 1 inch.

(4) Uniformity of weight refers to the degree of conformity to the declared weight. Only underweight deviations are assessed.

(i) Slight—any minus deviations of not more than 2 ounces.

(ii) Excessive—any minus deviation over 2 ounces.

(5) Angles. (1) An acceptable edge angle is an angle formed by two adjoining surfaces of the fish block whose apex is within 1⁄4 inch of a carpenter's square placed along the surfaces of the block. For each edge angle, three readings will be made and at least two readings must be acceptable for the whole edge angle to be acceptable.

(2) An acceptable corner angle is an angle formed by 3 adjoining surfaces whose apex is within 1⁄8 inch of the apex of a carpenter's square placed on the edge surfaces.

(3) Any edge or corner angle which fails to meet these measurements is unacceptable.

(i) Slight—two unacceptable angles.

(ii) Moderate—three unacceptable angles.

(iii) Excessive—four or more unacceptable angles.

(6) Improper fill refers to surface and internal air or ice voids, ragged edges, or damage. Improper fill is measured as the number of 1-ounce units that would be adversely affected if the block is cut. For this purpose, the dimensions of a 1-ounce unit are 4 x 1 x 11⁄4 inch.

(i) Slight—not more than 3 units adversely affected.

(ii) Excessive—over 3 units adversely affected.

(7) Blemishes refer to pieces of skin, scales, blood spots, nape (belly) membranes (regardless of color), or other harmless extraneous material. One instance means that the area occupied by a blemish or blemishes is equal to a 1⁄4 inch square. Instances are prorated on a per pound basis.

(a) Slight—less than 20 instances per pound.

(b) Moderate—between 20 and 40 instances per pound.

(c) Excessive—over 40 instances per pound.

(8) Bones refer to any objectionable bone or piece of bone that is 1⁄4 inch or longer and is sharp and rigid. Permeable bones shall also be checked by their grittiness during the normal evaluation of the texture of the cooked product (10).

Bones are prorated on a five pound sample unit basis.

(i) Slight—not more than 2 bones per five pound sample unit.

(ii) Moderate—2 to 4 bones per five pound sample unit.

(iii) Excessive—over 4 bones per five pound sample unit.

(9) Flavor and odor are evaluated organoleptically by smelling and tasting the product after it has been cooked in accordance with 237.4.C.

(i) Good flavor and odor (essential requirements for a Grade A product) means that the cooked product has the flavor and odor characteristic of the indicated species of fish and is free from staleness, bitterness, rancidity, and off-flavors and off-odors of any kind.

(ii) Reasonably good flavor and odor (minimum requirements for a Grade B product) means that the cooked product is moderately absent of flavor and odor characteristic of the indicated species. The product is free from rancidity, bitterness, staleness and off-flavors and off-odors of any kind.

(iii) Minimal acceptable flavor and odor (minimum requirements of a Grade C product) means that the cooked product has definite flavors and odors of bitternes, rancidity or staleness, that typi- cally characterize poor quality, but is free from any objectionable off-flavors and off-odors that may be indicative of spoilage or decomposition.

(10) Texture defects are judged on a sample of the cooked fish.

(i) Slight—flesh is fairly firm, only slightly spongy or rubbery. It is not mushy. There is no grittiness due to bone fragments.

(ii) Moderate—flesh is mildly spongy or rubbery. Slighly grittiness may be present due to bone fragments.

(iii) Excessive—flesh is definitely spongy, rubbery, very dry, or very mushy. Moderate grittiness may be present due to bone fragments.

(1) Grade assignment. The sample unit shall be assigned the grade into which it falls in accordance with the limits for defects, summarized as follows:

<table>
<thead>
<tr>
<th>Grade</th>
<th>Acceptable</th>
<th>Reasonably Acceptable</th>
<th>Minimal Acceptable</th>
</tr>
</thead>
<tbody>
<tr>
<td>A</td>
<td>Good</td>
<td>Reasonably good</td>
<td>Minimal acceptable</td>
</tr>
<tr>
<td>B</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>C</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Maximum number of physical defects permitted:

For each edge angle, three readings will be made and at least two readings must be acceptable for the whole edge angle to be acceptable.

For the whole edge angle, two readings must be acceptable for the whole edge angle to be acceptable for the whole edge angle to be acceptable.

Two readings must be acceptable for the whole edge angle to be acceptable for the whole edge angle to be acceptable for the whole edge angle to be acceptable.

For the whole edge angle, two readings must be acceptable for the whole edge angle to be acceptable for the whole edge angle to be acceptable for the whole edge angle to be acceptable.

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For the whole edge angle, two readings must be acceptable for the whole edge angle to be acceptable for the whole edge angle to be acceptable for the whole edge angle to be acceptable.

Upon determination of the grade for each sample unit, a lot of minced blocks shall be assigned that grade in which the number of sample units in the next lower grade does not exceed the accept- ance number for deviations prescribed in Part 260.61 of the sampling plan. Table II of Title 50, Code of Federal Regulations. Sampling for inspection for military procurement shall be in accordance with § 260.63. Lot size shall be expressed in terms of pounds. The sample size shall be in accordance with Inspection Level S-3. Acceptable Quality Levels (AQL's) shall be expressed in terms of defects per hundred units. The AQL's shall be 0.5 for minor and 4.0 for major.

§ 278.5 Additives.

Mined fish blocks may be modified with food additives as necessary to stabilize product quality in accordance with the applicable regulations contained in Parts 121 of Title 21, Code of Federal Regulations. Examples of additives are: polyphosphates not to exceed a maximum of 0.5%, antioxidants, colorings or flavorings, and texture enhancers.

§ 278.6 Hygiene.

The fish material shall be processed and maintained in accordance with the applicable requirements of the regulations contained in §§ 260.28 to 260.103 in Part 250 of Title 50, Code of Federal Regulations and the applicable requirements of the Good Manufacturing Practice regulations contained in Part 126 of Title 21, Code of Federal Regulations.

<table>
<thead>
<tr>
<th>Physical defects</th>
<th>Categories</th>
</tr>
</thead>
<tbody>
<tr>
<td>Types</td>
<td>Minor Major Serious</td>
</tr>
<tr>
<td>Flavor and odor</td>
<td></td>
</tr>
<tr>
<td>Grade A</td>
<td>0</td>
</tr>
<tr>
<td>Grade B (Reasonably good)</td>
<td>0</td>
</tr>
<tr>
<td>Grade C (Minimal acceptable)</td>
<td>0</td>
</tr>
</tbody>
</table>

Note.—The code numbers shown in the above table are for identification of defects for recording purposes only. They are keyed to the nature and severity of the defect. They are not scores.

[FR Dec. 75-6510 Filed 3-12-76; 8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR PART 1]

INDIVIDUALLY WRAPPED PIECES OF CONFECTIONERY

Proposed Exemption From Required Label Statements

The Commissioner of Food and Drugs has received a petition from the National Confectioners Association (NCA), Washington, DC 20036, requesting that the words "candy" and "other" be deleted from 21 CFR 1.1(a)(4) and proposing that an exemption from the net quantity of contents declaration required by § 1.1(a) for individually wrapped pieces of confectionery of not more than 2
The economics of the times have brought about major new problems for manufacturers of confectionery items. In the past 3 years, the prices of practically all raw materials used by the confectionery industry have been highly volatile. For example, refined sugar, which sold for 15 cents a pound in January 1974 now is selling for over 40 cents a pound. Today, the single principle vegetable oil used by the industry, rose from 10 cents per pound in January 1973 to 40 cents per pound in July 1974. A price comparison table for the single most used ingredient by the industry over the last 2 years is included in the petition. Such dramatic price fluctuations for raw materials results in rapid and frequent adjustments in the size and/or price of confectionery items, particularly those weighing more than 2 ounces.

Historically, the single-coined pricings of confectionery has been highly inflexible with efforts towards marketing items priced at "odd cents" typically failing. The conclusion has been that it is not practical to invoice each item in amounts other than multiples of 5 cents. As a result, the traditional method of reflecting manufacture cost changes for "count goods" has been for the manufacturer to increase or decrease the size or weight of his retail unit and hold the retail price constant until conditions force a change to a new multiple of 5 cents. For example, a one and one-quarter ounce item which is sold at retail for 10 cents may have to be changed to a one and one-half ounce item to retain at 15 cents.

5. Over the past 18 months, all "count goods" packages have had to be resized, several times for most such packages. The lead time necessary for obtaining packaging materials, especially the flexible materials used for confectionery labels, has increased substantially over the past year. Not only does today's shortage of papers and plastics have an impact on the flexible labels, must be produced in large quantities in order to achieve economic pricing and this also contributes to the necessary lead time. In summary, manufacturers have resized a given package, ordered packaging materials for the new size, and upon delivery of the new package 3 or 4 months later have found that the new size is already obsolete by virtue of additional cost increases in the interim. Thus, in some instances, manufacturers have had to scrap second inventories of packaging materials and start the process all over again.

6. Consumers should be fully informed as to the net weight of each item being considered for purchase and this proposal would not result in less information to the consumer. For items weighing 2 ounces or less, the declaration of such information should be permitted on the container from which the items are sold or on immediately adjacent counter cards rather than on each individual item. The proposal applies only to the net quantity of contents declaration and items weighing at least one-half ounce but not more than 2 ounces would continue to be required to bear all other required information.

7. The potential for slack-fill problems remains essentially the same whether or not the net weight is stated on the package. Slack-fill questions arise where a manufacturer uses the same wrapper but lowers the weight of the product. It is proposed, however, that a slack-fill is a function of contents compared to package size and not contents compared to stated weight. A slack-fill problem could exist even where the net weight is stated on the label. Candy wrappers are flexible and packaging equipment allows the wrapper to be drawn tighter or expanded based on size of contents. Because of the cost of packaging materials today, the manufacturer has a compelling incentive to minimize the amount of packaging material used for each package.

8. In summary, the confectionery industry is faced with the following problems:

a. Scrapping of millions of dollars of excess packaging materials in the past year.

b. Forced discontinuance of many items.

c. Reductions in employment by virtue of dislocations caused by frequent discontinuity of product.

d. Limitations on the value derived by the consumer.

e. An excess, unneeded burden on the economy (all of the costs eventually got passed on).

The full petition submitted by NCA is on public display in the office of the Hearing Clerk, Food and Drug Administration, Room 4-65, 5600 Fishers Lane, Rockville, Md. 20852.

The Commissioner has considered the petition and has concluded that the petition has furnished reasonable grounds sufficient to warrant publication for comment. The Commissioner is especially interested in soliciting comments from the consuming public and industry concerning all ramifications of this proposal, including specifically, any assessments to whether the potential savings to the consumer outweigh any potential for consumer deception. Furthermore, the Commissioner invites comments from the retail food industry in particular regarding any difficulties that may be encountered in achieving suitable display methods that will ensure continued, meaningful opportunities for the consumer to make value comparisons.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 403, 701(a), 52 Stat. 1747-1932 as amended, 1938; 21 U.S.C. 343, 371(a) and under authority delegated to him (21 CFR 2.120), the Commissioner issues NCA's proposal that Part 1 be amended in § 1.16 by revising paragraph (a)(4) to read as follows:

§ 1.16 Exclusions from required label statements.

(a)(4) Individually wrapped pieces of confectionery of less than one-half ounce.
PROPOSED RULES

net weight per individual piece shall be exempt from the labeling requirements of this part when the container in which such confectionery is shipped is in conformance with the labeling requirements of this part. Similarly, when such confectionery items are sold in bags or boxes, such items shall be exempt from the labeling requirements of this part when the declaration on the bag or box meets the requirements of this part.

(ii) Individually wrapped pieces of confectionery of not more than 2 ounces net weight per individual piece shall be exempt from the requirement for net quantity of contents declaration when the container in which such confectionery is shipped is in conformance with the labeling requirements of this part. Further, if such confectionery items, when offered for retail sale as individually wrapped pieces, are in open boxes or other open containers which prominently display the net quantity of contents of each item, or if there is a counter card or sign adjacent to the items offered for sale which prominently states the net quantity of contents of each piece, the same exemption shall apply.

* * *

Notice is hereby given that the Assistant Secretary for Health, Education, and Welfare, with the approval of the Secretary of Health, Education, and Welfare, proposes to add a new Subpart S to Part 57 of Title 42, Code of Federal Regulations, as set forth in tentative form below, entitled “Special Health Career Opportunity Grants.”

The purpose of this new subpart is to establish implementing section 774(b) of the Public Health Service Act (42 U.S.C. 295f-4(b)), which authorizes the Secretary of Health, Education, and Welfare to award grants to public or nonprofit private health or educational entities to assist in meeting the costs of projects to (1) recruit into the health professions individuals whose background and interests make it reasonable to assume that they will engage in the practice of their health profession in rural or other areas having a severe shortage of health personnel; or (2) identify individuals with a potential for education or training in the health professions who due to socioeconomic factors are financially or otherwise disadvantaged and assist them in taking the steps necessary to enroll in a health professions school, or to undertake such education or training as may be required to qualify them to enroll in such school; or (3) facilitate the enrollment, pursuit and completion of such study by individuals referred to in (2) or (4) publicize existing sources of financial aid available to persons enrolled in such school or who are undertaking training necessary to enroll in a health professions school.

Written comments concerning the proposed regulations are invited from interested persons. Inquiries may be addressed, and data, views and arguments relating to the proposed regulations may be presented in writing, preferably in triplicate, to the Director, Bureau of Health Resources Development, Health Resources Administration, 9000 Rockville Pike, Building 31, Room 4C07, Bethesda, Maryland 20014. All comments received in response to this notice will be available for public inspection at the Office of Grants Policy, Bureau of Health Resources Development, Health Resources Administration, 9000 Rockville Pike, Building 31, Room 4C07, Bethesda, Maryland 20014 on weekdays (Federal holidays excepted) between the hour of 8:30 a.m. and 5 p.m. All relevant material received not later than April 14, 1975, will be considered.

It is therefore proposed to add a new Subpart S to Part 57 as follows:

Amend Part 57 by adding thereto a new Subpart S as follows:

Subpart S—Special Health Career Opportunity Grants

§ 57.1801 Definitions.

As used in this subpart:

(a) "Act" means the Public Health Service Act, as amended.

(b) "Secretary" means the Secretary of Health, Education, and Welfare and any other officer or employee of the Department of Health, Education, and Welfare to whom the authority involved has been delegated.

(c) "Council" means the National Advisory Council on Health Professions Education (established by section 725 of the Act).

(d) "Health or educational entity" means an organization, agency, or combination thereof, which has the provision of health or educational programs as one of its major functions.

(e) "Nonprofit" as applied to any private entity means that no part of the net earnings of such entity inures or may lawfully inure to the benefit of any private shareholder or individual.

(f) "Project period" means the total time for which support for a project has been approved, as specified in the grant award document.

(g) "Budget period" means the interval of time within which the approved activity is divided for budgetary purposes, as specified in the grant award document.

(h) "Special health career opportunity grants" means a grant under this subpart to assist in meeting the costs of projects to:

(1) establish or operate projects designed to identify, and increase admissions to and enrollment in schools of medicine, dentistry, osteopathy, optometry, podiatry, pharmacy, veterinary medicine, public health, or other health training of, individuals whose background and interests make it reasonable to assume that they will engage in the practice of their health profession in rural or other areas having a severe shortage of personnel in such health professions; or

(2)(i) identify individuals with a potential for education or training in the health professions who due to socioeconomic factors are financially or otherwise disadvantaged, and encourage and assist them to enroll in a school of medicine, dentistry, osteopathy, pharmacy, optometry, podiatry, veterinary medicine, public health, or other health training of, individuals whose background and interests make it reasonable to assume that they will engage in the practice of their health profession in rural or other areas having a severe shortage of personnel in such health professions; or

(ii) publicize existing sources of financial aid available to persons enrolled in any such school or who are undertaking training necessary to qualify them to enroll in such a school; or

(iii) establish such programs as the Secretary determines will enhance and facilitate the enrollment, pursuit, and completion of study by individuals referred to in subsection (2)(i) in schools referred to in subsection (2)(i) or (ii).
§ 57.1803 Eligibility.

To be eligible for a grant under section 774(b) of the Act the applicant shall:

(1) Be a public or nonprofit private health or educational entity.

(2) Be located in any one of the several states of the United States, the District of Columbia, Puerto Rico, the Virgin Islands, Canal Zone, Guam, American Samoa, or the Trust Territory of the Pacific Islands.

§ 57.1804 Application.

(a) Each eligible health or educational entity desiring a special health career opportunity grant shall submit an application in such form and at such time as the Secretary may prescribe.

(b) The application shall contain a full and adequate description of the proposed project and of the manner in which the applicant intends to conduct the project and carry out the requirements of this subpart, a budget and justification of the amount of grant funds requested, and such other pertinent information as the Secretary may require.

(c) The application shall be executed by an individual authorized to act for the applicant and to assume on behalf of the applicant all obligations imposed by the terms and conditions of any award, including the regulations of this subpart.

§ 57.1805 Evaluation and grant awards.

(a) Within the limits of funds available for such purpose, the Secretary, after consultation with the Council, may award grants to those applicants whose projects in his judgment best promise effective utilization of grant funds and the potential of the project to continue on a self-sustaining basis.

(b) The Secretary may require such information concerning the budget and the project as the Secretary may require.

(c) Attention is called to the requirements of Title IX of the Education Amendments of 1972 and in particular to section 901 of such Act which provides that no person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any education program or activity receiving Federal financial assistance.

(d) Grant funds used for alteration or renovation shall be subject to the condition that the grantee shall comply with the requirements of Executive Order 11246, 30 FR 1319 (Sept. 24, 1965) as amended, and with the applicable rules, regulations, and procedures prescribed thereunder.

§ 57.1806 Grant payments.

The Secretary shall from time to time make payments to a grantee of all or a portion of any grant award, either in advance or by way of reimbursement for actual costs, provided such payments are necessary to promote prompt initiation and advancement of the approved project.

§ 57.1807 Expenditure of grant funds.

(a) Any funds granted pursuant to this subpart shall be expended solely for carrying out the approved project in accordance with section 774(b) of the Act, the regulations of this subpart, the terms and conditions of the award, and the applicable cost principles prescribed by Subpart Q of 45 CFR Part 74.

(b) Any unobligated grant funds remaining in the grant account at the close of a budget period may be carried forward and be available for obligation during subsequent budget periods of the project period. The amount of a subsequent award will take into consideration the amount remaining in the grant account. At the end of the last budget period of the project period, any unobligated grant funds remaining in the grant account must be refunded to the Federal Government.

§ 57.1808 Non-discrimination.

(a) Attention is called to the requirements of section 79A(a) of the Act and 45 CFR Part 83 which together provide that the Secretary may not make a grant, loan guarantee, or interest payment under Title VII of the Act to, or for the benefit of, any entity unless he receives satisfactory assurances that the entity will not discriminate on the basis of sex in the admission of individuals to its training programs.

(b) Attention is called to the requirements of Title VI of the Civil Rights Act of 1964 (78 Stat. 253; 42 U.S.C. 2000d et seq.), and in particular to section 601 of such Act which provides that no person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.

§ 57.1809 Grantee accountability.

(a) Accounting for grant award payments. All payments or disbursements made under this subpart by the Secretary shall be recorded by the grantee in accounting records separate from the records of all other funds, including funds derived from other grant awards.

(b) Accounting for royalties. Royalties received by grantee from copyrights or other works developed or invented under such grant shall be accounted for as provided in 45 CFR Part 74.

(c) Applications and instructions may be obtained from the Regional Health Administrator of the Regional Office of the Department of Health, Education, and Welfare for the region in which the applicant is located.


PROPOSED RULES:

SUBPART A. General

SUBPART B. Cash Depositories

SUBPART C. Bonding and Insurance

SUBPART D. Retention and Cost-Determination Requirements for Records

SUBPART E. Grant-Related Income

SUBPART F. Budget Revision Procedures

SUBPART M. Grant Closeout, Suspension, and Terminations

SUBPART O. Property

SUBPART Q. Cost Principles

§ 37.1812 Additional conditions.

The Secretary may require, with respect to any grant award, if the Secretary determines that such conditions are necessary to assure or protect advancement of the approved project, the interests of the public health or the conservation of grant funds.

Social and Rehabilitation Service [45 CFR Part 250]

ADMINISTRATION OF MEDICAL ASSISTANCE PROGRAMS

Proposed Medicaid Eligibility Quality Control Program

Notice is hereby given that the regulations set forth in tentative form below are proposed by the Administrator, Social and Rehabilitation Service, with the approval of the Secretary of Health, Education, and Welfare, to amend § 250.25 for Medicaid eligibility quality control.

Prior to April, 1973 States were required to have in operation a title XIX quality control program. On April 6, 1973, the Medicaid quality control program was discontinued and States were informed that a revised system was under development. The proposed regulations would require that States implement a Medicaid quality control system on July 1, 1975.

There has been a substantial improvement in the administration of the Aid to Families with Dependent Children program during the past year which is attributable to the flexibility given the quality control initiative and the commitment shown by States to improve management of their system. The Medicaid quality control program in operation prior to April, 1973 was relatively unsophisticated in terms of providing statistically reliable error and payment data and in identifying corrective action measures. The experience gained from operating ADPC quality control has been successful at the Federal/State level.

The proposed regulation is substantially the same as the existing quality control regulation for the AFDC program contained in 45 CFR § 205.40, which would be amended to delete reference to title XIX. Major provisions unique to Medicaid quality control include the following:

1. States would be required to submit data concerning the number of ineligible recipients and payments on all recipients included in the Medicaid sampling universe. This data would allow us to determine the amount of improper expenditures related to erroneous errors and identify the causes of errors and aid in establishing priorities and planning corrective action.

2. An initial sampling period of July 1, 1975 to September 30, 1975 would be established for the Medicaid quality control program. Commencing October 1, 1975, sampling periods would be of 6 months duration. The 3 months initial sampling period is designed to stagger the reporting period for other Federal programs such as Food Stamps and AFDC quality control.

3. The States would be required to submit corrective action plans after the end of each Medicaid sampling period.

Consideration will be given to any comments, suggestions, or objections which are received in writing by the Administrator, Social and Rehabilitation Service, Department of Health, Education, and Welfare, 200 Constitution Avenue, N.W., Washington, D.C. 20201 on or before April 14, 1975. Comments received will be available for public inspection in Room 5326 of the Department's offices at 330 C St., Northwest, Washington, D.C. on Monday through Friday of each week from 8:30 a.m. to 5 p.m. (area code 202-245-0050).

(Sec. 1162, 49 Stat. 647 (42 U.S.C. 1392))

(Catalog of Federal Domestic Assistance Program No. 12.714, Medical Assistance Program)


JAMES S. DYKART, JR., Administrator.

Approved: March 5, 1975.

CASPER W. WENHEIDERS, Secretary.

It is proposed to amend Parts 205 and 250 of Title 45 as set forth below:

1. Section 205.40 is revised as follows:

§ 205.40 Quality control system.

State plan requirements—A State plan under title IV-A of the Social Security Act must provide for a system of quality control, which meets Federal specifications, for assuring that assistance is furnished in accordance with State plan provisions.

QUOTAS

The following is proposed as a State plan requirement:

§ 205.25 Medicaid eligibility quality control.

State plan requirements. A State plan for medical assistance under title XIX of the Social Security Act must provide for a system of eligibility quality control, which meets Federal specifications, for
assuring that medical assistance is furnished in accordance with State plan provisions. Under this requirement:

(a) The State agency, or at the option of the State, the agency responsible for determining eligibility for medical assistance, shall:

(1) Apply the sampling methods, schedules, and instructions prescribed by the Social and Rehabilitation Service (SRS);

(2) Conduct field investigations, including a personal interview with all recipients and third parties, whose names appear on the list submitted to SRS in accordance with Federal instructions.

(b) Take appropriate corrective action on improperly authorized medical assistance and system weaknesses;

(c) Report to the Federal Government as prescribed; and

(d) Assure access by Federal staff to State and local records, recipients, and third parties.

(2) The State agency shall submit to SRS in accordance with Federal Instructions:

(a) A description of the State's sampling plan;

(b) Data concerning recipients under title XIX who are ineligible for medical assistance;

(c) Data concerning payments for medical assistance under title XIX on behalf of recipients subject to sampling under the medical assistance program; and

(d) A comprehensive plan for analysis of and corrective action on the findings of each sampling period provided for in paragraph (c) of this section, no later than ninety days after the end of each sampling period.

(3) There shall be a sampling period from July 1, 1975, to September 30, 1975, and sampling periods of 6 months each thereafter commencing October 1, 1975, to collect the data referred to in paragraph (b) and (c) of this section. Such data shall be submitted to SRS no later than ninety days after the end of each sampling period.

[FDR Doc.75-6450 Filed 3-12-75;8:45 am]

PROPOSED RULES

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 121]

[Docket No. 13485; Notice No. 75-14]

CREW MEMBER INTERPHONE SYSTEMS FOR LARGE TURBOJET-POWERED AIRPLANES

Proposed Operation of Aural or Visual Alerting System

The Federal Aviation Administration is considering amending Part 121 of the Federal Aviation Regulations to permit the operation of large turbojet-powered airplanes that are neither an aural nor a visual alerting system for flight crewmembers to alert flight attendants, and for use by flight attendants to alert flight crewmembers. This proposal would also revoke the requirement for a two-way communication system between ground personnel and a flight attendant in the passenger cabin of those airplanes, and would clarify certain other provisions contained in Part 121.

The States are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulations, docket, and be submitted in duplicate to: Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20581. All communications received on or before April 28, 1975, will be considered by the Administrator before taking action on the proposed rule. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This notice is issued in response to a request for rule making made in a petition filed by the Air Transport Association of America (ATA) (Docket No. 13485; November 14, 1973).

Section 121.319(a) of the Federal Aviation Regulations requires that "after September 1, 1973, no person may operate an airplane with a seating capacity of more than 19 passengers unless the airplane is equipped with a crewmember alerting system." Subparagraph (b) (5) (ii) of this section provides that the interphone system for large turbojet airplanes "must have an alerting system incorporating both aural and visual signals, which may be used by the flight crewmember to alert flight attendants and for use by flight attendants to alert flight crewmembers." The FAA adopted this dual signaling requirement to reduce the possibility of a complete communication failure, to avoid delays in responding to an alert, and to provide greater assurance that the recipient of an alerting system call will be alerted. The FAA believes that the objective of FAR § 121.319(b) (5) (ii) can be met with the use of an aural or visual alerting system. The FAA wishes to point out that the power source for the interphone system must be capable of distinguishing between a normal and an emergency call, since there are other means available, such as the public address system, to relay calls in the event the alerting system does not operate. Moreover, we have reviewed the requirement of FAR § 121.319(b) (5) (iv) for a two-way communication system between ground personnel and a flight attendant in the passenger cabin. We believe recent experience has shown that the need for that requirement is not as great at the present time as before.

During recent discussions with ATA representatives and other interested members of the aviation community, a question arose as to when a power source is not considered to be common to the public address and interphone systems for the purpose of complying with FAR §§ 121.318(a) (1) and 121.318(a) (2). In addition, the need for § 121.318(a) (1) was questioned.

FAR § 121.318(a) (1) and 121.318(a) (2) state that except for handsets, headsets, microphones, selector switches, and signaling devices, the public address and interphone systems must be capable of operation independent of each other. With respect to these regulations, the FAA wishes to point out that the power source is not considered to be common to the public address and interphone systems when the two systems are served by separate audio amplifiers through separate circuit breakers which receive power from at least a priority bus.
PROPOSED RULES

[ 14 CFR Part 121 ]

[ Docket No. 14451; Notice No. 75-13] FLIGHT ATTENDANT CLOTHING

Flammability Standards; Advance Notice of Proposed Rule Making

The Federal Aviation Administration is considering the need to amend Part 121 of the Federal Aviation regulations to require that the clothing worn by the flight attendants required to be abroad, passenger-carrying aircraft meet certain standards and specifications with respect to flammability.

This advance notice of proposed rule making is being issued pursuant to the FAA's policy for the early institution of public proceedings in actions related to rule making. An advance notice is issued to invite early public participation in the identification and selection of a course or alternate courses of action with respect to a particular rule making problem.

Interested persons are invited to participate in the making of the proposed rule by submitting data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and reference the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, 800 Independence Avenue, SW, Washington, DC 20581. All communications received on or before May 12, 1975, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

Section 121.319 of the Federal Aviation regulations requires that each certificate holder provide one or more flight attendants, on each passenger-carrying airplane, as may be necessary, with the flight attendant's clothing. The FAA is interested in receiving comments regarding the following questions:

1. Could the materials that are treated for fire retardation be considered as more durable, i.e., fire retardant properties that are more durable as, or more durable than, fabrics that are currently being used for flight attendant apparel?

2. Will the materials that are treated for fire retardation be limited with respect to color?

3. Would the materials that are treated for fire retardation be limited with respect to maximum combinations of materials suitable for flight attendant clothing?

4. Would materials that are treated for fire retardation be limited with respect to maximum concentrations of materials suitable for flight attendant clothing?

5. Is there a common test for chemical behavior of fabrics, particularly nylon, polyester, and cotton blend fabrics, that can be applied to all materials?

6. Will flame retardant properties remain in the fabric after repeated cleaning or laundering?

The objective of this Advance Notice is the establishment of basic flammability specifications for flight attendant uniforms which will also take into consideration the practical aspects of cost, wearability, comfort, and cleanliness while providing a reasonable degree of protection against heat and flame whenever used singly or in combination as parts of a uniform assembly.

The Secretary of Commerce has adopted certain Commercial Standards with respect to flammability of clothing textiles under section 15 U.S.C. 1191, as amended, 81 Stat. 568. It is anticipated that fabrics and materials selected for improved flight attendant apparel will satisfy the flammability standards set forth in the regulations under the Act that were set forth in Part 302 of Chapter I of Title 16, the regulations of the Federal Trade Commission.

Based on the foregoing, the FAA solicits the views of all interested persons concerning the establishment of standards of flammability for the materials used in the apparel of the flight attendants required by Part 121 to be aboard passenger-carrying aircraft. Views regarding the design or construction of clothing to withstand heat will also be welcome. In addition, the FAA is interested in information concerning the shrinkage, melting points and drip characteristic of any materials that may be used for flight attendant apparel or accessories.

The FAA is particularly interested in receiving comments regarding the following questions:

1. Could the materials that are treated for fire retardation be considered as more durable, i.e., fire retardant properties that are more durable as, or more durable than, fabrics that are currently being used for flight attendant apparel?

2. Will the materials that are treated for fire retardation be limited with respect to color?

3. Would the materials that are treated for fire retardation be limited with respect to maximum combinations of materials suitable for flight attendant clothing?

4. Would materials that are treated for fire retardation be limited with respect to maximum concentrations of materials suitable for flight attendant clothing?

5. Is there a common test for chemical behavior of fabrics, particularly nylon, polyester, and cotton blend fabrics, that can be applied to all materials?

6. Will flame retardant properties remain in the fabric after repeated cleaning or laundering?

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7. Could summer weight fabrics be effectively treated?
8. Can characteristics of shrinkage, low melting points, and dripping be reduced or eliminated so that materials used for flight attendant apparel?

Comments are welcome on these areas of interest as well as any additional areas regarding the safety aspects relating to the apparel of flight attendants with respect to the hazards created by extreme heat and fire.

[Secs. 313(a), 601, 604, Federal Aviation Act of 1958 (49 U.S.C. 1234(a), 1421, and 1424); sec. 6(a), Department of Transportation Act (49 U.S.C. 10066(a))]

Issued in Washington, D.C., on March 6, 1975.

JAMES M. VINES, Acting Director, Flight Standards Service.

National Highway Traffic Safety Administration

[49 CFR Part 571]

[Docket No. 73-34; Notice 2]

SCHOOL BUS BODY JOINT STRENGTH

Notice of Proposed Rulemaking

The purpose of this notice is to propose a motor vehicle safety standard that would establish a minimum performance level for school bus body panel joints.

On October 27, 1974, the Motor Vehicle and Schoolbus Safety Amendments of 1974, amending the National Traffic and Motor Vehicle Safety Act, were signed into law (Pub. L. 93-492, 88 Stat. 1470). Section 103(l)(1)(A)(v) of the Act, as amended, orders the promulgation of a safety standard establishing minimum requirements for school bus body and frame crashworthiness. The NHTSA initiated rulemaking in this area with the issuance of a notice of proposed rulemaking on January 22, 1974 (39 FR 2499) that proposed creation of a standard to regulate school bus body joint strength. The recent amendments to the Traffic Safety Act support the establishment of such a standard.

One of the hazards in school bus accidents is the exposure of sharp metal resulting from a tearing apart of the body panels from the body components to which they are joined. These jagged edges can cause serious injury to the bus occupants. Another hazard is the potential for occupant ejection if separations in the school bus body result as a result of an impact. The NHTSA has tentatively concluded that enforcement of a minimum level of body panel joint integrity will ameliorate these dangers. A joint tensile strength of 60 percent of the tensile strength of the weakest joined body panel has been determined to be a safe minimum strength level. Imposition of this requirement will probably result in the installation of more rivets than are currently used in school bus body joints. An increase in the number and closer spacing of rivets will upgrade the vehicle's crashworthiness by reducing the chances of bus body separation that would expose sharp metal edges and also the ejection of any body part more than 1⁄4 inch and not more than 3% in. per minute until the specimen separates.

In consideration of the foregoing, it is proposed that 49 CFR Part 571 be amended as set forth below.

Interested persons are invited to submit comments on the proposal. Comments should refer to the docket number and be submitted to: Docket Section, National Highway Traffic Safety Administration, Room 5108, 400 Seventh Street SW, Washington, D.C. 20590. It is requested but not required that 10 copies be submitted.

All comments received before the close of business on the comment closing date indicated below will be considered, and will be available for examination in the dockets at the above address both before and after that date. To the extent possible, comments filed after the closing date will also be considered. However, the rulemaking action may not be continued at any time after that date, and comments received after the closing date and too late for consideration in regard to the action will be treated as suggestions for future rulemaking. The NHTSA will continue to file relevant material as it becomes available in the docket after the closing date, and it is recommended that interested persons continue to examine the docket for new material.

Comment closing date: April 14, 1975.

Proposed effective date: The standard would be effective March 1, 1976, in conformity with the schedule set forth in the amendments to the Traffic Safety Act.


Issued on March 6, 1975.

ROBERT L. CARTER, Associate Administrator, Motor Vehicle Programs.

SCHOOL BUS BODY JOINT STRENGTH

1. Scope. This standard establishes requirements for the strength of body panel joints in school bus bodies.

2. Purpose. The purpose of this standard is to reduce deaths and injuries resulting from the structural collapse of school bus bodies during crashes.

3. Application. This standard applies to school buses.

4. Definitions.

"Body component" means a part of a bus body made from a single piece of homogeneous material or from a single piece of composite material such as plywood.

"Body panel joint" means the area of contact or close proximity between the edges of a body panel and another body component, such as spaces intended for ventilation or another functional purpose, and excluding doors, windows, and maintenance access panels.

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"Bus body" means the portion of a bus that encloses the bus's occupant space, exclusive of the gas fender frame, and any structure forward of the foreheadmost point of the windshield mounting.

S6. Requirement. When tested in accordance with the procedure of S6, each body panel joint shall be capable of holding the body panel to the member to which it is joined when subjected to a force of 60% of the tensile strength of the weakest joined body panel determined pursuant to S6.2.


S6.1 Preparation of the test specimen.

S6.1.1 If a body panel joint is 8 inches long or longer, cut a test specimen that consists of any randomly selected 8-inch segment of the joint, together with a portion of the bus body whose dimensions, to the extent permitted by the size of the joined parts, are those specified in Figure 1, so that the specimen's centerline is perpendicular to the joint at the midpoint of the joint segment. Where the body panel joint is not fastened continuously, select the segment so that it does not bisect a spot-weld or a discrete fastener.

S6.1.2 If a joint is less than 8 inches long, cut a test specimen with enough of the adjacent material to permit it to be held in the tension testing machine specified in S6.3.


S6.2 Determination of minimum allowable strength. For purposes of determining the minimum allowable joint strength, determine the tensile strengths of the joined body components as follows:

(a) If the mechanical properties of a material are specified by the American Society for Testing and Materials, the relative tensile strength of such a material is the minimum tensile strength specified for that material in the 1973 edition of the Annual Book of ASTM Standards.

(b) If the mechanical properties of a material are not specified by the American Society for Testing and Materials, determine its tensile strength by cutting a specimen from the bus body outside the area of the joint and by testing it in accordance with S6.3.

S6.3 Strength test.

S6.3.1 Grip the joint specimen on opposite sides of the joint in a tension testing machine calibrated in accordance with Methods, Verification of Testing Machines, of the American Society for Testing and Materials (1973 Annual Book of ASTM Standards).

S6.3.2 Adjust the testing machine grips so that the joint, under load, will be stress approximately perpendicular to the joint.

S6.3.3 Apply a tensile force to the specimen by separating the heads of the testing machine at any uniform rate not less than ½ inch per minute until the specimen separates.

[FED Doc. 75–6505 Filed 3–12–75; 8:45 a.m.]

FEDERAL POWER COMMISSION

[18 CFR Parts 2, 154, 157]

[DOCKET NO. FNE75–14]

NATURAL GAS DEDICATED TO INTERSTATE COMMERCE

National Rates for Jurisdictional Sales; Extension of Time

MARCH 4, 1976.

In the matter of national rates for jurisdictional sales of natural gas dedicated to interstate commerce on or after January 1, 1973, for the period January 1, 1973 to December 31, 1976.

On February 25, 1975, the United Distribution Companies group filed a motion to extend the time for filing comments fixed by order issued December 4, 1974, as modified by notice issued December 31, 1974, in the above-designated matter.

Notice is hereby given that the date for filing comments in the above matter is extended to and including May 16, 1975, and the date for filing reply comments is extended to and including June 16, 1975.

By direction of the Commission.

KENNETH F. PLEDS, Secretary.

[FED Doc. 75–6550 Filed 3–12–75; 8:45 a.m.]

FEDERAL RESERVE SYSTEM

[12 CFR Parts 205]

SECURITIES OF STATE MEMBER BANKS

Notice of Proposed Rule Making; Correction

In FED Doc. 75–5136 appearing at page 10332 of the issues for March 5, 1975, § 206.7(e) (11) (iii) on page 10340 should end with the word "charges to expense." The following lines should be inserted before the sentence beginning with "(Types of timing . . . .":

(iv) Income tax expense. (a) Disclosure shall be made, in the income statement or a note thereto, of the components of income tax expense, including: (1) taxes currently payable; (2) the net tax effects, as applicable, of (1) timing differences.

Board of Governors of the Federal Reserve System, March 6, 1975.

[SIGNATURE] THEODORE E. ALLISON, Secretary of the Board.

[FED Doc. 75–6557 Filed 3–12–75; 8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[17 CFR Part 200]

[Release Nos. 53–5573, 54–11285, 55–19849, 55–368, 10–5705, 1A–2444; File No. S7–94]

CONFIDENTIAL TREATMENT OF INFORMATION; REQUEST PROCEDURES

Extension of Comment Period

On January 14, 1975 the Commission published for comment by interested persons a proposed amendment to its rules relating to requests for information and a proposed new rule establishing procedures for considering requests for confidential treatment of sensitive information contained in correspondence. Securities Act Release No. 5551; 40 FR 4944. The time for submitting such comments originally extended to February 28, 1975; however, the Commission has been requested by a number of persons to provide for additional time within which to submit comments on the proposal. Accordingly, the time for submitting such comments has been extended to and including March 31, 1975. To be considered, written statements of views and comments should be submitted to the Secretary, Securities and Exchange Commission, Washington, D.C. 20549. All communications will be available for public inspection.

By the Commission.

[SIGNATURE] SHIRLEY E. HOLLES, Assistant Secretary.

MARCH 6, 1975.

[FED Doc. 75–6613 Filed 3–12–75; 8:45 a.m.]

[17 CFR Part 201]

[Release Nos. 53–5572, 54–11274, 55–18840, 55–386, 10–5702, 1A–441]

DISCIPLINARY PROCEEDINGS INVOLVING PROFESSIONALS PRACTICING BEFORE THE COMMISSION

Withdrawal of Proposal To Amend Rule

On April 5, 1974, the Commission published for comment by interested persons a proposed change in rule 2(b) (7) of its rules of practice, 17 CFR 201.2(e) (7). The amended rule proposed at that time would have provided that proceedings brought pursuant to rule 2(e) against professionals appearing and practicing before the Commission be public unless the Commission, on its own motion or at the request of a respondent, directed otherwise.

The Commission, after consideration of all comments received in response to its proposal, has determined not to adopt the proposed amendment to the rule.

Although the Commission is withdrawing its proposal, it nevertheless wishes to apprise members of the profession who practice before it that the Commission is not suggesting that all comments be withdrawn.

PROPOSED RULES

disciplinary proceedings under rule 2(e) will be conducted on a private basis in the future. The Commission believes that there are circumstances which warrant the institution of public proceedings in the interest of investors, and it believes that the provisions of existing rule 2(e) (7) provide it with ample discretion to institute public disciplinary proceedings under rule 2(e), when the Commission deems it to be in the public interest to do so.

In addition, hereafter in any disciplinary proceeding under rule 2(e) the Commission will publish any order of its administrative law judge finding a basis for the imposition of a sanction against a professional.

The Commission has instructed its staff that all disciplinary proceedings should be expeditiously conducted so that the issues of professional conduct involved can be resolved as promptly as possible under all the circumstances. If the Commission perceives that private proceedings are being delayed unreasonably, the Commission may determine that the public interest will be better served by public proceedings.

By the Commission.

[SEAL] GEORGE A. FISHELLINGS,
Secretary.

MARCH 4, 1975.

[FR Doc.75-6614 Filed 3-12-75; 8:45 am]

SMALL BUSINESS ADMINISTRATION
[13 CFR Part 107]
SMALL BUSINESS INVESTMENT COMPANIES

Proposed Changes in Limits of Annual Cost of Money

Notice is hereby given that pursuant to authority contained in section 308 of the Small Business Investment Act of 1958, as amended, 15 U.S.C. 661 et seq., it is proposed to amend, as set forth below, section 301, Part 107 of Chapter I, Title 13 of the Code of Federal Regulations.

Prior to final adoption of such amendment, consideration will be given to any comments submitted in writing, in triplicate, to the Investment Division, Small Business Administration (SBA), Washington, D.C. 20416, on or before April 14, 1975.

Information. The amended section would assist Licensees with obtaining a fair return, during times of fluctuating interest rates, on financings made through loans and debentures by establishing cost limitations through a sliding interest rate scale on rates determined by the Federal Financing Bank. The financing rate limitation would be 10 percentage points above those rates as determined by the Federal Financing Bank.

For example, if the interest charges to the Licensees on debt sold to the Federal Financing Bank in January, February, and March of a given year average out to 8.0 percent, then the maximum cost of money to small business concerns borrowing from Licensees for April, May, and June of that year would be 18 percent.

This cost of money limitation would, of course, be subject to rates prescribed by local, State, or other Federal laws governing this subject.

It is proposed that Part 107 be amended by revising §107.301(c) to read as follows:

§ 107.301 General.
* * * * * * * * * * * * *
(c) Maximum annual cost of money. Subject to lower rates prescribed by local, State, or Federal law, the maximum annual cost for Financing shall not exceed the interest figure as determined by the monthly interest rates charged by Licensees. Average debentures sold to the Federal Financing Bank averaged for a three month period plus ten percentage points. Such determinations shall be made quarterly by SBA and shall be published in the Federal Register. All Licensees shall be notified by mail of such determination. The cost shall include all interest, discount, and all fees, commissions, and similar charges imposed, directly or indirectly, by the Licensee on the Loan. Any charges for Management Services pursuant to §107.601 and charges pursuant to §107.100(b) shall not be included.

Dated: March 5, 1975.

THOMAS S. KLEFFE,
Administrator.

[FR Doc.75-6622 Filed 3-12-75; 8:45 am]

DEPARTMENT OF LABOR
Office of the Secretary

[29 CFR Parts 91 and 92]

WORKER ADJUSTMENT ASSISTANCE

Notice of Proposed Rulemaking

The Department of Labor is considering revision of 29 CFR Parts 91 and 92 due to enactment of Chapter 2, Title II, Trade Act of 1974, 88 Stat. 1976, 1993 (19 U.S.C. 1974 et seq.) and a new worker adjustment assistance program, effective April 3, 1975, for workers adversely affected by lack of work to which increased imports have contributed directly or indirectly, by the Licensee on the Loan. Any charges for Management Services pursuant to §107.601 and charges pursuant to §107.100(b) shall not be included.

Dated: March 5, 1975.

THOMAS S. KLEFFE,
Administrator.

[FR Doc.75-6612 Filed 3-12-75; 8:45 am]

SMALL BUSINESS ADMINISTRATION
[13 CFR Part 107]
SMALL BUSINESS INVESTMENT COMPANIES

Proposed Changes in Limits of Annual Cost of Money

Notice is hereby given that pursuant to authority contained in section 308 of the Small Business Investment Act of 1958, as amended, 15 U.S.C. 661 et seq., it is proposed to amend, as set forth below, section 301, Part 107 of Chapter I, Title 13 of the Code of Federal Regulations.

Prior to final adoption of such amendment, consideration will be given to any comments submitted in writing, in triplicate, to the Investment Division, Small Business Administration (SBA), Washington, D.C. 20416, on or before April 14, 1975.

Information. The amended section would assist Licensees with obtaining a fair return, during times of fluctuating interest rates, on financings made through loans and debentures by establishing cost limitations through a sliding interest rate scale on rates determined by the Federal Financing Bank. The financing rate limitation would be 10 percentage points above those rates as determined by the Federal Financing Bank.

For example, if the interest charges to the Licensees on debt sold to the Federal Financing Bank in January, February, and March of a given year average out to 8.0 percent, then the maximum cost of money to small business concerns borrowing from Licensees for April, May, and June of that year would be 18 percent.

This cost of money limitation would, of course, be subject to rates prescribed by local, State, or other Federal laws governing this subject.

It is proposed that Part 107 be amended by revising §107.301(c) to read as follows:

§ 107.301 General.
* * * * * * * * * * * * *
(c) Maximum annual cost of money. Subject to lower rates prescribed by local, State, or Federal law, the maximum annual cost for Financing shall not exceed the interest figure as determined by the monthly interest rates charged by Licensees. Average debentures sold to the Federal Financing Bank averaged for a three month period plus ten percentage points. Such determinations shall be made quarterly by SBA and shall be published in the Federal Register. All Licensees shall be notified by mail of such determination. The cost shall include all interest, discount, and all fees, commissions, and similar charges imposed, directly or indirectly, by the Licensee on the Loan. Any charges for Management Services pursuant to §107.601 and charges pursuant to §107.100(b) shall not be included.

Dated: March 5, 1975.

THOMAS S. KLEFFE,
Administrator.

[FR Doc.75-6622 Filed 3-12-75; 8:45 am]
decision of adjustment assistance appeals. (Proposed 29 CFR 91.53.)

(b) Uniform interpretation and application of the worker adjustment assistance program in all States is required. (Proposed 29 CFR 91.54.)

(i) Adversely affected workers are given protection against discrimination for seeking or receiving adjustment assistance, exemption from adjustment assistance from levy or attachment by creditors, and assurance of confidentiality with respect to applications on a basis comparable to unemployment insurance claimants. (Proposed 29 CFR 91.59, 91.60, and 91.61.)

(ii) Waiting period provisions of State unemployment insurance laws are declared inapplicable to applications for adjustment assistance. (Proposed 29 CFR 91.62(b.)

(iii) Execution of agreements between the Secretary of Labor and cooperating State agencies for program administration is provided for. (Proposed 29 CFR 91.63.)

(ii) Transitional procedures allowing individuals qualified for adjustment assistance under the Trade Expansion Act of 1992 to continue to receive adjustment assistance, in increased amounts, after April 1, 1995, are provided. (Proposed 29 CFR 91.65.)

Written data, views, and arguments as to the proposed revisions may be submitted to the Office of the Solicitor, United States Department of Labor, Room N2464, New Department of Labor Building, 200 Constitution Avenue NW., Washington, D.C. 20210, on or before March 26, 1975. All material received in response to this invitation will be available for public inspection during normal business hours at that address.

It is therefore proposed that Title 29 of the Code of Federal Regulations be amended as set forth below:

1. Part 91 is revised as follows:

PART 91—ADJUSTMENT ASSISTANCE FOR WORKERS AFTER CERTIFICATION

Subpart A—General

Sec. 91.1 Scope.
91.2 Purpose.
91.3 Definitions.

Subpart B—Trade Adjustment Allowances
91.6 Applications.
91.7 Qualifying requirements.
91.8 Evidence of qualification.
91.9 Availability for work.
91.10 Disqualifications.
91.11 Weekly amounts.
91.12 Duration.
91.13 Workers on vacation.
91.14 Applicable State law.

Subpart C—Training and Employability Services
91.15 Employment service functions.
91.16 Worker retraining plans.
91.17 Selection for training.
91.18 Training.
91.19 Referral training.
91.20 Approval of training.
91.21 Subsistence payments.
91.22 Transportation payments.
91.23 Transfers or payments.
91.24 Refusal of training.

Subpart D—Relocation Allowances
91.25 General.
91.26 Eligibility.

Sec. 91.30 Time of relocation.
91.31 Findings required.
91.32 Amount.
91.33 Travel allowance.
91.34 Moving allowance.
91.35 Time and method of payment.
91.36 Overpayment of relocation allowance.

Subpart E—Job Search Allowances
91.40 General.
91.41 Applications.
91.42 Eligibility.
91.43 Findings.
91.44 Amount.
91.45 Time and method of payment.
91.46 Worker evidence.
91.47 Overpayment of job search allowance.

Subpart F—Administration
91.50 Determinations.
91.51 Appeals.
91.52 Promptness.
91.53 Uniform interpretation.
91.54 Subsistence.
91.55 Reports.
91.56 Monthly payment.
91.57 Waiver of rights void.
91.58 Exception.
91.59 Discourtesy of information.
91.60 Administration absent State agreement.
91.61 Agreements with States.
91.62 State agency rulemaking.
91.63 Administration absent State agreement.
91.64 Administration absent State agreement.
91.65 Transitional procedures.
91.66 Savings clause.
91.67 Effective date.
91.68 Termination date.


Subpart A—General

§ 91.1 Scope.

The regulations in this Part 91 pertain to applications by Individuals to States agencies for adjustment assistance, such as trade adjustment allowances, training and training allowances, relocation allowances, job search allowances, and administrative requirements applicable to States agencies. Regulations as to certifications of groups of workers as eligible to apply for adjustment assistance appear in Part 90 of this title.

§ 91.2 Purpose.

The purpose of this Part 91 is to provide for prompt payment of trade readjustment allowances and other adjustment assistance to individuals and cover by certifications, to provide for prompt and effective assistance to such individuals in securing suitable employment, and to implement the provisions of the Act uniformly and effectively throughout the United States. The regulations in this Part 91 shall be interpreted and applied to achieve such purpose.

§ 91.3 Definitions.

(a) As used in this Part 91—
(2) “Adjustment assistance” means trade readjustment allowances, training and training allowances, job search allowances, relocation allowances, employment services, and any other right or benefit provided for adversely affected workers by the Act.
(3) “Adversely affected employment” means employment in a firm or appropriate subdivision of a firm if workers of such firm or subdivision are certified under section 146 of this Act and eligible to apply for adjustment assistance.
(4) “Adversely affected worker” means an individual, who, because of lack of work in adversely affected employment:
(i) Has been totally separated from such employment, or
(ii) Has been totally separated from employment with the firm in a subdivision in which such adversely affected employment exists.
(5) “Appropriate week” means:
(i) As to a totally separated worker the week in which the individual's most recent total separation occurred; and
(ii) As to a partially separated worker the week for which the individual first receives a trade readjustment allowance following the individual's most recent partial separation.
(6) “Average weekly hours” means a figure obtained by dividing (i) total hours worked (excluding overtime) by an individual in adversely affected employment in the 52 calendar weeks (excluding weeks in such period during which the individual was sick or on vacation) preceding the week in which the individual claims to be partially separated by (ii) the number of weeks in such 52 calendar weeks (excluding weeks in such period during which the individual was sick or on vacation) in which the individual actually worked in adversely affected employment.
(7) “Average weekly manufacturing wage” means the national gross average weekly earnings of production workers in manufacturing industries for the latest calendar year as officially published by the Bureau of Labor Statistics, United States Department of Labor, most recently prior to a week for which adjustment assistance is payable to an individual.
(8) “Average weekly wage” means one-thirteenth of an individual's high quarter wages. The high quarter is the quarter in which the individual's total wages were highest among the first four of the last five completed calendar quarters preceding the individual's appropriate week.
(9) “Average weekly wage in adversely affected employment” means a figure obtained by dividing (i) total wages (excluding overtime wages) earned in adversely affected employment in the 52 calendar weeks (excluding weeks in such period during which the individual was sick or on vacation) preceding the week in which the individual claims to be partially separated by (ii) the number of weeks in such 52 calendar weeks (excluding weeks in such period during which the individual was sick or on vacation) in which the individual actually worked in adversely affected employment.
(10) “Benefit period” means a 2 year period commencing with and following an individual's appropriate week, except that for purposes of paying additional readjustment allowances under
§ 91.12(c) the benefit period shall be extended one year.

(11) "Certification" means a certification of eligibility to apply for adjustment assistance under § 90.16 of this title with respect to a group of workers.

(12) "Commuting area" means an area in commuting distance of an individual's place of residence.

(13) "Date of separation" means, as to a totally separated individual, the date on which the individual was laid off or otherwise totally separated from employment.

(14) "Employer" means any individual or type of organization, including the Federal government, a State government, or a political subdivision or instrumentality of either, which had one or more individuals performing service for it within the United States.

(15) "Employment" means any service performed for an employer by an individual for wages or by an officer of a corporation.

(16) "Family" means the following members of an individual's household whose principal place of residence is with the individual in a home the individual maintains or would maintain but for unemployment:

(i) A spouse.

(ii) An unmarried child, including a stepchild or adopted child, under age 21 or of any age if incapable of self-support because of mental or physical incapacity; and

(iii) Any other person for whom the individual would be entitled to a deduction for income tax under the Internal Revenue Code of 1954.

(17) "Good cause" means (except as used in an applicable State law) such reasons as would justify an individual's conduct when measured by conduct expected of a reasonable individual in like circumstances, including but not limited to reasons beyond the individual's control and reasons related to the individual's capability to make satisfactory progress in or completion of training.

(18) "Head of family" means an individual who maintains a home for a family. An individual maintains a home if over half the cost of maintenance is furnished by the individual or would be furnished but for unemployment.

(19) "Impact date" means the impact date stated in a certification.

(20) "Last separation" means the total or partial separation from adversely affected employment most recently preceding an individual's application for trade readjustment allowances as to which it is determined that the individual qualifies under § 91.7.

(21) "Layoff" means a suspension of pay status for lack of work initiated by an employer and expected to be for a definite or indefinite period of not less than 7 consecutive days.

(22) "Partial separation" means that during a week beginning on or after the impact date stated in an applicable certification an adversely affected worker who has not been totally separated had:

(i) hours of work reduced to 80 percent or less of the individual's average weekly hours, and

(ii) wages reduced to 80 percent or less of the individual's average weekly wages in adversely affected employment.

(23) "Qualifying period" means the 52 calendar weeks preceding an individual's appropriate week.

(24) "Remuneration" means wages and net earnings derived from service performed as a self-employed individual.

(25) "Secretary" means the Secretary of Labor of the United States.

(26) "State" includes the District of Columbia and Commonwealth of Puerto Rico, and the term "United States" when used in a geographical sense includes such Commonwealth.

(27) "State agency" means an agency administering a State law.


(29) "Trade readjustment allowance" means a layoff or severance of an individual from employment with a firm in which, or in a subdivision of which, adversely affected employment occurred.

(30) "Trade readjustment allowance" means a weekly allowance payable to an adversely affected worker under Subpart B of this Part 91.

(31) "Trainee" means an individual undergoing a planned and systematic sequence of instruction to which the individual was laid off or separated and which may include, as necessary, instruction in basic subjects given specially in relation to such occupation.

(32) "Training allowance" means a weekly cash allowance payable to a trainee under any Federal law for the training of which the trainee does not include a payment under §§ 91.22 or 91.23.

(33) "Unemployment insurance" means cash benefits payable to an individual with respect to the individual's unemployment under any State law or Federal unemployment insurance law.

(34) "Vacation or holiday pay" means wages paid in connection with leave for vacation or holiday purposes and not representing remuneration for services performed during a week for which application is made for a trade readjustment allowance.

(35) "Wages" means all compensation for employment for an employer including commissions, bonuses, and the cash value of all compensation in a medium other than cash.

(36) "Week" means a week as defined in an applicable State law.

(37) "Week of unemployment" means as to an individual a week in which the individual was an adversely affected worker who performed in such week is less than 80 percent of the individual's average weekly wage and in which, because of lack of work:

(i) If totally separated, the individual worked less than the full-time week (excluding overtime) in his or her current occupation, or

(ii) If partially separated, the individual worked 80 percent or less of his or her average weekly hours.

Subpart B—Trade Readjustment Allowances

§ 91.6 Applications.

(a) An individual covered by a certification or petition for certification under § 90.16 of this title may apply at any time to a State agency for a trade readjustment allowance. Applications shall be in accordance with instructions and forms approved by the Secretary which shall be furnished to the individual by the State agency. Determinations with respect to an application shall be made at any time to the extent necessary to establish or protect an individual's entitlement to a trade readjustment allowance or other adjustment assistance, but no payment of a trade readjustment allowance or other adjustment assistance may be made by a State agency until a certification is made under § 90.16 of this title and the State agency determines that the individual is covered thereby.

(b) The procedure for reporting and filing applications for trade readjustment allowances shall be consistent with this Part 91 and the Secretary's "Standards for Claim Filing, Claimant Reporting, Job Finding and Employment Services ("Employment Security Manual," Part V, Section 5000 et seq.).

§ 91.7 Qualifying requirements.

To qualify for a trade readjustment allowance an individual must meet each of the following requirements.

(a) Certification. The individual must be an adversely affected worker covered by a certification.

(b) Separation. The individual's last separation must occur:

(1) On or after the impact date;

(2) Before expiration of the 2 year period following the date of the certification;

(3) Before the termination date, if any, of the certification;

(4) Not more than one year before the date of the petition on which certification was granted; and


(c) Wages and employment. In the 52 weeks preceding the individual's last separation the individual must have at least 26 weeks of employment at wages of $30 or more a week in adversely affected employment with a single firm or subdivision of a firm. Evidence that an individual meets this requirement shall be obtained as stated in § 91.8.

§ 91.8 Evidence of qualification.

(a) State agency action. When an individual applies for a trade readjustment allowance...
allowance the State agency having jurisdiction under § 91.51(a) shall obtain information necessary to establish:

(1) Whether the individual meets the requirements of § 91.7; and

(2) The individual’s average weekly wage, and for an individual claiming to be partially separated the average weekly hours and average weekly wage in adversely affected employment.

(b) Wages and employment. Wages and employment creditable under § 91.7 (c) in determining whether an individual meets the requirements of § 91.7 shall not include employment or wages earned or paid for employment which is contrary to or prohibited by any Federal law.

(c) Insufficient data. If information specified in paragraph (a) of this section is not available from State agency records or from an employer, the State agency shall ask the individual to submit a true statement setting forth, for an employer in the individual’s qualifying period as to whom adequate information necessary to any determination is unavailable, such of the following information as it may request:

(1) Name and address of the employer.

(2) Beginning and ending dates of period of employment with such employer.

(3) Total wages earned from such employer.

(4) Number of weeks in the individual’s qualifying period in which, of each of which the individual earned $30 or more from a firm as to which a certification has been made under § 90.16 of this title.

(5) The individual’s wages in each of the first 4 of the last 5 completed calendar quarters preceding the individual’s appropriate week or, if partial separation is claimed, preceding the week in which the individual claims to be partially separated.

(6) If the individual claims to be partially separated:

(i) total hours (excluding overtime) worked by the individual in adversely affected employment; and

(ii) total wages (excluding overtime wages) earned by the individual in the period for which the individual was paid for employment which is contrary to or prohibited by any Federal law.

(7) Any other pertinent information.

(d) Verification. A statement made under paragraph (c) of this section shall be certified by the individual to be true to the best of the individual’s knowledge and belief and shall be supported by evidence such as Forms W-2, paycheck stubs, union records, income tax returns, or statements of fellow workers.

(e) Determinations. The State agency shall make the necessary determinations on the basis of information obtained pursuant to this section, except that if after reviewing information obtained under paragraph (c) of this section against other available data, including agency records, it concludes that such information is not reasonably correct, it shall make appropriate adjustments and shall make the determination on the basis of the adjusted data.

§ 91.9 Availability for work.

An individual shall not be paid a trade readjustment allowance for a week of unemployment in which the individual is not able to work or is unavailable for work under an applicable State law. This section does not apply to an individual for a week in which the individual is undergoing training under Subpart C of this Part unless the individual is determined to be ineligible for such week under § 91.24.

§ 91.10 Disqualifications.

(a) State law applies. Except as stated in paragraphs (b) and (c) of this section, an individual shall not be paid a trade readjustment allowance for a week of unemployment for which the individual is or would be disqualified to receive unemployment insurance under an applicable State law.

(b) Trainees. A State law shall not be applied to disqualify an individual undergoing training under Subpart C of this Part for:

(1) undergoing training;

(2) refusal to accept or continue or failure to make satisfactory progress in training, and in lieu of such State law shall apply; or

(3) refusal of work or referral to work if such work would require the individual to discontinue training or, if added to hours of training, would occupy the individual more than 8 hours a day or 40 hours a week, except that this subparagraph does not apply to an individual who has been given notice of a determination of ineligibility under § 91.24 unless and until the individual again makes satisfactory progress in training; or

(c) quitting work if the individual was underemployed and it reasonably was necessary for the individual to quit work to begin or continue training, except that this subparagraph does not apply to an individual who has been given notice of a determination of ineligibility under § 91.24 unless and until the individual again makes satisfactory progress in training. For purposes of this subparagraph an individual is underemployed if:

(d) working regularly below the individual’s skill capacity, or

(e) working regularly less than full time in the individual’s occupation, or

(f) the individual has received notice that he or she will be laid off within 60 days.

(c) Cancellation of wage credits. No State law requiring cancellation of wage credits or reduction of benefit amounts or duration shall be applied to reduce the amount or duration of a trade readjustment allowance allowances payable to an individual. Such a State law shall be given effect as follows:

(1) If the State law requires, together with a reduction in either the number of weeks for which unemployment insurance may be paid or in the total amount of unemployment insurance payable, postponement of the payment of unemployment insurance for a specified number of weeks or for the duration of an individual’s trade readjustment allowances to the individual shall be similarly postponed.

(2) If the State law does not require postponement but requires cancellation of all wage credits earned prior to the filing of a claim for unemployment insurance, payment of trade readjustment allowances shall be postponed for 20 weeks from the week in which the disqualifying act occurred. This subparagraph does not apply to an individual who has made a fraudulent application and paragraph (e) of this section shall apply in lieu thereof.

(d) “Duration plus” disqualifications. A State law disqualifying an individual for unemployment insurance until the individual has earned a specified amount in employment covered under the State law or an amount expressed as a multiple of the individual’s weekly benefit amount shall be applied to disqualify an individual applying for a trade readjustment allowance by postponing payment of such allowance until the individual has earned a specified amount expressed as a multiple of the weekly benefit amount (computed on the basis of the weekly benefit amount payable under the State law if the individual was claiming unemployment insurance, entitled thereto, and not disqualified) in any employment, whether or not covered under the State law.

(e) Fraud. If a State law disqualification provision for fraud requires denial of unemployment insurance for the remainder of an individual’s benefit year and the individual has no current benefit year when determined to have filed a fraudulent application for adjustment assistance, the individual shall not receive trade readjustment allowances or other payments of adjustment assistance for 20 weeks from the week in which the determination of fraud was made. If a State law disqualification provision for fraud requires denial of unemployment insurance for 20 weeks from the week in which the determination of fraud was made, whether or not the individual has a current unemployment insurance benefit year when determined to have filed a fraudulent application.

§ 91.11 Weekly amounts.

(a) Regular allowance. The amount of trade readjustment allowance payable to an individual for a week of unemployment (including a week of training) occurring after the impact date shall be 70 percent of the individual’s average weekly wage, except that if the amount payable exceeds the average weekly manufacturing wage the amount payable shall be the average weekly manufacturing wage. The amount determined under the preceding sentence shall be adjusted, as provided in this section.
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(b) Increased allowance. An individual in training under Subpart C of this Part 91 entitled for a week to a training allowance under law in a greater amount than the amount provided in paragraph (a) of this section (whether or not the individual filed a claim for such training allowance) shall receive the greater amount as a trade readjustment allowance. A payment under this paragraph shall be in lieu of any other training allowances to which the individual is entitled under such Federal law.

(c) Reduction of amount. An amount payable under paragraph (a) or (b) of this section shall be reduced by:

(1) 50 percent of the individual's remuneration for services performed in such week (including wages for on-the-job training), and

(2) the amount of unemployment insurance the individual receives or would receive for such week if a claim for unemployment insurance was filed, except that if the appropriate State or Federal agency finally determines that the individual was not entitled to unemployment insurance for such week no reduction shall be made under this paragraph, and

(3) the amount of a training allowance (other than a training allowance referred to in paragraph (b) of this section) under any Federal law which the individual receives or would receive if a claim were filed for such week, except that if it is finally determined that an individual was not entitled to a training allowance for such week no reduction shall be made under this subparagraph, and

(d) General limitation. The amount otherwise payable under paragraph (a) or (b) of this section after adjustment pursuant to paragraph (c) of this section shall be reduced by deducting therefrom a general limitation amount. A general limitation amount is the amount remaining after:

(1) determining the total amount payable to an individual for a week for which a trade readjustment allowance is sought as:

(i) 80 percent of the individual's average weekly wage, or

(ii) 120 percent of the average weekly wage as determined under § 91.11;

(2) deducting from the total amount determined under subparagraph (1) of this paragraph the lesser of:

(i) 80 percent of the individual's average weekly wage, or

(ii) 130 percent of the average weekly wage as determined under § 91.11.

(e) Rounding. An amount payable under this section which is not a multiple of a dollar shall be rounded to the next higher multiple of a dollar.

§ 91.12 Duration.

(a) General rule. Except as stated in paragraph (b) of this section an individual may not receive a trade readjustment allowance for:

(1) more than 52 weeks of unemployment beginning on or after an impact date, or

(2) a week of unemployment beginning more than 2 years after the beginning of the individual's appropriate week.

(b) Additional weeks. An individual ineligible to receive a trade readjustment allowance because of paragraph (a) of this section may receive trade adjustment allowances for more than 52 additional weeks of unemployment in the following circumstances:

(1) Trainees. To assist the individual to complete training begun prior to eligibility under paragraph (a) of this section which the individual is making satisfactory progress and for which a bona fide application was made at least 180 days after the end of the appropriate week or date of the certification, which evidence of the additional trade adjustment allowances shall be paid under this subparagraph, consideration shall be given to, when, and under what circumstances the training was initiated, the length of the normal course for similar training, the number of hours a day and days a week in which the individual is undergoing training, and any other pertinent factors.

(2) Workers age 60. If an individual became 60 years old on or before the individual's last separation. Weeks of unemployment for which the individual received a trade readjustment allowance under subparagraph (1) of this paragraph shall be deducted from the 26 additional weeks for which an individual aged 60 or more may receive trade readjustment allowances under this subparagraph.

(c) Maximums. In no case may an individual receive a trade readjustment allowance for more than 76 weeks beginning on or after an impact date or for a week of unemployment beginning more than 3 years after the beginning of the individual's appropriate week.

(d) Computation. If unemployment insurance or a trade allowance is paid to an individual for any week of unemployment as to which the individual would be entitled, determined without regard to subparagraphs (a) or (c) of § 91.11 or any disqualification under § 91.24, to a trade readjustment allowance if the individual applied for such trade readjustment allowance, each such week shall be deducted from the total number of weeks for which a trade readjustment allowance may be paid under this section when the individual applies for and is determined to be entitled to a trade readjustment allowance.

§ 91.13 Workers on vacation.

(a) Ineligibility. An individual is not unemployed because of lack of work for purposes of § 91.3(a)(5) in a week for which the individual applied for a trade readjustment allowance if the individual:

(1) was on leave for vacation or holiday purposes during all or part of such week, and

(2) received vacation or holiday pay as defined in § 91.3(a)(3) which, when allocated to all or part of such week under paragraph (b) of this section, equaled or exceeded the amount of a trade readjustment allowance which, but for this paragraph, would be payable for such week.

(b) Allocation. Vacation or holiday pay shall be allocated in equal amounts to each day on which an individual was on leave for vacation or holiday purposes, unless an individual or Federal law for such week.

§ 91.14 Applicable State law.

(a) What law governs. With respect to each last separation of an individual, the applicable State law for purposes of §§ 91.9 and 91.10 is:

(1) the State law under which the individual is entitled to unemployment insurance, regardless of whether the individual has claimed unemployment insurance; or

(2) if the individual is not entitled to unemployment insurance, the State law of the State in which the individual's last separation occurred.

(b) Chaining of law. (1) A State law determined under paragraph (a) of this section shall remain applicable to an individual until:

(1) the individual becomes entitled to unemployment insurance under another State law; or

(2) if the individual does not become entitled to unemployment insurance, the individual has a total or partial separation in another State.

(2) If a State law ceases to apply to an individual, the applicable State law thereafter shall be the law of the State in which the individual became entitled to unemployment insurance, whether or not the individual has filed a claim for unemployment insurance.

§ 91.15 UCX-UCX claimants. If an individual is entitled to unemployment insurance under title 5, chapter 85, United States Code, the applicable State law for purposes of paragraphs (a) and (b) of this section is the law of the State to which the individual's Federal service and wages were assigned under 20 CFR §§ 609.15 or 614.3.
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Subpart C—Training and Employability Services

§ 91.17 Employment service functions.

To assure readjustment as promptly and effectively as possible, an adversely affected worker totally separated from employment shall be referred by the State agency to an appropriate office of the Employment Service. If the worker submits a written statement of reasons why employment services are not desired and such statement is approved by the employment service, a worker so referred shall:

(a) register for work;
(b) be informed of potential entitlement to job search allowances under Subpart D of this Part 91 and to relocation allowances under Subpart D of this Part 91;
(c) be afforded, as appropriate, testing, counseling, job referral, and other placement services provided by any Federal law, including supportive and other services such as work orientation, basic education, communication skills, employment and job seeking, and minor health services necessary to prepare the worker for full employment in accordance with the worker's capabilities and job opportunities; and
(d) if suitable employment is not otherwise available and the worker's employability would be improved thereby, the worker may be selected or referred to training as prescribed by §§ 91.18, 91.19, 91.20, or 91.21.

§ 91.18 Worker retraining plans.

(a) Establishment. To the extent practicable before referring adversely affected workers to training or approving training for such workers the Secretary, or in his request a State employment service, shall consult with such workers' firm and their certified or recognized union or other authorized representative for the purpose of developing a worker retraining plan to meet the manpower needs of such firm and to preserve or restore the employment relationship between the workers and such firm. The fact there is no otherwise available need in the area to train workers in a specific occupation shall not preclude development of a worker retraining plan to such occupation for workers of the firm.

(b) Methods. Worker retraining plans may provide for either a combination of the following methods of training:

(1) On-the-job training in the facilities of the firm or elsewhere pursuant to the requirements of the Comprehensive Employment and Training Act of 1973, as amended, which the trainee is entitled under paragraph (a) of this section.

(2) Vocational training other than on-the-job training pursuant to § 91.20 and 91.21.

(c) Selection and referral. To the extent consistent with this section, selection and referral of individuals designated in a worker retraining plan shall be in accordance with § 91.19.

(d) On-the-job training. When a worker retraining plan provides for on-the-job training described in paragraph (b)(1) of this section, 29 CFR § 563.3(c)(2) shall apply.

§ 91.19 Selection for training.

(a) Except as provided in § 91.18, selection and referral of an individual for training hereunder shall be as follows:

(1) the requirements of the law under which the training is provided.

(b) In the event that an individual is either not already required by such law, the applicable provisions of Parts 94 through 98 of this title issued under the Comprehensive Employment and Training Act of 1973, as amended, or any other applicable law.

§ 91.20 Referred training.

(a) Suitable training. A State employment service shall refer an adversely affected worker selected for training under §§ 91.18 to suitable training, including the maximum extent feasible on-the-job training, under:

(1) The Comprehensive Employment and Training Act of 1973, as amended, as implemented by Parts 94 through 98 of this title, offered by a prime sponsor; or

(2) If suitable training under subparagraph (1) of this paragraph cannot be provided or is not available, under any other applicable law.

(b) Reimbursement and eligibility requirements. If the Secretary determines that placement of an adversely affected worker in suitable training under paragraph (a) of this section cannot otherwise be accomplished, the Secretary shall reimburse the agency or prime sponsor operating the training program for the cost of such training. The Secretary may make arrangements or agreements for such training. Such arrangements or agreements may include provision for placement of such workers in such training although such workers do not meet the generally applicable eligibility requirements for such programs. In the absence of an arrangement or agreement otherwise providing, the applicable standards, procedures, and requirements of the training program shall apply to a worker referred to training under this section.

(c) Fees prohibited. In no case shall a worker be referred to training under this section for which it is required to pay a fee or tuition.

§ 91.21 Approval of training.

A State employment service may approve for an adversely affected worker any training, including on-the-job training or training for which a fee or tuition is required, the individual may wish to undertake:

(1) circumstances preclude referral to training under § 91.20;

(b) selection and referral requirements under § 91.19 are not met; or

(c) the training (other than on-the-job training) has been approved and accredited by the State vocational education agency as meeting the standards of adequate quality required by the applicable law.

§ 91.22 Subsistence payments.

(a) Eligibility. A trainee under this Subpart may be afforded supplemental assistance necessary to pay costs of separate maintenance when the training facility is located outside the commuting area, but may not receive such supplemental assistance for any period for which the trainee receives such a payment under the Comprehensive Employment and Training Act of 1973, as amended, or any other law.

(b) Amount. Subsistence payments shall not be more than $15 a day except that if a training facility furnishes or makes available lodging and meals to trainees at a rate of $12 or less a day the subsistence payment shall not exceed the amount paid for those accommodations plus $3 a day for incidentals. In determining the subsistence payment the exact days, including the days of departure and return, which elapsed between the day the trainee departed for the training facility to the day the trainee returns shall be taken into account.

(c) Applications. Applications for payment of subsistence shall be in accordance with instructions and on forms approved by the Secretary and furnished to the trainee by a State agency or State employment service. Such payments shall be made on completion of a week of training, except that at the beginning of a training project a State agency may advance a payment for a week if it determines that such advance is necessary to enable a trainee to accept training. An adjustment shall be made if the amount of an advance exceeds the amount to which the trainee is entitled under paragraph (b) of this section. A determination as to the application made under this section shall be subject to §§ 91.51 through 91.54.

§ 91.23 Transportation payments.

(a) Eligibility. A trainee under this Subpart shall be afforded supplemental assistance necessary to pay transportation expenses if the training is outside the commuting area, but may not receive such assistance if transportation is arranged for the trainee as part of a group and paid for by the State agency or to the extent the trainee receives a payment of transportation expenses under another Federal law.

(b) Amount. A transportation allowance shall not exceed 12 cents a mile for travel at the beginning and end of the training program by the least expensive means of transportation reasonably available between the trainee's home and the training facility.

(c) Applications. Applications for transportation payments shall be made in accordance with Instructions and on forms approved by the Secretary and furnished to trainees by a State agency or
State employment service. Payment may be made in advance. A determination as to an application made under this section shall be subject to §§ 91.51 through 91.54.

§ 91.24 Refusal of training.

A trainee under this Subpart C who, without good cause, refuses to accept or continue or fails to make satisfactory progress in such training shall not be paid a trade readjustment allowance for any week of unemployment thereafter until the week in which the trainee enters, resumes, or makes satisfactory progress in such training. Any disqualification under §§ 91.10(b) (3) or (4) imposed on a trainee for or during a period of ineligibility under this section shall cease to apply as of the week in which the trainee enters, resumes, or makes satisfactory progress in such training.

Subpart D—Relocation Allowances

§ 91.28 General.

A relocation allowance shall be granted an adversely affected worker to assist the individual and the individual's family, if any, to relocate within the United States as stated in this Subpart D. A relocation allowance shall not be granted an individual more than once in a benefit period. A relocation allowance shall not be granted to more than one member of a family with respect to the same relocation. If applications for a relocation allowance are made by more than one member of a family as to the same relocation the allowance shall be paid to the head of the family if otherwise eligible.

§ 91.29 Eligibility.

(a) Conditions. To be eligible for a relocation allowance a worker must:

(1) apply for such allowance, before relocating and regardless of whether a certification covering the worker has been made under Part 90 of this title, in accordance with instructions and on forms approved by the Secretary, which shall be furnished to the individual by the State agency;

(2) be entitled to a trade readjustment allowance for the week in which the application for such allowance is filed, unless the individual is not entitled to a trade readjustment allowance for such week solely because:

(i) the individual has not obtained the employment referred to in subparagraph (7) of this paragraph, or

(ii) the amount of the trade readjustment allowance has been adjusted to zero under § 91.11, or

(iii) the individual is not yet covered by a certification;

(3) have been totally separated from adversely affected employment;

(4) not previously have received a relocation allowance during the applicable benefit period;

(5) intend to relocate within the United States;

(6) be found under § 91.31 to have no reasonable expectation of securing suitable employment in the commuting area; and

(7) be found under § 91.31 to have obtained suitable employment or a bona fide offer of suitable employment in the area of intended relocation; and

(8) relocate in a reasonable period, as determined under § 91.39, after applying for the relocation allowance or, if undergoing training, after the conclusion of training.

(b) Job search. Applications for a relocation allowance and a job search allowance may not be approved concurrently, but payment of a job search allowance shall not otherwise prevent payment of a relocation allowance.

(c) Relocation before application. An application for a relocation allowance made after relocation takes place cannot be granted.

§ 91.30 Time of relocation.

(a) Applicable considerations. In determining an individual's eligibility under § 91.29(a) (8) a State agency, among other factors, shall consider whether:

(1) suitable housing is available in the area of relocation;

(2) the individual can dispose of the individual's residence;

(3) the individual or a family member is ill;

(4) a member of the individual's family is attending school and when the member best can be transferred to a school in the area of relocation;

(5) Time limits. The reasonable period for relocation under § 91.29(a) (8) shall expire 6 months from the date of application for a relocation allowance or after the conclusion of training, as the case may be, unless the individual has good cause for extension of the period. In no event may such period extend beyond 12 months from the date of application or conclusion of training.

§ 91.31 Findings required.

The following findings must be made before a relocation allowance may be granted.

(a) Intrastate relocations. If the area of relocation is in the State where the individual resides, the Director of the employment service of the State must find that the individual is eligible under §§ 91.29(a) (5) and (7).

(b) Interstate relocations. If the area of relocation is not in the State where the individual resides:

(1) The Director of the employment service of the State where the individual resides must find that the individual is eligible under § 91.29(a) (6) and (7);

(2) The Director of the employment service of the State of intended relocation must find that the individual is eligible under § 91.29(a) (7).

§ 91.32 Amount.

The amount payable as a relocation allowance shall be:

(a) 50 percent, computed under § 91.33, of the expense of moving household goods and personal effects, not to exceed 11,000 pounds net weight, between such locations, plus

(8) percent, computed under § 91.34, of the cost of transportation the individual and family reasonably can be expected to take from the individual's residence to the individual's new residence in the area of relocation.

§ 91.33 Travel allowance.

(a) Computation. The amount of travel allowance payable under § 91.32(a) shall be computed as follows.

(1) Commercial carrier. For travel by commercial carrier an individual shall receive 90 cents a mile over the usual traveled route from the individual's residence to the worker's new residence or the area of relocation. No additional mileage shall be payable for family members traveling on the same trip in the same automobile. An individual claiming mileage under this subparagraph may not claim also a travel allowance under subparagraph (1) of this paragraph, either for the individual or a family member, except as stated in subparagraph (3) of this paragraph.

(2) Automobile. For travel by private automobile an individual shall receive 90 cents a mile over the usual traveled route from the individual's residence to the worker's new residence or the area of relocation. No additional mileage shall be payable for family members traveling on the same trip in the same automobile.

(b) Carpooling. For travel by carpooling to the worker's new residence or area of relocation the individual and family reasonably can be expected to take from the individual's residence to the individual's new residence in the area of relocation.

(c) Application. The amount of travel allowance payable under § 91.32(a) shall be computed as follows.

(1) Commercial carrier. For travel by commercial carrier an individual shall receive 90 cents a mile over the usual traveled route from the individual's residence to the worker's new residence or the area of relocation. No additional mileage shall be payable for family members traveling on the same trip in the same automobile.

(2) Automobile. For travel by private automobile an individual shall receive 90 cents a mile over the usual traveled route from the individual's residence to the worker's new residence or the area of relocation. No additional mileage shall be payable for family members traveling on the same trip in the same automobile. An individual claiming mileage under this subparagraph may not claim also a travel allowance under subparagraph (1) of this paragraph, either for the individual or a family member, except as stated in subparagraph (3) of this paragraph.

(3) Separate travel. If for good cause a member or members of an individual's family must travel separately to the individual's new residence the individual shall be paid:

(1) if travel is by private automobile, the lesser of 90 cents a mile for the usual route or 90 percent of the cost of transporting all such family members who travel in the same automobile by the most economical public transportation that reasonably can be taken.

(2) for travel by commercial carrier, 80 percent of the cost of transportation by the most economical public transportation that reasonably can be taken.

(ii) if travel is by commercial carrier, 90 percent of the cost of transportation by the most economical public transportation that reasonably can be taken.

§ 91.34 Moving allowance.

(a) Computation. The amount of a moving allowance payable under § 91.33 shall be computed as follows.

(1) Commercial carrier. For transportation of household goods and personal effects, not exceeding 11,000 pounds net weight, of an individual and family, if any, by commercial carrier from the individual's residence to the individual's new residence in the area of relocation, the individual shall be paid 90 percent of the cost of such transportation, including accessorial charges found reasonable and necessary by the State agency, by the most economical commercial carrier.
the individual reasonably can be expected to use. Before undertaking such transport- 
ation the individual must submit to the State agency an estimate from a commercial carrier as to the cost thereof. Accessorial charges shall include the cost of insuring such goods and effects for their actual value or $10,000, whichever is least, against loss or damage in transit, if a bill from a licensed insurer is obtained by the individual and approved by the State agency before departure. If a State agency finds it is more economical to pay a carrier an extra charge to meet the responsibility of a common carrier for such goods and effects, 80 percent of such extra charge, but not exceeding $50, shall be paid in lieu of the cost of insurance.

(2) Trailer. If household goods and personal effects are moved by trailer or house trailer used as a home the individual shall be paid:

(i) 8.6 cents a mile if the trailer or house trailer is hauled by private automobile, or

(ii) 80 percent of the charge, not exceeding 20 cents a mile, if hauling is by commercial carrier; and

(iii) If the trailer or house trailer rented and of the type customarily used for transporting household goods and personal effects, 80 percent of the rental fee, not exceeding 20 cents a mile, for each day reasonably required to complete the transportation.

(b) Travel. Payments under this section shall be in addition to payments under § 91.32(a). Mileage computations under this section shall be made on the basis of the most usual route between points of departure and destination.

§ 91.35 Time and method of payment.

(a) Determinations. A State agency shall promptly make and record determinations necessary to assure an individual's entitlement to a relocation allowance at any time, whether before or after a certification covering the individual is made. No relocation allowance may be paid an individual until the State agency determines the individual is covered by a certification. If delay in payment occurs under the preceding sentence a State agency shall make payment as promptly as possible upon determining that the individual is covered by a certification and otherwise eligible.

(b) Travel and moving allowances. Allowances computed under §§ 91.33 and 91.34 shall be paid as follows:

(1) Travel. Unless paragraph (a) of this section applies, the amount computed under § 91.33 shall be paid at the time an individual departs from the individual's beginning place to be relocated or within 10 days prior thereto. An amount payable for a family member traveling separately may be paid to the individual at the time of such family member's departure or within 10 days prior thereto.

(2) Moving. Unless paragraph (a) of this section applies, the amount computed under § 91.34 shall be paid:

(i) Auto and trailer. If travel is by private automobile and trailer, at the time payment is made under subparagraph (1) of this paragraph.

(ii) Rented trailer. If travel is by private automobile and rented trailer:

(A) the individual shall submit an estimate of the rental cost from the rental agency, and

(B) 80 percent of such estimated rental cost, not exceeding 20 cents a mile, shall be advanced by check payable to the order of the rental agency at the time of departure or within 10 days prior thereto, and

(C) on completion of travel the individual shall submit to the State agency a receipt itemizing and evidencing payment of 80 percent of the rental charges for the trailer and shall reimburse the State agency for the overpayment, if any, actually made for trailer rental exceeding 80 percent of the rental charges approved by the State agency. If the amount of an overpayment is less than the amount payable for a family member and the individual reasonably can be expected to use for the individual's family, If any, actually move to the new residence. Failure of a member of an individual's family to move does not mean a relocation was not completed if there was good cause for the failure, but no member of the family is the only member of the individual's family.

(c) Collection. An overpayment determined under this section shall be collected as stated in § 91.36.

Subpart E—Job Search Allowances

§ 91.40 General.

A job search allowance shall be granted an adversely affected worker to assist the individual in securing a job within the United States as stated in this Subpart E.

§ 91.41 Applications.

(a) Forms. An application for a job search allowance shall be made in accordance with instructions and on forms approved by the Secretary which shall be furnished to the individual by a State agency or State employment service.

(b) Submittal. An application may be submitted to a State agency at any time regardless of whether a certification covering the individual has been made.

(c) Time limits. Notwithstanding paragraph (b) of this section, an application for a job search allowance may not be granted if submitted more than one year after the date of an individual's last total separation or later than 6 months after completion of training under Subpart C of this Part 91.

§ 91.42 Eligibility.

(a) Conditions. To be eligible for a job search allowance an individual must:

(1) file a timely application;

(2) have been totally separated from adversely affected employment;

(3) be referred to the State employment service which shall furnish the individual each employment service as appropriate as provided in § 91.17;
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§91.43 Findings required.

Before an application under §91.41 may be approved the following findings must be made.

(a) The State agency having jurisdiction under §91.51(a) must find that the individual meets the requirements of §91.42(a) (2).
(b) The Director of the employment service of the State where the individual resides must find that:
   (1) the application was submitted within the time stated in §91.41(c);
   (2) the worker meets the requirements of §91.42(a) (4) and (5), and such finding shall state the basis thereof;
   (3) there is reasonable expectancy the individual can obtain the employment sought; and
   (4) the beginning date and date on or before which the job search should be conducted.
§91.44 Amount.

(a) Computation. The amount of a job search allowance shall be 80 percent of the total of the following items:
   (1) Commercial carrier. If travel is by commercial carrier, the cost of such travel shall be the most economical public transportation available, the cost of which the individual reasonably can be expected to take from the individual's residence to the area of job search.
   (2) Automobile. If travel is by private automobile, 12 cents a mile for travel by the usual route from the individual's residence to the area of job search.
   (3) Lodging. The individual's cost of lodging while engaged in job search, not exceeding $12 a day.
   (4) Meals. The cost of the individual's meals while engaged in job search, not exceeding $5 a day.
(b) Limit. The total job search allowance paid an individual in a benefit period may not exceed $500.
§91.45 Time and method of payment.

(a) Determinations. A State agency promptly shall make determinations necessary to assure entitlement of an individual to a job search allowance at any time, which determinations, after a certification covering the individual is made, no job search allowance may be paid or advanced to an individual until thereof a State agency which has executed an agreement as provided in §91.63 shall be an agent of the United States and shall carry out fully the purpose stated in §91.3.
§91.46 Worker evidence.

On completing a job search an individual shall certify on forms furnished by the State agency as to employment contacts made and amounts expended daily for food and lodging.
§91.47 Overpayment of job search allowance.

If an individual fails without good cause to complete a job search any payment under §91.46 constitutes an overpayment. Such overpayment shall be collected as stated in §91.56.
§91.51 Determinations.

(a) Jurisdiction. The State agency whose State law is the applicable State law under §91.14 shall determine an individual's entitlement to adjustment assistance under this Part 91, and make necessary payments, and may accept for such purpose information and findings supplied by another State agency under this Part 91.
(b) Redeterminations. A determination under paragraph (a) of this section may be reconsidered by a State agency under the same terms and conditions as a determination on a claim for unemployment insurance under the State law.
(c) Use of State law. In making determinations or redeterminations under this section, or in reviewing such determinations or redeterminations under §91.52 a State agency, a hearing officer, or a court shall apply the regulations in this Part 91 and the substantive provisions of the Act. As to matters not otherwise specifically provided for in these regulations or the Act, a State agency, a hearing officer, or a court may apply the applicable State law and regulations thereof, including procedural requirements of such State law or regulations, except so far as such State law or regulations are inconsistent with this Part 91 or the Act or the purposes of this Part 91.
(d) Agent of United States. In making determinations, redeterminations, and in connection with proceedings for review thereof a State agency which has executed an agreement as provided in §91.63 shall be an agent of the United States and shall carry out fully the purpose stated in §91.3.
§91.52 Appeals.

A determination or redetermination made under this Part 91 shall be subject to the same review in the same manner and to the same extent as determinations under the applicable State law and only in that manner and to that extent. Proceedings for a determination or redetermination may be consolidated or joined with proceedings for review of a determination or redetermination under the State law where convenient or necessary. Procedures as to the right of appeal and opportunity for fair hearing shall be consistent with sections 303(a) (1) and (3) of the Social Security Act (42 U.S.C. 603(a) (1) and (3)).
§91.53 Promptness.

A State agency shall make full payment of adjustment assistance when due with the greatest promptness administratively feasible. Appeals under §91.63 shall be decided with a degree of promptness meeting 20 CFR Part 630. Any proceeding for an adjustment or redetermination of advancement or priority of unemployment insurance cases on judicial calendars, or otherwise intended to provide for prompt payment of unemployment insurance when due, shall apply to proceedings involving entitlement to adjustment assistance under this Part 91.
§91.54 Uniform interpretation.

To assure uniform interpretation and application of this Part 91 throughout the United States a State agency shall submit, not later than 10 days after issuance, to the Manpower Administration of the United States Department of Labor a copy of any judicial or administrative decision reviewing a determination or redetermination, under this Part 91. The material submitted shall be certified as accurate by a responsible official, employee, or counsel of a State agency on a form prescribed by the Secretary.
If the Secretary has decided or decision inconsistent with this Part 91 or the Act, the Secretary may at any time inform the State agency that the United States Department of Labor
does not acquiesce therein. Thereafter the State agency shall appeal if possible, shall not follow such determination or decision and in any subsequent proceedings which involve such determination or decision, or wherein such determination or decision is cited as precedent or otherwise relied upon, the authorities in the jurisdiction, to obtain modification, limitation, or overruling of such precedent. A State agency may request reconsideration of a notice of nonacquiescence and shall be given opportunity to present views and argument if desired. Acquiescence of the United States Department of Labor in a determination or decision shall not be presumed from absence of comment.

If the highest State court having jurisdiction renders a decision which becomes final a precedent in which the United States Department of Labor is not a party or if the State does not acquiesce, a decision shall be made by the Secretary as to whether § 91.63(e) shall be applied.

§ 91.55 Subpenas.

A State agency may issue subpenas for attendance of witnesses and production of records on the same terms and conditions as the State law. Compliance may be enforced on the same terms and conditions as under the State law, or, if a State court declines to enforce a subpena issued under this section, the State agency may petition for an order requiring compliance with such subpoena to the United States district court within the jurisdiction of which the relevant proceeding under this Part 91 is conducted.

§ 91.56 Reports.

A State agency shall furnish to the Secretary such information and reports and make such studies as the Secretary decides are necessary or appropriate for carrying out the purposes of the Act and this Part 91.

§ 91.57 State agency rulemaking.

A State agency may establish supplemental procedures not inconsistent with the Act or this Part 91 or procedures prescribed by the Secretary to further effective administration of this Part 91. The exact text of such supplemental procedure or procedures, certified as accurate by a responsible official, employee, or counsel of the State agency, shall be submitted to the Manpower Administration, United States Department of Labor, on a form supplied by the Secretary. No supplemental procedure shall be effective unless and until approved by the Secretary. Approval may be granted on a temporary basis, not to exceed 90 days, in cases of administrative necessity. On reasonable notice to the State agency from approval of a supplemental procedure may be withdrawn at any time. If public notice and opportunity for hearing were required under a State law for adoption of a similar or analogous procedure involving unemployment insurance, such public notice and opportunity for hearing shall be afforded by the State agency as to the supplemental procedure.

§ 91.58 Overpayments.

(a) Fraud. If a cooperating State agency or the Secretary, or a court of competent jurisdiction finds that any person-

(1) has made or caused to be made by another, a false statement or representation of a material fact knowing it to be false, or has knowingly failed or caused another to fail to disclose a material fact; and

(2) as a result of such action has received any payment under this Part 91 to which the person was not entitled, such person shall be liable to repay such amount to the State agency or the Secretary, as the case may be, or either may recover such amount by deductions from any sums payable to such person under this Part 91.

(b) Absence of fraud. Except as provided in §§ 91.36 and 91.47, if there has been an overpayment to any person but no finding by a State agency, the Secretary, or a court of competent jurisdiction has been made that there was an intent to defraud, the determinations specified below shall be made on the same basis as similar determinations as to overpayments of unemployment insurance are made under the applicable State law:

(1) Whether the person shall be liable to repay such overpayment in cash, or

(2) Whether the person shall be permitted to offset any future amounts payable to such person under the Act, or

(3) Whether a waiver of such overpayment may be permitted.

(c) Deposit. Any amount repaid to a State agency under this section shall be deposited into the fund from which payment was made. Any amount repaid to the Secretary under this paragraph shall be returned to the Secretary of the Treasury for deposit into the Adjustment Assistance Trust Fund.

(d) Procedures. Procedures for determination of overpayment, and opportunity for hearing thereon, shall accord with procedures under the State law for determinations and hearings with respect to overpayments under the State law, and shall be consistent with sections 302(a)(1) and (3) of the Social Security Act (42 U.S.C. 503(a)(1) and (3)).

(e) Detection. Procedures of a State agency as to detection and prevention of fraudulent overpayments of adjustment assistance shall be consistent with the Secretary's "Standard for Fraud and Overpayment Detection," (Employment Security Manual," Part V, section 7510 et seq.).

§ 91.59 Waiver of rights void.

An agreement by an individual to waive, release, or commute any right to adjustment assistance or other right under the Act or this Part 91 shall be void. No employer shall discriminate in regard to the hiring or tenure of work or any term or condition of work of an individual on account of an application for adjustment assistance under this Part 91, or in any manner obstruct or impede an application for adjustment assistance.

§ 91.60 Exemption.

Any assignment, pledge, or encumbrance of any right to adjustment assistance which is or may become due and payable under this Part 91 shall be void; and such right to adjustment assistance shall be exempt from levy, execution, attachment, garnishment, order for the payment of attorney fees, offset or recovery of overpayments under any law other than the Act, or any other remedy whatsoever provided for the collection of debt whether owed to the United States, a State, or a person; and adjustment assistance received by an individual shall be exempt from any remedy whatever which would prevent, delay, obstruct, or impede the collection of any debt owed to the United States, a State, or any other person. The United States Department of Labor does not acquiesce, a decision shall be made by the Secretary as to whether § 91.63(e) shall be applied.

§ 91.61 Disclosure of information.

Except where a public hearing has been held under Part 91 or with respect to such individual, the identity of an individual who has applied for adjustment assistance shall be held confidential by a State agency and determinations as to such individual shall not be disclosed or open to public inspection in any manner revealing the individual's identity. This section does not prohibit disclosure of information from the records of a State agency:

(a) to individuals applying for adjustment assistance and other interested parties to an appeal under § 91.52 to the extent necessary to adequately prepare for and participate in a hearing under § 91.52;

(b) to other State agencies in connection with the administration of State laws or this Part 91;

(c) to public assistance agencies for purposes not inconsistent with the purposes of the Act or this Part 91;

(d) to public officials (including law enforcement officials) for purposes of proceedings under section 244 of the Act, 88 Stat. 2326 (19 U.S.C. 2316), or other purposes found by the Secretary to be not inconsistent with the purposes of the Act and this Part 91; or

(e) to the Secretary and the Manpower Administration of the United States Department of Labor as provided in §§ 91.54 and 91.55.

§ 91.62 Unemployment insurance.

(a) No denial or reduction. Unemployment insurance payable to an adversely affected worker shall not be denied or reduced for any week by reason of any right to payment of adjustment assistance under this Part 91.

(b) No waiving time. No provision of a State law requiring an individual to

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serve a week of uncompensated unemplo-
yment (waiting week) as a condition to payment of unemployment insurance shall be applicable to an adversely affected worker for a period of not less than a week of unemployment as defined in § 91.3(a) (37) so as to deny the individual a payment of adjustment assistance for such week.

§ 91.63 Agreements with State agencies.

(a) Authority. Before performing any function under this Part 91, a State or cooperating State agency shall execute an agreement with the Secretary meeting the requirements of this Act.

(b) Execution. An agreement under paragraph (a) of this section shall be signed on behalf of a State by an authorized official of the State and the signature shall be dated. The authority of the official shall be certified by the Attorney General of the State or counsel for the State agency. An agreement will be executed on behalf of the United States by the Secretary.

(c) Public inspection. An agreement with a State or cooperating State agency shall be made available by the State agency to any person reasonably wishing to inspect or copy the agreement. As to the United States Department of Labor, 29 CFR Part 70 shall apply.

(d) When effective. An agreement under this section must be executed prior to July 1, 1975, by a State agency to meet the requirements of section 3303(c)(4) of the Internal Revenue Code of 1954 (26 U.S.C. 3303(c) (4) (A)), as added by section 239(a) of the Act, 83 Stat. 2025 (19 U.S.C. 2311(c)), and when so executed shall be effective as of April 3, 1975.

(e) Breach. If the Secretary finds that a State or State agency has not executed an agreement under this section before July 1, 1975, or that a State or State agency has not fulfilled its commitments under such an agreement, section 3303(c) (4) of the Internal Revenue Code of 1954, as added by section 239 of the Act, shall apply. A State agency or State shall receive reasonable notice and opportunity for hearing before a finding is made under this paragraph that it has not fulfilled its commitments under its agreement.

§ 91.64 Administration absent State agreement.

In any State in which no agreement under § 91.63 is in force the Secretary shall administer this Part 91 and pay adjustment assistance hereunder through appropriate arrangements made through the appropriate administrative organization of the United States Department of Labor. Such arrangements shall include provision for a fair hearing for any individual whose application for adjustment assistance is denied. A final determination by the Secretary under this section as to the entitlement to adjustment assistance of an individual shall be subject to review by the courts in the same manner and to the same extent as is provided by section 205(g) of the Social Security Act (42 U.S.C. 405(g)).

§ 91.65. Transitional procedures.

(a) Previously eligible workers. An individual covered by a certification issued under the Trade Expansion Act of 1962 who has not had an application for trade readjustment allowances denied under section 322 of that Act prior to April 3, 1975, may apply for adjustment assistance under this Part 91 on or after April 3, 1975, and such application was issued under the Act. An individual who was or could have been determined qualified for trade readjustment allowances prior to April 3, 1975, shall be deemed to meet the requirements of § 91.7.

(b) Weeks before April 3, 1975. An individual applying for trade readjustment allowances, regardless of whether the certification covering the individual was issued under the Trade Expansion Act of 1962 or the Act, shall receive, if otherwise eligible:

(1) For weeks of unemployment (as defined by section 3303(14) of the Trade Expansion Act of 1962, 78 Stat. 899 (19 U.S.C. 1978(14)) beginning before April 3, 1975, if the individual met qualifying requirements in section 322 of the Trade Expansion Act of 1962, for such weeks, trade readjustment allowances in the amounts and under the conditions prescribed by chapter 3, title III, of the Trade Expansion Act of 1962; and

(2) For weeks of unemployment as defined by § 91.3(a) (37) beginning on or after April 3, 1975, adjustment assistance as prescribed in this Part 91.

(c) Tacking. Weeks of unemployment described in paragraph (b) (1) of this section for which trade readjustment allowances are payable to an individual shall be deducted from the total weeks of unemployment for which the individual is eligible for trade readjustment allowances under § 91.12.

(d) Other Adjustment Assistance. Applications for adjustment assistance other than trade readjustment allowances shall be determined under the Trade Expansion Act of 1962 if the assistance for which application is made begins or is undertaken prior to April 3, 1975, and shall be determined under the Act if pertaining to a period or section which begins or is undertaken on or after April 3, 1975.

§ 91.66 Savings clause.

The repeal of sections 321 through 323 of the Trade Expansion Act of 1962 shall not abate or otherwise affect an application for adjustment assistance prior to April 3, 1975, under such Act or any appeal which was pending on April 3, 1975, or alter any right or liability imposed by a determination which became final prior to April 3, 1975, or prevent any appeal from any determination thereunder which did not become final prior to April 3, 1975, if appeal or petition is filed within the time allowed for appeal or petition. Part 91 of Title 29 of the Code of Federal Regula-

§ 91.67 Effective date.

This Part 91 shall be effective on and after April 3, 1975.

§ 91.68 Termination date.

The regulations in this Part 91 shall cease to be effective on September 30, 1982.

2. Part 52 is deleted.

Signed at Washington, D.C. this 10th day of March, 1975.

PETER J. BRIENNA, Secretary of Labor.
to applicable laws, the Order, existing published agency policies and regulations and regulations of other appropriate authorities. An agreement which has not been approved or disapproved within 45 days takes effect automatically. In addition, the Senate and House of Representatives of Congress may constitute an agency recognized under the Act. The Assistant Secretary shall exercise authority to prescribe regulations which would permit him to conduct such independent investigations as he deems necessary.

Accordingly, it is proposed herewith to amend the Assistant Secretary's Regulations governing the administration of Executive Order 11491, as amended, to implement Executive Order 11598. Interested persons are accorded the following:

1. Any group or unit of employees who have a good faith doubt that such group or unit is now appropriate. A petition for consolidation of existing units or for amendment of recognized units may be filed by an agency or activity where the activity has a good faith doubt that such unit is now appropriate. A petition for an election to determine whether or not a labor organization represents a majority of the employees in the existing unit or for amendment of recognized units may be filed by an agency or activity where the activity has a good faith doubt that such unit is now appropriate.

2. Section 201.23 is revised to read as follows:

§ 201.23 Certification.

“Certification” means the determination by the Assistant Secretary, Assistant Regional Director or Area Director of the results of an election or after the filing of a petition to consolidate existing exclusively recognized units under the order and the regulations in this chapter.

3. Section 201.24 is revised to read as follows:

§ 201.24 Appropriate unit.

“Appropriate unit” means that group of employees found to be appropriate for purposes of exclusive recognition consistent with the provisions of section 10(b) of the order.

4. Section 201.26 is revised to read as follows:

§ 201.26 Showing of interest.

“Showing of interest” means evidence of membership in a labor organization; employees' signed and dated authorization cards or petitions authorizing a labor organization to represent them for purposes of exclusive recognition; unaltered allotment of dues forms executed by employees and the labor organization's authorized official; current dues records; an existing or recently expired agreement; current exclusive recognition or certification; employees' signed and dated petitions or cards indicating that they no longer desire to be represented for the purposes of exclusive recognition by the currently recognized or certified labor organization; employees' signed and dated photographs or cards indicating a desire that an election be held on a proposed consolidation of units; or ocher evidence approved by the Assistant Secretary.

5. Section 202.1 is revised to read as follows:

§ 202.1 Who may file petitions.

(a) A petition for exclusive recognition may be filed by a labor organization requesting an election to determine whether or not a labor organization represents a majority of the employees in the existing unit or should replace another labor organization as the exclusive representative of employees in an appropriate unit.

(b) A petition for an election to determine if a labor organization should cease to be the exclusive representative because it does not represent a majority of employees in the existing unit may be filed by any employee or employees or an individual acting on his or her behalf.

(c) A petition for an election to determine if a labor organization should cease to be the exclusive representative may be filed by an agency or activity where the agency or activity has a good faith doubt that the currently recognized or certified labor organization represents a majority of the employees in the existing unit or that, because of a substantial change in the character and scope of the unit, it has a good faith doubt that such unit is now appropriate. A petition for an election as provided in § 202.4(a), (b), (2), or (h), shall not be filed unless the petition is accompanied by the attachments referred to in subparagraph (3) of this paragraph, and with respect to any intervenor, within ten (10) days of service of a copy of the request for intervention on the challenging party.

(f) A petition for an election to determine if a labor organization should cease to be the exclusive representative may be filed by an agency or activity where the agency or activity has a good faith doubt that the currently recognized or certified labor organization represents a majority of the employees in the existing unit or that, because of a substantial change in the character and scope of the unit, it has a good faith doubt that such unit is now appropriate.

(d) A petition for an election to determine if a labor organization should cease to be the exclusive representative may be filed by an agency or activity where the agency or activity has a good faith doubt that the currently recognized or certified labor organization represents a majority of the employees in the existing unit or that, because of a substantial change in the character and scope of the unit, it has a good faith doubt that such unit is now appropriate.

(e) A petition for the determination of the eligibility of a labor organization for national consultation rights under criteria prescribed by the Council may be filed by a labor organization which is currently recognized by the agency or activity as an exclusive representative.

(f) A petition to consolidate existing exclusively recognized units may be filed by a labor organization, or by an agency or activity(ies), after a labor organization or two or more labor organizations jointly have requested that its or their existing exclusively recognized units within a single agency be consolidated.

6. Section 202.2 is revised to read as follows:

§ 202.2 Contents of petition; procedures for national consultation rights; filing and service of petitions.

(a) * * *

(b) A petition by an agency or activity shall contain the information set forth in paragraphs (a), (3) and (9) of this section and a statement that the agency or activity has a good faith doubt that the currently recognized or certified labor organization represents a majority of the employees in the existing unit, or a statement that because of a substantial change in the character and scope of the unit, the agency or activity has a good faith doubt that such unit is now appropriate. Any such petition shall be a detailed explanation of the reasons supporting the good faith doubt; * * * * * * *

(c) * * *

(d) Copies of the petition together with the attachments referred to in subparagraph (3) of this paragraph shall be served by the petitioner on all known interested parties, and a written statement of such service shall be filed with the Area Director: Provided, however, That the showing of interest submitted pursuant to § 202.2(a), (b), (2), or (h), shall not be furnished to any other party or person.

(f) * * *

(2) Any party challenging the validity of showing of interest of a petitioner, or of a cross-petitioner, shall file its challenge with the Area Director, with respect to the petitioner or a cross-petitioner, within ten (10) days after the initial date of posting of the petition as provided in § 202.4(a), and with respect to any intervenor, within ten (10) days of service of a copy of the request for intervention on the challenging party. The challenge shall be supported with evidence including signed statements of employees and any other written evidence. The Area Director shall investigate the challenge. Thereafter, the Assistant Regional Director shall take such action as he deems appropriate which shall be final and not subject to review by the Assistant Secretary unless the petition is disapproved on the basis of the challenge.

(p) Challenge to status of a labor organization. Any party challenging the status of a labor organization under the order must file its challenge with the Area Director and support the challenge with evidence. With respect to the petitioner or a cross-petitioner filing pursuant to § 202.5(b), such a challenge must be filed within ten (10) days after the initial
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§ 202.3 Timeliness of petition.

(a) When there is no certified exclusive representative of the employees, a petition will be considered timely filed provided the petition is not for the same exclusive subdivision, the petition is filed within the preceding twelve (12) month period.
(b) When there is a certified exclusive representative of the employees, a petition will not be considered timely if filed within twelve (12) months after the certification as the exclusive representative of employees in an appropriate unit, unless a signed agreement covering the claimed unit has been entered into in which case paragraph (c) of this section shall apply.

(c) When an agreement covering a claimed unit has been signed and dated by the activity and the incumbent exclusive representative, a petition for exclusive recognition or other election petition will be considered timely if filed as follows:

(1) Not more than ninety (90) days and not less than sixty (60) days prior to the terminal date of an agreement having a term of three (3) years or less from the date it was signed and dated by the activity and the incumbent exclusive representative; or

(2) Not more than ninety (90) days nor less than sixty (60) days prior to the expiration of the initial three (3) year period of an agreement having a term not exceeding three (3) years from the date it was signed and dated by the activity and the incumbent exclusive representative; or

(3) Any time when unusual circumstances substantially affect the unit or the majority representation.

(d) When there is an agreement signed and dated by the activity and the incumbent exclusive representative having a term not exceeding three (3) years from the date it was signed, and a petition has been filed challenging the representation status of the incumbent exclusive representative and the petition is subsequently withdrawn or dismissed less than sixty (60) days prior to the terminal date of that agreement, or any time thereafter, the activity and incumbent exclusive representative shall be afforded a ninety (90) day period from the date the withdrawal is approved or the petition is dismissed free from rival claim with a consumer representation agreement; Provided, however, that the provisions of this paragraph shall not be applicable when any other petition is pending which has been filed pursuant to paragraph (c) of this subsection.

(e) When an extension of agreement has been signed more than sixty (60) days before its terminal date, such extension shall not serve as a basis for the denial of a petition submitted in accordance with the time limitations provided herein.

(f) When an election has been held to consolidate or excluding exclusively recognized units and no certification of consolidation of units has been issued, a petition to consolidate will be considered timely if filed within twelve (12) months from the date it was signed and dated for the purpose of obtaining a valid certification, unless a signed agreement covering the claimed unit has been entered into in which case paragraph (c) of this section shall apply.

(g) When there is a certification of consolidation of units, a petition may not be considered timely if filed within twelve (12) months after the certification of consolidation of units has been issued; Provided, however, that once a signed agreement covering the claimed consolidated unit has been entered into, the provisions of paragraph (c) of this section shall apply.

(h) Agreements which go into effect automatically pursuant to section 15 of the order shall contain the date on which the agreement became effective.

(i) A petition filed pursuant to § 202.2 (a) and (b) of this Part seeking an election in any existing exclusively recognized unit covered by a pending petition to consolidate existing exclusively recognized units must be filed timely in accordance with the requirements set forth in this section.

(j) A petitioner who withdraws a petition after the issuance of a notice of hearing or after the approval of an agreement for an election, shall be barred from filing another petition for the same unit or any subdivision thereof for six (6) months, unless a withdrawal request has been received by the Assistant Regional Director not later than three (3) days before the date of the hearing.

(k) The time limits set forth in this section shall not apply to a petition for clarification of unit or for amendment of recognized units.

§202.4 Investigation of petition and posting of notice of petition; action by Regional Administrator.

(a) A statement that all interested parties are to advise the Area Director in writing of their interest and position within ten (10) days from the date of posting of such notice.

(b) A statement that all interested parties are to advise the Area Director in writing of its interest and position within ten (10) days from the date of posting of such notice.

(c) Within thirty (30) days following the receipt of a copy of the petition unless an extension of time has been granted by the Area Director, and if there is no agreement for an election, the activity shall file a response thereof with the Area Director within ten (10) days of receipt of such a petition.

(d) A copy of such response shall be served on the parties and a statement of such service shall be filed with the Area Director.

The Assistant Regional Director shall take action which may consist of the following, as appropriate:

(1) Approve, or cause the Area Director to approve, a withdrawal request;

(2) Dismiss the petition; or

(3) Issue a notice of hearing.

§202.5 Intervention.

(a) No labor organization will be permitted to intervene in any proceeding involving a petition filed pursuant to § 202.2 (a) or (b) unless it has submitted a showing of interest of ten (10%) percent or more of the employees in the unit involved in the petition together with such showing, or has submitted a current or recently expired agreement with the activity covering any of the employees involved, or has submitted evidence that it is the currently recognized or certified exclusive representative of any of the employees involved; Provided, however, that an incumbent exclusive representative shall be deemed to be an intervenor in the proceeding unless it serves on the Area Director a written disclaimer of any representation interest for the employees in the unit sought.

(b) A labor organization seeking exclusive recognition in an unit different from the unit initially petitioned for, and which includes any or all of the employees in that unit, must file a petition with the Area Director in accordance with §202.2 (a) and if the petition is filed within ten (10) days after the date of posting of the notice of the initial petition as provided under §202.4(a), unless good cause is shown for extending the period.

(c) No labor organization may participate to any extent in any representation proceeding unless it has notified the Area Director in writing, accompanied by its showing of interest as specified in paragraph (a) of this section, of its intention to intervene within ten (10) days after the initial date of posting of the notice of petition as provided in §202.4(a), unless good cause is shown for extending the period. A copy of the request for intervention filed with the Area Director, excluding the showing of interest, shall be served on all known interested parties, and a written statement of such service should be filed with the Area Director.

(d) Any labor organization intervening must supply a statement to the Area Director that it has submitted, or will submit, to the activity a current roster of its officers and representatives, a copy of its constitution and bylaws and a statement of its objectives.

(e) The Area Director may grant intervention to a labor organization in a proceeding involving a petition for clarification of unit or a petition for amendment of recognition or certification filed pursuant to § 202.2 (c) or a petition to consolidate existing exclusively recognized units filed pursuant to § 202.2 (c) based on a showing that the proposed
PROPOSED RULES

clarification, amendment or consolidation affects that labor organization’s existing exclusively recognized units.

10. Subparagraph (b) (1) of §203.2 is revised to read as follows:

§203.2 Action to be taken before filing a complaint; stipulation of facts; complaint on the respondent(s), the respondent shall be served with a copy of such response shall be served with the Area Director, the timeliness of complaint.

(b) Timeliness of a complaint. (1) If the parties are unable to dispose informally of the charge within thirty (30) days, the charging party may file a complaint, limited to those matters raised in the charge.

11. Paragraph (b) of §203.3 is revised to read as follows:

§203.3 Contents of the complaint and supporting documents.

(b) When filing a complaint, the complainant shall submit to the Area Director any supporting documents, pursuant to §203.2, including, among other things, the pre-complaint charge, a copy of all relevant correspondence, oral or written materials, signed statements of witnesses, summaries of meetings and discussions, offers of settlement by the respondent and settlement proposals advanced by the complainant.

12. Section 203.4 is revised to read as follows:

§203.4 Filing and service of copies.

(a) An original and four copies of the complaint and two copies of any supporting documents shall be filed with the Area Director for the area in which the alleged unfair labor practice occurred, or if it occurred in two or more areas, the complaint shall be filed with the Area Director in any of the areas in which the alleged unfair labor practice occurred.

(b) A copy of the complaint and any supporting documents shall be served by the complainant on the respondent(s) and all other parties and a written statement of such service shall be filed with the Area Director.

13. Section 203.5 is revised to read as follows:

§203.5 Response to a complaint; stipulation of facts.

(a) Upon the service of a copy of a complaint on the respondent(s), the respondent(s) shall file a response thereto with the Area Director raising any matter which is relevant to the complaint. A copy of such response shall be served on the parties and a statement of such service shall be filed with the Area Director. Unless an extension of time is granted by the Area Director, the timeliness of a response shall be as follows:

(1) A response to a complaint alleging a violation of section 19(b)(4) of the order shall be filed within twenty-four (24) hours after receipt of a copy of the complaint.

(2) A response to a complaint alleging a violation of any other subsection of section 19 of the order shall be filed within fifteen (15) days of the service of a copy of the complaint.

(b) Subsequent to the filing of a complaint, the respondent shall submit to the Area Director a stipulation of facts and their request for a decision by the Assistant Secretary without a hearing. The stipulation shall be forwarded to the Assistant Regional Director by the Area Director.

14. A new §203.5a is added to read as follows:

§203.5a Investigation of complaints; cooperation by agencies, activities and labor organizations; official time for witnesses; burden of proof; and availability of evidence.

The Area Director shall conduct such independent investigation of the complaint as he deems necessary.

(a) A party may request the Area Director to conduct an independent investigation upon a showing:

(1) That there is sufficient information to warrant further processing of the complaint.

(2) That there are prospective individual witnesses from whom he has been unable to obtain a signed statement because of geographic dispersion of the witnesses, or because of their reluctance to provide information to a party; the request must clearly identify any such witnesses and indicate the nature of their expected testimony; or

(3) That the requesting party lacks access to pertinent documents or data; the request should clearly identify such documents or data, establish their relevance, and indicate the reason why the requesting party has been unable to obtain them.

(b) At the conclusion of any independent investigation conducted at the request of a party, the extent legally permissible the Assistant Regional Director shall:

(1) Transmit to the requesting party any data or documents obtained as a result of such investigation, notifying all other parties so that they may request copies of the same;

(2) Transmit to all parties copies of signed statements obtained from any witness interviewed;

(3) Notify the requesting party of the names of all prospective witnesses identified by him who have been contacted and who have not signed statements.

(c) In connection with the independent investigation of complaints, agencies, activities and labor organizations are expected to cooperate fully in such investigations with the Area Director.

(d) When, during the course of an independent investigation by the Area Director, it is determined that a certain employee or certain employees should be interviewed, such employee or employees shall be granted official time for the period of such interview(s) only if so far as such interviews are during regular work hours and when the employee(s) would otherwise be in a work or paid leave status.

(e) The complainant shall bear the burden of proof at all stages of the proceeding regarding matters alleged in its complaint, except as otherwise provided in §203.6(b).

15. Section 203.6 is revised to read as follows:

§203.6 Action by the Assistant Regional Director for Labor-Management Services.

(a) * * *

(1) Approve, or cause the Area Director to approve, a withdrawal request;

(2) Dismiss the complaint;

(3) Approve a written settlement agreement made any time prior to the close of a hearing, if any;

(4) Transfer to the Assistant Secretary, after due consideration of its sufficiency, a stipulation of facts submitted pursuant to §203.5(b); or

(b) * * *

(5) Issue a notice of hearing.

(6) Where no notice of preliminary hearing has been issued by the Assistant Regional Director because the alleged violative conduct has ceased, the expedited procedure contained in this section shall be inapplicable and a hearing may be conducted by an Administrative Law Judge.

16. Section 203.7 is revised to read as follows:

§203.7 Withdrawal or dismissal of complaint; review of action by Assistant Regional Director.

(a) If the Assistant Regional Director determines that the complaint has not been timely filed, that a reasonable basis for the complaint has not been established, or for other appropriate reasons, he may request the complainant to withdraw the complaint, and in the absence of such withdrawal within a reasonable time, he may dismiss the complaint.

(b) If the Assistant Regional Director dismisses the complaint, he shall serve a written statement of the grounds for dismissal on the parties.

(c) The complainant may obtain a review of a dismissal of a complaint by filing a request for review with the Assistant Secretary within ten (10) days of service of such dismissal. The request for review shall be filed in accordance with the procedures set forth in §203.8 of this chapter.

(d) If the complainant and the respondent agree to enter into a settlement agreement to be approved by the Assistant Regional Director, upon approval by the Assistant Regional Director and compliance with the terms of the settlement agreement, no further action shall be taken in the case. In the event that the complaint fails or refuses to become a party to a settlement agreement offered by the respondent,
if the Assistant Regional Director in his discretion believes that the offered settlement will effectuate the policies of the order, the agreement shall be between the respondent and the Assistant Regional Director and the latter shall decline to issue a notice of hearing; Provided, however, 'That the complainant may obtain a review of the Assistant Regional Director's action by filing a request for review with the Assistant Secretary within ten (10) days of service on the complainant of the settlement agreement between the respondent and the Assistant Regional Director. The request for review shall be filed in accordance with the procedures set forth in § 202.5 (d) of this chapter. If no request for review is filed or the Assistant Secretary sustains the Assistant Regional Director's action in the event of review, upon compliance with the terms of the settlement agreement, no further action shall be taken in the case.

17. Section 203.8 is revised to read as follows:

§ 203.8 Notice of hearing.

The Assistant Regional Director may cause a notice of hearing to be issued if he finds, based on the allegations and any evidence submitted by the parties, as well as the results of any additional independent investigation by the Area Director, that there is a reasonable basis for the complaint and that no written settlement agreement has been executed; Provided, however, That a determination by the Assistant Regional Director to issue a notice of hearing shall not be subject to review by the Assistant Secretary.

18. Section 203.9 is revised to read as follows:

§ 203.9 Contents of the notice of hearing; attachments.

(a) The notice of hearing shall include:

1. A statement of the time and place of the hearing to be not less than ten (10) days after service of the notice of hearing, except in extraordinary circumstances;
2. A statement of the nature of the hearing;
3. A statement of the authority and jurisdiction under which the hearing is to be held; and
4. A reference to the particular sections of the order and regulations involved.

(b) Attached to the notice of hearing shall be a copy of the complaint.

(c) Any evidence submitted by the parties and the results of any additional independent investigation conducted by the Area Director, referred to in § 203.8 shall be furnished to the Administrative Law Judge; however, such materials will not be deemed as evidence, and any party wishing to rely upon anything contained therein must make an appropriate submission at the hearing.

19. Paragraph (a) (1) of § 203.18 is revised to read as follows:

§ 203.18 Motions.

(a) Filing of motions. (1) Motions made prior to a hearing and any response thereto shall be made in writing and filed with the Assistant Regional Director: Provided, however, That after the issuance of a notice by the Assistant Regional Director, any motion to postpone such hearing should be filed with the Chief Administrative Law Judge at least five (5) days prior to the opening of the scheduled hearing. Motions made after the hearing opens and prior to the transfer of the case to the Assistant Secretary shall be filed with the Administrative Law Judge. After the transfer of the case to the Assistant Secretary, motions and any responses thereto shall be made in writing and filed with the Assistant Secretary: Provided, however, That such prescribed sixty (60) day period for filing an application shall not begin to run unless such rejection is expressly designated in writing as a final rejection.

(b) Where a grievance does not concern questions as to the applicability of a statutory appeal procedure, an application for a decision by the Assistant Secretary as to whether or not a grievance is on a matter subject to the grievance procedure in an existing agreement, or is subject to arbitration under that agreement: Provided, however, That such prescribed sixty (60) day period for filing an application shall not begin to run unless such rejection is expressly designated in writing as a final rejection.

20. Section 205.1 is revised to read as follows:

§ 205.1 Who may file an application.

(a) An application for a decision by the Assistant Secretary concerning a question as to whether or not a grievance is on a matter subject to the grievance procedure in an existing agreement may be filed by any party to an existing agreement or any employee or group of employees within the unit covered by that agreement.

(b) An application for a decision by the Assistant Secretary concerning other questions as to whether or not a grievance is on a matter subject to the grievance procedure in an existing agreement may be filed by any party to that agreement who has filed the grievance involved or any employee or group of employees within the unit covered by that agreement who has or have filed the grievance involved.

(c) Where a grievance does not concern questions as to the applicability of a statutory appeal procedure, an application for a decision as to whether the matter is subject to arbitration under an existing agreement may be filed only by the activity or agency which has filed the grievance or by the exclusive representative, which is the party to the agreement, and which either has filed the grievance involved or is the exclusive representative of the unit employee grievant(s).

21. Section 205.2 is revised to read as follows:

§ 205.2 Action to be taken before filing an application.

(a) Where there is a dispute as to whether or not a grievance is on a matter for which a statutory appeal procedure exists, an application for a decision in this regard by the Assistant Secretary may be filed by any party to the agreement or any employee or group of employees within the unit covered by the agreement within sixty (60) days of a final rejection of the grievance on the grounds that a statutory appeal procedure exists: Provided, however, That such prescribed sixty (60) day period for filing an application shall not begin to run unless such rejection is expressly designated in writing as a final refusal.
25. Section 206.2 is revised to read as follows:

§ 206.2 Additional time after service by mail.

Whenever a party has the right or is required to do some act pursuant to these regulations within a prescribed period after service of a notice or other paper upon him and the notice of paper is served on him by mail, five (5) days shall be added to the prescribed period: Provided, however, That five (5) days shall not be added if any extension of time may have been granted.

26. Paragraph (a) of § 206.4 is revised to read as follows:

§ 206.4 Service of pleading and other papers under this chapter.

(a) Method of service. Notices of hearing, decisions, orders and papers may be served personally or by registered or certified mail or by telegraph. When service is by mail, the date of service shall be the day when the matter served is deposited in the United States mail.

27. A new section 206.7a is added to read as follows:

§ 206.7a Labor-Management Services Administration employees prohibited from producing files, records, reports, memoranda, etc.; prohibited from testifying in regard thereto.

No Assistant Regional Director, member of his staff, Area Director, Compliance Officer, or other employee of the Labor-Management Services Administration shall produce or present any files, documents, reports, memoranda, or records of the Labor-Management Services Administration or testify in behalf of any party to any cause pending under Executive Order 11491, as amended, with respect to any information, facts, or other matters coming to his knowledge in his official capacity or with respect to the contents of any files, documents, reports, memoranda, or records of the Labor-Management Services Administration without the written consent of the Assistant Secretary; provided, however, That the above shall not be applicable to proceedings brought by the Director pursuant to Part 204 of these Regulations.

(Signed at Washington, D.C. this 10th day of March 1975.

PAUL J. FASSER, JR., Assistant Secretary of Labor for Labor-Management Relations.

[FR Doc.75-570 Filed 3-12-75;8:45 am]
DEPARTMENT OF STATE
[CM-5/29]
SHIPPING COORDINATING COMMITTEE
- Subcommittee on Safety of Life at Sea

The U.S. Subcommittee on Safety of Life at Sea working group on Ship Design and Equipment will conduct an open meeting at 10 a.m. on Thursday, April 3, 1975, in Room 6340 of the Department of Transportation, 400 Seventh Street, SW, Washington, D.C.

The purpose of this meeting is to discuss the agenda for the 14th Session of the Intergovernmental Maritime Consultative Organization (IMCO) Ship Design and Equipment Subcommittee relative to: (1) safety measures for special purpose ships, including offshore drilling units, training and research vessels and offshore supply vessels, (2) shipborne barges and barge carriers, (3) draft requirements for segregated ballast tanks under 150 meters in length, and (4) basic requirements for machinery installations.

Requests for further information on the meeting should be directed to Mr. Daniel P. Sheehan of the United States Coast Guard. He may be reached by telephone on (area code 202) 426-2205.

RICHARD K. BANK, Chairman,
Shipping Coordinating Committee

March 5, 1975.

[FR Doc. 75-6598 Filed 3-12-75; 8:45 am]

DEPARTMENT OF THE TREASURY
Bureau of Alcohol, Tobacco and Firearms
ACQUISITION, TRANSFER, RECEIPT, SHIPMENT OR POSSESSION OF FIREARMS

Notice of Granting of Relief

Notice is hereby given that pursuant to 18 U.S.C., section 922(c), the following named persons have been granted relief from disabilities imposed by Federal laws with respect to the acquisition, transfer, receipt, shipment, or possession of firearms Incurred by reason of their convictions of crimes punishable by imprisonment for a term exceeding one year.

It has been established to my satisfaction that the circumstances regarding the convictions and each applicant's record and reputation are such that the applicants will not be likely to act in a manner dangerous to public safety, and that the granting of the relief will not be contrary to the public interest.


Duke, George Coburn, 5109 A-3, New Hope Road, Raleigh, North Carolina, convicted on December 13, 1972, in the Waco County Superior Court, Texas.

Glegg, Gerald E., 28 Waverly Avenue, Nashville, Tennessee, convicted on June 16, 1969, in the United States District Court, Middle District of Tennessee.

Hagood, Michael Stephen, 802 Brasco, Suite 1232, Austin, Texas, convicted on October 21, 1971, in the 167th Judicial District Court, Travis County, Texas.

Hammers, Gолод B., 6221 Clearwater Street, Los Angeles, California, convicted on February 17, 1934, in the District Court, Arapahoe County, Colorado.

Link, Leard Evander, Jr., 915 Onslow Drive, Greenfield, North Carolina, convicted on July 1, 1936, in the Guilford County Superior Court, Greensboro, North Carolina; and on June 6, 1933, in the United States District Court, Middle District of North Carolina, Greensboro Division.

Lloyd, J. B. Sr., 10827 Eli Road, Houston, Texas, convicted on February 13, 1970, in the 182nd District Court of Harris County, Texas; and on October 16, 1971, in the 174th District Court of Harris County, Texas.

McLamb, Tabbert Gerald, Route 2, Dunn, North Carolina, convicted on April 9, 1953, in the United States District Court, North Carolina.

Marshall, Edward, 637 W. Wabash, Eureka, California, convicted on October 25, 1954, in the Superior Court of Lake County, California; and on October 31, 1959, in the Circuit Court, Deschutes County, Oregon.

Mayfield, Bobby G., Route 1, Somersville, Tennessee, convicted on October 1, 1970, in the United States District Court, Western District of Tennessee.


Milton, David L., 3184 Hostetter Road, San Jaco, California, convicted on or about August 17, 1953, in the United States District Court, Northern District of California.

Pagano, Vincent R., 3333 South Alameda, 15-0, Corpus Christi, Texas, convicted on March 24, 1972, in the United States District Court for the Southern District of Texas, Corpus Christi, Divison.

Peterson, Orlando Jr., 814 Fulton Avenue, Val-Jojo, California, convicted on October 19, 1954, in the United States District Court, Northern District of California.

Pepa, Newton Henry, Box 772, Elizaville, Texas, convicted on March 3, 1951, in the Stephens County District Court, Texas.

Scurlock, Hilda L., 1320 Office Building, Broomfield, Colorado, convicted on June 18, 1959, in the District Court, Logan County, Colorado.

Thompson, Donald E., Sr., 1545 Catherine Street, Williamsport, Pennsylvania, convicted on April 16, 1935, in the Lycoming County Court, Williamsport, Pennsylvania.


Woodall, Walter E., Jr., 615 Nope Drive, Dallas, Texas, convicted on May 7, 1970, in the Criminal District Court of Dallas County, Texas.

Signed at Washington, D.C. this 3rd day of March 1975.

[FR Doc. 75-6510 Filed 3-12-75; 8:45 am]

DEPARTMENT OF DEFENSE
Department of the Air Force

USAF SCIENTIFIC ADVISORY BOARD; COMMITTEE ON GAS TURBINE TECHNOLOGY

Closed Meeting

March 6, 1975.

The Committee on Gas Turbine Technology of the USAF Scientific Advisory
Board will hold a closed meeting at
Wright-Patterson Air Force Base, Ohio.
The dates and times are as follows:
April 14, 1976, 8 a.m.–6 p.m.
April 15, 1976, 8 a.m.–12 p.m.
The meeting will be closed to the pub-
lic. The agenda will consist of classified
briefings on matters listed in 5 U.S.C.
552(b) (1) and (4) concerning the cur-
crent and planned programs of the Air
Force Aero Propulsion Laboratory.
For further information contact the
Scientific Advisory Board Secretariat on
202–697–8845.

STANLEY L. ROBERTS,
Colonel, USAF Chief, Legisla-
tive Division, Office of The
Judge Advocate General.

[FR Doc. 76–6490 Filed 3–12–76; 8:45 am]

Office of the Chief of Military History

ARMY HISTORICAL ADVISORY
COMMITTEE
Notice of Meeting
Correction
In FR Doc. 75–6036, appearing on page
10698 in the Issue for Friday, March 7,
1976, the heading should read as set
forth above.

Office of the Secretary of Defense

DEFENSE SCIENCE BOARD TASK FORCE
ON "NEW TECHNICAL ASSESSMENT"

Notice of Canceled Meeting
The meeting of the Defense Science
Board Task Force Meeting that was
scheduled for closed session on 1–2 April
1976 at the Defense Advanced Research
Projects Agency, 1400 Wilson Boulevard,
Arlington, Virginia 22209 has been can-
celled because of conflicts of schedule
among a number of the members.

MAURICE W. ROCHÉ,
Director, Correspondence and
Directives, OASD (Comptroller).

MARCH 10, 1976.

[FR Doc. 76–6699 Filed 3–12–76; 8:45 am]

DEFENSE INTELLIGENCE AGENCY

SCIENTIFIC ADVISORY COMMITTEE

Notice of Closed Meeting
Pursuant to the provisions of section
10 of Pub. L. 92–463, effective January 5,
1973, notice is hereby given that a closed
meeting of a Panel of the DIA Scientific
Advisory Committee will be held at the
Pentagon on: Wednesday, April 3, 1975.
The entire meeting commencing at
0900 hours is devoted to the discussion
of classified information as defined in
section 532(c)(1), Title 5 of the U.S.
Code and therefore will be closed to the
public. Subject matter is to continue
work on a study of specialized intelli-
gence data requirements and U.S. ability
to meet these requirements.

MAURICE W. ROCHÉ,
Director, Correspondence and
Directives OASD (Comptroller).

MARCH 10, 1976.

[FR Doc. 76–6647 Filed 3–12–76; 8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

RED LAKE BAND OF CHIPPEWA INDIANS

Plan for the Use and Distribution of Judg-
ment Funds Awarded in Docket 189
Before the Indian Claims Commission
March 6, 1975.

This notice is published in exercise of
authority delegated by the Secretary of
the Interior to the Commissioner of In-
dian Affairs by 230 DM 2.

The Act of October 19, 1973 (Pub. L.
93–134, 87 Stat. 626), requires that a plan
be prepared and submitted to Congress
for the use and distribution of funds
appropriated to pay a judgment of the
Indian Claims Commission or Court of
Claims to any Indian tribe. Funds were
appropriated by the Act of January 3,
1974 (87 Stat. 1071), in satisfaction of an
award granted to the Red Lake Band of
Chippewas Indians in Docket 189 in the
Indian Claims Commission.

March 6, 1975.

[FR Doc.76–6647 Filed 3–12–76; 8:45 am]

INTELLIGENCE
COMMITTEE

INTELLIGENCE COMMITTEE

Correction

INTELLIGENCE
COMMITTEE

OASD

FEDERAL REGISTER, VOL. 40, NO. 50—THURSDAY, MARCH 13, 1975
NOTICES

11759

T. 2 N., R. 23 E., Sec. 12, lots 10 to 15 inclusive, N1/4 SW1/4; Sec. 14, lots 9 to 12 inclusive, N1/4 SE1/4; SW1/4 SW1/4; Sec. 15, lots 10, 11, and 12, SE1/4 SE1/4.
T. 2 N., R. 24 E., Sec. 13, lot 2; Sec. 16, lots 10 and 17; Sec. 19, lots 3, 4, 12, 14, 15, 16, 18, 20, 22, 24, 25, 30; Sec. 20, lots 1, 4, 6, 7, 8, 9, 10, NE1/4 SW1/4, NW1/4 SE1/4; Sec. 21, lots 1 to 6 inclusive; Sec. 22, lots 11 to 21 inclusive, NE1/4 NE1/4, SE1/4 SE1/4, NW1/4 SE1/4; Sec. 23, lots 10 to 15 inclusive, NW1/4 SW1/4; Sec. 24, lots 6, 19, 20, 21, 22, 24, 25, 26; Sec. 25, lots 9, 10, 14, 16; Sec. 26, lots 1 to 5 inclusive, NE1/4 NE1/4, SW1/4 NW1/4; Sec. 29, lots 1, SE1/4 NE1/4, NW1/4 NW1/4; Sec. 30, NE1/4 NE1/4.
T. 2 N., R. 25 E., Sec. 16, SW1/4 SW1/4; Sec. 19, lots 3 and 4, NW1/4 NW1/4; Sec. 30, lots 7 and 8, SE1/4 SE1/4; Sec. 31, lots 1, 3, 6, 8, 9, 10, 11, 12, 13, 14, NW1/4 NE1/4, NE1/4 NW1/4, SW1/4 NW1/4.
T. 1 N., R. 25 E., Sec. 3, lots 13 to 17 inclusive, SE1/4 NW1/4, SW1/4 NW1/4; Sec. 4, SW1/4 SW1/4; Sec. 6, lots 6, NW1/4 SW1/4, SE1/4 SW1/4; Sec. 7, lots 1 and 2, NW1/4 NE1/4, N1/4 S1/2 NE1/4; Sec. 8, lots 1 to 8 inclusive, N1/4 S1/2 NE1/4; Sec. 9, lots 10 to 16 inclusive, N1/4 S1/2 NW1/4; N1/4 of lots 17 and 18; Sec. 10, lots 4 to 6 inclusive, N1/4 of lots 19 and 20; Sec. 11, lots 10 to 14 inclusive, W1/2 S1/2 NE1/4.

The lands described aggregate 4,999.62 acres.

P. L. Howard, State Director.

[FR Dec. 75-6656 Filed 3-12-75; 3:14 am]

[Wyoming 49762]

WYOMING

Notice of Application

March 5, 1975.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 165), Northern Utilities, Inc. has applied for a natural gas pipeline right-of-way across the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 33 N., R. 93 W., Secs. 17 and 18.
T. 33 N., R. 94 W., Sec. 6.
T. 33 N., R. 94 W., Secs. 10, 21, 22, 23, 24, and 25.
T. 33 N., R. 95 W., Secs. 1, 2, 10, and 11.

The pipeline will convey natural gas from the Sand Draw Field to Casper, Wyoming in Natrona County.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 470, Rawlins, WY 82301.

PHILIP C. HAMMOND,
Chief, Branch of Lands and Mineral Operations.

[FR Dec. 75-6656 Filed 3-12-75; 3:14 am]

[Wyoming 49766]

WYOMING

Notice of Application

March 6, 1975.

Notice is hereby given that, pursuant to section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 165), Colorado Interstate Corporation has applied for a right-of-way for a natural gas pipeline on the following land:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 21 N., R. 84 W., Sec. 34, SE1/4 NW1/4.

These facilities will be installed to minimize corrosion on the applicants R-S Wyo—92 and R-S Wyo II, Loop 12 natural gas pipelines in Carbon County, Wyoming.

FEDERAL REGISTER, VOL. 40, NO. 50—THURSDAY, MARCH 13, 1975
Fish and Wildlife Service
ENDANGERED SPECIES PERMIT
Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant: National Zoological Park
Smithsonian Institution
Washington, D.C. 20009

Dr. Theodore H. Reed, Director

The National Zoological Park, a bureau of the Smithsonian Institution, is a Federal agency created by Act of Congress for research, conservation, education, and exhibition purposes.

Endangered Wildlife; Subpart 17.23, 50 C.F.R. 17.23 (a) (1)-7

Enclosure 17.23 (a) (1) Species, number, age, and sex of animals: Maned Wolf, Chrysocyon brachyurus, two males, two females, preferably young adults.

17.23 (a) (2) Contract. See enclosure 17.23 (a) (2).

17.23 (a) (3) Justification. See enclosure 17.23 (a) (3).

Information required under 50 C.F.R. 17, Endangered Wildlife; Subpart C, Endangered Wildlife Importation Permits; Paragraph 17.23, Zoological, educational, scientific and propagation permits, follows:

Enclosed is the full grant proposal to the Smithsonian Research Foundation, Washington, D.C., detailing the aims and methods of the research to be conducted using Maned Wolves, Bush Dogs (Speothos venator) and Crab-eating Foxes (Dasyprocta leporina). The application has been funded. The budget for this fiscal year ($26,000), the resulted in covering the cost of developing a facility for the research and breeding program at the Conservation and Research Center, National Zoological Park, Front Royal, Virginia. The National Zoological Park is providing the remaining funds for the development of the cand facility. The National Zoological Park intends to propagate Maned Wolves indefinitely at the completion of the 3-year research grant and to make surplus specimens available to other zoological, educational, and scientific institutions.

Maned Wolves have been maintained in numerous zoological gardens with relatively poor breeding success. They are an important canid species due to their unusual adaptations, including being one of few solitary species of the family. They are in demand for exhibition and educational purposes in zoos, and the development of a long-term successful breeding program is urgently needed before specimens that are currently being maintained in captivity disappear. The proposed study will not only contribute valuable data on social tolerance, reproductive cycles, growth and parental care, but will also develop improved management procedures for the propagation of this species.

17.23 (a) (5) The specimens will be housed at the Conservation and Research Center, National Zoological Park, Front Royal, Virginia. They will not be on public exhibition.

17.23 (a) (6) The pair (1.1) currently available from Ravenston Zoological Company Ltd. have been removed from the wild (Paraguay). We are currently attempting to obtain the additional specimens from zoological parks in Brazil.

17.23 (a) (7) All Zoos which have bred or might have had surplus Maned Wolves were contacted for surplus specimens by phone or correspondence. Those include Lincoln Park Zoo, Chicago; Los Angeles Zoo; Oklahoma City Zoo; Prague Zoo; East Berlin Zoo; Zürich Zoo; Frankfurt Zoo; West Berlin Zoo; Antwerp Zoo; and Kroefold Zoo (copies of the correspondence are available upon request). No animals are available from these sources except for a single animal at Antwerp which was beyond breeding age. All Brazilian zoos currently maintaining Maned Wolves have been contacted. As yet, there have been no replies concerning the availability of specimens. We are attempting to obtain Maned Wolves from this source.

17.23 (a) (7) (1) Facilities Description. Enclosure 17.23 (a) (7) (1). Enclosed are the plans for the breeding and encounter facility at Front Royal, Virginia, which is currently under construction. Maned Wolf dens will be 11.6 x 14 feet with a concrete floor and shelf for resting. Outdoor enclosures measure a minimum of 28 x 150 feet per animal. Individuals will be visually isolated from each other both inside and outdoors and will be introduced on a regular schedule (see Enclosure 17.23 (a) (3)). During breeding pairs will have access to two full enclosures. Additional denning facilities are available in the Encounter Building.

17.23 (a) (7) (2) Technical Expertise. Drs. Debra Kleiman and John E. Eisenberg, the two principle investigators, both have extensive experience in comparative mammalian behavior and reproduction, Dr. Kleiman worked for more than three years with several species of wild canids, including Maned Wolves, Bush Dogs, Wolves,
Dated: March 7, 1975.

MARSHALL L. SHERWOOD, Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.

[FR Doc. 75-6392 Filed 3-12-75; 8:45 am]

ENDANGERED SPECIES PERMIT

Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).


Harry M. Ohlendorf, Acting Director

DEPARTMENT OF THE INTERIOR
U. S. FISH AND WILDLIFE SERVICE
FEDERAL FISH AND WILDLIFE PERMIT APPLICATION

1. APPLICANT: (name, complete address and phone number of individual, business, or corporation applying for permit)

Pauuxent Wildlife Research Center, U. S. Fish & Wildlife Service, Laurel, Maryland 20811.

2. IF APPLICANT IS AN INDIVIDUAL, COMPLETE THE FOLLOWING:

J. N. Wernher, Curator at the Con-royal Zoological Park submitted a request to Import Maned Wolves from some Brazilian zoo.

Paraguay. We also stated that we were hope-ful of obtaining a Brazilian export li-ence for these animals.

They have indicated further that another municipally owned public Brazilian Zoo is willing to supply the National Zoological Park program with a breeding pair of Maned Wolves if any problem develops with the ac-quisition of the first two mentioned pairs.

We are greatly encouraged by the cooper-ative nature of our Brazilian Zoo colleagues in establishing a meaningful behavioral and propagation study of these remarkable animals.

Please attach this letter to our original application.

Sincerely yours,

Theodore H. Rez, D.V.M.,
Director.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1612 K Street NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LEO).

ENDANGERED SPECIES ACT OF 1973

5-SC-5

5-SC-500

To receive and analyze blood samples only of up to 10 car passengers of the following threatened species to determine sex of the birds, as requested by the New Zealand Department of Internal Affairs (see attached letter).

R. W. B. Strickland, Chief, Division of Law Enforcement.

Department of the Interior, FEDERAL REGISTER, VOL. 40, NO. 50-TUESDAY, MARCH 13, 1975

Fish and Wildlife Service, Post Office Box 10185, Washington, D.C. 20036. All relevant comments received on or before April 14, 1975 will be considered.

Coyotes, and Bat-eared Foxes. She has also developed successful breeding programs for Bengal tigers, Bengal tigers, and large crocodiles, as well as several species of cavy. In 1974, she conducted both field and captive studies of behavior and reproduction in numerous mammalian groups, including several that are rare and/or endangered, e.g., the Aardvark, the Elephant, Caracas, and the Woolly Mammoth.

Copies of Allman and Wernher's resumes are enclosed (Enclosure 17-23(a) (7) (ii)).

Dr. Christina Wemmer, Curator at the Con-serve and Research Center, will collaborate on the project. He has considerable experience in the reproduction and behavior in captivity of numerous carnivores, including Polar Bears, genets, meerkats, and bat-eared foxes.

Dr. Clinton Gray and R. Mitchell Bush both nationally-known zoo veterinarians will supervise the medical care for these animals, in the form of routine pathological checks and vaccinations. Where possible, they will determine the basic physiological forms for species. The Office of Health and Pathology has an equipped clinical staff and collaborates with several other institutions, including Johns Hopkins University and George Washington University.

17-23(a) (7) (iii) The National Zoological Park is willing to participate in any cooperative breeding program and to maintain or contribute data to the Maned Wolf Stud-book.

17-23(a) (7) (iv) The Maned Wolves will be transported individually by commercial airline in wooden crates measuring 48" long x 30" wide x 24" high, lined with metal and equipped with a guillotine door at one end and a barred door at the other. The crates are reinforced with metal bands and ventilated. Food, water, and bedding will be available.

Upon arrival in Washington, D.C., the specimen will be quarantined for 4 weeks in the quarantine facilities of the Office of Health and Pathology, National Zoological Park. Transfer to the facilities described in 17-23(a) (7) (i) will be carried out after the quarantine period.
ATTACHMENT

(1) Common and scientific name: Owl parrot (Strigops habroptilus). Number: Blood samples only from up to 15 individuals. Age and Sex: Unknown.

(2) Copy of contract or agreement: Attached.

(3) Justification: Dr. Michael P. Ditter, a biologist on our staff, has developed a technique for sex determination of birds on the basis of radioimmunossay of steroid hormones. His assistance has been requested by the government of New Zealand so biologists of the Wildlife Service of New Zealand can determine the sex of several birds that they wish to relocate. The proposed relocation is considered essential by the New Zealand biologists to place the owl parrots in an environment more favorable for their survival. They currently are being adversely affected by introduced mammals, which do not occur on the island proposed as the release site. Further details are found in Dr. Merton’s letter (attached). Removal of blood samples needed for this analysis are not of a sufficiently large volume (5 ml.) that they would constitute a threat to the health of the birds, which normally weigh 1500 grams. There is not anticipated to be any adverse effects on the population of parrots.

Blood samples, of similar volume, have routinely been taken from birds much smaller than the owl parrot. The purpose for which the permit is being requested would likely reduce the severity of the threat of extinction facing the subject species because the New Zealand biologists would be able to relocate birds of known sex to a more favorable environment.

DEPARTMENT OF INTERNAL AFFAIRS,

MICHAEL P. DITTEN,
Palaezen Wildlife Research Centre.
Department of Internal Affairs.
Laurel, Maryland 20706.

Dear Dr. Ditter: New Zealand’s flightless kakapo (sometimes referred to as the night parrot or owl parrot) is on the verge of extinction. The kakapo, the very odd, sole survivor of an endemic subfamily was widespread in the South Island of New Zealand seventy years ago but its numbers declined rapidly.

A very few specimens—probably less than 12—still exist and their apparent sole remaining habitat is the isolated Milford watershed in the Fiordland National Park.

Possums, deer and chamois, whose influence appears to be intolerable to kakapo, are now colonizing even this final remnant of their original habitat and the species is declining there so that it is in imminent danger of extinction. The Department is making a last ditch effort to preserve the species by capturing three pairs (the maximum number which the Fiordland National Park Board will allow to be removed from the park) and relocating them on an island where most alien influences can be excluded.

So far two birds (sex not yet determined) have been transferred to this island. In December 1974 five more kakapo were located in Fiordland during a “search and find” expedition. These birds are still at liberty pending determination of their sex. When sexed sufficient birds will be transferred to the Marlborough Sounds Island selected for the purpose to make up three pairs on the island.

The saving of the kakapo has been accomplished highest among wildlife projects by the New Zealand Government. The project is being carried out by the Wildlife Service of New Zealand, a Government Agency.

It is imperative that we are able to differentiate between sexes so that the birds to be transferred are in fact pairs. Kakapo are not sexually dimorphic and we are unable to sex the birds with any degree of certainty. We are therefore dependent on you, who has developed a technique of sexing such birds by steroid hormones in a centripetal column, to perform a vital part of the operation, that is, to differentiate between the sexes so that pairs may be translocated.

The kakapo will not be killed or harmed in any way, indeed our object is to keep them alive at all costs.

I would stress that the kakapo is desperately near extinction, that when possums and deer move into the survivors’ sole Fiordland habitat, as they will despite our efforts to prevent them, these few birds would die if not transferred as their established trackways, an essential part of their life pattern, will be broken up and the oppsium in particular will compete successfully for their food. The almost flightless, ground nesting kakapo is extremely vulnerable to these influences. I cannot emphasize too strongly that the sexes of the survivors located must be determined and that, not having the expertise or technical knowledge in New Zealand to do this, the success of the rescue operation is greatly dependent upon your assistance in the field of sex determination.

Yours sincerely,

D. V. MERTON,
for Secretary for Internal Affairs.

February 7, 1975.

To: Director, U.S. Fish and Wildlife Service.
From: Acting Director, Patuxent Wildlife Research Center.

Subject: Endangered Species Permit.

Attention: Division of Law Enforcement.

Dr. Donald V. Merton of the New Zealand Department of Internal Affairs has requested our assistance in determining the sex of several owl parrots (Strigops habroptilus) that his Department wishes to relocate. The relocation project appears to be a valid means to enhance the status of this endangered species.

Determination of sex would be based on radioimmunoassay of steroid hormones in blood samples taken from the birds. Our request is that we be permitted to receive the blood specimens and perform the analyses as a service to the government of New Zealand, that Blood specimens would be collected by Dr. Merton and his staff. They would be shipped by air express to the Patuxent Wildlife Research Center. Dr. Merton has indicated that they wish to move the birds to another more remote island as soon as feasible.

We have contacted the USDA Animal and Plant Health Inspection Service (Dr. Hook; 436-8017) to inquire about restrictions on importation of parrot blood. Dr. Hook indicated that no difficulties were anticipated because New Zealand is not currently a Newcastle Disease problem area.

If an endangered species permit is required for the importation of these blood samples, it appears that expeditious handling of the application would enhance the chance for survival of this endangered species.

HARRY M. OHLENBORG

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service’s office in Suite 600, 1612 K Street, N.W., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in
ENDANGERED SPECIES PERMIT
Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant: Margaret Holter
Holter's MovieLand Animals
10940 Riverside Avenue
Bloomington, California 92316

I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part B of the Code of Federal Regulations and the other applicable parts in Subchapter B of Chapter 1 of Title 13, and I further certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement herein may subject me to the criminal penalties of 18 U.S.C. 1001.

Desired effective date: March 27, 1975

February 4, 1975
Margaret Holter

Three Siberian tigers for show purposes.

BRUCE E. FUSSELL,
Director,
U.S. Fish & Wildlife Service,
U.S. Department of the Interior,
Washington, D.C.

DEAN SIMS; I. Margaret Holter; 10940 Riverside Ave; Bloomington, California 92316
Phone 714-877-2827
Born 12/29/26, weight 160; Height 5'9"; brown hair and eyes; female; doing business as Holters MovieLand Animals wish to apply for a permit to transport, three Bengal tigers to Gulfstream Racing Park, Hallandal, Florida on March 27th or 28th. They will be transported by Air Lift to Miami and then taken to Hallandal. We would leave on the 30th and return by Air Lift to Bloomington, California.

The tigers would be shipped in aluminum shipping crates that are large enough to allow the cats to stand up, turn around and lie down. They would be fed the night before they arrive in Los Angeles and then be driven directly to Miami which would be normal feeding time. The cats would be watered before take off and then again and watered in Houston where there is a lay over. I will have two men traveling with the cats. Upon arrival at the race track there will be suitable stables to house the cats.

The cats will be checked by a qualified veterinarian before departure.

I hereby certify that I have read and am familiar with the regulations contained in Title 50, Part 13, of the Code of Federal Regulations and the other applicable parts in Subchapter B of Chapter 1 of Title 50, and I further certify that the information submitted in this application for a permit is complete and accurate to the best of my knowledge and belief. I understand that any false statement herein may subject me to the criminal penalties of 18 U.S.C. 1001.

Desire permit for March 27 through March 30th, 1975.

Margaret Holter,
December 18, 1974.

The cats will perform at the Gulfstream Racing Park on March 29, 1975.

Documents and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 609, 1612 K Street NW, Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), Fish and Wildlife Service, P.O. Box 19153, Washington, D.C. 20036. All relevant comments received on or before April 14, 1975 will be considered.


LOREN K. PARCKER,
Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.

[FED Doc. 75-6594 Filed 3-12-75; 8:45 am]
ENDANGERED SPECIES PERMIT
Receipt of Application

Notice is hereby given that the following application for a permit is deemed to have been received under section 10 of the Endangered Species Act of 1973 (Pub. L. 93-205).

Applicant: Inyo National Forest
2957 Birch Street
Bishop, California 93514

Everett Leonard Towle, Forest Supervisor
David P. Garber, Wildlife Biologist, Project Leader

1. ATTACHMENTS. (Name, complete address and phone number of individual, business, agency, or organization with which permit is requested)

Inyo National Forest
2957 Birch Street
Bishop, CA. 93514

ATTACHMENTS. IT CONSTITUTES PART OF THIS APPLICATION. ATTACHED IS A COPIER, DATED IN DUPLICATE STATE IN WHICH ATTACHMENTS ARE PRODUCED.

2. SPECIES OF SPECIES OF SPECIES OF WHICH PERMIT IS REQUESTED TO TRANSLATION within the present ranges (designated in the Federal Register, Vol. 40, No. 26, May 11, 1975. Document and other information submitted in connection with this application are available for public inspection during normal business hours at the Service's office in Suite 600, 1012 K Street NW., Washington, D.C.

Interested persons may comment on this application by submitting written data, views, or arguments, preferably in triplicate, to the Director (FWS/LE), Fish and Wildlife Service, Post Office Box 19183, Washington, D.C. 20036. All relevant comments received on or before April 14, 1975 will be considered.

Dated: March 7, 1975.

MARSHALL L. SHERMAN,
Acting Chief, Division of Law Enforcement, U.S. Fish and Wildlife Service.

[FR Doc. 75-6205 Filed 3-12-75; 8:45 am]
ISLAND CREEK COAL CO.

Amendment to Petition for Modification of Application of Mandatory Safety Standard

Notice is hereby given that in accordance with the provisions of section 301 (c) of the Federal Coal Mine Health and Safety Act of 1969, 30 U.S.C. 861(c) (1970), Island Creek Coal Company has filed an amended petition to modify the application of 30 CFR 75.1405 to its Bird No. 2 Mine, Conemaugh Township, Somerset County, Pennsylvania.

30 CFR 75.1405 provides:

All haulage equipment acquired by an operator of a coal mine on or after March 30, 1971, shall be equipped with automatic couplers which couple by impact and uncouple without the necessity of persons going between the ends of such equipment. All haulage equipment without automatic couplers in use in a mine on March 30, 1970, shall also be equipped within 4 years after March 30, 1970.

1. Petitioner requests approval of a coupling system whereby mine cars are regularly coupled and uncoupled into unit trips. These cars, comprising a unit trip of five (5) cars, are not regularly coupled and uncoupled. A locomotive is attached at each end of the trips while hauling coal out of a mine.

2. All trips will originate at loading points in underground workings and be taken to the outside and dumped by way of the drop bottom opening on the cars. All cars remain in the trip as one unit during dumping.

3. Each car attached to a locomotive will have a lever attached permanently to the car bumper to secure or release the coupling pin through the car bumper to secure or release coupling or uncoupling.

4. A link aligner will be permanently attached to the car to control the position of the coupling link for coupling cars. This will provide a safer operation of coupling in that there will be no necessity for employees to be in a position between the ends of the cars while coupling. The link aligner will maneuver the link and the attached rod will extend to the side of the car. The hand link aligner will only be used on the link end of the locomotive.

5. The cars which are the subject of this petition have been in operation since 1962, with a minimum of operating difficulties. These cars would have to be completely rebuilt if automatic couplers are required.

6. Supply cars used only for supply maintenance will be coupled and uncoupled by above described method.

7. The above plan was initiated and instituted on one car in order to determine its efficacy. Results of this test show that outstanding protection is afforded employees. This is indicated conclusively by the fact that no employee is required to place any part of his body between any cars when coupling or uncoupling.

James R. Richards,
Director, Office of Hearings and Appeals.

KENTLAND-ELKHORN COAL CORP.

Amendment to Petition for Modification of Application of Mandatory Safety Standard

Notice is hereby given that in accordance with the provisions of section 301 (c) of the Federal Coal Mine Health and Safety Act of 1969, 30 U.S.C. 861(c) (1970), Kentland-Elkhorn Coal Corporation has filed an amended petition to modify the application of 30 CFR 75.1405 to its Kentland No. 3 Mine, Pike County, Kentucky.

30 CFR 75.1405 provides:

All haulage equipment acquired by an operator of a coal mine on or after March 30, 1971, shall be equipped with automatic couplers which couple by impact and uncouple without the necessity of persons going between the ends of such equipment. All haulage equipment without automatic couplers in use in a mine on March 30, 1970, shall also be equipped within 4 years after March 30, 1970.

Petitioner amends its original Petition for Modification in the following manner:

Under III—Alternate Method, paragraph A shall be deleted and the following substituted in its place:

A. All cars in use at the captioned mine for transporting supplies will be fitted with a coupling lever designed so as to permit an employee to lift or drop the pin through the car bumper to secure or release a link that has been inserted from another haulage unit and to do this without the necessity of positioning himself between the units being coupled or uncoupled. If it becomes necessary in the coupling operation to position the link, this also will be done without the employee positioning himself between the units, he will effectuate this alignment by using a specially designed Hand Link Aligner Tool fastened to the end opposite the coupling lever on each car. Attached to Attachment A contains the detailed specifications for the Coupling Lever on mine cars and the Hand Link Aligners.

James R. Richards,
Director, Office of Hearings and Appeals.

KENTLAND-ELKHORN COAL CORP.

Amendment to Petition for Modification of Application of Mandatory Safety Standard

Notice is hereby given that in accordance with the provisions of section 301 (c) of the Federal Coal Mine Health and Safety Act of 1969, 30 U.S.C. 861(c) (1970), Kentland-Elkhorn Coal Corporation has filed an amended petition to modify the application of 30 CFR 75.1405 to its Kentland No. 2 Mine, Pike County, Kentucky.

30 CFR 75.1405 provides:

All haulage equipment acquired by an operator of a coal mine on or after March 30, 1971, shall be equipped with automatic couplers which couple by impact and uncouple without the necessity of persons going between the ends of such equipment. All haulage equipment without automatic couplers in use in a mine on March 30, 1970, shall also be equipped within 4 years after March 30, 1970.

Petitioner amends its original Petition for Modification in the following manner:

Under III—Alternate Method, paragraph A shall be deleted and the following substituted in its place:

A. All cars in use at the captioned mine for transporting supplies will be fitted with a coupling lever designed so as to permit an employee to lift or drop the pin through the car bumper to secure or release a link that has been inserted from another haulage unit and to do this without the necessity of positioning himself between the units being coupled or uncoupled. If it becomes necessary in the coupling operation to position the link, this also will be done without the employee positioning himself between the units, he will effectuate this alignment by using a specially designed Hand Link Aligner Tool fastened to the end opposite the coupling lever on each car. Attached to Attachment A contains the detailed specifications for the Coupling Lever on mine cars and the Hand Link Aligners.

James R. Richards,
Director, Office of Hearings and Appeals.
pin through the car bumper to secure or release a link that has been inserted from another haulage unit and to do this without the necessity coupled. If it becomes necessary to do this, the employee without the necessity coupl

**NOTICES**

Under III—Alternate Method, paragraph A shall be deleted and the following substituted in its place.

A. All cars in use at the captioned mine for transporting supplies will be fitted with a coupling lever designed so as to permit an employee to lift or drop the pin through the car bumper to secure or release a link that has been inserted from another haulage unit and to do this without the necessity of positioning himself between the units, he will effectuate this alignment by using a specially designed Hand Link Aligner Tool fastened to the end opposite the coupler on each car. (Amended Attachment A contains the detailed specifications for the Coupling Lever on mine cars and the Hand Link Aligner.)

Under III—Alternate Method, paragraph B, subparagraph (3) shall be deleted and the following substituted in its place:

This instruction of all employees will again be repeated at annual intervals in compliance with the 1974 National Bituminous Coal Wage Agreement. Employees absent from work will be reinstalled after they return to work.

Attachment A shall be deleted in its entirety and Amended Attachment A shall be substituted in its place.

Persons interested in this petition may request a hearing on the petition or furnish comments on or before April 14, 1975. Such requests or comments must be filed with the Office of Hearings and Appeals, Hearings Division, U.S. Department of the Interior, 4015 Wilson Boulevard, Arlington, Virginia 22203. Copies of the petition are available for inspection at that address.

**JAMES R. RICHARDS,**

Director, Office of Hearings and Appeals.

March 6, 1975.

[FR Doc. 75-8597 Filed 3-12-75; 8:45 am]

[Docket No. M 75-14]

KENTLAND-ELKHORN COAL CORP.

Amendment to Petition for Modification of Application of Mandatory Safety Standard 1

Notice is hereby given that in accordance with the provisions of section 301 (c) of the Federal Coal Mine Health and Safety Act of 1969, 30 U.S.C. 861(c) (1969), Kentland-Elkhorn Coal Corporation has filed an amended petition to modify the application of 30 CFR 75.1405 to its Feds Creek No. 1 Mine, Pike County, Kentucky.

30 CFR 75.1405 provides:

All haulage equipment acquired by an operator of a coal mine on or after March 30, 1970, shall be equipped with automatic couplers which couple by impact and uncouple without the necessity of persons going between the ends of such equipment. All haulage equipment without automatic couplers in use in a mine on March 30, 1970, shall also be so equipped within 4 years after March 30, 1970.

Petitioner amends its original Petition for Modification in the following manner:

1. The amended attachment will be available for inspection at the address mentioned in the last paragraph of the notice.

2. The original petition appeared in 30 FR 35900 on October 1, 1974.

Petitioner amends its original Petition for Modification in the following manner:

(1) In its mines Petitioner uses one-ton capacity wood-rail cars which are four feet wide, seven feet long and twenty-four inches high. These cars are powered by a battery-powered three-ton locomotive. The cars are used on a day-to-day basis to transport coal from the Petitioner's mines to the surface. The amount of coal that is extracted from these mines per day averages thirty tons, and the Petitioner employs four persons in the operation of these mines.

(2) The area in which these cars travel, in which the employees work, ranges in height from a minimum of three and one-half (3\(\frac{1}{2}\)) feet to a maximum of six (6) feet, and all places where the cars operate are at least fourteen (14) feet wide.

(3) The terrain where the rail track is laid is characterized by undulations. Attempts to devise an automatic coupler for the cars operating in such terrain have proved impractical since the automatic coupler would not allow a great deal of vertical play. The problem arises when a car goes over a rise then down a sharp descent with the hook remaining at a level position on the top of a rise. Therefore, some means of allowing the coupling to adjust to the great variance of vertical levels is required.

(4) Petitioner has found it practical to devise a coupler whereby one car is equipped with a protruding hook device, and the adjoining car is equipped with a chain link and a large ring which is placed over the hook. On such sharp declines, the chain link and ring allows the decelerating car to maintain its course while the trailing car is able to maintain a level position before also descending. This method allows enough play in the coupler to permit both cars to remain on the tracks.

(5) The use of an automatic coupler in the foregoing situation would not necessarily insure safety to the employees who are working with these cars. As stated above, there is enough room for the employees for an employee to stand beside the rails and effect the coupling of these cars without actually standing between the two cars. Also, all cars are in a stationary position during coupling.

(6) Petitioner feels that an alternative method of effecting this coupling without the use of an automatic coupling device can be accomplished by a simple devise which does not require the presence of persons in the passage ways for an employee to stand beside the rails and effect the coupling of these cars without actually standing between the two cars. Also, all cars are in a stationary position during coupling.

Petitioner requests that the Coupling Lever is laid is characterized with the provisions of section 301 (c) of the Federal Coal Mine Health and Safety Act of 1969, 30 U.S.C. 861(c) (1970), Orange & Campbell Coal Company has filed a petition to modify the application of 30 CFR 75.1405 to its No. 2 Mine, Tracy City, Tennessee.

30 CFR 75.1405 provides:

All haulage equipment acquired by an operator of a coal mine on or after March 30, 1971, shall be equipped with automatic couplers which couple by impact and uncouple without the necessity of persons going between the ends of such equipment. All haulage equipment without automatic couplers in use in a mine on March 30, 1970, shall also be so equipped within 4 years after March 30, 1970.

In support of its petition, Petitioner makes the following request:

**ORANGE & CAMPBELL COAL CO.**

Petition for Modification of Application of Mandatory Safety Standard

Notice is hereby given that in accordance with the provisions of section 301 (c) of the Federal Coal Mine Health and Safety Act of 1969, 30 U.S.C. 861(c) (1970), Orange & Campbell Coal Company has filed a petition to modify the application of 30 CFR 75.1405 to its No. 2 Mine, Tracy City, Tennessee.

30 CFR 75.1405 provides:

All haulage equipment acquired by an operator of a coal mine on or after March 30, 1971, shall be equipped with automatic couplers which couple by impact and uncouple without the necessity of persons going between the ends of such equipment. All haulage equipment without automatic couplers in use in a mine on March 30, 1970, shall also be so equipped within 4 years after March 30, 1970.

In support of its petition, Petitioner makes the following request:

1. The amended attachment will be available for inspection at the address mentioned in the last paragraph of the notice.

2. The original petition appeared in 30 FR 35900 on October 1, 1974.

Federal Register, Vol. 40, No. 50—Thursday, March 13, 1975
would provide more than one foot of clearance for the employee to maneuver the coupling device. To couple the cars, the employee would merely stand on the adjoining cars and with the same means, reach in and place the metal ring over the hook on the adjoining car. The employee would at no time be endangered, but all times be standing to the side or on the outside of the cars and the rail.

(7) Petitioner feels that the alternate method stated above will at all times guarantee the same measure of protection afforded the miners by the mandatory standard heretofore required.

Persons interested in this petition may request a hearing on the petition or furnish comments on or before April 14, 1975. Such requests or comments must be filed with the Office of Hearings and Appeals. Hearings Division, U.S. Department of the Interior, 4015 Wilson Boulevard, Arlington, Virginia 22203.Copies of the petition are available for Inspection at that address.

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

MARCH 6, 1975.

[F.R. Doc.75-6574 Filed 3-12-75; 8:45 am]

National Park Service

BENT'S OLD FORT NATIONAL HISTORIC SITE, COLO.

Public Meeting

Notice is hereby given that a public meeting will be held beginning at 7:30 p.m. on April 10, 1975, in the Student Center Lounge of Otero Junior College in La Junta, Colorado, for the purpose of receiving comments and suggestions on the Master Plan/Interpretive Prospectus/Development Concept Plan and the Environmental Assessment for planning and implementation of management and development policies for Bent's Old Fort National Historic Site. A master plan identifies and evaluates management alternatives taking into consideration social, economic, historic, cultural and other resource values at Bent's Old Fort.

A copy of the Master Plan/Interpretive Prospectus/Development Concept Plan and the Environmental Assessment may be obtained or is available for review at Bent's Old Fort National Historic Site, Post Office Box 81555, or at the Rocky Mountain Regional Office, National Park Service, 655 Par fet Street, Post Office Box 25067, Denver, Colorado 80225.

Interested individuals, representatives of organizations and public officials are invited to express their views in person or by written comments or by telephone in the subsequent public meeting.

They should notify the Superintendent, Bent's Old Fort National Historic Site by April 9 of their desire to appear. Those not wishing to appear in person may submit written statements on the plans and assessment to the Superintendent for inclusion in the official record, which will be held open until April 28, 1975.

The meeting will be held open until April 9, 1975, for the purpose of receiving comments and suggestions on the plans and assessment to the Superintendent for inclusion in the official record, which will be held open until April 28, 1975.

Time limitations may make it necessary to limit the length of oral presentations and to restrict to one person the presentation made in behalf of an organization. An oral statement may, however, be supplemented by a complete written statement submitted to the Superintendent at the time of the oral statement.

Written statements presented in person at the meeting will be considered for inclusion in the meeting record. To the extent that time is available after presentation of oral statements by those who have given the required advance notice, the Superintendent will give others present an opportunity to be heard.

After an explanation of the proposal by a representative of the National Park Service, the Superintendent, Insofar as possible, will adhere to the following order in calling for the presentation of oral statements:

(1) Governor of the State or his representative.
(2) Members of Congress.
(3) Members of the State Legislature.
(4) Official representative of the counties in which the area is located.
(5) Officials of other Federal Agencies or public bodies.
(6) Organizations in alphabetical order.
(7) Individuals in alphabetical order.
(8) Others not giving advance notice, to the extent there is remaining time.


LYNN H. THOMPSON, Regional Director, Rocky Mountain Region.

[F.R. Doc.75-6629 Filed 3-12-75; 8:45 am]

GATEWAY NATIONAL RECREATION AREA ADVISORY COMMISSION

Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act, that a meeting of the Gateway National Recreation Area Advisory Commission will be held at 10:00 a.m., e.s.t. on April 10, 1975 at Federal Hall N.M., 26 Wall Street, New York, New York.

The Commission was established by Pub. L. 92-592 to meet and consult with the Secretary of the Interior on general policies and specific matters relating to the development of Gateway National Recreation Area. The purpose of the Commission is to provide for the free exchange of ideas between the National Park Service and the public, and to facilitate the solicitation of advice or other counsel from members of the public on problems and programs pertinent to the Gateway National Recreation Area.


JIM D. WAGNER, Regional Director, North Atlantic Region.

[F.R. Doc.75-6637 Filed 3-12-75; 8:45 am]

INDEPENDENCE NATIONAL HISTORICAL PARK ADVISORY COMMISSION

Meeting

Notice is hereby given in accordance with the Federal Advisory Committee Act that a meeting of the Independence National Historical Park Advisory Commission will be held at 10:30 a.m. on April 3, 1975, at 313 Walnut Street, Philadelphia, Pennsylvania.

The Commission was established by Pub. L. 89-765 to render advice on such matters relating to the park as may from time to time be referred to them for consideration.
The members of the Commission are as follows:
Mr. Arthur C. Kaufmann (Chairman)
Mr. John P. McConnell
Hon. Michael J. Bradley
Hon. James A. Byrne
Mr. Filando B. Standly
Mr. Frank O. Mapign
Mr. John B. O'Han
Mr. Howard D. Rosen
Mr. Charles B. Ryan

The matters to be considered at this meeting include:
1. Closing of Chestnut Street.
2. Discussion of Operating Deficiencies.
5. Superintendent's Budget Report.
33. Superintendent's Recreational Report.
34. Superintendent's Scientific Report.
35. Superintendent's Technological Report.
37. Superintendent's Legal Report.
38. Superintendent's Political Report.
41. Superintendent's Recreational Report.
42. Superintendent's Scientific Report.
43. Superintendent's Technological Report.
44. Superintendent's Economic Report.
45. Superintendent's Legal Report.
46. Superintendent's Political Report.
47. Superintendent's Religious Report.
49. Superintendent's Recreational Report.
51. Superintendent's Technological Report.
52. Superintendent's Economic Report.
53. Superintendent's Legal Report.
54. Superintendent's Political Report.
57. Superintendent's Recreational Report.
60. Superintendent's Economic Report.
61. Superintendent's Legal Report.
64. Superintendent's Educational Report.
69. Superintendent's Legal Report.
70. Superintendent's Political Report.
Pursuant to section 26 of the United States Warehouse Act (7 U.S.C. 266), notice is hereby given as follows: As of December 31, 1974, the following warehouses and warehousemen were licensed and bonded under the United States Warehouse Act (7 U.S.C. 241 et seq.) superseding the list published in the Federal Register of February 28, 1974 (39 FR 7499).

Cotton
A. For the storage of cotton:

ALABAMA
Town, Warehouse, and Warehouseman

Atmore; Farmers and Merchants Warehouse; Dan. A. Currie, Jack A. Currie and J. Floyd Currie, copartners, trading as Atmore Milling and Storage Company.

Attalla; North Alabama Warehouse; North Alabama Warehouse Company.

Belle Mina; South Limestone Cooperative Warehouse; South Limestone Cooperative.

Birmingham; Gulf Atlantic Warehouse; Gulf Atlantic Distribution Services, (division of Anderson, Clayton & Co.).

Bryant's; Bradley Bonded Warehouse; Bradley, Bonded Warehouse, Inc.

Decatur; State Bonded Warehouse; State Bonded Warehouse & Storage Company.

Decatur; Union Service Industries, Inc.

Geraldine; Geraldine Warehouse; Geraldine Warehouse and Storage Company, Inc.

Guntersville; Guntersville Warehouse & Storage Co.; J. H. Alford, an individual, trading as Alford Cotton Company.

Haleyville; Haleyville Cotton Warehouse; Haleyville Mill and Gin Company.

Huntsville; Cummings Bonded Warehouse, Cummings Bonded Warehouse, Inc.

Montgomery; Gulf Atlantic Warehouse; Gulf Atlantic Distribution Services, (division of Anderson, Clayton & Co.).

Panola; Panola Bonded Warehouse; E. A. Parker, and Marie Walker Parker and W. G. Parker, Jr., executrix and executor of the Trust Estate of W. O. Parker, deceased, trading as Panola Bonded Warehouse.

Scottsboro; Gladish Bonded Warehouse; W. L. Gladish, Jr.

Selma; Dallas Bonded Warehouse; Dallas Company.

Selma; Selma Compress Warehouse; Selma Compress and Loan Company.

Spaycagua; Spaycagua Bonded Warehouse; Parker Fertilizer Company, Incorporated.

ARIZONA
Phoenix; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Piceo; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Yuma; Federal Compress Warehouse; Federal Compress & Warehouse Company.

ARKANSAS

Blytheville; Blytheville Compress Warehouse; Blytheville Compress & Warehouse Company.

Blytheville; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Bradley; Bradley Bonded Warehouse; Bradley, Bonded Warehouse, Inc.

Brinkley; Southern Compress Warehouse; Southern Compress Company.

Clarendon; Clarendon Warehouse; Southern Compress Company.

Cotton Plant; Cotton Plant Warehouse; Cotton Plant Warehouse.

Dardanelle; Dardanelle Compress Warehouse; Planters Company.

Dell; Dell Compress Warehouse; Dell Compress Company of Dell, Arkansas.

Dumas; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Eureka; Federal Compress Warehouse; Federal Compress & Warehouse Company.


Fort Smith; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Fridley; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Helena; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Helena; Helena Compress Warehouse; Helena Compress Company.

Jonesboro; Jonesboro Compress Warehouse; Jonesboro Compress Warehouse.

Leland; Arkansas Compress Company, Inc.

Lonoke; Lonoke Compress Warehouse; Lonoke Compress Warehouse, Inc.

Marina; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Marked Tree; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Marked Tree; Bittick Cotton Warehouse; Bittick Cotton, a division of L. Bittick & Company.

Marvell; Federal Compress Warehouse; Federal Compress & Warehouse Company.

McGehee; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Newport; Federal Compress Warehouse; Federal Compress & Warehouse Company.

North Little Rock; Southern Compress Warehouse; Southern Compress Warehouse.

Pine Bluff; Federal Compress Warehouse; Federal Compress & Warehouse Company.

Portland; Portland Compress Warehouse; Portland Compress Company.

Sparman; P. H. Taylor Cotton Warehouse; B. W. Truett.

Trumann; Federal Compress Warehouse; Federal Compress & Warehouse Company.

West Memphis; Planters Compress Warehouse; Planters Compress Company, Inc.

Wynne; Federal Compress Warehouse; Federal Compress & Warehouse Company.

GEORGIA

Augusta; Georgia-Carolina Warehouse; Georgia-Carolina Warehouse & Compress Company.


Bartow; Bryant's Bonded Warehouse; Bryant's Incorporated.

Blakely; Farmers Warehouse; The Maddox Corporation.

Camilla; Camilla Cotton Oil Company Bonded Warehouse; Camilla Cotton Oil Company.

Camilla; Walker Gin Bonded Warehouse; J. E. Davis.

Cochran; Cochran Bonded Warehouse; William Carter Lamson.

Columbus; Ray Street Bonded Warehouse; Fieldscore Mills, Inc.

Columbus; V. G. Bradley Co. Warehouse; W. G. Bradley Co.

Cordele; Harris and McCutchen Bonded Warehouse; Harris and McCutchen, Inc.

Cordele; McCoy Bonded Warehouse; McCoy Gin and Warehouse Company.

Cordele; Nesbitt Bonded Warehouse; Nesbitt Bonded Warehouse, Inc.

Cuthbert; Walker & Daniel Bonded Warehouse; N. M. Walker and G. W. Daniel, copartners, trading as Walker & Daniel.

Decatur; Evans Compress Bonded Warehouse; Evans Compress Warehouse.

Decatur; Farmers Warehouse; Johnson and Sweets, Inc.

Dublin; Lovett and Brinson Bonded Warehouse; Lovett and Brinson, Incorporated.


Finger; Farmers Warehouse; Mrs. E. E. Chappell, Roy James Chappell and John W. Chappell, Executors of the Last Will and Testament of Warthen T. Chappell, deceased, and the First National Bank and Trust Company in Macon, and Gladys Combs Hagan, as Executors of the Last Will and Testament of Robert L. Hagan deceased, partners, respectively.

Gordon; Gordon Compress Warehouse; Gordon Compress Company.

Huntsville; Huntsville Warehouse; Huntsville Warehouse Company.

Huntsville; Madison Bonded Warehouse; Madison Bonded Warehouse, Inc.

Huntsville; Planters Warehouse; Planters Warehouse and Loan Company.

McCoolough; McCoolough Bonded Warehouse; Frank F. Currie.

Mobile; Alabama State Decks Bonded Warehouse; Alabama State Decks Department.

Montgomery; Gulf Atlantic Warehouse; Gulf Atlantic Distribution Services, (division of Anderson, Clayton & Co.).

Panola; Panola Bonded Warehouse; E. A. Parker, and Marie Walker Parker and W. G. Parker, Jr., executrix and executor of the Trust Estate of W. O. Parker, deceased, trading as Panola Bonded Warehouse.

Fresno; Fresno Warehouse; Bayview Warehouse Company (California Compress Division).

Arlington; Ward's Bonded Warehouse; Mrs. Coral Gin and Warehouse Company.

Atlanta; Gulf Atlantic Warehouse; Gulf Atlantic Distribution Services, (division of Anderson, Clayton & Co.).
### Notices

#### North Carolina

- Smithfield; Cotton Growers Warehouse; Warehouse Superintendent of the State of North Carolina.
- St. Paul’s McCall Cotton Warehouses; Warehouse Superintendent of the State of North Carolina.
- Tarboro; Edgecombe Bonded Warehouse; Warehouse Superintendent of the State of North Carolina.
- Wagram; Farmers Bonded Warehouse; John H. Hager, Inc.
- Wake Forest; Wake Bonded Warehouse; Warehouse Superintendent of the State of North Carolina.
- Weldon; Cotton Growers Warehouse; Warehouse Superintendent of the State of North Carolina.
- Wilson; Wilson Bonded Warehouse; Warehouse Superintendent of the State of North Carolina.

#### South Carolina

- Anderson; Appleton Warehouse; The Black Hawk Corporation.
- Anderson; The Standard Warehouse; Standard Corporation.
- Bennettsville; Bennettsville Warehouse; The Standard Warehouse.
- Blytheville; Blytheville Warehouse; Blytheville Warehouse Inc.
- Bishopville; Farmers Bonded Warehouse; Wiley B. King.
- Bishopville; King & Jordan Bonded Warehouse; W. Brent King and B. P. Jordan, copartners trading as King and Jordan Bonded Warehouse.
- Gills; Gills Bonded Warehouse; B. H. Martin.

#### Georgia

- Columbus; Palmetto Compress Warehouse; Palmetto Compress and Warehouse Company.
- Columbia; The Standard Warehouse; Standard Corporation.
- Edgefield; Hart Bonded Warehouse; John Rainesford, Jr.

#### Tennessee

- Brownsville; Federal Compress Warehouse; Federal Compress & Warehouse Company.
- Conrington; Federal Compress & Warehouse Company.
- Dyersburg; Federal Compress Warehouse; Federal Compress & Warehouse Company.
- Five Points; Hammond Bonded Warehouse; Laura Mae Hammond.
- Henderson; Henderson Compress Warehouse; Henderson Compress Company, Inc.
- Jackson; Federal Compress Warehouse; Federal Compress & Warehouse Company.
- Kingsport; Bonden Warehouse; The Black Hawk Corporation.

#### Mississippi

- Lawrenceburg; Gladish Bonded Warehouse; Martha E. Gladish.

#### Texas

- Abilene; Abilene Cotton Warehouse; National-Western Compress & Warehouse Co.
- Brownsville; Brownsville Compress Warehouse; National Diversified Co. T/A Ballinger Compress & Warehouse Co.
- Bryan; Bryan Compress Warehouse; Hearne Cotton Compress Company, Inc.
- Cameron; Cameron Compress Warehouse;
- Central Texas Compress Company;
- Corsicana; Corsicana Compress Warehouse;
- Rapides; Rapides Compress & Warehouse Company.

#### California

- Smithe; Smithe Compress & Warehouse Co.'s Warehouse; Esnita Compress & Warehouse Co.; Fort Stockton; Comanche Warehouse; Co- manche Warehouse, Inc.

#### North Dakota

- Pembroke; Pembroke Bonded Warehouse; Maxton Cotton Company, Incorporated.
- Pembroke; Pembroke Bonded Warehouse; Maxton Cotton Company, Incorporated.
- Pembroke; Pembroke Bonded Warehouse; Maxton Cotton Company, Incorporated.

#### Massachusetts

- New Bedford; New Bedford Bonded Warehouse; New Bedford Bonded Warehouse, Incorporated.
- New Bedford; New Bedford Bonded Warehouse; New Bedford Bonded Warehouse, Incorporated.
- New Bedford; New Bedford Bonded Warehouse; New Bedford Bonded Warehouse, Incorporated.

#### Maryland

NOTICES

Grain

B. For the storage of grain:

ALABAMA

Town, Warehouse, and Warehouseman

Decatur; AFC Grain Elevator; AFC Marketing Service, Inc.

Decatur; Gold Plast Soy Plant; Gold Plast, Inc.

Guntersville; Cargill Guntersville Elevator; Cargill, Incorporated.

ARKANSAS

Altheimer; Altheimer Grain Warehouse; The Arkansas Rice Growers Cooperative Association.

Augusta; Lockhart-Thompson Elevator; Murray L. Lockhart, d/b/a Murray L. Lockhart Warehouse Co.

Blackwell; P.O. Missouri; Blackwell Grain Warehouse; Riceland Foods, Inc.

Blytheville; Farmers Grain Elevator; Farmers Soybean Corporation.

Bradford; White County Grain Warehouse; RiceLand Foods, Inc.

Briscoe; Brinkley; Brinkley Warehouse; Riviana Foods, Inc.

Carlisle; Carlisle Warehouse; Riviana Foods, Inc.

Corning; Corning Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Dardanelle; Keenan Grain Elevator; Robert Keenan, d/b/a Keenan Grain Elevator.

DePlains; DePlains Grain Warehouse; The Arkansas Rice Growers Cooperative Association.

DePott; Lepheiw Seed Elevator; Lepheiw Seed Company.

Dyers; Dyer Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Englewood; Englewood Grain Warehouse; The Arkansas Rice Growers Cooperative Association.

England; Federal Drier; Federal Drier and Storage Company.

Eudora; Eudora Grain Warehouse; The Arkansas Rice Growers Cooperative Association.

Eudora; Eudora Farmers Elevator; Pioneer Food Industries, Inc.

Exalas (P.O. Wilson); Delta Products Warehouse; Delta Products Company.

Fair Oaks; Fair Oaks Elevator; The Arkansas Rice Growers Cooperative Association.

Fair Oaks; Pioneer Fair Oaks Elevator; Pioneer Food Industries, Inc.

Gibson Switch (P.O. Jonesboro); Craighead Rice Milling Company's Warehouse; Grain Company.

Gillett; Gillett Grain Warehouse; The Arkansas Rice Growers Cooperative Association.

Hazen; Hazen Seed Company Elevator; Bogard Seed Company.

Hazen; Hazen Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Helena; Helena Cotton Oil Company's Warehouse; Helena Cotton Oil Company.

Helena; Helena Grain Warehouse; RiceLand Foods, Inc.

Helena; Helena Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Hickory Ridge; Hickory Ridge Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Holly Grove; Holly Grove Grain Warehouse; The Arkansas Rice Growers Cooperative Association.

Indiana Switch (P.O. Devitt); Dixie Dryer Elevator; Pioneer Food Industries, Inc.

Jonesboro; Nettleton Gin and Elevator; Nettleton Gin and Elevator Company.

Lonoke; Lonoke Rice Warehouse; The Arkansas Rice Growers Cooperative Association.


McGehee; McGehee Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Mcllwain; Mcllwain Grain Warehouse; The Arkansas Rice Growers Cooperative Association.

Morrilton; Stalls Brothers Elevator; Joe M. Stalls and Aland E. Stalls, copartners doing business as Stalls Brothers Feed Mills.

Necham (P.O. Jonesboro); Kiech-Crafton Elevator; Kiech-Crafton Elevator Company.

Oceana; Oceana Products Warehouse; Oceana Products Company.

Parkins; East Arkansas Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Patterson; MAC Warehouse Company; G. L. Morris, trading as MAC Warehouse Company.

Penju (P.O. Hughes); Hughes Granary Elevator; Hughes Granary Elevator.

Pine Bluff; Pioneer Pine Bluff Elevator; Pioneer Food Industries, Inc.

Proctor; Proctor Elevator; Crltco Grain Company.

Rector; Graves-Parminter Elevator; Graves-Parminter, Inc.

Stuttgart; Acme Warehouse; Riviana Foods, Inc.

Stuttgart; Bogard Elevator; Bogard Grain and Seed Company, Inc.

Stuttgart; Harts Elevator; Jacob Harts Seed Co., Inc.

Stuttgart; Producers Warehouse; Producers Rice Mill, Inc.

Stuttgart; Stuttgart Grain Warehouse, RiceLand Foods, Inc.

Stuttgart; Stuttgart Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Tico; Tico Elevator; Tico Drier and Storage Company.

Van Buren; Van Buren Soybean Processing Plant; Farmland Industries, Inc.

Waldenburg; Waldenburg Warehouse; Riviana Foods, Inc.

Weinert; Weinert Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Wheatley; Wheatley Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Wilnot; Pioneer Wilnot Elevator; Pioneer Food Industries, Inc.

Wynne; Gibbs-Griner Rice Dryer, Division of Farmers' Rice Mill, Inc.; Farmers' Rice Mill, Inc.

CALIFORNIA

Arbuckle; Arbuckle Grain Elevator; Thomas Megyer, d/b/a Farmers Grain Elevator, Arbuckle; Strain Ranches Warehouse; Strain Ranches, Inc.

Berenda; Valley Grain Drier Warehouse; Valley Grain Drier, Inc.

California Rice Growers Association Warehouse; Rice-Growers Association of California.

Cudora Station; Glenn Growers Warehouse; Glenn Growers.

Colton; Producers Elevator; Producers Grain Corporation.

Colusa; Torhel Farms Warehouse; Torhel Farms Drier & Storage Co.

Concor; Salyer Grain & Milling Company; Salyer Grain & Milling Company.

East Los Angeles; Pillsbury-Globie Elevator; The Pillsbury Company.

Fresno; French and Continental Elevator; Continental Grain Company.

Giddings; Giddley Warehouse; Giddley Warehouses.

Grimes; Sacramento River Warehouse Co.; Delta Lines, Inc.

Hershey Station; County Line Warehouse; Robert D. Youngmark, D/B/A County Line Warehouse.

Imperial; Southwest Marketing Corporation Warehouse; Southwest Marketing Corporation.

Knights Landing; Butler Basin Growers' Cooperative Warehouse; Butler Basin Growers' Cooperative.

Knights Landing; Tandall Yard Warehouse; Tandall Warehouses Company, Inc., Lemoore; Continental Elevator, Continental Grain Company.

Long Beach; Koppel Bulk Terminal; Koppel, Inc.

Mazwill; Colusa-Glenn Drier Company Warehouse; Colusa-Glenn Drier Company.

Rice Station (P.O. Williams); Rice Growers Association Warehouse; Rice-Growers Association of California.

Sacramento; Continental Elevator; Continental Elevator, Continental Grain Company.

San Francisco; Port of San Francisco Grain Terminal; Stockton Elevators.

South Dos Palos; Farmers' Rice Cooperative Warehouse; Farmers' Rice Cooperative.

Stegeman Station; Farmers' Rice Cooperative Warehouse; Farmers' Rice Cooperative.

Stockton; Stockton Elevator; Stockton Elevators.

Sutter; SI and Dry Warehouse; SI and Dry Warehouse, Inc.

West Sacramento; California Dehydrating Co. Warehouse; California Dehydrating Co.

West Sacramento; Farmers' Rice Cooperative Warehouse; Farmers' Rice Cooperative.

Willows; Farmers' Rice Cooperative Warehouse; Farmers' Rice Cooperative.

Woodland; Woodland Warehouse; Kern Ice, Brown, doing business as Kern Ice, Brown.

WOODLAND, CALIFORNIA

Burlington; Burlington Grain Elevator; Burlington Grain Elevator, Inc.
NOTICES

11773

Byers; Farmers Marketing Elevator; Farmers Marketing Association.
Camp; Stanford Elevator; Van Stafford.
Commerce City; Fax-Mar-Co Denver Eleva-
tor, Fax-Mar-Co Denver Elevator.
Denver; Cargill Denver Elevator; Cargill,
Incorporated.
Dent; Farmers Marketing Association Eleva-
tor; Farmers Marketing Association.
Flagler; Flagler Equity Elevator; The
Flagler Equity Co-Operative Company.
Holly; Southeastern Colorado Co-op Eleva-
tor; Southeastern Colorado Co-op Eleva-
tor; South Eastern Colorado Coop.
Holroyd; Holroyd Cooperative Elevator;
Holroyd Cooperative Elevator.
Hyde (P.O. Otto); Farmers Elevator;
The Yuma Farmers Milling-Mercantile Co-Op-
erative Co. of Yuma, Colorado.
Lamar; Southeastern Colorado Co-op Ele-
vator; South Eastern Colorado Coop.
Oto; Washington County Grain Company,
Division Elevator; Rikel, Inc.
Peetz; Farmers Co-op. Elevator; The Peetz
Farmers Co-operative Company.
Roggen; Roggen Farmers’ Elevator; Rog-
gen Farmer’s Elevator Association.
Seibert; Co-op Elevator; The Seibert
Equity Cooperative Association.
Springfield; Co-op Elevator; The Spring-
field Cooperative Sales Company.
Stratton; Co-op Elevator; The Stratton
Equity Cooperative Company.
Villas; Villas Elevator; Villas Grain Com-
pany.
Watts; Watskin Elevator; Watskin Ele-
vator, Inc.
Wray; Farmers Union Elevator; The Far-
ners Union Cooperative Elevator Company.
Yellow Jacket; Yellow Jacket Coop;
Southwest Colorado Bean Producers, Inc.
Yuma; Yuma Elevator; The Yuma Far-
ners Milling-Mercantile Co-operative Com-
pany of Yuma, Colorado.

FLORIDA

Live Oak; Gold Kist Grain Elevator; Gold
Kist, Inc.

GA

Gainesville; Cargill Gainesville Elevator;
Cargill, Incorporated.
Macon; Central Cotton Oil; Central Cotton
Oil Company.

IA

American Falls; Power County Grain Grow-
ers Warehouse; Power County Grain Grow-
ers, Inc.
Bascroft; Grain Growers Warehouse;
Ban-
quoit Grain Growers, Inc.
Cottonwood; Latah County Grain Grow-
ers Warehouse; Lewiston Grain Growers, Inc.
Creighton; Lewiston Grain Growers Ware-
house; Lewiston Grain Growers, Inc.
Dorr; Downey Grain Growers Warehouse;
Downey Grain Growers, Inc.
Diamond; Diamond Grain Growers Ware-
house; Diamond Grain Growers, Inc.
Fairfield; Grain Growers Warehouse;
Cama-
mas Frairie Grain Growers, Inc.
Greco; Gem Valley Grain Growers Warehouse;
Gem Valley Grain Growers, Inc.
Grangerville; Union Warehouse & Supply
Company; Warehouse, Union Warehouse &
Supply Co.
Greco; Neperos Rochdale Warehouse;
Nep-
ero Rochdale Elevator; Neperos Rochdale
Co.
Jeromes; Marshall Warehouse; Marshall
Warehouses, Inc.
Kendrick; Christian Grain Growers Ware-
house; Lewiston Grain Growers, Inc.
Kennedy Ford; Latah County Grain Grow-
ers Warehouse; Latah County Grain Grow-
ers, Inc.
Leominster; Leominster Grain Growers Ware-
house; Lewiston Grain Growers, Inc.
McCammon; Camas Frairie Grain Growers
Warehouse; Farmers Grain Cooperative.
Miloah; Grain Growers Warehouse; Oneida
County Grain Growers, Inc.
Moorland; Shields of Blackfoot Warehouse;
Shields of Blackfoot Co.
Moscox; Dumas Seed Company Warehouse;
Dumas Seed Company, Inc.
Neeperos; Neperos Rochdale Warehouse;
Neperos Rochdale Company.
Neperos; Neperos Storage Co.; Nepero
Storage Co.
Brite; Grain Growers Warehouse; Idaho
Grain and Feed Cooperative, Inc.
Ohio Springs; Idaho Growers Warehouse;
Farmers Grain Cooperative.
Teton; Grain Growers Warehouse; Farm-
ers Grain Cooperative.
Weston; Weston Grain Cooperative Ware-
house; Weston Grain Cooperative, Inc.
Worley; Rockford Grain Growers Warehouse;
Rockford Grain Growers, Inc.

IL

Adrian; Adrian Elevator; Hancock Grain
Company.
Agnes (RR 4, Sterling); Kobbeam Grain;
Henry J. Kobbeam and Mrs. E. J. Kobbeam,
Copartners, trading as Kobbeam Grain
Company.
Albany; Bunge Corporation Albany Gran-
Terminal; Bunge Corporation.
Altion; Altion Elevator; Homer Grain
Company.
Alton; Terminal Operations; Peavey Com-
pany.
Atkins; Atkins Elevator; M. L. Atkins and
A. L. Ewing, trading as M. L. Atkins Grain
Co., Assumption Cooperative Grain Company.
Atkinson; Atkinson Elevator; Atkinson
Grain & Flour Mill, Inc.
Ashland; Ashland Elevator; Ashland Farm-
ers Elevator Co.
Ashton; M. L. Ewing Grain Co.; M. L.
Ewing, trading as M. L. Ewing Grain Co.,
Assumption Cooperative Grain Company.
Atkinson; Atkinson Elevator; Atkinson
Grain & Flour Mill, Inc.
Axford; Axford Elevator; Atwood Grain
And Supply Co.
Barlow Station (P.O. Athach); Amse Barr
Elevator; Amse Barr Elevator Company.
Beardstown; Farmers Terminal Elevator;
Farmers Co-op Elevator Company.
Belleville; Belleville Elevator; Econfina
Grain Co.
Belvidere; Central Grain Co. Elevator;
Belvidere Cooperative.
Bemont; Farmers Elevator; Bement Grain
Company.
Bethany; The Bethany Grain Company Ele-
vator; The Bethany Grain Company.
Blindsville; King Feed Coop Elevator;
King Feed Coop, Company.
Bloomington; Bungenius Elevator; Bue-
geius Grain Co.
Bourbon; Ulrich Grain Co. Elevator; Ulrich
Grain Co.
Broadwell; W. W. Hill Broadwell Elevator;
W. W. Hill Feed & Grain Co.
Broton; Broton Elevator; Agre Grain
Company.
Broughton; J. S. Harper Grain Co. Ele-
vator; B. C. Christopher & Company, a limited
partnership with Earnie Christopher, John
H. Collett, Lawrence P. Hugan, Edward G.
Mader, Eustace E. Galanes III, Norman Sup-
er, Tom C. Wilson, William L. Evans, Jr.,
Donald F. George, Kenneth G. Neff, John J.
Sullivan, Sam L. Willoughby, Gary T. Whit-
taker, Edward A. Connolly and Larry G.
Morgan.
Bushnell; Bushnell O. K. Elevator; O. K.
Grain Company.
Caldwell; M. Donough FS Elevators; Mc-
Donough FS, Inc.
Cadwill (P.O. Arthur); Cadwell Elevator;
Moultrie Grain Association.
Calmc; Miles Grain Elevator; Bunge
Corporation trading as Milkco Grain Co.
Campbell; Hamilton Elevator; Hamilton
Equity Elevator Company.
Cantil; Cargill Cartage Elevator; Cargill,
Incorporated.
Capron (R.R. No. 3, Pontiac); Cayuga Ele-
vator; Jacobson Grain Co.
Chandlerle; Chandlerlev Elevator;
Chandlerlev Grain Co., Inc.
Chatsworth; Chatsworth and Stoddard
Sidings Warehouses; The Livingston of Chats-
worth, Inc.
Chebanse; Hansen Bros. Grain Elevator;
Arthur L. Hansen, Orval Hansen, Louis V.
Hansen, Vincent Hansen, Laverne Hansen,
and Virgil Hansen, Copartners, trading as
Clifton Grain Co. at Clifton, Illinois, and
Hansen Bros. Grain Elevator at Chebanse,
Illinois.
Chestnut; Chestnut Elevator; The Farm-
ers Grain Company of Chestnut.
Chicagow; The Cargill Elevator; Cargill,
Incorporated.
Chicago; Continental Elevator C; Conti-
ental Elevator Co.
Chicago; Continental Elevators; Continen-
ental Grain Company.
Chicago; Gateway Elevator; Indiana Farm
Bureau Cooperative Association, Inc.
Chicago; Rialto Elevator; General Mills, Inc.
Chicago; Santa Fe Elevator; Garvey In-
ternational, Inc.
Christman; B. C. Christopher & Co. Ele-
vator; B. C. Christopher & Company, a limited
partnership with Earnie Christopher, John
H. Collett, Lawrence P. Hugan, Edward G.
Mader, Eustace E. Galanes III, Norman Sup-
er, Tom C. Wilson, William L. Evans, Jr.,
Donald F. George, Kenneth G. Neff, John J.
Sullivan, Sam L. Willoughby, Gary T. Whit-
taker, Edward A. Connolly and Larry G.
Morgan.
Citco; Citco Grain Elevator; Citco Grain
Coop.
Clarence (P.O. Rankin); Carcan Grain Co.
Elevator; J. Kemp Carcon and John M. Car-
ton, copartners, trading as Carcan Grain Co.
Cullerton; Farmers Co-op Elevator Com-
pany; Farmers Co-op Elevator Company;
Hancen, Orval Hancen, Louis V. Hancen, Vin-
cent Hancen, Laverne Hancen, and Virgil
Hancen, Copartners, trading as Clifton Grain
Co. at Clifton, Illinois, and Hansen Bros. Grain
Elevator at Chebanse, Illinois.
Cudahy; A-Way Grain Co. Elevator;
L. H. Saunders, trading as A-Way Grain Co.
Crece Coeur; Illinois Grain Corporation,
Cree Coeur Elevator; Illinois Grain Corpora-
tion.
Granger; Eureka Elevator; Farmers Eleva-
tor; Farmers Grain Cooperative of Eureka.
Culberson Station (P.O. Athens); Amse Barr
Elevator; Amse Barr Elevator Company.
Davenport; Farmers Terminal Elevator;
Farmers Co-op Elevator Company.
Dawson; Farmers Terminal Elevator;
Farmers Co-op Elevator Company.
Dawson; Farmers Terminal Elevator;
Farmers Co-op Elevator Company.
Dayton; Farmers Co-op Grain Co. Ele-
vator; Farmers Co-operative Grain Company
of Dayton City.
Danville; Lanham Elevator; Leubold Grain
Company.
Dorroch (P.O. Sheldon); Darrow Elevator;
Woodland-Darrow Farmers Cooperative, Inc.
Dover (RR 1, RD 1); Bell Elevator; Bell
Enterprises, Inc.
Dover; Cady Elevator; Cady Grain Co., Inc.
Doland; DeLand Farmer’s Elevator; De-
Land Farmer’s Cooperative Grain Company.
Dover; Devan Elevator; Delavan Co-
operative Elevator Co.

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Grain
Charles McChesney, trading as Gladstone Grain Company.

Donald F. George, Kenneth Ferger, Robert H. F. McCully, trading as Easterville Farmers’ Co-operative Elevator Company; Earlville Farmers’ Co-operative Elevator Company.

East Hampton (P.O. Hannibal, Missouri); Bunge Corporation East Hannibal Grain Terminal; Bunge Corporation.

East Peoria; East Peoria Elevator, Tabor & Co.; Tabor & Co.

East St. Louis; Continental Elevator; Continental Grain Company.

Edwardsville; Edwardsville Elevator; Edwardsville Service Company.

Effingham; Effingham Equity Elevator; Effingham Equity.

Elburn; Elburn Co-op; Elburn Cooperative Company.


Elgin; Elliot Farmers Grain Company Elevator; Elliot Farmers Grain Company; Scottie & Co.; El Paso; El Paso Elevator; El Paso Grain & Equipment Inc.

Elon; Elon Elevator; Whiteside FS, Inc.

Esmond; Esmond Elevator; Farmers’ Grain Company of Esmond.

Fairbury; Farmers Grain Elevator; Farmers Grain Co. of Fairbury.

Fancy Prairie; Fancy Prairie Elevator; Culver; Fancy Prairie Cooperative Co.

Farmer City; Mitsu Elevator; Pacific Grain Co.

Fisher; Fisher Elevator; Fisher Farmers Grain and Coal Company.

Fithian; Fithian Elevator; Kenneth W. Stoter, Howard A. Stoter and Donald R. Izard, Copartners trading as Fithian Grain Company.

Fosston; Fosston Grain Elevator; Fosston Grain Co.

Forreston (R.R. 1); Vet-Way Feeds; Turner-Hollway Corporation.

Frankfort; Frankfort Grain Co. Elevator; Herbst Grain Company.

Galesburg; Consumers; S K & S Development Corporation.

Glen Ellyn (R.R. 3 Arcola); Tabor & Co. Glen Ellyn Elevator; Tabor & Co.

Galva; Galva Elevator; Galva Co-operative Grain and Supply Company.


Gibson City; Gibson Grain Company; The Farmers Grain Co. of Gibson City.

Gibsonia; Gibsonia Elevator; Continental Grain Company.

Girard; Girard Elevator; Girard Elevator, Inc.

Gladasne; Gladasne Grain Co. Elevator; Charles McMohan, trading as Gladasne Grain Co.

Goodwine; Goodwine Co-operative Grain Co. Elevator; Goodwine Co-operative Grain Company.

Grant Park; Grant Park Elevator; Grant Park Co-operative Grain Co.

Gradesley; Gradesley Elevator, Carvey Interests.

Hampshire; Hampshire Elevator; Gerstenberg and Tucker, Inc.

Harmon; Albrecht Elevator; Albrecht Grain Company.

Harper (P.O. Fowlom); Harper Elevator; Harper Farmers Cooperative Elevator Company.

Harvey (P.O. Farmers City); Tabor & Co. Harris Station; Tabor & Co.

Hearn (R.R. #1, Rossville); Rossville Grain Company Elevator; Rossville Grain Company, Inc.

Henkel (P.O. Mendota); Henkel Grain Co.; Henkel Grain Co., Inc.

Heyworth; Hasenwinkle Elevator; Hasenwinkle Grain Company.

Homer; Homer Elevator; Homer Grain Company.

Honeyev (P.O. Fairbury); Fairbury Elevator; Honeys & Company.

Hudson; Hudson Elevator; Hudson Grain Company.

Iroquois; Iroquois Farmers Elevator; Iroquois Farmers Elevator.

Joliet; Joliet Elevator; Joliet Co-operative Elevator Company.

Jerseyville; Jerseyville Elevators; Jersey County Grain Company.

Jerseyville (R.R. 1); Jerseyville Elevator; Jerseyville Grain and Supply Company.

Kerrick (R.F.D. 1 Normal); Kerrick Elevator; Kerrick Grain, Inc.

Ladd; Ladd Elevator; The Ladd Elevator Company.

Loami; Hasenwinkle Elevator; Hasenwinkle Grain Co.

Lexington; Kemp Elevator; Kemp Grain Co.

Lisbon Center (P.O. Newark); Lisbon Center Elevator; Farmers Cooperative Grain & Supply Co. of Lisbon Center.

Loami; Loami Elevator; Loami Grain Company.

Loyston; Tabor Elevator Tabor & Co.

Loyal; Loyal Elevator; Loyal Grain Company.

Maple Park (P.O. Trolley Plant); Hintscho Feed and Seed, Inc.

Marcola; Marcola Farmers Coop. Elevator; Marcola Farmers Cooperative Elevator Company.

McMinn; McMinn Elevator; McMinn Grain Company.

Meeda; Meeda Elevator; Meeda Cooperative Grain Co.

Mechanica; Mechanica Elevator; Mechanica Cooperative Grain Co.

Meriden (P.O. Mendoza); Meriden Elevator; Henkel Grain Co., Inc.

Metcalf; Metcalf Elevator; Metcalf Grain Co., Inc.

Milton; Milton Farmers Elevator; Milton Grain Company.

Miners; Miners Cooperative Elevator; Miners Cooperative Elevator Company.

Minooka; Minooka Grain Elevator; Minooka Grain Company.

Monticello; Monticello Elevator; Monticello Grain Company.

Morton; Mortonville-Mortonville-Harvest Farmers Cooperative; The Mortonville Farmers Cooperative Co.

Newburg; Newburg Farmers Elevator; Moweaqua Farmers Cooperative Grain Company.

Mt. Auburn; Tabor & Co.; Mt. Auburn Elevator; Tabor & Co.

Mt. Carroll; Mt. Carroll Elevator; Mt. Carroll Grain Company.


Newman; Miller Grain Division Elevator; Tabor & Co.

Nichols; Nichols Farmers Elevators; Nicholas Grain Company.

Oakland; Miller Grain Division Elevator; Tabor & Co.

Ogden; Wilson-Richter Elevator; Wilson-Richter, Inc.

Old Shawneetown (R.R. 1, Shawneetown); Bunge Corporation Shawneetown Grain Terminal; Bunge Corporation.


Oswego; Oswego-Milledgeville Grain Company; Mid-Illinois Farmers Cooperative.

Pana; Pana Elevator; Mid-Illinois Farmers Cooperative.

Park; Adams Elevator; Agro Grain Company.

Paris; Paris Elevator; Illinois Corn Mills, Inc.

Pernell (R.R. 2, Farmer City); Walsh Grain Elevator; Walsh Grain Elevator, Inc.

Pecora; Pecora Grain Elevator; Pecora Elevator Company.

Penduville (P.O. Paxton); Penduville Elevator; Penduville Cooperative Elevator Company.

Pecosum; Pecosum Elevator; Jane St. Norton Boyer, Fred G. Boyer and Mary Martha Mercier co-partners trading as Pecosum Grain Company.

Peterburg; Anne Potorski Elevator; Amsco, Inc.

Pittsfield; King Elevator; M. D. King Milling Company.

Pittsfield (R.R. 5, Wabash); Gillespie Grain Company; Gillespie Grain Company, Pleasant Plains; Pleasant Plains Elevator; P.P. Farmers’ Elevator Co.

Pleasant Plains; Pleasant Plains Elevator.

Pontiac; Pontiac Elevator; Jackson Grain Co.

Poplar Grove; McAlley Elevator; McAlley Grain Company.


Random; Random Elevator; The Farmers Elevator Co. of Rantoul, Illinois.

Redmont; English Elevator; Edward English, trading as English Grain Company.

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Robert; Hicks Grain Terminal; Hicks Grain Terminals, Inc.

Rockette (R.R. 2); Maplehurst Farms Elevator; Maplehurst Farms, Inc.

Rossville; Rossville Grain Company Elevator; Rossville Co., Inc.

Royal; Busboom Grain Co. Elevator; Busboom Grain Co., Inc.

Rusville; Schuyler-Brown FS Elevator; Schuyler-Brown FS.

Sadora; Vador Co-Op Elevators; Sadoras Co-operative Elevator Co.

Sear; Sear Elevator; The Sear Elevator Company.

Sedona; Sedona Elevator; Steward Elevators; Lee RK.

Sheldon; Sheldon Elevator; The Early and Daniel Company.

Shipman; Shipman Elevator; Shipman Elevator Company.

Shirley; Shirley Elevator; McLean County Service Company.

Sidley; Sidley Grain Company Elevator; The Sidley Grain Company.


Smithshire; Tвенey Company; Tвенey Company.

South Beloit; Elevator B; Beloit Grain Company.

Spear; Allen Grain Inc. Elevator; Allen Grain Inc.

Springfield; W. W. Hill Springfield Elevator; W. W. Hill Feed & Grain Co.

State Line; State Line Elevator; State Line Elevator, Inc.

Sterling; Sterling-Galt Elevators; Whiteside FS, Inc.

Steward; ETV Elevator; Lee FS Inc.

Stockland; Stockland Elevator; Stockland Grain Company, Inc.

Stonington; Stonington Cooperative Grain Company Elevator; Stonington Cooperative Grain Company.

Straw; Straw Warehouses; Honeggers & Co. Inc.

Sullivan; Sullivan Elevator; Tabor & Co.

Sweetwater (R.R #1 Greeneville); Sweetwater Elevator; Sweetwater Grain Co-operative Association.

SYMONTER (P.O. Wilmington); Symerton Elevator; Will-DuPage Service Company.

tullia; Tabor & Co; Tullia Elevator; Tullia Grain Co.

Taylorville; Continental Grain Co. Taylorville Elevator; Continental Grain Company. Taylorville; Wayne Feed Supply Co. Elevator; Allied Milk Elevator; John Thomasboro; Thomasboro Grain Co. Elevator; Thomasboro Grain Co.

Tolono; Tolono Elevator; Esrey Grain Company.

Trenton; Trenton Farmer Elevator; Trenton Cooperative Equity Exchange.

Urbana; National Protein Corporation Elevator; National Protein Corporation.

Ursus; Ursus Elevator; Ursus Farmers Co-operative; Ursus Elevator Co., Inc.

Villa Grove; Villa Grove Farmers Elevator Company; Villa Grove Farmers Elevator Company;

Walton; Walton Elevator; Walton Elevator Company.

Wapella; Wapella Elevator; wszoei Grain Co.

Warren; Warren Elevator; Hannae; Grain Company.

Watkins (P.O. Farmer City); Watkins Elevator; Weedman Grain and Coal Company.

Weedman (R.R. 1, Farmer City); Weedman Elevator; Weedman Grain and Coal Company.

Weldon; Weldon Grain Co. Elevator; Weldon Elevator; Co-operative Elevator.

Wenona (R.R.); Moon Grain-Wenona Elevator; Moon Grain and Agri-Services, Inc.

West Brooklyn; West Brooklyn Elevator; West Brooklyn Farmers Co-operative Elevator.

Westville; W. W. Hill Williamsville Elevator; W. W. Hill Feed & Grain Co.

Wilton (P.O. Manhattan); Wilton Elevator; Andrew & Wilton Farmers Grain & Supply Co.

Windsor; Neal-Cooper Grain Co. Elevator; Neal-Cooper Grain Co.

Wiscageo; W. T. Berg Elevator; Beloit Grain Company.

Wynnet; Wynnet Elevator; Carl Lavern Baker, trading as Baker Milling and Grain Co.

Yatson; Yatson Elevator; McLean County Service Co., Elevator; McLean County Service Co.

INDIANA

Amboy; Amboy Elevator; Amboy Grain Co., Inc.

Bourbon; Bourbon Elevator Co. Elevator; Central States Grain Company.

Brookston; Brookston Grain Co. Elevator; Demeter, Inc.

Burlington Star Elevator; Star Roller Mills Corporation.

Camden; Camden Elevator; Allison, Steinhart & Zoek, Inc.

Camden (R.R. 10); Triangle Feeds, Inc.

Carmel; Carmel Elevator; Allison, Steinhart & Zoek, Inc.

Carmel (R.R. No. 1); Triangle Feeds, Inc.

Carmel; Carmel Elevator; Allison, Steinhart & Zoek, Inc.

Dunn (R.R 2, Fouler); Dunn-Raun Grain Elevators; Demeter, Inc.

Early Park; York-Richland Grain Elevator; York-Richland Grain Elevator, Inc.

East Chicago (Indiana Harbor); The New York Central Elevator; Farmers Grain Dealers Association of (Indianapolis).

Edinburgh (R.R. No. 1); Durham Road Elevator; Community Grain, Inc.

Emporia (R.R. #1, MarkLEVille); Emporia Elevator; Emporia Elevator, Inc.

Falmouth; Falmouth Elevator; Falmouth Farms Supply, Inc.

Flora; Flora Elevator; Allison, Steinhart & Zoek, Inc.

Fowler (R.R. 1); Lohel-Gooldland Elevators; Demeter, Inc.

Franklin; Franklin Elevator; Franklin Elevator Co.

Free (R.R. 2, Fouler); Free Grain Elevator; Watland Farms, Inc., trading as Free Grain Company.

Indiana; Indiana Elevator; Acme-Even Elevator; General Grain, Inc.

Indianapolis; Beech Grove Elevator; The Early and Daniel Company.

Kempton; Kempton Elevator; Kempton Grain & Supply Corp.

Menard; Menard Elevator; McLean County Cooperative Elevator Co.

Monrovia; Monrovia Elevator.

New Haven; Allen County Grain & Storage; Central States Grain Co., Inc.

Noblesville; Noblesville Elevator; Hamilton County Farm Bureau Co-operative Association.

Peru; Canal Elevator; Allison, Steinhart & Zoek, Inc.

Portland; Haynes Mills Co., Elevator; Haynes Mills Co., Inc.

Rochelle; Rochelle Elevator; The Pillsbury Company.

Road; Road Elevator; Road Elevator Co.

Rushville; Allied Mills Rushville Elevator; Allied Mills, Inc.

Rusville; Rusville Grain Elevator; Rusville Grain Co.

Sandborn; Sandborn Elevator Co., Inc.

Sand flagship; Sprinkle Elevator; Sprinkle Elevator Co., Inc.

Silver Lake; Silver Lake Elevator; Silver Lake Elevator Co., Inc.

Starved Rock; Starved Rock Elevator; Starved Rock Elevator Co., Inc.

Taylorville; Continental Grain Co. Taylorville Elevator; Continental Grain Company.

Terre Haute; Monroe City Elevator; Terre Haute Elevator Co., Inc.

Tipton; Tipton Elevator; The Pillsbury Company.

Unionville; Unionville Elevator; Unionville Elevator Co., Inc.

Vincennes; Vincennes Elevator; Vincennes Elevator Co., Inc.

Walterton; Wabasso Elevator; Allied Mills, Inc.

Wells; Wells Elevator; Wells Elevator Co., Inc.

Wentzville; Wentzville Elevator; Wentzville Elevator Co., Inc.

Wesley; Wesley Elevator; Wesley Elevator Co., Inc.

Willow Grove; Willow Grove Elevator; Willow Grove Elevator Co., Inc.

Woodburn; Woodburn Elevator; Woodburn Elevator Co., Inc.

Wynkoop; Wynkoop Elevator; Wynkoop Elevator Co., Inc.

Xenia; Xenia Elevator; Xenia Elevator Co., Inc.

Yarnell; Yarnell Elevator; Yarnell Elevator Co., Inc.

Zionsville; Zionsville Elevator; Zionsville Elevator Co., Inc.

1 In Illinois and Indiana.
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Charleston (P.O. Ingalls); Farmers Elevators; The Garden City Co-Operative Equity Exchange.

Chase; Chase Co-operative Elevator; The Chase Co-operative Elevator, Mill and Mercantile Union.

Cheyney; Cheyney Co-op Elevator; The Cheyney Co-operative Elevator Association.

Chinarron; The Chinarron Co-operative Elevator; The Chinarron Co-operative Equity Exchange.

Clark; Clark & Rieker Elevator; Rieker & Clark Feed Services, Inc.

Clearwater; The Cimarron Co-operative Equity Exchange. The Farmers Cooperative Elevator and Mercantile Association.

Coffeyville; Cooper Elevator; The Cooper Grain, Inc.

Colby; Cooper Terminal; Cooper Grain, Inc.; Colby Hi-Plains Co-op Elevator; The Hi-Plains Co-operative Association.

Colwich; Farmers Elevator; The Andale Farmers Cooperative Company.

Conway Springs; Conway Springs Elevator; Charles F. Garrettson, trading as Garrettson Grain Company.

Conway Springs; The Farmers Cooperative Grain Association Elevator; The Farmers Cooperative Grain Association.

Cooledge; Cooledge Co-op Elevator; South Eastern Colorado Coop.

Cooks; Cooledge; Sullivan, Inc. Elevator; Sullivan, Inc.

Corning; Corning Co-op Elevator; The Nemaha County Cooperative Association.

Coral; Farmers Cooperative Elevators; The Farmers Cooperative Business Association.

Cullison (P.O. Pratt); Farmers' Grain Elevator; Cullison Cooperative Association.

Dale ville; Danville Elevator; Danville Cooperative Association.

Dearfield; Farmers Elevators; The Garden City Co-operative Equity Exchange.

Delphi; Delphos Coop Elevator; The Delphos Cooperative Association.

Dighton; Farmers Elevator; The Farmers Cooperative Elevator and Mercantile Association.

Dillon (P.O. Hope); Dillon Elevator; Farm Co-op Association.

Dillwyn (P.O. Macksville); Coop Elevator; The Dillwyn Grain and Supply Company.

Dodge City; Grain Products Terminal Elevator; The Farmers Cooperative Grain Association of Wellington, Kansas.

Douglass; Douglass Grain Co. Elevator; James L. Taylor, trading as Douglass Grain Company.

Edgerton; Coop Elevator in Edgerton; The Farmers Cooperative Association.

Edwards; Farmers Cooperative Elevators; Edward L. McFarland, trading as Taylor Grain Company.

Elkwater; Salina Terminal Elevators; The Salina Terminal Elevator Company.

Emporia; Cook Industries Processing and Refining Division Elevator; Cook Industries, Inc.

Faterita (P.O. Hugoton); Feterita Co-op Elevator; The Farmers Co-operative Grain and Supply Company.

Florence; Coop Elevator; The Burns Farmers Co-operative Union.

Fowler; Fowler Equity Elevator "B"; The Fowler Equity Exchange.

Fredonia; ADM Elevator; Archer-Daniels-Midland Company.

Galva; Galva Grain Elevator; Western Grain, Inc.

Garden City; Farmers Elevators; The Garden City Co-operative Equity Exchange.

Garden Plain; Farmers Cooperative Elevator; The Farmers Cooperative Elevator Company.

Garfield; Garfield Co-operative Elevator; The Garfield Co-operative Company.

Garnett; Garnett Elevator; Western Grain, Inc.

Goodland; Monfort Elevator; Monfort of Colorado, Inc.

Goodland; Reid Elevator; Reid Grain of Goodland, Inc.

Great Bend; Great Bend Elevators; The Great Bend Cooperative Association.

Green; Lippert Elevator; Madison Friedch, trading as Friedlich Grain Co., Greensburg; Farmers Grain and Supply Elevator; The Farmers and Supply Co. of Kiowa Co., Kansas.

Gypsum; Morrison Grain Company, Inc.; Elevator; Morrison Grain Company, Inc.

Hamlin; Hamlin Grain, Inc., Elevator; Lincoln Grain, Inc.

Harper; Farmers Cooperative Elevator; Anthony County Cooperative Elevator Co., Haven; Farmers Grain Co.; The Farmers Co-operative Grain Company.

Hastings; Farmers Co-operative Elevators; The Farmers Co-operative Business Association.

Haxton; Farmers Co-operative Elevators; Hastings Grain, Inc.

Hickok (P.O. Ulises); Co-op Elevator; The Ulises Co-operative Oil and Supply Company.

Hickok (P.O. Ulises); Sullivan, Inc., Elevator; Sullivan, Inc.

Hodgson; Hodgson Terminal; Cooper Grain Inc.

Hugoton; Hugoton Co-op Elevator; The Farmers Co-operative Grain and Supply Cooperative.

Hugoton; Parker Elevator; Earl Bryan, trading as Parker Grain Co.

Hutchinson; Continental Elevator; Continental Grain Corporation.

Hutchinson; Grain Belt Elevator; The Salina Terminal Elevator Company.

Ingalis; Ingalis Grain Elevator; Ingalis Cooperative.

Inman; Chase Elevator; The Chase Grain Co., Inc.

Iuka; Iuka Coop; Iuka Cooperative Exchange.

Joy; Farmers Grain and Supply Elevator; The Farmers Grain and Supply Co. of Kiowa Co., Kansas.

Kansas City; Mid-Continent Elevator; Western Grain, Inc.

Kawesta; Bosse Elevator; Bosse Grains, Inc.

Kanorado; Kanorado Co-op Elevator; The Kanorado Co-operative Association.

Kanorado; Reid Elevator; Reid Grain of Kanorado, Inc., Kansas City; Bunge Elevator; Bunge Corporation.

Kansas City; Far-Mar-Co Fairfax Elevator.

Far-Mar-Co, Inc.

Kansas City; River-Rail Elevator; Bartlett and Company, Farmers Co-Operative Grain Elevators, Kansas City; Turnpike Elevator; Seaboard Allied Milling Corporation.

Kellogg (Route 2, Winfield); Kellogg Elevator; Kellogg Farmers Union Cooperative Association.

Kensington; Kensington Coop Elevator; The Kansas City Cooperative Association.

Kewa; O. K. Elevators; The O. K. Cooperative Grain & Mercantile Company.

LaCygne; Farmers Co-op Elevator; The LaCygne Cooperative Grain and Supply Company.

Laredo; Laredo Elevator; The Pawnee County Cooperative Association.

Lawrence; Farmers Cooperative Elevator; The Lawrence Cooperative Association.

Liberal; Liberal Equity Elevator; Perryton Equity Exchange.

Lone (P.O. Holcomb); Farmers Elevator; The Garden City Co-operative Equity Exchange.

Lyons; Central Kansas Elevator; The Salina Terminal Elevator Company.

Lyons; Lyons Co-op Elevator; Lyons Cooperative Association.

Mankato; English Bros.; Elevator; Robert H. English and William T. English, co-partners, trading as English Grain Company.

Maple; Maize Mills Elevator; Maize Mills, Inc.

Marshall; West Plains Elevator; West Plains Grain, Inc.

McGraw; Farmers Co-op Elevator; Farmers Cooperative Grain Association of Wellington, Kansas.

Monmouth; Chaco Elevator; The Okanogan Grain Co., Inc.

Meads; The Co-operative Elevator; The Coudel; Farmers Cooperative Supply Company. Micepost (P.O. Ulises); Co-op Elevator; The Ulises Co-operative Oil and Supply Cooperative.

Moscow; Brollier's O & D Elevator; O & D Grain, Inc.

Moscow; Moscow Co-op Elevator; The Farmers Co-operative Grain and Supply Company.

Moscow; Thurov Elevator; Carl M. Thurov, trading as Carl G. Thurov & Sons.

Mount Hope; Farmers Co-op Elevator; The Farmers Cooperative Elevator Co.

Mullenville; Equity Exchange Elevator; The Equity Grain and General Merchandise Exchange.

Mulvane; Mulvane Co-op Elevator; The Mulvane Cooperative Association.

Nachville; Farmers Co-op Elevator; The Portland Grain and Mercantile Company.

Ness City; Co-op Elevator; The Right Cooperative Association.

Norton; Rcs Elevator; Rcs Industries, Inc.

Oberlin; Decatur Co-op Elevator; The Decatur Cooperative Association.

Ottawa; Ottawa Co-op Elevator; The Ottawa Cooperative Association.

Overbrook; Overbrook Farmers Co-op Elevator; The Overbrook Farmer's Union Cooperative Association.

Oxford; Farmers' Co-op Elevator; Farmers Cooperative Grain Association of Wellington, Kansas.

Patterson (P.O. Burton); Farmers Co-op Elevator; The Farmers Cooperative Elevator Co.

Pierceville; Christensen Elevator; Christensen, Inc.

Pierceville; Farmers Elevator; The Garden City Co-operative Equity Exchange.


Preston; Farmers Elevator; The Preston Cooperative Grain & Mercantile Company; Protection; Farmers Elevator; The Protection Cooperative Supply Company.

Reno; Reno Elevator; The White Cloud Grain Company, Inc.

Rock; Rock Elevator; Quentin F. Wapel, d.b.a. The Rock Grain Co.

Rome (P.O. Wellington); Rome Elevator; McDanel-Waples, Inc.

Rosburg; Morrison Grain Company, Inc.; Edge Elevator; The Farmers Cooperative Grain Company.

Russell; Russell Elevator; Agco, Inc.

Salina; O-C & D Salina Elevator; O-C & D Elevator Company, Inc.

Salina; Kopp Elevator; Kopp, Inc.

Satanta; Satanta Coop Elevator; The Satanta Cooperative Grain Company.

Scott City; Co-op Elevator; The Scott Cooperative Association.

Scott City; Scott City Elevator; The Scott City Grain Company, Inc.

Sedgewick; Farmers Elevator; The Andale Farmers Cooperative Company.

Sedgewick; The Sedgewick Alfalfa Mills; Sedgewick Alfalfa Mills, Inc.
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SENATE: Coop Elevator; The Nemaha County Co-operative Association.

SHIELDS: Shields Farmers Elevator; The Farmers Cooperative Elevator and Mercantile Association.

SHOOK: (P.O. Anthony); Farmers Cooperative Elevator; Anthony Farmer's Cooperative Elevator Company.

ST. FRANCIS; Equity Elevator; The St. Francis Mercantile Equity Exchange.

STAFFORD: Stafford Coop; Stafford Coop.

SYRACUSE: Irisk & Doll Elevator; Irisk & Doll Feed Services, Inc.

TENNIS (P.O. Friend); Farmers Elevators; The Garden City Co-operative Equity Exchange.

TIMKEN; Timken Coop Elevator; The Timken Cooperative Association.

TOPEKA; Topeka-Mar-Co Topeka Elevator; Far-Mar-Co, Inc.

TRIBUNE; Farmco Tribune Elevator; Farmco, Inc.

TURREN: Farmers Elevator; The Preston Cooperative Grain & Mercantile Company.

UGISES; Co-Op Elevator; The Uglys Cooperative Oil and Supply Company.

UGUIS; Sullivan Inc. Elevator; Sullivan, Inc.

VALLEY CENTER; Valley Center Farmers Elevator, Inc.; Valley Center Farmers Elevator, Inc.

WELLINGTON; Farmers' Co-op Elevator; Farmers Cooperative Grain Association of Wellington, Kansas.

WELLINGTON; Hunter Elevators; Ross Industries, Inc.

WHITE CLOUD; White Cloud Elevator; The White Cloud Grain Company, Inc.

WICHITA; Checkerboard Elevator; Ralston Purina Company, trading as Checkerboard Grain Company.

WICHITA; Western Grain Elevator; Western Grain Elevator Company.

WILROX; Co-op Elevator; The Right Cooperative Association.

WILSON; Eddy Elevator; Eddy Elevators, Inc.

WILSON; Soudkup Elevator; Arthur C. Soudkup, trading as Soudkup Grain Company.

WOLF (P.O. Deerfield); Farmers Elevators; The Garden City Co-operative Equity Exchange.

WRIGHT; Co-op Elevators; The Right Cooperative Association.

ZENDA; Farmers Co-op Elevator; The Zenda Grain and Supply Company.

ZENITH; Farmers Elevator; Zenith Cooperative Grain Company.

KENTUCKY


FULTON: Browder Grain, Inc. Warehouse; Browder Grain, Inc.


LOUISIANA

ABBEVILLE: Planters Warehouse; Riviana Foods Inc.

ARMS: Farmers Export Elevator; Farmers Export Co.

BOUCIQUET: (P.O. Joliette); Louisiana Delta Elevator

BRECKENRIDGE: Cargill Elevator; Cargill, Incorporated.

BUFFALO: Farmers Co-op Elevator; Farmers' Cooperative Elevator Company of Buffalo Lake, Minnesota.

BYRON: Byron Elevator Co.; Byron Elevator Company.

CANNON FALLS: Dill Company Elevator; Dill Elevator Company.

CANNON FALLS: Searle Grain Elevator.

CLAREMONT: Hunting Elevator; Hunting Elevator Company.

COLUMBUS HEIGHTS; Cargill Minneapolis

COLUMBIA: Cargill Minneapolis

DULUTH: Capitol Elevator; International Multifoods Corporation.

DULUTH: Cargill Duluth Elevator; Cargill, Incorporated.

DULUTH: Elevator A; General Mills, Inc.


FREEBORN: Hunting Elevator; Hunting Elevator Company.

GLENSIDE: Independent Elevator; Independent Elevator Co.

GRANDMEADOW: Hunting Elevator; Hunting Elevator Company.

HANTSIL: Dill Company Elevator; Dill Company.

LAKE CITY: Independent Grain & Feed Elevator; Independent Grain & Feed Company.

LANSING: Hunting Elevator; Hunting Elevator Company.

LYLE: Hunting Elevator; Hunting Elevator Company.

MARSHALL: Cargill Elevator; Cargill, Incorporated.

MILTON: (P.O. Hastings); Kimmes Elevator; Kimmes Incorporated.

MINNEAPOLIS: Calumet Elevator; North Star Bureau & Warehouse Corporation.

MINNEAPOLIS: Checkerboard Elevator; Roland Purina Company trading as Checkerboard Grain Company.
NOTICES

Mississippi

Clarksville; Delta Rice Warehouse; The Arkansas Rice Growers Cooperative Association.

Cleveland; Mississippi Delta Rice Warehouse; Mississippi Delta Rice Co.

Greenwood; Greenwood Warehouse; Farmers Grain Terminal, Inc.

Greenville; Greenville Warehouse; Riviana Foods Inc.

Hollanda; Staples Hollandale Elevator; Staple Cotton Services Association (A.A.L.).

Mark; Cook Industries, Inc., Proceeding and Refining Division; Cook Industries, Inc., Notches; Cargill Natches Elevator; Cargill, Incorporated.

Passagoula; Jackson County Terminal Elevator; Louis Dreyfus Corporation.

North Carolina

Advance; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Alabama; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Armstrong; Coop Elevator; Mid-Missouri Farmers Cooperative.

Bernet; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Beekman; MFA Exchange Elevator, Missouri Farmers Association, Inc.

Brookfield; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Brunswick; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Butler; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Carrollton; Ray-Carroll Elevator; Ray-Carroll County Grain Growers, Inc.

Centralia; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Charleston; Cook Grain of Missouri, Division of Cook Industries, Inc.; Cook Industries, Inc.

Chillicothe; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Chillicothe; Reed Elevator; Reed Seeds, Inc.

Clarence; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Clinton; Lakeside Elevator; Archer-Daniels-Midland Company.

Columbus; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Conception Junction; M.P.A. Elevator; Missouri Farmers Association, Inc.

Concepcion Junction; Missouri Farmers Association, Inc.

DeSoto; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Dugfly; Dugfly Grain Warehouse; The Arkansas Rice Growers Cooperative Association, trading as The Arkansas Rice Growers Cooperative Association, Inc., in the State of Missouri.

Elmo; M.P.A. Elevator; Missouri Farmers Association, Inc.

Esses; Farmers Storage Warehouse; Farmers Storage, Inc.

Fayette; Coop Elevator; Mid-Missouri Farmers Cooperative.

Forest Grove; Cargill Elevator; Cargill, Incorporated.

Fortress; Fortress Elevator; The White Cloud Grain Cooperative.

Gallatin; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Grant City; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Gregory Landing (P.O. Canton); Gregory Elevator; Gabe Logsdon & Son, Inc.

Hampton; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Hannibal; Hannibal Terminal Elevator; Hannibal, Inc.

Hartford; Ray-Carroll Elevator; Ray-Carroll County Grain Growers, Inc.

Henricus; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Kansas City; Cargill Milwaukee Elevator; Cargill, Incorporated.

Ladonna; Missouri Farmers Association, Inc.

Laddonia; St. Louis & Fondua Laddonia Elevator; Slater and Fowles, Incorporated.

Lamar; M.F.A. Cooperative Elevator; Missouri Farmers Association, Inc.

Lebanon; M.F.A. Cooperative Elevator; Missouri Farmers Association, Inc.

Loch Springs; M.F.A. Exchange Elevators; Missouri Farmers Association, Inc.

Maryville; M.F.A. Cooperative Elevator; Missouri Farmers Association, Inc.

Mexico; M.F.A. Cooperative Elevator; Missouri Farmers Association, Inc.

Moberly; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Moberly; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Norborne; MFA Exchange Elevator, Missouri Farmers Association, Inc.

North Kansas City; Tabor Milling Co./Ele Varator; Tabor Milling Co.

Odessa; MFA Exchange Elevator; Missouri Farmers Association, Inc.

Orisk; Arnold Bros. Produce Warehouse; Paul Arnold and Wilbur Arnold, copartners, trading as Arnold Bros. Produce,

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<th>State</th>
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**NOTICES**

Red Willow (P.O. McCook); Uring Elevator; Kemper & Miller, Inc. & Elevator Co. (no stockholders liability).

Rivertidale; Rivertidale Elevator; Scolar-Bishop Grain Company.

Rock Bluff (J. P. Fittsborn); Far-Mar-Co Rock Bluff Elevator; Far-Mar-Co., Inc.

Roselle; Holquist Elevator; The Holquist Grain and Lumber Company.

Roscoe; E-B Roscoe Elevator; John L. Gordon and Jeannette D. Gordon, copartners d/b/a Roscoe Grain Company.

Schuler; Golden West Grain Company's Elevator; Golden West Grain Company.

Scriber; Farmers Elevator; Farmers Cooperative Elevator Company, Non-Stock.

Scriber Elevator; Scriber Grain & Lumber Company.

Shakleby; Ails Grain Elevator; Scolar-Bishop Grain Company.

Silver Creek; Farmers Grain Elevators; Farmers Co-operative Grain Elevator Company.

St. Paul; Loyal Valley Elevators; Scolar-Bishop Grain Company.

Stellas; Stellas Elevator; C-G-F Grain Company, Inc.

Strang; Strang Elevator; Scolar-Bishop Grain Company.

Stromburg; Farmers Elevators; Farmers Cooperative Grain Association of Stromburg.

Superior; Scolar-Bishop Elevator; Scolar-Bishop Grain Company.

Tehama; Farmers Elevator; Farmers Non-Stock Cooperative Grain Association.

Telemach; I-Blitzk quán Elevator; The Holquist Grain and Lumber Co.

Thurston; Merry Elevator; Darrel Merry, trading as Merry Elevator & Co.

Utopia; Farmers Cooperative Elevators; Farmers Cooperative Grain & Supply Co.

Utica; Utica Cooperative Grain Company's Elevator; Utica Cooperative Grain Company.

Venango; Dudden Elevator; Dudden Elevator.

Venango; Farmers' Elevators; Farmers Union Cooperative Grain Company of Venango, Nebraska.

Verdol; Allied Mills Elevator; Allied Mills, Inc.

Wallace; Kollog Elevator; O. M. Kollog Grain Company.

Walhalla; Holquist Elevator; The Holquist Grain and Lumber Company.

Wauketa; Farmers Elevator; Farmers Cooperative Exchange.

Wasson; Allies Mills Elevator; Allied Mills, Inc.

Wilcos; Continental Elevator; Continental Grain Company.

Winton; Garvey Elevators; Garvey Elevators, Inc.

Winnebagow; Holquist Elevator; The Holquist Grain and Lumber Company.

Winston; Farmers Elevator; Farmers Co-operative Mercantile Company, Non-stock.

New Mexico  |                  |                                                          |                                         |

Cloris; El Rancho Elevator; El Rancho Milling Co. (no stockholders' liability).

Cloris; Farmers Cooperative Elevators; Farmers Cooperative Elevator Company.

Clovis; New Mexico Mill Elevator; New Mexico Mill & Elevator Co. (no stockholders' liability).

Clovis; Worley Mills Elevator; Worley Mills, Inc. (no stockholders' liability).

Grier; Farmers Cooperative Elevators; Farmers Cooperative Elevator Company.

Melrose; Melrose Elevator; Melrose Grain & Elevator Co., Inc.

Portales; Worley Mills Elevator; Worley Mills, Inc. (no stockholders' liability).

Texco; New Mexico Mill Elevator; New Mexico Mill & Elevator Co. (no stockholders' liability).

Texco; Shelby-Anderson Texco Elevator; Shelby-Anderson-Pitman, Inc.
Hydro; Farmers Elevator; Hydro Cooperative Association.

Imo; Imo Farmers Elevator; Farmers Cooperative Elevator Company.

Jno. Jno. Farmers Elevator; Farmers Cooperative Elevator Company.

Kingfisher; Kingfisher Cooperative Elevator; Kingfisher Cooperative Association.

Knopel; Perryton Equity Elevator; Perryton Equity Exchange.

Lamont; Lamont Elevator; Clyde Cooperative Association.

Lawton; Cooperative Elevator A; Cooper Services, Inc.

Marshall; United Co-op Elevator; United Cooperative, Inc.

May; May Elevator; Woodward Cooperative Elevator Association.

Medford; Medford Elevator; Clyde Cooperative Association.

Miami; Miami Co-op Elevator; The Miami Cooperative Association.

Midway (P.O. Hooker); Midway Elevator.

Kenton Elevators, Inc.

Mooreland; Farmers Co-op Elevator; Farmers Co-operative Trading Company.

Nordia; Cooperative Elevator; Clyde Cooperative Association.

Okeene; Sooner Co-op Elevator; Sooner Cooperative, Incorporated.

Red Rock; Farmers Co-op. Elevator; Red Rock Farmers Co-operative.

Reading; General Mills Elevator; General Mills, Inc.

Brenforn; Brenforn Elevator; Clyde Cooperative Association.

Shawnee; Shawnee Elevator; Shawnee Milling Company.

Tonkawa; Tonkawa Elevator; Farmers Cooperative Association.

Tuttle; MPG Elevator; Mid-Continent Farmers Co-op.

Tyron; Compton Elevator; Knutson Elevators, Inc.

Vicit; Vicer's Co-op. Ass'n Elevator; Farmers Cooperative Association of Vici.

Walla Walla; Wheeler Brothers Grain Co.; Wheeler Brothers Grain Company, Incorporated.

Weatherford; Co-op. Elevator; Farmers Co-operative Exchange.

Woodward; Woodward Elevator; Woodward Cooperative Elevator Association.

Yukon; MPG Elevator; Mid-Continent Farmers Co-op.

Ola, Including:

Athena; Pendleton Grain Growers Warehouse; Pendleton Grain Growers, Inc.

Bigea (P.O. Waco); Sherman Cooperative Grain Growers Warehouse; Sherman Cooperative Grain Growers.

Condor; Condon County Grain Growers Warehouse; Condon Grain Growers, Inc.

Dufur; Dufur Elevator; Dufur Elevator Company.

Eakin's Sliding; Eakin Elevator; Eakin Cooperative Grain Growers.

ECHO; Pendleton Grain Growers Warehouse; Pendleton Grain Growers, Inc.

Enterprise; Wallowa County Grain Growers Warehouse; Wallowa County Grain Growers.

Halson; Halson Elevator; Halson Grain and Feed Company.

Heitz; Pendleton Grain Growers Warehouse; Pendleton Grain Growers, Inc.

Hoppen; Pendleton Cooperative Grain Warehouse; Pendleton Grain Growers, Inc.

Hoiland; Pendleton Grain Growers Warehouse; Pendleton Grain Growers, Inc.

Jone; Pendleton Grain Growers Warehouse; Pendleton Grain Growers, Inc.

Lakeview; Lakeview Grain Growers Warehouse; Pendleton Grain Growers, Inc.

Morrow; Pendleton Grain Growers Warehouse; Pendleton Grain Growers, Inc.

Nort; North Powder Milling and Mercantile Company's Warehouse; North Powder Milling and Mercantile Company.

Pendleton; Pendleton Grain Growers Warehouse No. 1; Pendleton Grain Growers, Inc.

Umatilla; Pendleton Grain Growers Warehouse; Pendleton Grain Growers, Inc.

South Dakota

Aberdeen; Cargill Elevator; Cargill Incorporated.

Aron; Cargill Aron Elevator; Cargill, Incorporated.

Beardstown; Terminal Grain Elevator; Terminal Grain Corporation.

Centerburg; Centerburg Grain Elevator; Mid-Continent Elevator Company.

Coloma; Coloma Elevator—Dallas Branch; Farmers Co-operative Association of Dallas, South Dakota.

Dallas; Farmers Elevator; Farmers Cooperative Association of Dallas, South Dakota.

Goffsburg; Potter County Grain Co-operative Elevator; Potter County Grain Cooperative.

Kennebec; Farmers Co-op Elevator; Farmers Union Cooperative Elevator of Kennebec, S. Dak.

Melka; Farmers Co-op Elevator; Farmers Cooperative Association of McLaughlin.

Mart; Terminal Grain Elevator; Terminal Grain Corporation.

McLaughlin; Farmers Co-op Elevator; Farmers Cooperative Association of McLaughlin.

Milbank; Cargill Elevator; Cargill, Incorporated.

Morro; Terminal Grain Elevator; Terminal Grain Corporation.

Orita; Oita Elevator; Oita Grain Corporation.

Parker; Terminal Grain Elevator; Terminal Grain Corporation.

Philip; Farmers Co-op Ass'n; Farmer's Cooperative Association of Philip, S. Dak.

Pierce; Farmers Elevator; Farmers Cooperative Association of Pierce.

Rosco; Rosco Grain and Feed Company.

Scotland; Cargill Scotland Elevator; Cargill Incorporated.

Trent; Cargill Elevator; Cargill Incorporated.

Trinity; Terminal Farm Service Elevator; Terminal Grain Corporation.

Wagner; Terminal Grain Elevator; Terminal Grain Corporation.

Waverly; Waverly-Mayer Elevator; Waverly-Mayer Grain Company.

Yankton; Cargill Yankton Elevator; Cargill Incorporated.

Tennessee

Atoka; Gold Kist Soy Elevator; Gold Kist, Inc.

Brownsville; Gold Kist Soy Elevator; Gold Kist, Inc.

Chattanooga; Cargill Chattanooga Elevator; Cargill, Incorporated.

Cherokee; Gold Kist Soy Elevator; Gold Kist, Inc.

Huntingdon; Gold Kist Soy Elevator; Gold Kist, Inc.

Kent; Gold Kist Soy Elevator; Gold Kist, Inc.

Manchester; Gold Kist Soy Elevator; Gold Kist, Inc.

Memphis; ADM Elevator; ADM Export Company.

Murry; Allied Mills, Inc. Memphis Plant; Allied Mills, Inc.

Memphis; Cargill President Island Oil Refinery; Cargill, Incorporated.

Murfreesboro; Continental Memphis Elevator; Continental Grain Company.

Union City; Farmers Grain Elevator; Farmers Grain & Fertilizer Company, Inc.

Union City; Waterford Elevator; Waterford Grain Company.

Texas

Adron; Wheat Growers Elevator; Adrian Wheat Growers Cooperative.

Amarillo; Garvey Elevators, Inc.; Garvey Elevators, Inc.

Austria; Producers Elevator; Producers Grain Corporation.

Anna; Missouri Elevator; Missouri Elevator.

Bay City; Rice Belt Warehouse; Rice Belt Warehouse, Inc.

Beaumont; Beaumont Elevator; Continental Grain Company.

Black; Black Grain Co. Elevator; Friona Industrial, Inc.

Black; Tri-County Elevator; Tri-County Elevator Company, Inc.

Bliss; Bliss Elevator; Bliss Elevator, Inc.

Breckenridge; Breckenridge Elevator; Breckenridge Elevator Company.

Browndale; Brownfield, Inc.-Brownfield Elevator; Goodgut, Inc.

Brownsville; Wheat Growers Elevator; Brownsville Wheat Growers, Inc.

Brownsville; Cargill Brownsville Elevator; Cargill, Incorporated.

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17TH, SUNDAY, CONTINENTAL ELEVATOR; CONTINENTAL GRAIN COMPANY.

18TH, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

19TH, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

20TH, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

21ST, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

22ND, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

23RD, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

24TH, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

25TH, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

26TH, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

27TH, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

28TH, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

29TH, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

30TH, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

31ST, SUNDAY, CENTRAL WHEAT, ELEVATOR; CENTRAL WHEAT, ELEVATOR.

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NOTICES

Kentuckiana; Lexingon Grain Growers Warehouse; Lexingon Grain Growers, Inc. Vienna Falls; Idaho Bean and Elevator Warehouse; Idaho Bean & Elevator Co. of Twin Falls.

KANSAS

Loit; Western Seed & Supply Warehouse; Charles R. Whitham, trding as Western Seed & Supply.

Burlington (P.O. Goodland); Western Seed & Supply Warehouse; Charles R. Whitham, trading as Western Seed & Supply.

Nebraska

Grant; Grant Bean & Seed Co. Warehouse; Grant Bean & Seed, Inc.

Imperial; D & D Bean Warehouse; D & D Bean Co.

Syrup

D. For the storage of syrup:

Califonia

Town, Warehouse, and Warehouseman

Anahiem; Anaheim Warehouse; Sioux Honey Association, Cooperative.

Stockton; Valley Honey Warehouse; Valley Honey Cooperative.

Florida

Umatilla; Umatilla Warehouse; Sioux Honey Association, Cooperative.

Georgia

Waycross; Waycross Warehouse; Sioux Honey Association, Cooperative.

Idaho

Wendell; Sioux Honey Association Warehouse; Sioux Honey Association, Cooperative.

Texas

Temple; Temple Honey Warehouse; Sioux Honey Association, Cooperative.

Nuts

G. For the storage of nuts:

North Carolina

Town, Warehouse, and Warehouseman

Leesburg; Leesburg Bonded Warehouse; Warehouse Superintendant of the State of North Carolina.

Marlboro; Marlboro Bonded Warehouse; C. L. Reville & Sons.

Tarboro; Edgecombe Bonded Warehouse; Warehouse Superintendant of the State of North Carolina.

List of Warehouses Cancelled or Terminated Since December 31, 1973

Cotton

A. For the storage of cotton:

Alabama

Centre; Floyd County Bonded Warehouse; Floyd County Bonded Warehouse, Inc. Gave up lease.

Greenbrier; Elliott Bonded Warehouse; J. R. Elliott and George R. Elliott, partners, trading as J. D. Elliott and Son. Death of partner.

Arkansas

Lepanto; Federal Compress Warehouse; Federal Compress & Warehouse Company. Closing of warehouse.

Carrollton; Martin Bonded Warehouse; J. E. Martin & Son, Warehouseman's request.

Dustbrow; Taylor Bonded Warehouse; Taylor Bonded Warehouse, Inc. Liquidating business.

Gay; Gay Bonded Warehouse; Arthur G. Estes, Jr., Death of lessee.

Hahnville; Blount's Warehouse; L. H. Blount, Inc. New corporation formed.

Wildwood; Blount's Warehouse; L. H. Blount, Inc. New corporation formed.

Lyons; Stanley and Pughley Bonded Warehouse; Stanley & Pughley Warehouse Company, Incorporated. Warehouseman's request.

Seneca; The Bresl Bonded Warehouse; Paul R. McKnight, Sr., and Paul R. McKnight, Jr., copartners, trading as P. R. McKnight & Son. Failure to renew bond.

Social Circle; Malcom's Bonded Warehouse; Malcom's Bonded Warehouse, Inc. Liquidating business.

Wrightsville; Union Warehouse; J. F. Jordan, Death of owner.

Upton; Wrightsville Warehouse; Bernard DeRolle, Executor of the last will and testament of J. Frank Jordan, deceased. Gave up lease.

Youth; Byrd Bonded Warehouse; J. T. Byrd, Warehouse destroyed by windstorm.

Grenville; Paxon Bonded Warehouse; Paxon Bonded Warehouse, Inc. Bond not renewed.

Jackson; Federal Compress Warehouse; Federal Compress & Warehouse Company. Warehouseman's request.


Missouri

Charleston; National Compress Warehouse; National Compress & Warehouse Company. Lost control of Warehouse.

North Carolina

Charlotte; Standard Bonded Warehouse; Standard Bonded Warehouse, Inc. Failure to furnish renewal bond.

Virginia

Bridge; Dugger and Dugger Cotton Storage; Richard H. Dugger, Jr., trading as Dugger and Dugger Cotton Storage. Failure to furnish renewal bond.

Nuts

B. For the storage of nuts:

Alabamiana

Guntersville; Guntersville Plant; Allied Mills, Inc. Bond expired.

Arkansas

Proctor; Craft Elevator; Robert Craft & Sons, Inc. Warehouse closed.

Colorado

Dove Creek; Dove Creek Bean & Elevator Co. Warehouse; Dove Creek Bean & Elevator Co. Failed to renew bond.

Georgia

Macon; Central Cotton Oil; Southern Soy Corporation. Transferred operations to wholly owned subsidiary.

Iowa

Michaud; Plover Cotton Growers Warehouse; Plover County Grain Growers, Inc. Relicensed as part of Plover County Grain Growers, Inc., American Falls, Idaho.

Illinois

Alhambra; Alhambra & Marine Elevator; Midland Service Company. Relicensed as part of Midland Service Company, Edwardsville, Illinois.

Atlanta; Atlanta Elevator; F. L. Douglas & Co., Bond expired.

Auburn; W. E. Shutt Elevator; Girard Elevator, Inc. Relicensed as part of Girard Elevator, Inc., Girard, Illinois.

Bartonville; Allied Mills Peoria Elevator; Allied Mills, Inc. Discontinued operations.

Blaisdell; Blaisdell Grain Co. Elevator; Blaisdell Grain Co., Inc. Failed to furnish renewal bond.

Camargo; Villa Grove Farmers Elevator; Villa Grove Farmers Elevator Company. Relicensed as part of Villa Grove Farmers Elevator Company, Villa Grove, Illinois.

Centerville Township; Carigil East St. Louis Elevator "F"; Carigil Incorporated. Gave up lease.

Chicago; Belt Elevator; Carey Grain Corporation. Gave up lease.

Chapel; Pafford Elevator; Delta Portland Flour Mills, Inc. Failed to furnish renewal bond.

Compton; Tori Grain Company Elevator; A. J. Torri, Joseph A. Torri, and Q. J. Torri, copartners, trading as Torri Grain Company. Death of a partner.

Dear Grove (RR #1); Mahanama Station Elevator; Mahanama Elevator, Inc. Change in operating entity.

Edinburgh; Minz & Scheib Elevator; Minz & Scheib, Inc. Warehouse closed.

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NOTICES

Emery (P.O. Maroa); B. C. Christopher & Co.; Devlin Elevator; B. C. Christopher & Co. with Emery; Emer; Christensen Elevator; Emery, Girard, Illinois.

Allied Mills, Inc. Failed to furnish renewal bond.

Kearney; Allied Elevator; Allied Mills, Inc. Failed to furnish renewal bond.

Kearney; Keenan Elevator; F. J. Douglas & Co. Warehouse sold.

Marango; Central Grain Co. Elevator; Central Commodities, Ltd. Warehouse closed.

Mason County; Tubor & Co. Mason City Elevator; Tubor & Co. Lease canceled.

Pittwood (RR #4; Watsche); Gillespie Grain Co.; Olyde W. Gillespie, trading as Gillespie Grain Co. Corporation formed.

Rochelle (RR #1); Maplehurst Farms Elevator; L. D. Carmichael, trading as Maplehurst Farms. Corporation formed.

Sibley; Sibley Complete Feed & Grain Service Elevator; The Sibley Farms Service Corporation. Failed to furnish renewal bond.

Stillman Valley; Griffith Lumber Co. Stillman Valley Elevator; Stanford C. Griffith, trading as Stillman Lumber Co. Failed to furnish renewal bond.

Taylorville; Allied Mills Taylorville Elevator; Allied Mills, Inc. Failed to furnish renewal bond.

Taylorville; Wayne Feed Supply Co. Elevator; Allied Mills, Inc. Failed to furnish renewal bond.

Thomastville (P.O. Farmersville); Thomasville Elevator; Girard Elevator, Inc. Relicensed as part of Girard Elevator, Inc., Girard, Illinois.

Union (P.O. Emden); Union Elevator; F. L. Douglas & Co. Bond expired.

Wagoner; Wagoner Elevator; Girard Elevator, Inc. Relicensed as part of Girard Elevator, Inc., Girard, Illinois.

Woodford (P.O. Minnib); Woodford Elevator; Garvey Grain, Inc. Warehouse sold.

INDIANA

Carlst; Sprinkle Elevator; Ralph Sprinkle trading as Sprinkle Elevator. Corporation formed.

Hedrick; Hedrick Elevator; Jack Conard, trading as Conard Grain Company.乙licenced as part of Seck Conard, trading as Conard Grain Company, Marshall, Indiana.

Lyons; Sprinkle Elevator; Ralph Sprinkle, trading as Sprinkle Elevator. Corporation formed.

Schneider; Indiana Grain Exporters; Midwest Land and Grain Corporation. Lost lease.

Sulligent; Johnson Mill & Elevator; Sherrill W. Johnson, Jr., and Sherell W. Johnson, Jr., copartners, trading as Johnson Feed & Supply Company. Corporation formed.

IOWA

Alta; Alta Cooperative Elevator; Alta Cooperative Elevator. Corporate merger.

Graveline; Bunkers Elevator; Dale Bunkers, trading as Bunkers Feed & Supply. Corporation formed.

Hartley; Farmers Elevator; Farmers Cooperative Elevator Company of Every, Iowa. Relicensed as part of Farmers Cooperative Elevator Company of Every, Iowa, Every, Iowa.

Jefferson; Farmers Elevator; Farmers Cooperative Association. Relicensed as part of Farmers Cooperative Association, Alton, Iowa.

Ladora; Wenek Warehouse; Oliver L. Wenek, trading as Wenek Foods. Corporation formed.

Nodaway; Nodaway Elevator; Gall L. Hample, trading as Nodaway Elevator Co. Corporation formed.

KANSAS

Cambridge; Holz Grain Company Elevator; E. H. Holz, d/b/a Holz Grain Company. Elevator closed.

Dorrance; Dorrance Elevator; Aco, Inc. Relicensed as part of Aco, Inc., Russell, Kansas.

Emporia; Kansas Soya Products Division; Ross Industries, Inc. Warehouse sold.

Gigmas; Moore Elevator; Kenneth Moore and Lorene Moore, copartners, trading as Moore Grain and Feed Co. Warehouse sold.

Hutchinson; Kelly Elevator; The William Kelly Milling Company. Failed to furnish renewal bond.

Lovelace (P.O. Fortuna); Lovelace Elevator; Scoular-Bishop Grain Company. Deemed operations of Scoular-Bishop Grain Company.

Matthews; Kendall Elevator; C. C. Stringer, trading as Kendall Elevator. Failed to furnish bond.

Morrisonville Continental Elevator; Continental Grain Company, Warehouse sold.

Roubury; Moore Elevator; Kenneth Moore and Lorene Moore, copartners, trading as Moore Grain and Feed Co. Warehouse sold.

Saltina; International Elevator; International Multifoods Corporation. Warehouse sold.

Selkirk; Farmco Selkirk Elevator; Farmco, Inc. Warehouse Inoperative.

South Haven; Agra, Inc. Warehouse sold.

Whitehouse; Whitehouse Elevator; The Whitehouse Flour Mill Company. Warehouse closed.

Wichita; Public Terminal Elevator; Sam P. Wallington, Inc. Failed to furnish bond.

LOUISIANA

Tallulah; Madison Grain Company; Russell G. Petersen, trading as Madison Grain Company. Warehouse sold.

MINNESOTA

Minneapolis; Republic Elevator; Victoria Elevator Company of Minneapolis, Destroyed by fire.

Minneapolis; Searle Elevator; Searle Grain Company. Warehouse abandoned.

MISSISSIPPI

Indianola; Grain Storage Company; Division of Archer Daniels Midland Company; Archer Daniels Midland Company. Elevator closed.

Iners; Stapler Service Inners Elevator; Stapler Cotton Services Association (AAL). Gave up lease.

Bigstone; Morris Elevator; Donald E. Morris, trading as Morris Grain Co. Failed to furnish bond. (License reissued 4/25/74)

Corning; Corning Elevator; Rickel, Inc. Relicensed as part of Rickel, Inc., Craig, Missouri.

Cullison; Froman Elevator; E. C. Froman, trading as Farmers Grain and Fertilizer. Warehouse sold.

Hayti; MPA Elevator; Missouri Farmers Association, Inc. Relicensed as part of Missouri Farmers Association, Inc., Caruthersville, Missouri.

Higginsville; MPA Exchange Elevator; Missouri Farmers Association, Inc. Included in 3-3880-Missouri Farmers Association, Inc., Higginsville, Missouri.

North Kansas City; NCM Elevator; Conagra, Inc. Warehouse sold.

St. Louis; Missouri Pacific Elevator; Jerry W. Bowles, trading as Bowles Grain Company. Corporation formed.

NEBRASKA

Aurora; Dow Elevator; Dow Grain Company, Inc. Warehouse sold.

Bloomfield; Holquist Elevator; The Holquist Grain and Lumber Company. Warehouse closed.

Durant (P.O. Stromsburg); Richles Elevator; John W. Lamoreaux and Mark Lamoreaux, copartners trading as Durant Grain Company. Failed to furnish bond.

Omaha; Allied Mills Elevator; Allied Mills, Inc. Discontinued operations.

Rogers Elevator; Golden West Grain Company’s Rogers Elevator; Golden West Grain Company, Relicensed as part of Golden West Grain Company, Schuyler, Nebraska.

Verdel; Allied Mills Elevator; Allied Mills, Inc. Change in operating entity.

Wausa; Allied Mills Elevator; Allied Mills, Inc. Change in operating entity.

NORTH CAROLINA

Greensville; Fred Webb Elevator; James A. Webb Corporation formed.

Oklahoma City; Garrison Elevator; Carroll Milling Company, Inc. Failed to furnish bond.

OXFORD

Elgin; The Elgin Flouring Mill Warehouse; The Elgin Flour Mill Co. Warehouse sold.

Hellers; Farmers Mutual Warehouse Co-op; Farmers Mutual Warehouse Cooperative. Failed to furnish bond.

Joplin; Grande Rondo Grain Co. Warehouse sold.

Missouri; Missouri Pacific Elevator; Jerry W. Bowles, trading as Farmers Grain and Fertilizer. Warehouse sold.

LaGrande; LaGrande Milling Warehouse; LaGrande Milling Warehouse, Inc. Change in operating entity.

Lemoine; LaGrande Milling Warehouse; LaGrande Milling Warehouse, Inc. Change in operating entity.

Saginaw; Garvey Elevator, Inc. Elevator; Garvey Elevator, Inc. Warehouse sold.

UTAH

Cedar City; Brookfield Elevator; Brookfield Products, Inc. Ceased operations as a public warehouse.

C. For the storage of beans:

COLORADO

Dove Creek; Dove Creek Bean & Elevator Co. Warehouse; Dove Creek Bean & Elevator Co. Failed to renew bond.

KANSAS

Marnical; Webster Warehouse; Webster Seed and Supply, Inc. Failed to renew bond.

Wool

E. For the storage of wool:

MISSOURI

North Kansas City; Midwest Wool Warehouse; Midwest Wool Marketing Cooperative. Warehouse closed.

COTTONSEED

P. For the storage of cottonseed:

GEORGIA

Macon; Central Cotton Oil; Southern Soya Corporation. Transferred operations to wholly owned subsidiary.

Done at Washington, D.C., March 7, 1975.

John C. Blum,
Associate Administrator.

FEB 20 1975
[Doc.75-6597 Filed 2-19-75; 7:45 am]
Farmers Home Administration
[Notice of Designation Number 161]

MICHIGAN

Designation of Emergency Areas

The Secretary of Agriculture has found that a general need for agricultural credit exists in 11 counties in Michigan as a result of various adverse weather conditions. The following chart shows the counties, natural disasters, and dates on which the disasters occurred:

<table>
<thead>
<tr>
<th>County</th>
<th>Excessive rainfall (spring)</th>
<th>Drought</th>
<th>Frost and/or freeze</th>
<th>Halstroms</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ionia</td>
<td>May 6 to June 21</td>
<td>Sept 5</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lenawee</td>
<td></td>
<td>Sept 3</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Livingston</td>
<td></td>
<td>Sept 3</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mackinac</td>
<td>Aug 11 to Oct 22</td>
<td>Sept 23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Menominee</td>
<td>Aug 11 to Oct 22</td>
<td>Sept 23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Oktibbeha</td>
<td></td>
<td>Sept 23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Washtenaw</td>
<td></td>
<td>Sept 23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Wexawassee</td>
<td></td>
<td>Sept 23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Menominee</td>
<td>Aug 11 to Oct 22</td>
<td>Sept 23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Midland</td>
<td>May 3 to June 21</td>
<td>Sept 23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Montcalm</td>
<td></td>
<td>Sept 23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>St. Clair</td>
<td></td>
<td>Sept 23</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Washtenaw</td>
<td></td>
<td>Sept 23</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Therefore, the Secretary has designated these areas as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Pub. L. 93–237, and the provisions of 7 CFR 1832.3(b) including the recommendation of Governor William G. Milliken that such designation be made.

Applications for Emergency loans must be received by this Department no later than April 28, 1975, for physical losses and November 28, 1975, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated areas makes it impracticable and contrary to the public interest to give advance notice of participation.

Done at Washington, D.C., this 5th day of March, 1975.

FRANK B. ELLIOTT, Administrator,
Farmers Home Administration.

[FR Doc.75–6163 Filed 3–12–75; 8:45 am]

MISSEISSIPPI

Designation of Emergency Areas

The Secretary of Agriculture has found that a general need for agricultural credit exists in seven counties in Mississippi as a result of various adverse weather conditions. The following chart shows the counties, natural disasters, and dates on which the disasters occurred:

<table>
<thead>
<tr>
<th>County</th>
<th>Excessive rainfall (harvest)</th>
<th>Drought</th>
<th>Below normal temperatures</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carroll</td>
<td>Jan 1 to Feb 8, Apr 1 to June 16, Sept 5 to Nov 29</td>
<td>Sept 3 to Oct 25, July 15 to Sept 15</td>
<td></td>
</tr>
<tr>
<td>Grenada</td>
<td>May 29 to June 20</td>
<td>Sept 23</td>
<td></td>
</tr>
<tr>
<td>Hinds</td>
<td>Mar 2 to June 1</td>
<td>Sept 23</td>
<td></td>
</tr>
<tr>
<td>Leflore</td>
<td>May 1 to July 1</td>
<td>July 15 to Sept 15</td>
<td></td>
</tr>
<tr>
<td>Oxford</td>
<td>Mar 2 to June 1</td>
<td>Sept 23</td>
<td></td>
</tr>
<tr>
<td>Webster</td>
<td>Mar 2 to June 21</td>
<td>Sept 23</td>
<td></td>
</tr>
<tr>
<td>Yazoo</td>
<td>Jan 1 to June 29</td>
<td>Sept 23</td>
<td></td>
</tr>
</tbody>
</table>

Therefore, the Secretary has designated these areas as eligible for Emergency loans, pursuant to the provisions of the Consolidated Farm and Rural Development Act, as amended by Pub. L. 93–237, and the provisions of 7 CFR 1832.3(b) including the recommendation of Governor William L. Waller that such designation be made.

Applications for Emergency loans must be received by this Department no later than April 28, 1975, for physical losses and November 28, 1975, for production losses, except that qualified borrowers who receive initial loans pursuant to this designation may be eligible for subsequent loans. The urgency of the need for loans in the designated areas makes it impracticable and contrary to the public interest to give advance notice of proposed rule making and invite public participation.

Done at Washington, D.C., this 5th day of March, 1975.

FRANK B. ELLIOTT, Administrator,
Farmers Home Administration.

[FR Doc.75–6164 Filed 3–12–75; 8:45 am]

Forest Service

LAKE FORK MANAGEMENT UNIT, WALLOWA-WHITMAN NATIONAL FOREST

Availability of Final Environmental Statement

Pursuant to section 102(2) (C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a final environmental statement for the Lake Fork Management Unit, Wallowa-Whitman National Forest, Oregon. USDA-FS-R6-ES-(Adm)-75–43.


This final environmental statement was transmitted to CEQ on March 6, 1975.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., Room 331, 12th St. & Independence Ave., S.W., Washington, D.C. 20250.

USDA, Forest Service, Pacific Northwest Region, 318 S.W. Pine Street, Portland, Oregon 97204.


A limited number of single copies are available upon request to Forest Supervisor John L. Rogers, Wallowa-Whitman National Forest, Baker, Oregon 97814.

Copies of the environmental statement have been sent to various Federal, state, and local agencies as outlined in the CEQ guidelines.

CURTIS L. SWANSON, Regional Environmental Coordinator, Region 6.

MARCH 6, 1975.

[Eighthmile-Blue Creek Units, Six Rivers National Forest; Land Use Plan

Availability of Supplement to Draft Environmental Statement

Pursuant to section 102(2) (C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a supplement to the draft environmental statement for the Land Use Plans, Eightmile-Blue Creek Units, Six Rivers National Forest, California. USDA-FS-R6-DES(Adm)-75–5(S).

The environmental statement concerns a proposed land use management plan for the 84,001 acres of National Forest lands known as the Eightmile-Blue Creek Units of the Six Rivers National Forest, in Del Norte and Humboldt Counties, California. Fifty-nine thousand eight hundred acres within these Units have been inventoried as "roadless."

The supplement develops an additional land management alternative and also identifies and considers variations of the
alternative discussed in the draft environmental statement. The consideration of several consequent options has been expanded for all alternatives.

The draft environmental statement was transmitted to the Council on Environmental Quality (CEQ) on November 12, 1974. The supplement to the draft environmental statement was transmitted to the Council on Environmental Quality (CEQ) on March 7, 1975.

Copies are available for inspection during normal working hours at the following locations:

USDA, Forest Service, South Agriculture Bldg., Rm 2320, 12th St. & Independence Ave., SW, Washington, D.C. 20250.

Forest Service, Regional Forester, Six Rivers National Forest, 710 "E" Street, Eureka, California 95501.

Forest Service, District Ranger, Orleans, California 95501.

Regional Forester, U.S. Forest Service, Rm 239, 630 Sansome Street, San Francisco, California 94111.

Forest Service, District Ranger, Gasquet, California 95543.

A limited number of single copies are available, upon request, from Forest Supervisor George Roether, Six Rivers National Forest, 710 "E" Street, Eureka, California 95501.

Copies of the environmental statement and the supplement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines. Comments invited from the public, and from State and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental effects for which comments have not been specifically requested.

Comments concerning the proposed action, and requests for additional information should be addressed to Forest Supervisor George A. Roether, Six Rivers National Forest, 710 "E" Street, Eureka, California 95501. Comments must be received within 60 days after transmission to CEQ in order to be considered in the preparation of the final environmental statement.

DOUGLAS LEES
Regional Forester.

MARCH 7, 1975.

FR Doc.75-6509 Filed 3-12-75; 8:45 am

NOTICES

Soil Conservation Service
COTTONWOOD-WALNUT CREEK WATERSHED PROJECT, N.M.

Availability of Draft Environmental Impact Statement


The environmental impact statement concerns a plan for watershed protection, flood prevention, and recreation. The planned works of improvement include conservation land treatment and structural measures. The structural measures include eleven floodwater retarding structures, one multi-purpose structure with flood detention capacity, and recreation sites. Fifty floodwater diversions and about 9.7 miles of channel work. The channel work provides flood protection for high valued, irrigated ground, involves construction of about 4.8 miles of new channel and about 4.9 miles of channel enlargement on the lower end of Cottonwood Creek, an existing channel with intermittent flow. The recreation improvement will provide for about 63,970 visitor-days of use annually.

A limited supply of copies is available at the following location to fill single copy requests:

Soil Conservation Service, USDA, 617 Gold Avenue, SW, Albuquerque, New Mexico 87102.

Copies of the draft environmental impact statement are available to various federal, state, and local agencies as outlined in the Council on Environmental Quality Guidelines. Comments are also invited from others having special knowledge or professional expertise on environmental impacts.

Comments concerning the proposed action or requests for additional information should be directed to Marion E. Strong, State Conservationist, Soil Conservation Service, P.O. Box 2007, Albuquerque, New Mexico 87103.

Comments must be received on or before April 28, 1975 in order to be considered in the preparation of the final environmental impact statement.


WILLIAM B. DAVIES,
Deputy Administrator for Water Resources, Soil Conservation Service.

FR Doc.75-6504 Filed 3-12-75; 8:45 am

FARMERS CREEK WATERSHED, TEX.

Notice of Negative Declaration

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(e) of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and § 650.6(b) (3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Happy Valley Flood Prevention Measure, Maui County, Hawaii, Tri-Isle Resource Conservation and Development Project.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. Edward E. Thomas, State Conservationist, Soil Conservation Service, USDA, First National Bank Building, Temple, Texas 76501, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project concerns a plan for watershed protection and flood prevention. The six floodwater retarding structures, twelve debris basins, and the land treatment as described in the negative declaration comprise a portion of the remaining planned works of improvement.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, First National Bank Building, Temple, Texas 76501.

Requests for the negative declaration should be sent to the above address.

No administrative action on implementation of the proposal will be taken until March 28, 1975.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services).

JOSEPH W. HAAS,
Acting Deputy Administrator for Water Resources, Soil Conservation Service.

MARCH 3, 1975.

FR Doc.75-6504 Filed 3-12-75; 8:45 am

HAPPY VALLEY FLOOD PREVENTION MEASURE, HI., TRI-ISLE RESOURCE CONSERVATION AND DEVELOPMENT PROJECT

Notice of Negative Declaration

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500 of the Council on Environmental Quality Guidelines (38 FR 20550) August 1, 1973; and § 650.6(b) (3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Happy Valley Flood Prevention Measure, Maui County, Hawaii, Tri-Isle Resource Conservation and Development Project.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. Edward E. Thomas, State Conservationist, Soil Conservation Service, USDA, First National Bank Building, Temple, Texas 76501, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project concerns a plan for watershed protection and flood prevention. The six floodwater retarding structures, twelve debris basins, and the land treatment as described in the negative declaration comprise a portion of the remaining planned works of improvement.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, First National Bank Building, Temple, Texas 76501.

Requests for the negative declaration should be sent to the above address.

No administrative action on implementation of the proposal will be taken until March 28, 1975.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services).

JOSEPH W. HAAS,
Acting Deputy Administrator for Water Resources, Soil Conservation Service.

MARCH 3, 1975.

FR Doc.75-6504 Filed 3-12-75; 8:45 am
NOTICES

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The project concerns a plan for watershed protection and flood prevention. The planned works of improvement include conservation land treatment supplemented by five large floodwater diversions and a concrete-lined floodwater channel with a debris basin, energy dissipator and grassed waterway.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, 440 Alexander Young Building, Honolulu, Hawaii 96815.

No administrative action on implementation of the proposal will be taken until March 28, 1975.

(Catalog of Federal Domestic Assistance Program No. 10.901 National Archives Reference Services.)

ROBERT E. WILLIAMS, Acting Deputy Administrator for Field Services, Soil Conservation Service.

MARCH 7, 1975.

[FR Doc.75-6507 Filed 3-12-75; 8:45 am]

MILL BRANCH WATERSHED PROJECT, GA.

Availability of Draft Environmental Impact Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969; Part 1500 of the Council on Environmental Quality Guidelines (38 FR 20550, August 1, 1973); and Part 650 of the Soil Conservation Service Guidelines (39 FR 19650, June 3, 1974); the Soil Conservation Service, U.S. Department of Agriculture, has prepared a draft environmental impact statement for the Mill Branch Watershed Project, Bacon County, Georgia, USDA-SCS-EIS-WS-(ADM)-75-2-D-0-GA.

The environmental impact statement concerns a plan for watershed protection, flood prevention and drainage. The planned works of improvement include conservation land treatment supplemented by channel work. The channel work will involve approximately 44.2 miles of new channel construction, and enlargement by excavation of approximately 0.6 miles of natural channel and 2.5 miles of manmade channels to provide improved water management in a flatland watershed that is used primarily for production of agricultural crops and pine forest products. With the exception of approximately 0.6 miles of natural channel and 2.5 miles of manmade channels, channel work is proposed where none or practically no defined channels exist. Of the approximately 47.3 miles of channels proposed on or adjacent to drainageways, 11.9 miles will involve those with intermittent flow and 35.4 miles with only ephemeral flow.

A limited supply of copies is available at the following location to fill single copy requests:

Soil Conservation Service, USDA, 355 East Hancock Avenue, P.O. Box 832, Athens, Georgia 30601.

Copies of the draft environmental impact statement have been sent for comment to various state, and local agencies as outlined in the Council on Environmental Quality Guidelines. Comments are also invited from others having knowledge of or special expertise on environmental impacts.

Comments concerning the proposed action or requests for additional information should be addressed to Charles W. Barlett, State Conservationist, Soil Conservation Service, 355 East Hancock Avenue, P.O. Box 832, Athens, Georgia 30601.

Comments must be received on or before April 30, 1975, in order to be considered in the preparation of the final environmental impact statement.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services.)

WILLIAM B. DAVIEY, Deputy Administrator for Water Resources, Soil Conservation Service.

FEBRUARY 28, 1975.

[FR Doc.75-6505 Filed 3-12-75; 8:45 am]

SAN FELIPE CREEK WATERSHED PROJECT, TX.

Notice of Availability of Final Environmental Impact Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969; Part 1500 of the Council on Environmental Quality Guidelines (38 FR 20550, August 1, 1973); and Part 650 of the Soil Conservation Service Guidelines (39 FR 19650, June 3, 1974); the Soil Conservation Service, U.S. Department of Agriculture, has prepared a final environmental impact statement (EIS) for the San Felipe Creek Watershed Project, Val Verde County, Texas, USDA-SCS-EIS-WS-(ADM)-74-12(2).

The EIS concerns a plan for watershed protection and flood prevention. The planned works of improvement provide for conservation land treatment and one floodwater retarding structure.

The final EIS has been filed with the Council on Environmental Quality.

A limited supply is available at the following location to fill single copy requests:

Soil Conservation Service, USDA, First National Bank Building, Temple, Texas 76501.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services.)

WILLIAM B. DAVIEY, Deputy Administrator for Water Resources, Soil Conservation Service.

FEBRUARY 28, 1975.

[FR Doc.75-6501 Filed 3-12-75; 8:45 am]

TIMBER CREEK WATERSHED PROJECT, KANS.

Notice of Negative Declaration

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969; part 1500.6(c) of the Council of Environmental Quality Guidelines (38 FR 20550 August 1, 1973; and part 650.8 (b)(3) of the Soil Conservation Service Guidelines (39 FR 19651) June 3, 1974; the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Thirty-Two Mile Creek Watershed Project, Adams County, Nebraska.

The environmental assessment of this federal action indicated that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. Wilson J. Parker, State Conservationist, Soil Conservation Service, USDA, 134 South 12th Street, Room 604, Lincoln, Nebraska 68508, has determined that the preparation and review of an environmental impact statement is not needed for this project.

The project concerns a plan for watershed protection and flood prevention. The remaining planned works of improvement include conservation land treatment supplemented by two single purpose floodwater retarding structures.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, 134 South 12th Street, Room 604, Lincoln, Nebraska 68508.

Requests for the negative declaration should be sent to the above address.

No administrative action of implementation of the proposal will be taken until 15 days after the date of this publication.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services.)

WILLIAM B. DAVIEY, Deputy Administrator for Water Resources, Soil Conservation Service.

FEBRUARY 28, 1975.

[FR Doc.75-6503 Filed 3-12-75; 8:45 am]
Creek Watershed Project, Cowley and Butler Counties, Kansas.

The environmental assessment of this federal action indicates that the project will not create significant adverse local, regional, or national impacts on the environment and that no significant controversy is associated with the project. As a result of these findings, Mr. Robert E. Griffin, State Conservationist, Soil Conservation Service, USDA, 700 S. Broadway, Salina, Kansas 67401, has determined that the preparation and review of an environmental statement is not needed for this project.

The project concerns a plan for watershed protection and flood prevention. The planned works of improvement remaining to be built include conservation land treatment supplemented by eight floodwater retarding structures.

The environmental assessment file is available for inspection during regular working hours at the following location:

Soil Conservation Service, USDA, 700 S. Broadway, Salina, Kansas 67401.

Requests for the negative declaration should be sent to the above address.

No administrative action on implementation of the proposal will take be until March 28, 1975.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services.)

JOSEPH W. HAAS,
Acting Deputy Administrator for Water Resources, Soil Conservation Service.

MARCH 6, 1975.

[FR Doc.75-8098 Filed 3-12-75; 8:45 am]

ZUNI PUEBLO WATERSHED PROJECT, N. MEX.

Availability of Draft Environmental Impact Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969; Part 1500 of the Council on Environ-
mental Quality Guidelines; Part 760, Title 43 of Code of Federal	Regulations; and Part 750 of the Soil Conservation Service, U.S. De-
partment of Agriculture, has prepared a draft environmental impact statement for the Zuni Pueblo Watershed Project, McKinley County, New Mexico, USDA-SOS-WS-(ADM)-74-1-(D)-(NM).

The environmental impact statement concerns a plan for watershed protection and flood prevention. The planned works of improvement include conservation land treatment, supplemented by one water control structure. The water control structure is a purpose floodwater retarding structure with associated outlet works. The outlet works consist of a 30-inch diameter principal spillway through the embankment and about 8,900 linear feet of 30-inch diameter pipeline.

A limited supply of copies is available at the following location to fill single copy requests:

Soil Conservation Service, USDA, 517 Gold Avenue SW, Albuquerque, New Mexico 87103.

Copies of the draft environmental impact statement have been sent for comment to various federal, state, and local agencies as outlined in the Council on Environmental Quality Guidelines.

Comments are also invited from others having knowledge of or special expertise on environmental impacts.

Comments concerning the proposed action or requests for additional information should be addressed to Marion Strong, State Conservationist, Soil Conservation Service, Box 2007, Albuquerque, New Mexico 87103.

Comments must be received on or before May 2, 1975, in order to be considered in the preparation of the final environmental impact statement.

(Catalog of Federal Domestic Assistance Program No. 10.904, National Archives Reference Services.)

WILLIAM B. DAVET,
Deputy Administrator for Water Resources, Soil Conservation Service.

FEBRUARY 28, 1975.

[FR Doc.75-8506 Filed 3-12-75; 7:45 am]

DEPARTMENT OF COMMERCE

Domestic and International Business Administration

UNIVERSITY OF MIAMI ET AL.

Applications for Duty-Free Entry of Scientific Articles

The following are notices of the receipt of applications for duty-free entry of scientific articles pursuant to section 6(a) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-651; 80 Stat. 897). Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the article is intended to be used is being manufactured in the United States. Such comments must be filed in triplicate with the Director, Special Imports Programs Division, Office of Import Programs, Washington, D.C. 20230, on or before April 2, 1975.

Amended regulations issued under cited Act, as published in the February 24, 1972 issue of the Federal Register, prescribe, the requirements applicable to comments.

A copy of each application is on file, and may be examined during ordinary Commerce Department business hours at the Special Import Programs Division, Department of Commerce, Washington, D.C. 20230.

Docket number: 75-00370-00-07500.

Applicant: University of Miami, Rosenstiel School of Marine and Atmospheric Science, 10 Rickenbacker Causeway, Miami, Florida 33124. Article: Temperature Controller. Manufacturer: Technoequp Inc., Canada. Intended use of article: The article is an integral part of a Picker Dynamique Flow Microcalorimeter used to control temperature.

Application received by Commissioner of Customs: February 13, 1975.

Docket number: 75-00371-33-40070.

Applicant: Northwestern University Medical School, Northwestern Memorial Hospital, Chicago, Illinois 60611. Article: Scanning Electron Microscope, Model 5SEM-560. Manufacturer: Philips Electronic Instruments NVD, The Netherlands. Intended use of article: The article is intended to be used for analysis of normal and pathological structures of the liver. Human liver biopsies from cases of acute and chronic alcoholic hepatitis will be studied.

Early structural changes along the hepatocyte-collagen interface of interlobular septa in experimental cirrhosis will be examined and compared with similar areas in human cirrhosis. Relationships of fibroblasts to collage in fibrotic areas will be documented and compared to similar events in cirrhosis. Hepatocyte changes preceding involvement with fibrous tissue entering the parenchyma are other parameters to be examined. Structural forms of collagen in experimental cirrhosis and cirrhosis in human alcoholics will also be analyzed and compared. Application received by Commissioner of Customs: February 12, 1975.

Docket number: 75-00372-33-00000. Applicant: Baptist Hospital, 1000 West Moreno Street, Pensacola, Florida 32501. Article: EMI Scanner System with Magnetic Tape Storage. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used to detect abnormalities in the brain and adjacent structures. In addition, the article will be used to further complement the education program known as the Pensacola Educational Program. Application received by Commissioner of Customs: February 17, 1975.

Docket number: 75-00373-33-00000. Applicant: University of New Mexico School of Medicine, Division of Neurosurgery, 915 Stanford Drive, NE, Albuquerque, New Mexico 87131. Article: EMI Scanner System with Magnetic Tape Storage. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be an integral part of the investigation of brain pathology in the following research projects:

1. The investigation of a pl measurion radiation on primary and secondary tumors of the brain.
2. The investigation of congenital abnormalities of the brain in an attempt to predict the prognosis of a case in relationship to the anatomy of the brain as seen on EMI scan and the influence of hydrocephalus on that outcome.
3. The investigation of cases of closed head injury with emphasis on the prognostic value of the EMI Scan in regard to the long term neurological status of the patients.
4. Investigation of the blood-brain barrier systems in regard to contrast materials and modification of the barrier by various drugs.
In addition, the article will be used to train residents in radiology and neurology in advanced techniques of neuro-radiology. Application received by Commissioner of Customs: February 12, 1975. Docket number: 75-00374-33-46040. Applicant: University of Kentucky, College of Agriculture, College of Veterinary Science, Lexington, Kentucky 40506. Article: Electron Microscope, Model EM 201C. Manufacturer: Phillips Electronic Instruments NVD, The Netherlands. Intended use of article: The article is intended to be used in the following studies: (1) Virus studies: Thin section studies of virus-infected equine tissues, and virus-infected tissue culture cells. Negatively stained virus particles and virion components, shadowed and stained nucleic acid (both RNA and DNA) molecules from virus particles and virus-infected cells. (2) Pathology: Thin sections of equine tumors and other pathological specimens from the horse. Ferritin labelled antibody to bacterial and viral agents in thin section preparations of pathological lesions of the horse. Article received by Commissioner of Customs: February 12, 1975.

Docket number: 75-00375-33-95000. Applicant: Southwest Texas Methodist Hospital, 7700 Floyd Curl Drive, San Antonio, Texas 78229. Article: EM-Scanner System with Magnetic Tape Storage System. Manufacturer: EMI Limited, United Kingdom. Intended use of article: The article is intended to be used to serve the staff and area physicians of several hospitals, the Regional Cancer Therapy and Research Center and the University of Texas Medical School in their daily practice of medicine, research and teaching of physicians, residents, interns and medical students. Application received by Commissioner of Customs: February 12, 1975.

Docket number: 75-00377-33-46049. Applicant: Children's Hospital Medical Center, 3600 Children's Place, Eastwood, Massachusetts 02108. Article: Electron Microscope, Model JEM 100C/SEG and accessories. Manufacturer: JEOL Ltd., Japan. Intended use of article: The article is intended to be used for studies of animal (including human) calcifying tissues. Cells and subcellular components, as well as extracellular matrix and matrix components will be investigated. The work will include studies of the following: (1) changes in cell structure and subcellular components of the different types of bone cells under the influence of hormones, (2) changes in bone cells, subcellular components in bone diseases, (3) changes in cellular and subcellular structure and matrix components of articular cartilage in experimental models which imitate the nature of the initial mineral deposits in bone matrix and their subsequent maturation, and (5) the relationship between these mineral deposits and cellular components. In addition, the article will be used in advanced training in research at the level of postdoctoral fellows and residents in orthopedic surgery. Application received by Commissioner of Customs: February 12, 1975.


Docket number: 75-00380-33-46040. Applicant: University of Pennsylvania, School of Medicine, Department of Physiology, 3914 Hamilton Walk, Philadelphia, Pennsylvania 19174. Article: Electron Microscope, Model EM 95-2. Manufacturer: Carl Zeiss, West Germany. Intended use of article: The article is intended to be used for studies of amphibian and mammalian hearts including tissues from frog, toad, rat, guinea pig and human pathological material. The properties to be studied include the ultrastructure of the contractile proteins of the cells, the organization of the contractile filaments in the muscle cells, the connections between heart cells, the calcium content of the various intracellular organelles, the amount of orientation of connective tissue within the heart, the response of the connective tissue to various stresses, and the interaction of collagen and elastin fibers in the heart.

Experiments to be conducted involve measurement of the dimensions of the contractile filament within various heart mechanisms, examination of the mechanical states, examination of the structure of the contractile filaments by viewing their transverse appearance, localization of the calcium content of various organelles of the cell, study of morphology of M line bridges, study of the junctions between cells to evaluate the type of mechanical coupling between the cells, the direction and direction of connective tissue fibers in heart muscle to evaluate the forces they generate.

The article will also be used in teaching Physiology, 561, 14617. Principles of Physiology, Physiology 510 Cell Physiology and Physiology 683 Structure Function Correlations in Muscle Contraction, to introduce students to the techniques of electron microscopy with progressively intensity. Application received by Commissioner of Customs: February 12, 1975.

(Catalog of Federal Domestic Assistance Program No. 11.65, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART, Director, Special Import Programs Division.

[FR Doc.75-5639 Filed 3-12-75; 8:45 am]

MASSACHUSETTS INSTITUTE OF TECHNOLOGY AND THE DEPARTMENT OF THE INTERIOR

Consolidated Decision on Applications for Duty-Free Entry of Recording Current Meters

The following is a consolidated decision on applications for duty-free entry of Recording Current Meters, pursuant to Section 600 of the Educational, Scientific, and Cultural Materials Importation Act of 1956 (Public Law 85-651, 80 Stat. 697) and the regulations issued thereunder as amended (37 CFR 3822 et seq.) (See especially § 701.11(e)).

A copy of the record pertaining to each of the applications in this consolidated decision is available for public review during ordinary business hours of the Department of Commerce, at the Special Import Programs Division, Office of Import Programs, Department of Commerce, Washington, D.C. 20220.

Docket number: 75-00625-56-17500. Applicant: Massachusetts Institute of Technology, 77 Massachusetts Avenue, Cambridge, Mass. 02139. Article: 4 Recording Current Meters and Tape Reader. Manufacturer: Ivar Aanderas, Norway. Intended use of article: The article is intended to be used to make periodic measurements of properties in Massachusetts Bay. Application received by Commissioner of Customs: July 17, 1974. Advice from the National Oceanic and Atmospheric Administration: on February 12, 1975.


Comments: No comments have been received with respect to any of the foregoing applications. No instruments or apparatus have been approved. No instruments or apparatus of equivalent scientific value to the foreign articles, for such purposes as these articles are intended to be used, is being manufactured in the United States.
NOTICES

States. Reasons: Each foreign article is a self-contained instrument which provides the capabilities for recording current speed, direction, water temperature and conductivity on magnetic tape. The National Oceanic and Atmospheric Administration, which has been advised by the respectively cited memoranda that the capabilities described above are pertinent to the purposes for which each of the foreign articles is intended to be used, NOAA advises that it knows of no domestically manufactured instrument which provides measurement of conductivity for salinity computation and accordingly, which is scientifically equivalent to any of the foreign articles to which the foregoing applications relate for such purposes as these articles are intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to any of the foreign articles to which the foregoing applications relate, for such purposes as these articles are intended to be used, which is being manufactured in the United States.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART, 
Director, Special Import Programs Division.

V.A. HOSPITAL, SAN FRANCISCO

Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-851, 80 Stat. 897) and the regulations issued thereunder as amended (37 F.R. 3622 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket number: 75-00136-33-46040.

Applicant: Veterans Administration Hospital, 42nd Avenue and Clement Street, San Francisco, California 94112. Article: Electron Microscope, Model EM 201C. Manufacturer: Philips Electronic Instruments NV, The Netherlands. Intended use of article: The article is intended to be used for the following investigations:

(1) Hepatic lipid metabolism: effects of lipid-lowering drugs.
(2) Structural growth requirements of human breast dysplasias and tumors.
(2) Hormonal control of hepatocyte membrane development and maintenance.

The article will also be used to train students from the graduate, dental and medical schools of the University of California Medical Center as well as technicians, staff, research fellows and other personnel at the VA Hospital.

Comments: No comments have been received with respect to this application.

Decision: Application denied. An instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States.

Reasons: The applicant in response to Question 8 alleges that the foreign article provides the following pertinent features:

1. Resolution: Demonstrated 3.5A resolving capacity. The objective lens of the article has a focal length of 1.6mm and therefore has smaller aberration constants than other microscopes.

2. Magnification Range: A wider magnification range than the domestically-manufactured EMU-4C. The article provides both low and high magnification pictures without losing view of the specimen, without the necessity to break the vacuum and change the pole piece when the operator switches from high to low (or vice versa) magnification pictures.


4. Illumination System: An electron gun which provides a virtual electron point to point. The EMU-4C guarantees 4 Angstroms point to point. HEW advises that the EMU-4C provides equivalent photographic facilities for the purposes for which the foreign article is intended to be used, is being manufactured in the United States.

Thus the EMU-4C is scientifically equivalent to the article with respect to resolution for the purposes for which the article is intended to be used.

2. The EMU-4C provides magnifications of 1400 to 240,000x with 400 or less for scanning. The article provides a magnification range of 1500x to 200,000x with 200x for scanning. No pole-piece change is necessary for either instrument. HEW advises that the magnification range of the EMU-4C is equivalent to that of the article.

3. The eucentric goniometer stage was not ordered with the article, and, therefore, in accordance with §§701.2(d) and 701.6(a)(3) of the regulations, it cannot be considered in the determination.

4. The EMU-4C provides a high intensity grid cap for greater illumination and contrast at high resolution, plus equivalent guaranteed resolution (as indicated in Item 1 above). HEW advises that the EMU-4C provides equivalent illumination to that of the article.

5. The EMU-4C provides a choice of multiple camera use, such as plate, 35 and 70mm camera use. The applicant purchased only the plate camera with this article. The 35 and 70mm cameras are to be purchased at a later date. Future purchases cannot be considered in the determination of scientific equivalency according to §§701.2(d) and 701.6(a)(3) of the regulations. Moreover HEW advises that the EMU-4C provides equivalent photographic facilities. For the foregoing reasons, we find that the Model EMU-4C electron microscope is of equivalent scientific value to the foreign article for such purposes as this article is intended to be used.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART, 
Director, Special Import Programs Division.

V.A. HOSPITAL, SAN DIEGO

Decision on Application for Duty-Free Entry of Scientific Article

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-851, 80 Stat. 897) and the regulations issued thereunder as amended (37 F.R. 3622 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket Number: 75-00175-26-46040.

Applicant: Veterans Administration Hospital, Research and Education Service, 3350 La Jolla Village Drive, San Diego, California 92037.

The following is a decision on an application for duty-free entry of a scientific article pursuant to section 6(c) of the Educational, Scientific, and Cultural Materials Importation Act of 1966 (Pub. L. 89-851, 80 Stat. 897) and the regulations issued thereunder as amended (37 F.R. 3622 et seq.).

A copy of the record pertaining to this decision is available for public review during ordinary business hours of the Department of Commerce, at the Office of Import Programs, Department of Commerce, Washington, D.C. 20230.

Docket Number: 75-00136-33-46040.

Applicant: Veterans Administration Hospital, 42nd Avenue and Clement Street, San Francisco, California 94112. Article: Electron Microscope, Model EM 201C. Manufacturer: Philips Electronic Instruments NV, The Netherlands. Intended use of article: The article is intended to be used for the following investigations:

(1) Hepatic lipid metabolism: effects of lipid-lowering drugs.
(2) Structural growth requirements of human breast dysplasias and tumors.
(3) Hormonal control of hepatocyte membrane development and maintenance.

The article will also be used to train students from the graduate, dental and medical schools of the University of California Medical Center as well as technicians, staff, research fellows and other personnel at the VA Hospital.

Comments: No comments have been received with respect to this application.

Decision: Application denied. An instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, is being manufactured in the United States.

Reasons: The applicant in response to Question 8 alleges that the foreign article provides the following pertinent features:

1. Resolution: Demonstrated 3.5A resolving capacity. The objective lens of the article has a focal length of 1.6mm and therefore has smaller aberration constants than other microscopes.

2. Magnification Range: A wider magnification range than the domestically-manufactured EMU-4C. The article provides both low and high magnification pictures without losing view of the specimen, without the necessity to break the vacuum and change the pole piece when the operator switches from high to low (or vice versa) magnification pictures.


4. Illumination System: An electron gun which provides a virtual electron point to point. The EMU-4C guarantees 4 Angstroms point to point. HEW advises that the EMU-4C provides equivalent photographic facilities for the purposes for which the foreign article is intended to be used, is being manufactured in the United States.

Thus the EMU-4C is scientifically equivalent to the article with respect to resolution for the purposes for which the article is intended to be used.

2. The EMU-4C provides magnifications of 1400 to 240,000x with 400 or less for scanning. The article provides a magnification range of 1500x to 200,000x with 200x for scanning. No pole-piece change is necessary for either instrument. HEW advises that the magnification range of the EMU-4C is equivalent to that of the article.

3. The eucentric goniometer stage was not ordered with the article, and, therefore, in accordance with §§701.2(d) and 701.6(a)(3) of the regulations, it cannot be considered in the determination.

4. The EMU-4C provides a high intensity grid cap for greater illumination and contrast at high resolution, plus equivalent guaranteed resolution (as indicated in Item 1 above). HEW advises that the EMU-4C provides equivalent illumination to that of the article.

5. The EMU-4C provides a choice of multiple camera use, such as plate, 35 and 70mm camera use. The applicant purchased only the plate camera with this article. The 35 and 70mm cameras are to be purchased at a later date. Future purchases cannot be considered in the determination of scientific equivalency according to §§701.2(d) and 701.6(a)(3) of the regulations. Moreover HEW advises that the EMU-4C provides equivalent photographic facilities. For the foregoing reasons, we find that the Model EMU-4C electron microscope is of equivalent scientific value to the foreign article for such purposes as this article is intended to be used.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

A. H. STUART, 
Director, Special Import Programs Division.
We, therefore, find that the Model EMU-4C is not of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used.

The Department of Commerce knows of no other instrument or apparatus of equivalent scientific value to the foreign article, for such purposes as this article is intended to be used, which is being manufactured in the United States.

(Catalog of Federal Domestic Assistance Program No. 11.163, Importation of Duty-Free Educational and Scientific Materials)

A. H. ESTHER, Director, Special Import Programs Division.

[FR Doc.75-6637 Filed 3-12-75; 8:45 am]

National Bureau of Standards

CHIP BOARD

Commercial Standard; Action on Proposed Withdrawal

In accordance with § 10.12 of the Department's "Procedures for the Development of Voluntary Product Standards" (15 CFR Part 10, as revised; 35 FR 6549 dated May 21, 1970), notice is hereby given of the withdrawal of Commercial Standard CS 49-34, "Chip Board, Laminated Chip Board, and Miscellaneous Boards for Furniture Purposes."

It has been determined that this standard is technically inadequate, no longer used by the industry and that revision would serve no useful purpose. This action is taken in furtherance of the Department's announced intentions as set forth in the public notice appearing in the Federal Register of January 3, 1975 (40 FR 817), to withdraw this standard.

The effective date for the withdrawal of this standard will be May 12, 1975. This withdrawal action terminates the authority to refer to this standard as a voluntary standard developed under the Department of Commerce procedures.

RICHARD W. ROBERTS, Director.

MARCH 10, 1975.

[FR Doc.75-6650 Filed 3-12-75; 8:45 am]

STEEL PRODUCTS

Simplified Practice Recommendation; Action on Proposed Withdrawal


It has been determined that this standard is no longer technically adequate and no longer used by the industry, and in view of the existence of a recently developed standard identified as American Society for Testing and Materials A700-74, "Standard Recommended Practices for Packaging, Marking, and Loading Methods for Steel Products for Domestic Shipments," revision of this Simplified Practice Recommendation would serve no useful purpose. This action is taken in furtherance of the Department's announced intentions as set forth in the public notice appearing in the Federal Register of January 3, 1975 (40 FR 817), to withdraw this standard.

The effective date for the withdrawal of this standard will be May 12, 1975. This withdrawal action terminates the authority to refer to this standard as a voluntary standard developed under the Department of Commerce procedures.

RICHARD W. ROBERTS, Director.

MARCH 10, 1975.

[FR Doc.75-6650 Filed 3-12-75; 8:45 am]

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content of these environmental impact statements should do so as soon as possible. Comments may be submitted in writing or telephone to:

Edward T. LaRoe (301/496-8896) or Trevor O'Neill (301/496-8821), Office of Coastal Zone Management, NOAA, Department of Commerce, Rockville, Maryland 20852.

R. L. CARNAHAN,
Acting Assistant Administrator
for Administration.

[FED Doc. 76-6664 Filed 3-12-76; 7:45 am]

COASTAL ZONE MANAGEMENT PROGRAM
APPROVAL AND ADMINISTRATIVE GRANTS

Intent To File Environmental Impact Statement

The Office of Coastal Zone Management (OCZM), National Oceans and Atmospheric Administration (NOAA) is preparing to receive and review applications for approval of state coastal zone management programs and for financial assistance to implement and administer these programs, pursuant to section 306 of the Coastal Zone Management Act of 1972. Although no applications have as yet been received, it is anticipated that applications will be received in the near future from one or more of the following states:

Oregon
Washington
Maine (segmented approval—Mid-Region)
California (segmented approval—San Francisco Bay Conservation and Development Commission)

Guidelines for approval of state programs and for administrative grants, were published in the Federal Register on January 9, 1976 (41 CFR Part 923, FR Vol. 40, No. 6, p. 1682); copies are available if desired from OCZM.

OCZM, NOAA, has determined that the state coastal zone management program applications and grant agreements for implementation of the program have the potential for causing a significant impact on the environment, and, therefore, environmental impact statements for each proposed grant award will be prepared pursuant to the National Environmental Policy Act (42 U.S.C. 4321) and its implementing regulations (40 CFR Part 15).

Interested parties who wish to submit suggestions, comments, or substantive information concerning the scope or content of these environmental impact statements should do so as soon as possible. Comments may be submitted in writing or telephone to:

Edward T. LaRoe (301/496-8896), Office of Coastal Zone Management, NOAA, Department of Commerce, Rockville, Maryland.

R. L. CARNAHAN,
Acting Assistant Administrator
for Administration.

[FED Doc. 76-6665 Filed 3-12-76; 8:45 am]

NOTICES

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[DESIGNATE]

BUCLIZINE HYDROCHLORIDE FOR ORAL ADMINISTRATION

Drug Efficacy Study Implementation Amendment

A notice (DESIGNATE) was published in the Federal Register of March 9, 1971 (36 FR 4558) pursuant to the evaluation of reports received from the National Academy of Sciences—National Research Council, Drug Efficacy Study Group, in which the Commissioner of Food and Drugs announced his conclusion that buclizine hydrochloride is effective for the prevention of motion sickness, and less-than-effective (possibly effective and lacking substantial evidence of effectiveness) for other labeled indications. That notice is now amended to state that the drug is also less-than-effective (possibly effective) for vertigo (dizziness). The notices include only those applications for the following drug which was reformulated as set forth in the Federal Register notice (DESIGNATE) of October 11, 1974 (39 FR 39311).

NDA 10-911; Bucladin-S Tablets containing buclizine hydrochloride; Stuart Pharmaceuticals, Division of ICi America, Inc., Wilmington, Delaware 19899.

All identical, related, or similar products, not the subject of an approved new drug application, are covered by the new drug application(s) reviewed and are subject to this notice (21 CFR 310.6). Any person who wishes to determine whether a specific product is covered by this notice should write to the Food and Drug Administration, Bureau of Drugs, Division of Drug Labeling Compliance (HFD-310), 5600 Fishers Lane, Rockville, MD 20852.

The notice of March 9, 1971 stating the conditions of approval and marketing of buclizine hydrochloride as a single entity drug is hereby amended to delete bioavailability requirements for all of the products; to reword the effective indication to read as follows: Management of the nausea, vomiting and dizziness associated with motion sickness; and to add the additional less-than-effective (possibly effective) indication of vertigo which may be used in labeling pending final resolution of its status.

Any data submitted in response to this notice to support the effectiveness of the drug in vertigo must be previously unsubmittted and include data from adequate and well-controlled clinical investigations (identified for ready review) and described in 21 CFR 314.111(a)(3). Carefully conducted and documented clinical studies obtained under uncontrolled or partially controlled situations are not acceptable as a sole basis for approval of claims of effectiveness, but such studies may be considered on their merits for corroboration of support of efficacy and evidence of safety.


DATED: February 24, 1975.

J. RICHARD CASSEL,
Director, Bureau of Drugs.

[FR Doc. 76-6661 Filed 3-12-76; 8:45 am]

RESERpine AND RESCINMINE PRODUCTS IN CONTROLLED RELEASE DOsAGE FORMS

Notice of Withdrawal of Approval of New Drug Application and Opportunity for Hearing

The National Academy of Sciences—National Research Council, Drug Efficacy Study Group evaluated the effectiveness of the drug products described below, the drugs are probably effective, possibly effective and lacking substantial evidence of effectiveness for their claimed indications. These products have been used in the treatment of hypertension. No evidence to establish the effectiveness of these controlled release forms has been submitted and these products are now regarded as lacking substantial evidence for all of their labeled indications. This notice announces that conclusion, withdraws approval of two new drug applications, and gives the opportunity for manufacturers of identical, related, or similar drugs to request a hearing on the legal status of their drugs.

1. NDA 10-067; Eckesser Spansules (two-strengths) containing reserpine; previously marketed by Smith, Kline & French Laboratories, 1500 Spring Garden Street, Philadelphia, PA 19101.

2. NDA 11-053; Rescinnamine Nycsan (two-strengths) containing reserpine; previously marketed by USV Pharmaceutical Corporation, 1 Scarsdale Road, Tuckahoe, NY 10707.

3. NDA 10-038; Reserpine Prolongusules containing reserpine; previously marketed by Richlyn Laboratories Inc., 3725 Castor Ave., Philadelphia, PA 19124.

4. NDA 10-328; Reserpine Nycsan (three-strengths) containing reserpine; previously marketed by USV Pharmaceutical Corp.
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Other drugs included in the notice of April 28, 1971 are not affected by this notice.

No data concerning effectiveness was submitted. On the basis of all of the data and information available to him, the Director of the Bureau of Drugs is unaware of any adequate and well-controlled investigation conducted by experts qualified by scientific training and experience, meeting the requirements of section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355) and 21 CFR 314.111(a)(5), demonstrating the effectiveness of the drugs.

In orders published in the Federal Register on October 14, 1971 (38 FR 19896), and July 18, 1972 (37 FR 19147), respectively, approval of NDA 10-036 for Reserpine Prolongsules and NDA 10-262 for Reserpine Nyscaps was withdrawn on the ground of failure of the sponsors to submit required reports under section 505(j) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(j)). At the time those notices were published, no final conclusions concerning the effectiveness of Nyscaps in controlled release dosage form had been reached.


Therefore notice is given to all interested persons that the Director of the Bureau of Drugs finds that on the basis of new information he has received with respect to the above drug products, evaluated together with the evidence available to him when the applications were approved, there is a lack of substantial evidence that the products will have the effect they purport or are represented to have under the conditions of use prescribed, recommended, or suggested in the labeling.

Therefore, pursuant to the foregoing finding and the aforementioned waiver of the opportunity for a hearing, approval of NDA 10-067 for Rescerpine Nyscaps and 11-053 (Rescirinnamine Nyscaps) and all amendments and supplements applying thereto is withdrawn effective on March 24, 1975.

This notice of opportunity for hearing encompasses all issues relating to the legal status of the drug products named above and of all identical, related or similar drug products or when a request for hearing is made in the required time.
The criteria read as follows:

In addition to evaluation on the basis of criteria found in the Office of Education General Provisions at 45 CFR 100a.26(b) (38 FR 30654, 30664, November 6, 1973) the Commissioner will further evaluate applications for Federal support to graduate and undergraduate international studies programs in accordance with the following criteria:

1. Graduate Programs. (a) The international nature, contemporary relevance, and interdisciplinary and comparative dimensions of the program;

(b) The extent to which provisions are made for evaluation of the effect of the program on students receiving training, the campus, the community, local teachers, and neighboring institutions of higher education;

(c) The institution's capability to provide foreign language study as a part of each student's international studies experience;

(d) The commitment of the institution toward the establishment and operation of the programs as evidenced by the thoroughness of preparation of the program, the availability of resources including institutional financial support, and the overall quality of the program;

(e) The probability that a clearly improved educational experience will be available at the institution for prospective students within two years and that the program will be continued after Federal support is withdrawn.

(20 U.S.C. 511(a))

2. Undergraduate Programs. (a) The extent to which provisions are made for evaluation of the effect of the program on students receiving training, the campus, the community, local teachers, and neighboring institutions of higher education;

(b) The commitment of the institution toward the establishment and operation of the programs as evidenced by the thoroughness of preparation of the program, maximum use of available resources including institutional financial support and the overall quality of the program;

(c) The institution's capability to provide foreign language study as a part of each student's international studies experience.

(d) The probability that a clearly improved educational experience will be available at the institution for prospective students within two years and that the program will be continued after Federal support is withdrawn.

(20 U.S.C. 511(a))

[PR Doc.75-6623 Filed 3-12-75;8:45 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Assistant Regional Administrator for Housing Production and Mortgage Credit

Delegation of Authority

The officials appointed to the following positions in Region I (Boston) are designated to serve as Acting Regional Administrator, Region I, Boston, during the absence of the Acting Regional Administrator, with all the powers, functions, and duties redefined or assigned to the Acting Regional Administrator, as follows:

1. Assistant Regional Administrator, Region I, Boston, during the absence of the Acting Regional Administrator, with all the powers, functions, and duties redefined or assigned to the Acting Regional Administrator.

2. Assistant Regional Administrator, Region I, Boston, during the absence of the Acting Regional Administrator, with all the powers, functions, and duties redefined or assigned to the Acting Regional Administrator.

3. Regional Counsel.

4. Assistant Regional Administrator, Region I, Boston, during the absence of the Acting Regional Administrator, with all the powers, functions, and duties redefined or assigned to the Acting Regional Administrator.

5. Assistant Regional Administrator for Community Planning and Development.

6. Assistant Regional Administrator for Equal Opportunity.

This designation supersedes the designation effective August 22, 1971 (37 FR 2854, Feb. 8, 1972).

Effective date. This designation is effective as of January 2, 1975.

Harold G. Thompson, Acting Regional Administrator, Region I.

[80 FR Doc.75-6691 Filed 3-12-75;8:45 am]

DEPARTMENT OF TRANSPORTATION

Environmental Effects of Highway Projects

New Jersey's Proposed Action Plan

The New Jersey Department of Transportation has submitted to the Federal Highway Administration of the U.S. Department of Transportation a proposed Action Plan as required by 23 CFR Part 705 (39 FR 41819, Dec. 2, 1974). The Action Plan outlines the organizational relationships, the assumptions of responsibility, and the procedures to be used by the State to assure that economic, social, and environmental effects are fully considered in developing highway projects and that final decisions on highway projects are made in the best overall interests, taking into consideration: (1) needs for fast, safe, and efficient transportation; (2) public services; and (3) costs of eliminating or minimizing adverse effects.

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The proposed Action Plan is available for public review at the following locations:

1. New Jersey Department of Transportation, Room 2100, 1055 Parkway Avenue, Trenton, New Jersey 08628.
2. Federal Highway Administration—Division Office, Suburban Square Building, 25 Scotch Road, Trenton, New Jersey 08628.
4. Federal Highway Administration, Environmental Programs Division, Room 424, 400 Seventh Street SW., Washington, D.C. 20590.

Comments from interested groups and the public on the proposed Action Plan are invited. Comments should be sent to the FHWA Regional Office shown above before April 7, 1975.

Issued on: March 10, 1975.

J. R. Costal, Jr.,
Deputy Administrator.

[U.S.C. 5(b) (2) of the Act; and
(2) to approve any program of projects for the utilization of authorized funds developed by a Governor of a designated recipient and approved by the official metropolitan planning organization of the area involved, pursuant to section 5(g) (2) of the Act; and
(3) to make grant controls and amendments thereto for projects under section 5 of the Act which have been approved by the Administrator.

This redelegation becomes effective immediately.


FRANK C. HERRING, Urban Mass Transportation Administrator.

[FR Doc.75-6620 Filed 3-12-75;8:45 am]

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

CERTEIN COTTON, WOOL AND MAN-MADE FIBER TEXTILE PRODUCTS

Exemptions of Hand-Loomed and Folklore Products

MARCH 7, 1975.

Effective on January 1, 1975, Headnote 1(b), Schedule 3, Tariff Schedules of the United States Annotated (TSUSA), was amended to provide for the statistical reporting of certain “Certified hand-loomed and folklore products” designated in TSUSA Schedules 3 and 7, TSUSA, to exempt them from import restraints established pursuant to the Agreement Regarding International Trade in Textiles, as amended, directives in effect on the dates in which were made and providing for the exemption of items certified exempt thereunder, the Committee for the Implementation of Textile Agreements will furnish exemptions of items certified exempt thereunder, the Committee for the Implementation of Textile Agreements will furnish customs with names of the countries with which the United States has negotiated纺织品安排.

Currently, directives in effect on the dates in which were made and providing for the exemption of items certified exempt thereunder, the Committee for the Implementation of Textile Agreements will furnish customs with names of the countries with which the United States has negotiated纺织品安排.

March 7, 1975.

Exempted on December 12, 1964, there was published in the Federal Register a letter dated December 8, 1964 from the Chairman, President's Cabinet Textile Advisory Committee, to the Commissioner of Customs, establishing a visa

FRANK C. HERRING, Urban Mass Transportation Administrator.

[FR Doc.75-6659 Filed 3-12-75;8:45 am]

DIRECTOR, SECTION FIVE TASK FORCE

Interim Redelegation of Authority

Pursuant to the authority delegated to me by § 1.45(b) and 1.50 of the Regulations of the Office of the Deputy Administrator for the Office of the Secretary of Transportation (49 CFR § 1.45(b) and 1.50), Stephen G. McConahey, Director of a Task Force established within the Urban Mass Transportation Administration to develop guidelines and procedures for the implementation of the program of formula grants for capital improvement and operating subsidy projects authorized by § 1.50 of the Urban Mass Transportation Act of 1964 as amended (49 U.S.C. 1604) (“the Act”), and to process and review grant applications for such projects, is hereby delegated interim authority:

(1) to concur in the selection by Governors, responsible local officials, and publicly owned operators of mass transportation services, of designated recipients to receive and dispense funds attributable to urbanized areas of two hundred thousand or more population, pursuant to section 5(b) (2) of the Act, provided, however, that in any area where the Governor, the responsible local officials and the publicly owned operators of mass transportation services are unable to agree in the selection of a designated recipient to receive and dispense such funds, authority to select such designated recipient is reserved to the Administrator; and

(2) to approve any program of projects for the utilization of authorized funds developed by a Governor of a designated recipient and approved by the official metropolitan planning organization of the area involved, pursuant to section 5(g) (2) of the Act; and

(3) to make grant controls and amendments thereto for projects under section 5 of the Act which have been approved by the Administrator.

This redelegation becomes effective immediately.


FRANK C. HERRING, Urban Mass Transportation Administrator.

[FR Doc.75-6659 Filed 3-12-75;8:45 am]

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

CERTEIN COTTON, WOOL AND MAN-MADE FIBER TEXTILE PRODUCTS

Exemptions of Hand-Loomed and Folklore Products

MARCH 7, 1975.

Effective on January 1, 1975, Headnote 1(b), Schedule 3, Tariff Schedules of the United States Annotated (TSUSA), was amended to provide for the statistical reporting of certain “Certified hand-loomed and folklore products” designated in TSUSA Schedules 3 and 7, TSUSA, to exempt them from import restraints established pursuant to the Agreement Regarding International Trade in Textiles, as amended, directives in effect on the dates in which were made and providing for the exemption of items certified exempt thereunder, the Committee for the Implementation of Textile Agreements will furnish exemptions of items certified exempt thereunder, the Committee for the Implementation of Textile Agreements will furnish customs with names of the countries with which the United States has negotiated纺织品安排.

Currently, directives in effect on the dates in which were made and providing for the exemption of items certified exempt thereunder, the Committee for the Implementation of Textile Agreements will furnish exemptions of items certified exempt thereunder, the Committee for the Implementation of Textile Agreements will furnish customs with names of the countries with which the United States has negotiated纺织品安排.

March 7, 1975.

Exempted on December 12, 1964, there was published in the Federal Register a letter dated December 8, 1964 from the Chairman, President's Cabinet Textile Advisory Committee, to the Commissioner of Customs, establishing a visa

FRANK C. HERRING, Urban Mass Transportation Administrator.

[FR Doc.75-6659 Filed 3-12-75;8:45 am]

CERTAIN COTTON TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN ITALY

Termination of Visa Requirement

MARCH 10, 1975.

On December 12, 1964, there was published in the Federal Register (29 FR 17056) a letter dated December 8, 1964 from the Chairman, President's Cabinet Textile Advisory Committee, to the Commissioner of Customs, establishing a visa

FRANK C. HERRING, Urban Mass Transportation Administrator.

[FR Doc.75-6659 Filed 3-12-75;8:45 am]
NOTICES

**NOTICED**

**ENVIRONMENTAL IMPACT STATEMENTS**

<table>
<thead>
<tr>
<th>Description</th>
<th>Location</th>
<th>Date</th>
<th>Details</th>
</tr>
</thead>
<tbody>
<tr>
<td>Environmental impact statements received by the Council on Environmental Quality from March 3 through March 7, 1975.</td>
<td></td>
<td></td>
<td>The date of receipt for each statement is noted in the statement summary.</td>
</tr>
<tr>
<td>Under Council Guidelines the minimum period for public review and comment on draft environmental statements is forty-five (45) days from this Federal Register notice of availability. (April 23, 1975.) The thirty (30) day period for each final statement begins on the day the statement is made available for review from the originating agency. Back copies will also be available at cost, from the Environmental Law Institute, 1346 Connecticut Avenue, Washington, D.C. 20036.</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**DEPARTMENT OF AGRICULTURE**

**Contact:** David Ward, Acting Coordinator, Environmental Quality Activities, Office of the Secretary, U.S. Department of Agricultural Resources and Trade, 20036.

**FEDERAL REGISTER**

**NOTICE**

[FR Doc.78-6641 Filed 2-12-78; 8:45 am]
NOTICES

11799

of the Los Angeles Dam Project for purposes of flood control, sediment retention, and irrigation water storage for 160 years. Los Angeles Dam will be operated in conjunction with Sumner Dam for optimum flood protection. The project would provide 37,000 acres to 10,000 acres due to periodic flooding and will convert 14 miles of free-flowing stream to slack water. (Albuquerque District.) (ELR Order No. 50235.)

Hammond Small-Boat Basin, Claiborne County, Ore. March 4: Proposed is the repair of the existing breakwater and construction of a rubble mound east breakwater and groin, and dredging and maintenance of an entrance access channel of Hammond Small-Boat Basin. The project will result in disturbance of the aquatic community, turbidity, and elimination of some habitat for small animals at the site of dredge disposal. (Portland District.) (ELR Order No. 50023.)

Central Vermont Public Service Corp., Generating Plant, Franklin County, Vt. March 4: The proposed action is the issuance of a construction permit to Central Vermont Public Service Corporation to dredge and construct a submerged water intake and pipeline in Arrowhead Mountain Lake in Georgia, Vermont. Construction of the distillation-oven burning plant would require 101 acres of land and would result in substantial losses in the aquatic biological communities, as well as changes in the contours of the lake. (New York District.) (2 volumes.) (ELR Order No. 50034.)

Wishart Point, Maintenance Dredging, Virginia, March 4: Project concerns the maintenance dredging of a channel 60 feet wide and 6 feet deep from the Delaware Bay-Chesapeake Bay Waterway at Four Months Through to the entrance of Powell's Bay and Bogues Bay to Wishart Point, a distance of about 2 miles. Adverse impacts include removal of organisms at the site of dredging and disturbance of disposal site. (Norfolk District.) (17 pages.) (ELR Order No. 50021.)

Mississippi River Outlets, Venice, La.: The proposed project provides for the enlargement and maintenance of existing channels of Baptiste Collette Bayou for purposes of providing a shorter navigation route between the east and west Gulf waters in the vicinity of Venice, Louisiana. Adverse impacts include temporary water pollution and disturbance of 5,329 acres of marsh and bay bottoms due to dredging. (New Orleans District.) (ELR Order No. 50032.)

Final

Winter Harbor Small Boat Navigation Project, Hancock County, Maine, March 6: The statement refers to the navigation improvement in inner Winter Harbor, Hancock County, consisting of dredging 6.5 acres of anchorages to a depth of 8 feet mean low water and disposal of 29,000 cu. yds. of spoil material. It is proposed to deposit the spoil in Winter Harbor Sound. Adverse impacts are those normally associated with dredging and spoil disposal. (Waltham District.) Comments made by: DOI, DOC, EPA, USCG, and State and local agencies. (ELR Order No. 50132.)

Final

Parallon de Medinilla Bombardment Range, Mariana I, March 3: Proposed is the continued use of Parallon de Medinilla, the smallest of the fourteen islands within the Mariana District of the U.S. Trust Territories of the Pacific Islands, as a Navy and Air Force bombardment range. The entire 224 acre island is used for air-to-ground weapon delivery and shore bombardment. Impact results primarily from expulsion and ordnance fragmentation, and indirect environmental impacts of the pollution and the destruction of vegetation and wildlife. Comments made by: EPA, DOI, DOC, and AHP. (ELR Order No. 50292.)

GENERAL SERVICES ADMINISTRATION

Contact: Mr. Andrew E. Klauber, Executive Director, Environmental Affairs, General Services Administration, 18th and F Streets NW, Washington, D.C. 20405, 202-345-4101.

Draft

IES—Midwest Service Center, Jackson County, Ill.: Project is the construction of a six-building complex to house the Internal Revenue Service Midwest Service Center. Since the site has not yet been selected nor the complex designed, the number of families and businesses to be relocated cannot be determined. Construction disruption will result. (17 pages.) (ELR Order No. 50293.)

Federal Office Building, Huron, S. Dak., March 6: Federal Office Building, Huron, South Dakota District. (2 volumes.) (ELR Order No. 50299.)

Final

Naval Supply Center, Seattle, Disposal, King County, Wash., March 4: The statement concerns the sale of 185.51 acres of land and improvements to the Port of Seattle. The Port is currently operating the facility under permit issued by the Navy and will continue its present usage of the property. Comments made by: EPA, HUD, DOC, DOI, DOT, State and local agencies, and concerned citizens. (ELR Order No. 50312.)

DEPARTMENT OF THE NAVY

Contact: Mr. Peter M. McDavitt, Special Assistant to the Assistant, Secretary of the Navy (Environmental Affairs), 700 L. I. M. Building, Washington, D.C. 20350, 202-697-4852.

Draft

Summer Park, Seminole County, Fla., March 6: The statement refers to the development of Summer Park, a tract of land in Seminole County, 9 miles northeast of Orlando, Florida. The plan includes a land use proposal for construction of single family dwellings, townhouses, condominiums, patio homes, common areas, green belts, recreational areas, commercial schools, and parks. Traffic congestion and excess demand on facilities will result. (ELR Order No. 50317.)

Draft

Santa Monica Community Development, Los Angeles County, Calif., March 4: The statement concerns a Community Development Block Grant Proposal for Santa Monica. Comments made by: AHP, California, and Planning Director, city of Santa Monica. Pier, prepare a site for future center citizen housing, provide an elevator for City Hall and five public restrooms in the city's three parks and develop administrative and planning capacities for the city's newly created Housing Authority. Adverse impacts include disturbance of residents from the site of the proposed Senior Citizens' Center and Construction disruption. (ELR Order No. 50309.)

Culver City Community Development Plan, Los Angeles County, Calif., March 4: The statement concerns a HUD "Community Development Block Grant Program" to renovate existing streets and relocate a 454-acre project in Culver City, California to provide increased space for activities of the City's Senior Citizens' Center and construction of five buildings. Adverse impacts include construction disruption. (ELR Order No. 50310.)

DEPARTMENT OF INTERIOR


Final

Potomac Heritage National Scenic Trail, Washington, D.C.: The statement concerns a recommendation to Congress that the 874-mile long Potomac Heritage Trail be designated as a National Scenic Trail in the National Trails System. The route, once completed, would follow the shores of the Potomac River through the District of Columbia and the states of Maryland, Virginia, and West Virginia. The project would require terrain and vegetation modification. Comments made by: DOI, EPA, COE, DOC, USDA, HUD, AHP, and State and local agencies. (ELR Order No. 50293.)

DEPARTMENT OF THE INTERIOR

Contact: Mr. Martin Conviser, Director, Office of Environmental Quality, Room 202, 400 7th Street SW, Washington, D.C. 20401, 202-255-6255.

Final

Master Plan, Mount Rainier National Park, Pierce and Lewis Counties, Wash., March 4: The statement refers to a proposed conceptual master plan which will establish development patterns and provide management guidelines. Visitor facilities will be designed to accommodate increased use with the least impact upon the environment. Adverse impact will include littering and trampling of vegetation. (52 pages.) Comments made by: AHP, USDA, COE, DOC, HUD, DOI, DOT, FFC, and one local agency. (ELR Order No. 50315.)

DEPARTMENT OF TRANSPORTATION

Contact: Mr. Martin Conviser, Director, Office of Environmental Affairs, 400 7th Street SW, Washington, D.C. 20590, 202-426-6037.

FEDERAL AVIATION ADMINISTRATION

Draft

Concordia Supercomo Transport, New York and Virginia, March 3: The proposed action is an amendment of British Airways and Air France operations specifications to permit these carriers to conduct limited commercial service with the Concordia, a civil supersonic transport aircraft, to John F. Kennedy International Airport in New York and Dulles International Airport in Virginia. The proposal would permit both British Airways and Air France to conduct two flights daily to JFK and one flight daily to Dulles commencing in early 1976. Increases in noise and air pollutant levels would result from introduction of Concordia service (141 pages). (ELR Order No. 50221.)

FEDERAL REGISTER, VOL. 40, NO. 50—THURSDAY, MARCH 13, 1975
NOTICES

FEDERAL HIGHWAY ADMINISTRATION

Draft

Street Improvements (U.S. 12, U.S. 7) Chicago, Cook County, Ill., March 6: The statement concerns the construction of a reconstruction of a 3-lane, interchange-type facility connecting I-40 and I-30, a distance of 10 miles, through eastern Little Rock and inner suburban North Little Rock. A number of buildings and facilities will be eliminated and the project will also alter 600 to 800 acres of wetlands and agricultural, commercial and industrial lands to highway use. (ELR Order No. 50451.)

Highway N 2, Lincoln Urban Arterial, Lancaster County, Neb., March 6: The project involves the reconstruction of a 2-lane to a 4-lane facility parallel to the existing roadway. The project includes construction of reconstruction of two bridges. Adverse impacts include displacement of 65 families, 13 businesses, and one church, and construction disruption. (ELR Order No. 50401.)

U.S. 13 Salisbury By-pass, Wicomico County, Md., March 6: The statement concerns the construction of the final segment of the Salisbury By-pass project to relocate U.S. 13 east of the city limits. The 4-lane roadway would be approximately 4.6 miles in length and would include several bridges at major intersections. The most likely alternative would require acquisition of 62 acres of land and would displace 12 dwellings and one business. (ELR Order No. 50296.)

I-95, Russell Street to Hanover Street (Supplement), Baltimore County, Md., March 6: The statement is a supplement to a final environmental impact statement filed with CEQ on 1 February 1973. The plan includes design revisions that will eliminate the separations and interchanges between the U.S. 77 crossing and the full cloverleaf I-129 interchange in right-of-way embankment material required for fills, borrow required, and project cost will occur as a result. The project will displace 3 houses and one farmstead (6 pages). (ELR Order No. 50368.)

U.S. 77, Dakota County (Supplement), Dakota County, Neb., March 6: The statement is a supplement to a final EIS filed with CEQ on 1 February 1973. The plan includes design revisions that will eliminate the separations and interchanges between the U.S. 77 crossing and the full cloverleaf I-129 interchange in right-of-way embankment material required for fills, borrow required, and project cost will occur as a result. The project will displace 3 houses and one farmstead (6 pages). (ELR Order No. 50339.)

Environmental Advisory Committee

Meeting

Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, 86 Stat. 770), notice is hereby given that the Environmental Advisory Committee will meet on April 1, 1975 at 9 a.m., Conference Room B, Departmental Auditorium, Constitution Avenue between 12th & 14th Streets, NW, Washington, D.C.

The Committee was established to provide advice and information to the Federal Energy Administration concerning environmental aspects of Federal Energy Administration policies and programs. The agenda for the meeting is as follows:


2. Discussion of Interim Report of Working Groups Designated at Previous Meeting:
   a. OCS Development—Coastal Zone Management and Energy Facility Siting
   b. Coal-Leasing & Mining
   c. Automobile Emission Standards & Fuel Economy
   d. Conversion of Oil & Gas-Fired Power Plants to Coal and Amendment of Clean Air Act
   e. Tax and Regulatory Approaches to Energy Conservation

The meeting is open to the public. The Chairman of the Committee is empowered to conduct the meeting in a manner that will facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the Committee shall be permitted to do so, either before or after the meeting. Members of the public who wish to make oral statements should inform Lois Weeks, Advisory Committee Management Officer, (202) 961-7032 at least 5 days before the meeting and reasonable provision will be made for their appearance on the agenda.

The meeting will be mnde available for public inspection at the Federal Energy Administration, Washington, D.C.


ROBERT E. MONTGOMERY, JR., General Counsel.

[FR Doc.75-6624 Filed 3-12-75; 8:45 am]

FEDERAL HOME LOAN BANK BOARD

[DOCKET #181]

GOLDEN WEST FINANCIAL CORP.

Receipt of Application for Permission To Acquire Control

March 10, 1975.

Notice is hereby given that the Federal Savings and Loan Insurance Corporation has received an application from Golden West Financial Corporation, Oakland, California, a unitary savings and loan holding company, for approval of acquisition of control of the Westland Savings and Loan Association, Ventura, California, an insured institution, under the provisions of section 406 (e) of the National Housing Act, as amended (12 U.S.C. 1756(a)), and § 594.4 of the Regulations, for Savings

FEDERAL REGISTER, VOL. 40, NO. 50—THURSDAY, MARCH 13, 1975
and Loan Holding Companies, said acqui-
sition to be effected by a purchase of
substantially all of the association's
capital stock for cash and promissory
notes of the applicant. Comments on the
proposed, acquisition should be submitted
to the Director, Holding Companies
Section, Office of Examinations and
Supervision, Federal Home Loan Bank
Board, Washington, D.C. 20552, on or
before April 14, 1975.

[SEAL] GRENVILLE L. MILLARD, Jr.,
Assistant Secretary,
Federal Home Loan Bank Board.

[F.R Doc.75-6619 Filed 3-12-75;8:48 am]

FEDERAL MARITIME COMMISSION

NORTH EUROPE-U.S. PACIFIC FREIGHT
CONFERENCE AND MEDITERRANEAN
NORTH PACIFIC COAST FREIGHT
CONFERENCE

Agreement Filed

Notice is hereby given that the follow-
ing agreement has been filed with the
Commission for approval pursuant to
section 15 of the Shipping Act, 1916, as
amended (39 Stat. 733, 75 Stat. 763, 46

Interested parties may inspect and ob-
tain a copy of the agreement at the
Washington office of the Federal Mar-
time Commission, 1100 L Street, NW.,
Room 10126; or may inspect the agree-
ment at the Field Offices located at New
York, N.Y., New Orleans, Louisiana, San
Francisco, California and Old San Juan,
Puerto Rico. Comments on such agree-
ments, including requests for hearing,
may be submitted to the Secretary, Fed-
eral Maritime Commission, Washington,
D.C. 20573, on or before February 1, 1975.

Any person desiring a hearing on the
proposed agreement shall provide a clear
and concise statement of the matters
upon which they desire to adduce evi-
dence. An allegation of discrimination
or unfairness shall be accompanied by a
statement describing the discrimination
or unfairness with particularity. If a viola-
tion of the Act or detriment to the
commerce of the United States is alleged,
the statement shall set forth with par-

ticularly the acts and circumstances
said to constitute such violation or detri-
ment to commerce.

A copy of any such statement should also
be forwarded to the party filing the
agreement (as indicated hereinafter)
and the statement should indicate that
this has been done.

Notice of Agreement Filed by:
Howard A. Levy, Esquire, 17 Battery Place,
Suite 727, New York, New York 10004.

Agreement No. 10154 establishes a
discussion agreement between the above-
named companies entitled North
Europe and Mediterranean U.S. Pacific
Discussion Agreement. ("EUROPAC")

Under the agreement the signatory con-
ferees agree to meet from time to time
to discuss matters of mutual interest,
including, but not limited to self-polling;
cargo inspection and enforcement; cargo
movements and routing; modes and fre-
quency of service required by the ship-
pling public; costs of service; rates, rules
and tariffs; practices relating to the re-

ciruglcy of cargo; receiving, handling, storing and delivery of
cargo; interchange with connecting land

carriers; positioning, detention and other
intermodal aspects of their respective
operations; and general economic condi-
tions affecting the trade.

The term of approval sought is three
years with the right to seek extensions.

The signatories retain the right of in-
dependent action. No substantive agree-
mements deriving from the discussions con-
ducted is to be implemented unless filed
with and approved by the Federal Mar-
time Commission.

By Order of the Federal Maritime
Commission.

Dated: March 10, 1975.

FRANCIS C. HRUNNET,
Secretary.

[F.R Doc.75-6634 Filed 3-12-75;8:48 am]

FAR EAST CONFERENCE ET AL.

Agreement Filed

Notice is hereby given that the follow-
ing agreement has been filed with the
Commission for approval pursuant to
section 15 of the Shipping Act, 1916, as
amended (39 Stat. 733, 75 Stat. 763, 46

Interested parties may inspect and ob-
tain a copy of the agreement at the
Washington office of the Federal Mar-
time Commission, 1100 L Street, NW.,
Room 10126; or may inspect the agree-
ment at the Field Offices located at New
York, N.Y., New Orleans, Louisiana, San
Francisco, California and Old San Juan,
Puerto Rico. Comments on such agree-
ments, including requests for hearing,
may be submitted to the Secretary, Fed-
eral Maritime Commission, Washington,
D.C. 20573, on or before March 24, 1975.

Any person desiring a hearing on the
proposed agreement shall provide a clear
and concise statement of the matters
upon which they desire to adduce evi-
dence. An allegation of discrimination
or unfairness shall be accompanied by a
statement describing the discrimination
or unfairness with particularity. If a viola-
tion of the Act or detriment to the
commerce of the United States is alleged,
the statement shall set forth with par-

ticularly the acts and circumstances
said to constitute such violation or detri-
ment to commerce.

A copy of any such statement should also
be forwarded to the party filing the
agreement (as indicated hereinafter)
and the statement should indicate that
this has been done.

Notice of Agreement Filed by:
Charles F. Warren, Esq., 1100 Connecticut
Avenue NW., Washington, D.C. 20036.

Agreement No. 10110-1 is an applica-
tion on behalf of the member lines of the
above four named conferences to extend
the terms and conditions of the present-
ly approved agreement through Septem-
ber 30, 1975. The current expiration
date is March 26, 1975. The terms and
conditions of the arrangement remain
unchanged and provide that the confer-
ence lines may coordinate and coordinate
actions for the voluntary disposition of
interrelated matters concerning the con-
ferences at issue in Docket Nos. 73-23
and 73-24, involving alleged rate disci-
plinary matters in the trades between
the Pacific Coast, and the Atlantic and
Gulf Coasts, respectively, of the United
States.

By Order of the Federal Maritime
Commission.

Dated: March 10, 1975.

FRANCIS C. HRUNNET,
Secretary.

[F.R Doc.75-6633 Filed 3-12-75;8:45 am]

CERTIFICATES OF FINANCIAL
RESPONSIBILITY (OIL POLLUTION)

Certificates issued

Notice is hereby given that the follow-
ing vessel owners and/or operators have
established evidence of financial respon-
sibility, with respect to the vessels in-
dicated, as required by section 311(p)(1)
of the Federal Water Pollution Control
Act, and have been issued Federal Mar-
time Commission Certificates of Finan-
cial Responsibility (Oil Pollution) pur-
suant to 33 U.S.C. 792 of Title 46 CFR.

Certificate No.

01118-...

01233-...

01428-...

0160-...

0110-...

01118-...

01453-...

01455-...

01904-...

01105-...

01118-

01185-

01914-...

02242-...

02543-...

02453-

02551-

02261-

02385-

11801
surrendered his Independent Ocean
Freight Forwarder License No. 1427 for
revocation.

By virtue of authority vested in me
by the Federal Maritime Commission as
set forth in Manual of Orders, Commis-
sion Order No. 279-S (2) (dated 9/15/73):

It is ordered, That Independent Ocean
Freight Forwarder License No. 1427 be
and is hereby revoked effective March
3, 1975, without prejudice to res publicity
for a license at a later date.

It is further ordered, That a copy of
this Order be published in the Federal
Register and served upon Emilio Eduardo
Rizo.

ROBERT S. HOPE,
Managing Director.

[FED. Reg. 75-6815 Filed 3-12-75; 8:45 am]

MILITARY SEALIFT PROCUREMENT
SYSTEM

RFP-1000, First Cycle Uniform Capacity
Utilization Factor

General Order 29, § 649.5(b)(1), states
that "at least 30 days prior to the bidding
date for any future request for pro-
posal (RFP) cycle, . . . the Commission
will establish a uniform capacity utiliza-
tion factor for each MSC trade route.

Carriers will determine cargo unit cost
the basis of such factor or of the
actual number of cargo units carried,
whichever is greater." The bidding date
for RFP-900, First Cycle is April 2, 1975.
Prior to RFP-900, First Cycle, the Com-
mision decided to use actual utilization
and did not determine UCUFs. The first
UCUF promulgated by the Commission
was to be used in bidding for RFP-900,
First Cycle. However, its implementation
was stayed by the U.S. Court of Appeals
for the D.C. Circuit. The UCF for RFP-
900, Second Cycle was adopted by the
Commission on August 28, 1974. However,
it was not implemented due to the prior
court action.

The UCUFs which are to be established
for RFP-1000 were computed from cargo
statistics obtained from the carriers
involves in the Military Sealift
Procurement System. This data was
based on the carriers historical
performance, with certain adjustments
for the carry rate.

Separate utilization factors were
computed for containerized and break-
bulk cargo. Container data was reported
in 20-foot equivalent units (1,280 cu. ft.).
Breakbulk utilization was reported in
stowed measurement tons.

Where only one RFP carrier had an
active U.S. flag service on a particu-
lar trade route, the Commission believes
it is improper to issue a UCF on that
trade route as it would specifically reveal
significant operating data to possible
competitors. For these routes, the notation

"Use actual utilization" will replace a
UCUF number. There were also a num-
ber of trade routes where Unified RFP
carriers offered active U.S. flag service
and where RFP cargo was carried. These
trade routes are indicated as such in the
appendices.

All percentages computed for purposes
of establishing the UCF have been
rounded to the nearest five (5) percent.

Notice is hereby given that pursuant to
46 CFR 549.5(b)(1) the Commission has
adopted for RFP-1000, first cycle the
UCUFs contained in Appendices A and
B of this notice.

By the Commission March 4, 1975.

FRANCIS C. HURNEY,
Secretary.

APPENDIX A

UNIFORM CAPACITY UTILIZATION FACTOR BY
MSC ROUTE INDEX AND ZONE CONTAINER
CARRIERS

<table>
<thead>
<tr>
<th>Trade route/zone:</th>
<th>UCF</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
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<tr>
<td>01 A U.S. West Coast to Mid-Pacific</td>
<td>85</td>
<td></td>
</tr>
<tr>
<td>In, Korea, Okinawa, Hong Kong and Taiwan, and Philippine Islands</td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>90</td>
<td></td>
</tr>
<tr>
<td>01 B U.S. West Coast to Republic of Vietnam</td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>90</td>
<td></td>
</tr>
<tr>
<td>01 C U.S. West Coast to Thailand</td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>95</td>
<td></td>
</tr>
<tr>
<td>01 D U.S. West Coast to Mid-Pacific Straits and Indonesia</td>
<td></td>
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<td>90</td>
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<td>01 E U.S. West Coast to Japan</td>
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<tr>
<td>01 F U.S. West Coast to United Kingdom and Ireland</td>
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<td>85</td>
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<tr>
<td>05 U.S. East Coast to Continental Europe</td>
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<tr>
<td>05 A U.S. East Coast to Western Mediterranean</td>
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1 Exclusive of Interport Routes (e.g., Haa-
wall to Japan):

2 Sea-Land Service, Inc. v. Federal Marit-
ime Commission and the United States of
America (D.C. Cir. Docket No. 73-2014).
3 January 1, 1974 to December 31, 1974.

FEDERAL REGISTER, VOL. 40, NO. 50—THURSDAY, MARCH 13, 1975

11803
NOTICES

CERTIFICATES OF FINANCIAL RESPONSIBILITY (OIL POLLUTION)

Notice of Certificates Revoked

Notice of voluntary revocation is hereby given with respect to Certificates of Financial Responsibility (Oil Pollution) which had been issued by the Federal Maritime Commission, covering the below indicated vessels, pursuant to 46 U.S.C. Parts 2 and 3, sections 311(p) and 311(f) of the Federal Water Pollution Control Act, as amended.

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<tr>
<th>Certificate No.</th>
<th>Owner/operator and vessels</th>
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<tr>
<td>01151</td>
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<td>Transocean Shipping Corp.:</td>
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<td>02162</td>
<td>Dryer Oil Transport Co., Inc.:</td>
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NOTICES

FEDERAL POWER COMMISSION

[No. Docket No. R175-49]

MOBIL OIL CORP.

Order Setting Date for Hearing

February 28, 1975.

On September 30, 1974, Mobil Oil Corporation (Mobil) filed a petition for special relief, pursuant to § 2.76 of the Commission’s General Policy and Interpretations, from the applicable area rate setting in Opinion No. 568, Area Rate Proceeding, et al., Kugoton-Andakoro Area, Docket No. AR06-1, et al. Specifically, Mobil requests relief in the form of an increase in rates from 12.6 cents per Mcf at 14.65 psia to 35 cents per Mcf at 14.65 psia with an annual 1 cent per Mcf escalation for sales of natural gas produced from the Livingston Gas Unit and Texaco-Kinleewa Unit, Bakersfield Field.
Hamilton County, Kansas to the purchaser Kansas-Nebraska Natural Gas Company, Inc. (Kansas-Nebraska).

Mobil owns a 12.23 percent working interest in the Livingston Unit which is operated by LVO Corporation (LVO) and a 12.4906 percent working interest in the Texaco, Unit which is operated by Texaco Inc. Mobil avers that the rate increase is necessary in order to provide it with sufficient income to cover the expenses and capital improvements required for the continued and future operations of those properties. These sales are to be made pursuant to a July 31, 1974, contract amendment to Mobil’s April 1, 1983, base contract with Kansas-Nebraska (FPE Gas Rate Schedule No. 340, Supplement No. 8).

Notice of Mobil’s petition for special relief was issued October 18, 1974 and published in the Federal Register on October 24, 1974 (39 FR 37818). No petitions to intervene or protests were filed. The producer applicant under section 2.76 is required to establish the “economic justification” for its request which includes not only opinion evidence on the cost of the project and gas supply issues but also sufficient underlying data so that the reasonableness and credibility of the opinion evidence can be weighed by application of traditional evidentiary standards.

In addition to certain project cost and gas-supply data submitted by Mobil, it has incorporated as further support for its petition direct testimony and evidence filed by LVO Corporation in Docket No. CI74-19 pertaining to production operations and economic factors relating to the sale of gas by LVO in the Bradshaw Field.

An examination of the petition and the data in support thereof raises a question of whether there is sufficient basis for this Commission to find that the proposed rate is just and reasonable. Therefore, we deem it necessary that a hearing be held in this matter to determine what relief, if any, should be granted.

The Commission finds. It is necessary and in fact that the docketed proceeding be set for hearing.

The Commission orders. (A) Pursuant to the authority of the Natural Gas Act, particularly sections 4, 5, 14, and 16 thereof, the Commission’s rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR, Chapter I, Docket No. RI75-40) is set for the purpose of hearing and disposition.

(B) A public hearing on the issues presented by the application herein shall be held commencing on April 10, 1975 at 10 a.m. (E.D.T.) in a hearing room of the Federal Power Commission, 825 North Capitol Street NE, Washington, D.C. 20426.

(1) A President Administrative Law Judge to be designated by the Chief Administrative Law Judge for that purpose (18 CFR 3.5(d)), shall preside at the hearing in this proceeding pursuant to the Commission’s rules of practice and procedure. (D) Mobil Oil Corporation shall file their direct testimony and evidence on or before March 14, 1975. All testimony and evidence shall be served upon the President Administrative Law Judge, the Commission Staff, and all parties to this proceeding.

(2) The Commission Staff, shall file their direct testimony and evidence on or before March 28, 1975. All testimony and evidence shall be served upon the President Administrative Law Judge, and all other parties to this proceeding.

(3) All rebuttal testimony and evidence shall be served upon or before April 4, 1975. All parties submitting rebuttal testimony and evidence shall serve such testimony upon the President Administrative Law Judge, and all other parties to the proceeding.

By the Commission.

[Signature]

KENTH F. PEVUS,
Secretary.

[FEDERAL REGISTER VOL 40, NO. 50—THURSDAY, MARCH 13, 1975]

NOTICES

SOUTHWEST GAS CORP.

Notice of Filing of Tariff Sheet

MARCH 5, 1975.

Take notice that on February 20, 1975, Southwest Gas Corporation (Southwest) tendered for filing Ninth Revised Sheet No. 3A, consisting of Original PGA-1, to be substituted for Ninth Revised Sheet No. 3A, included under Tab C of the filing by letter dated February 12, 1975.

Southwest states that it discovered that the current advancement to rates to become effective April 1, 1975, had inadvertently been overrated by .01 cents per therm. The allocation to the FPC in California will be decreased by .01 cents per therm. The Northern California deliveries and that the current Adjustment to rates should be 2.231 cents per therm in place of 2.244 cents per therm as originally filed.

Southwest requests that the Commission permit the correction noted herein and allow the substitute tariff sheet to become effective on April 1, 1975.

Southwest states that the tariff sheet and transmittal letter are being posted in accordance with Section 154.16 of the Commission’s Rules and Regulations.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington 25, D.C., 20426, in accordance with §§ 154.1 and 154.10 of the Commission’s rules of practice and procedure. All such petitions or protests should be filed on or before March 16, 1975. Protest will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file

1 Order promulgating policy with respect to sales whereby a producer sells gas to a producer for the purpose of conditioning, deeper drilling, or other factors make further production uneconomical as existing prices, Order No. 481, Docket No. P-481, 49 FPC 282 (issued April 12, 1973), 18 CFR 2.76.
NOTICES

[Docket No. RP73-18]

TEENSEE GAS PIPELINE CO., A DIVISION OF TENNECO, INC.

Revision to Rate Filing

MARCH 5, 1975.

Take notice that on February 28, 1975, Tennessee Gas Pipeline Company, a Division of Tenncco, Inc. (Tennessee) tendered for filing revised tariff sheets to Ninth Revised Volume No. 1 of its FPC Gas Tariff to be effective March 15, 1975, consisting of the following:

Second Substitute Seventh Revised Sheet Nos. 12A and 128 and Alternate Second Substitute Seventh Revised Sheet Nos. 12A and 128.

Tennessee states that these tariff sheets replace similar sheets included in its February 12, 1975, filing in this docket. According to Tennessee, the sole purpose of these tariff sheets is to incorporate in that filing the current cost of gas and the Surcharge for Amortizing the Unrecovered Purchased Gas Cost Account, which were shown in Tennessee's special Petition for Change of Rate Order (issued April 12, 1975, 39 FR 27513).

[See Delegation of Authority, FEDERAL REGISTER, VOL. 40, NO. 28, FEBRUARY 1975. All Notices and Filings have been mailed to all of its jurisdictional customers and affected states regulatory commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene on or before March 20, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are available for public inspection.

KENNETH P. PLUMER, Secretary.

[FR Doc. 75-6550 Filed 3-12-75; 8:45 am]

[Docot No. RP72-114]

TENNESSEE GAS PIPELINE CO., A DIVISION OF TENNECO, INC.

Notice of Proposed PGA Filing Pursuant to Opinions 699-G and 699-H

MARCH 5, 1975.

Take notice that on February 28, 1975, Tennessee Gas Pipeline Company, a Division of Tenncco, Inc. (Tennessee), tendered for filing Substitute Seventh Revised Sheet Nos. 12A and 12B.

[See Delegation of Authority, FEDERAL REGISTER, VOL. 40, NO. 28, FEBRUARY 1975. All Notices and Filings have been mailed to all of its jurisdictional customers and affected states regulatory commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene on or before March 20, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are available for public inspection.

KENNETH P. PLUMER, Secretary.

[FR Doc. 75-6530 Filed 3-12-75; 8:45 am]
NOTICES

TEXAS GAS TRANSMISSION CORP.

Notice of Application

MARCH 4, 1975.

Take notice that on February 10, 1975, Texas Gas Transmission Corporation (Applicant), P.O. Box 42301, in Docket No. CP75-228 an application pursuant to section 7(c) of the Natural Gas Act, as implemented by § 157.7(b) of the Regulations thereunder (18 CFR 157.7(b)), for a certificate of public convenience and necessity authorizing the construction during the 12-month period commencing May 30, 1975, and operation of certain natural gas purchase facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The purpose of this budget-type application is to augment Applicant’s ability to act with reasonable dispatch in constructing and operating such natural gas purchase facilities authorized to transport for or exchange with Applicant such gas to its pipeline system or to the system of another natural gas company authorized to transport for or exchange with Applicant such gas.

Applicant states that the total cost of the proposed facilities will not exceed $10,000,000, with no single onshore project to exceed $1,500,000 and no single offshore project to exceed $2,500,000. Applicant states that the proposed facilities will be financed from funds on hand.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 282 North Capitol Street NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission’s Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before March 20, 1975. Protests will be considered by the Commission only upon determination of the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH P. FLYNN, Secretary.

[FED Doc 75-5674 Filed 3-12-75; 8:45 am]

[DOCKET NO. CP75-228]

TEXAS EASTERN TRANSMISSION CORP.

Certification of Settlement

MARCH 5, 1975.

Take notice that on January 24, 1975, Presiding Administrative Law Judge Kaplan certified to the Commission a proposed settlement with initial comments thereon in the above-captioned proceeding. The settlement provides, among other things, that after the public notice of the proposed settlement is issued, the parties request an opportunity to file reply comments.

Any person desiring to be heard or to participate in the settlement, or protest said filing should file a petition to intervene or protest with the Federal Power Commission, 282 North Capitol Street NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission’s Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests, including reply comments, should be filed on or before March 17, 1975. Petitions will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH P. FLYNN, Secretary.

[FED Doc 75-6541 Filed 3-12-75; 8:45 am]

[DOCKET NO. RP74-41]

EL PASO NATURAL GAS CO.

Tariff Change

MARCH 6, 1975.

Take notice that on February 28, 1975, El Paso Natural Gas Company (“El Paso”) filed, pursuant to Part 154 of the Commission’s Regulations Under the Natural Gas Act, the following revised tariff sheets, to become effective April 2, 1975:

Original Volume No. 1. Second Subsequent Fourteenth Revised Sheet No. 3-B.

Third Revised Volume No. 2. Second Subsequent Fourth Revised Sheet No. 1-A.

Original Volume No. 2A. Second Subsequent Sixth Revised Sheet No. 1-C.

El Paso states that the rates set forth on the tendered tariff sheets provide for a $6,000,000 amortization charge of 1.89% per year, to become effective, following a one (1) day suspension, on April 2, 1975, attributable to the increased cost of special overriding royalty payments actually incurred by El Paso during the period July 10, 1974, through November 30, 1974.

By Order On Motion for Authorization to Collect Amortization Charge issued February 24, 1975, in the captioned proceeding, the Commission granted, in part, the motion filed by El Paso on October 30, 1974, respecting the collection of an amortization charge during the period April 1, 1975, through September 30, 1975, necessary to recover the increased cost of special overriding royalties actually incurred by El Paso during the period July 1, 1974, through November 30, 1974.

El Paso states that the computations of the amortization charge have been made on the basis of the increased cost of special overriding royalty payments actually incurred by El Paso during the period July 10, 1974, through November 30, 1974.

El Paso states that the computations of the amortization charge have been made on the basis of the increased cost of special overriding royalty payments actually incurred by El Paso during the period July 10, 1974, through November 30, 1974.
the instant tender El Paso furnished detailed computations in support of the proposed amortization charge.

Any person desiring to be heard or to make any protest with reference to said filing should, on or before March 20, 1975, file with the Federal Power Commission, Washington, DC 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure ((8 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 177.100). The protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB, Secretary.

[F.R. Doc. 75-6520 Filed 3-12-75; 8:45 a.m.]

PUBLIC SERVICE CO.

Revision of Wholesale Rates

March 4, 1975.

Take notice that on February 26, 1975, Public Service Company of New Hampshire ("Public Service") tendered for filing increased rates to all of its firm wholesale for resale customers: the Towns of Ashland and Wolfeboro, New Hampshire; The New Hampton (New Hampshire) Village Precinct; Exeter & Hampton Electric Company; and Concord Electric Company; and New Hampshire Electric Cooperative, Inc.

Public Service states that, based on a 1973 test period, the proposed rates involve an increase of $992,840, or 8.94 percent, above presently effective rates. Public Service states that the proposed rates represent the first step in a two step increase. According to Public Service the proposed rates would produce an overall return of 7.06 percent and a return on equity of 8.94 percent. Public Service requests that it be allowed to become effective on March 29, 1975.

Public Service states that the proposed rates are unchanged in basic structure and design from the rates presently in effect. The proposed rates, according to Public Service, involve the following changes in the present level of charges and present fuel adjustment clause:

1. An increase in the demand charge from $2.95 to $3.22 per kilowatt-ampere of billing demand;
2. An increase in the energy charge of 0.73 to 0.81 cents per kilowatt-hour;
3. A revision of the fuel adjustment clause to conform with section 35.14 of the Commission's Regulations Under the Federal Power Act as effective January 1, 1975; and
4. An increase in the minimum charge. Public Service states that effective minimum charge is equal to the billing demand but not less than $20. The proposed minimum charge is equal to the billing demand or $300. Public Service states that this increase in minimum charge is proposed to bring the charge up to the level presently applicable to the Company's industrial customers served under retail rates and that no resale customers would be affected by the change in the minimum charge.

Any person desiring to be heard or to protest said increase must file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before March 20, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to become a party in accordance with the Commission's rules. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH P. PLUMB, Secretary.

[F.R. Doc. 75-6534 Filed 3-12-75; 8:45 a.m.]

PACIFIC POWER AND LIGHT CO.

Application

March 4, 1975.

Take notice that on February 20, 1975, Pacific Power and Light Company (Applicant), filed an application pursuant to § 304 of the Federal Power Act and Commission Regulations thereunder seeking authority to negotiate with underwriters regarding the proposed issuance and sale of $60 million principal amount of First Mortgage Bonds via negotiated underwriting. Applicant seeks permission to negotiate with underwriters regarding the terms upon which the securities proposed to be issued will be sold. Any person seeking to purchase or resell securities might be issued in order to determine whether applications for exemption from the competitive bidding requirement of § 34.1a (a), (b), (c) of Commission Regulations under the Federal Power Act and the construction and operation of the facilities of the applicant are necessary or desirable and that public convenience and necessity warrant the issuance of such bonds by the applicant.

The application states that RMNG, a wholly-owned subsidiary of Rocky Mountain Natural Gas Company (Rocky Mountain), either owns, or has contracted to purchase, or otherwise has available to it a supply of natural gas that Applicant and RMNG have entered into two agreements each dated November 26, 1974, as amended December 3, 1974, which provide that RMNG will deliver to Applicant volumes of natural gas to be produced from the Bar-X and South Canyon Fields, Mesa and Garfield Counties, Colorado, and that Applicant will receive for transportation 75 percent of the gas and will purchase 25 percent of the gas so delivered by RMNG. The delivery to RMNG for Rocky Mountain's account will be to Cascade Natural Gas Company (Cascade) at an existing point of interconnection between Applicant's and Cascade's transmission facilities in Rio Blanco County, Colorado.

The volumes of gas to be transported are estimated to be 4,500 Mcf per day and may not exceed the physical capability of Applicant's facilities at the delivery point after first giving consideration to Applicant's obligation to deliver interchange gas to Cascade. Applicant states that it has the capability of delivering approximately 18,000 Mcf per day through its facilities at the interconnection with Cascade, after giving effect to the maximum volume of 9,000 Mcf per day of the gas which Applicant has contracted to supply to Cascade, and that the 4,500 Mcf per day RMNG anticipates having available for transportation represent the 75 percent of projected deliverability from the subject acreage. The additional 5,500 Mcf per day will be available for Applicant to buy.

The application further states that the volumes of natural gas proposed to be transported by Applicant for RMNG is for the ultimate sale by RMNG to Rocky Mountain Natural Gas Company for delivery to its customers. 

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NOTICES

Mountain for distribution and resale by Rocky Mountain in central Colorado.

Applicant proposes to charge five cents per Mcf for the transportation service and has agreed to purchase the gas from RMNG at .55 cents per Mcf at 14.73 psia until January 1, 1976, plus a 1.0-cent per Mcf gas heat rate. The price is subject to Btu adjustment upward and downward from a base of 1,000 Btu per cubic foot and reimbursement for all present taxes and any new taxes or increases in the present production, severance, or similar taxes.

The application requests authority to construct and operate certain measuring facilities in Mesa County, Colorado, for the receipt of volumes of gas by Applicant to be transported for and purchased from RMNG at an estimated cost of $21,552, which will be financed from funds on hand.

Applicant states that the authorization requested in the instant application will provide additional volumes of natural gas which would not otherwise be available to twenty communities served by Rocky Mountain and also will provide additional volumes of natural gas to Applicant to be used in meeting its system requirements.

Applicant further states that RMNG has filed an application for a small producer certificate of public convenience and necessity in order to sell the subject gas to Applicant.

Any person desiring to be heard or to make any protest with reference to said application, should on or before March 18, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.10), and the regulations under the Natural Gas Act (18 CFR 187.10). 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 desiring to become a party to the proceeding must file a petition to intervene in accordance with the Commission's rules.

Take notice that Pursuant to Section 1.11(d) of the Commission's rules of practice and procedure, the withdrawal of the above application shall become effective March 24, 1975. The hearing scheduled for March 11, 1975, in Docket No. CP75-111 is cancelled. The hearing scheduled in Docket No. CP75-112 by order issued January 20, 1975, shall convene as scheduled on March 11, 1975.

KENNETH F. PLUM, Secretary.

Docket No. CP75-111; CP75-112
NORTHERN NATURAL GAS CO. ET AL.
Withdrawal and Cancellation of Hearing
March 6, 1975.

In the matter of Northern Natural Gas Company; Village of Circle Pines, Minnesota, and Hutchinson Utilities Commission, Applicants (Docket No. CP75-111) v. Northern Natural Gas Company, Respondent (Docket No. CP75-112).

On February 26, 1975, Northern Natural Gas Company filed a withdrawal of its application in the above-designated matter which was set for hearing by order issued January 31, 1975.

Notice is hereby given that pursuant to Section 1.11(d) of the Commission's rules of practice and procedure, the withdrawal of the above application shall become effective March 24, 1975. The hearing scheduled for March 11, 1975, in Docket No. CP75-111 is cancelled. The hearing scheduled in Docket No. CP75-112 by order issued January 20, 1975, shall convene as scheduled on March 11, 1975.

KENNETH F. PLUM, Secretary.

Docket No. RP72-132
MISSISSIPPI RIVER TRANSMISSION CORP.
Report on Commitment To Spend Funds on Exploration and Development
March 4, 1975.

Take notice that on February 24, 1975, Mississippi River Transmission Corporation (MRT) tendered for filing a report on a commitment which MRT made in a previous docket as to funds expended for exploration and development of new gas reserves. The February 24, 1975, filing states that in the Settlement Agreement in Docket No. RP72-132, MRT agreed to expend $1,600,000 during the period January 1, 1973 through December 31, 1976 for exploration and development of new gas reserves.

The February 24, 1975, filing states that of the $5,117,065 spent by MRT in 1974 for exploration and development of new gas reserves, the amount of $419,059 will apply toward MRT's commitment. Furthermore, MRT states that computing such amount together with the amount applied toward MRT's commitment in 1973, the total amount applied toward MRT's commitment as of December 31, 1974, is $1,631,595.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before March 21, 1975.

Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUM, Secretary.

Docket No. CP75-105, et al.
NORTHERN NATURAL GAS CO.
Filing of Report of Refunds

Take notice that on May 24, 1974, Northern Natural Gas Company (Northern) tendered for filing its report indicating that it had refunded $31,053 to its customers through the obligations established by its approved refund plan in this docket.

It further states that the customers had accepted such refunds as satisfying Northern's refund obligations.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before March 24, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUM, Secretary.

Docket No. RP75-68
MID LOUISIANA GAS CO.
Proposed Change in FPC Gas Tariff
March 6, 1975.

Take notice that Mid Louisiana Gas Company (Mid Louisiana), on February 26, 1975, tendered for filing as a part of First Revised Volume No. 1 of its FPC Gas Tariff, Fourteenth Revised Sheet No. 1 and First Revised Sheets Nos. 26a, 25b, 276 and 277.

Mid Louisiana states that the purpose of the filing is to reflect an increase in rates to be effective April 15, 1975. The proposed changes would increase Rate Schedules G-1, SG-1 and T-1 from 48.26 cents per Mcf to 51.71 cents per Mcf based on operations for the twelve month period ended October 31, 1974, as adjusted.

KENNETH F. PLUM, Secretary.

[FR Doc. 75-6532 Filed 3-12-75; 8:45 am]

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Mid Louisiana states that the principal reasons for the proposed increase are (1) the lower sales as a result of the company’s curtailment which became effective September 9, 1974, (2) the cost increases arising from the connection of new sources of supply, at higher costs, to replace declining volumes from existing sources, and (3) increases in employee payroll and benefit program expenses. Mid Louisiana further states that the filing includes an “agreement as to Rates” containing provisions for rate adjustments if the corporate income tax rate is increased or decreased and a moratorium on general changes in the company’s rates until April 1, 1976. According to Mid Louisiana there is also a provision to protect the company from the higher costs it expects if it is successful in attaching new offshore gas supplies.

Copies of the filing have been served on interested customers and state commissions.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission’s rules of practice and procedure (18 CFR 1.8, 1.10). All petitions or protests should be filed on or before March 27, 1975. Petitions will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing thereon must file a petition to intervene in accordance with the Commission’s rules.

Take notice that on February 27, 1975, Mid Louisiana Gas Company (Mid Louisiana), Twenty-first Floor, Liberty Center, 300 Poydras Street, New Orleans, Louisiana 70130, and United Gas Pipe Line Company (United), 1600 Southwest Tower, Houston, Texas 77002, hereinafter referred to jointly as Applicants, filed in Docket No. CP75-24 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity approving Applicants to exchange gas at certain additional exchange points pursuant to a letter agreement between them dated February 13, 1975, which further amends the Exchange Agreement between them dated March 26, 1968, as more fully described in the application, which is on file with the Commission and open to public inspection.

Applicants seek authorization to add new exchange points (i) on the existing field line of United in the Palmetto Bayou Field Area, Terrebonne Parish, Louisiana; (ii) on the existing field line of United in the Biscuit Bayou Field Area, Terrebonne Parish, Louisiana; (iii) on the existing field line of Mid Louisiana in the Holly Ridge Field Area, Texas; (iv) on the existing field line of Mid Louisiana in the Cameron Meadows Plant of Mobil Oil Corporation in Cameron Parish, Louisiana. Applicants do not ask for authority to construct any new facilities.

Applicants state that the new exchange points will permit each company to purchase gas in fields remote from their systems and that issuance of the permanent certificate is required because of each company’s emergency need for additional gas supplies.

Any person desiring to be heard or to make any protest with reference to said application should file on or before March 27, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or protest in accordance with the requirements of the Commission’s rules of procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing thereon must file a petition to intervene in accordance with the Commission’s rules.

Filing of Tariff Sheets

March 4, 1975.

Take notice that on February 27, 1975, Lawrenceburg Gas Transmission Corporation (Lawrenceburg) tendered for filing Ninth Revised Sheet No. 3-A and Ninth Revised Sheet No. 18-3 to its FPC Gas Tariff, Original Volume No. 1.

Lawrenceburg states that protests are being filed to reflect a change in its cost of gas purchased from Texas Gas Transmission Corporation pursuant to Lawrenceburg’s Purchased Gas Adjustment (PGA) Clause in its FPC Gas Tariff, Original Volume No. 1. Lawrenceburg requests an effective date of March 1, 1975, for this filing and requests waiver of the Commission’s Regulations enabling this filing to become effective on that date.

Lawrenceburg states that copies of this filing have been mailed to its two wholesale customers and to the interested state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission’s rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before March 19, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KERNIT Strange Corporation, et al.

Further Extension of Time

February 28, 1975.

On February 26, 1975, Kernit Strange Corporation and Phillips Petroleum Company filed motions to extend the time within which to elect to transfer sums under the overriding royalty provision of the Commission’s order issued October 29, 1974, as most recently modified by notice issued January 28, 1975, in the above-described matter.

Upon consideration, notice is hereby given that the time in which to take the above action is extended to and including March 28, 1975.

INDIANAPOLIS POWER & LIGHT CO.

Correction in Fuel Clause

March 6, 1975.

Take notice that on January 16, 1976, Indianapolis Power & Light Company (Company) tendered for filing a correction in its fuel clause which had been filed with the Commission in a letter

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EL PASO NATURAL GAS CO.

Proposed Change in Rate Pursuant to Purchased Gas Cost Adjustments

March 5, 1975.

Take notice that El Paso Natural Gas Co. ("El Paso") on February 24, 1975, tendered for filing a notice of a change in rates for jurisdictional gas service rendered to customers served by its interstate gas system. Such service is rendered under rate schedules affected by and subject to Article 19, Purchased Gas Cost Adjustment Provision ("PGAC"), contained in the General Terms and Conditions applicable to El Paso's FPC Gas Tariff, Original Volume No. 1, Third Revised Volume No. 2 and Original Volume No. 2A, and under rate schedules affected by and subject to the PGAC-CFPG contains in El Paso's FPC Gas Tariff, Original Volume No. 2A.

El Paso also proposes to modify its PGAC provision to make clear that adjustments made thereunder will reflect changes in purchased gas costs occasioned solely by changes in rates as set forth in the Commission's order issued February 6, 1975, at Docket Nos. RP72-105, RP73-104 and RP74-91.

The special rate schedules subject to PGAC-CFPG and FPC Gas Tariff, which are available for public inspection, are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-6523 Filed 3-12-75;8:45 am]

GULF STATES UTILITIES CO.

Termination

March 4, 1975.

Take notice that Gulf States Utilities Company (GSUC) on January 13, 1975, tendered for filing, which GSUC states is pursuant to and in compliance with paragraphs (G) and (H) of FPC Order issued June 14, 1973 in Docket E-8121, a notice of termination of FPC rate Schedule No. 7 (Mid-South Electric Cooperative, Assn.), termination to take effect on April 1, 1975.

GSUC states that notice of the proposed cancellation was served upon Mid-South Electric Cooperative, Assn.

KRISCHET F. PLUMB,
Secretary.

[FR Doc. 75-6523 Filed 3-12-75;8:45 am]

[DOCKET No. E-8121]

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1The special rate schedules subject to this PGAC-CFPG and FPC Gas Tariff, which are available for public inspection, are on file with the Commission and are available for public inspection.

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subject to the FGAC-CFPG for the six months period ending December 31, 1975, the purchase adjustments of 2.1422/ per Mcf will produce revenues of $14,415 during the six months period subsequent to April 1, 1975.

El Paso also tendered for filing certain alternate tariff sheets providing a further increase of 1.740 per Mcf in El Paso's PGAC rate increase as an amortization charge necessary to recoup special over- rates which was the subject of an unintentional imbalance in gas deliveries between Applicant and Pioneer Natural Gas Company (Pioneer).

Applicant states that the gas will be delivered to Applicant by West Texas Gathering Company (West Texas) for Pioneer's account at an existing fuel line and consumed in its entirety as fuel gas in Applicant's Goldsmith Plant. Applicant states that the intrastate gas supply will be metered through Applicant's fuel meter located within the Goldsmith Plant yard and will not be commingled with interstate gas at any time.

Applicant requests that, if reconsideration of the letter order dated September 24, 1974, as described in the motion is denied, in the alternative, the Commission issue a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to Tennessee Gas Pipeline Company, a Division of Tenneco Inc., from Block 135, Block 110 Field, West Cameron Area, offshore Louisiana, all as more fully set forth in the application, which is on file with the Commission and open to public inspection.

Applicant states that it entered into a gas purchase and sales agreement dated June 21, 1971, with Tennessee covering the sale and purchase of one-half of Applicant's interest in the reserves in Block 135 and also entered into a gas transportation agreement of file date wherein Tennessee agreed to transport the remaining one-half of Applicant's reserves to an onshore point for Applicant's account.

Applicant further states that all reserves committed to the gas purchase and sales agreement have been delivered and all gas deliveries were suspended. Applicant submitted an abandonment application in Docket No. C75-191. On November 27, 1974, and on January 3, 1975, the Commission issued orders requiring that gas deliveries be resumed. Applicant states that, in view of the foregoing, it has entered into a contract with Tennessee for the continued sale and purchase of the Block 135 gas.

Applicant states that the new contract, dated February 14, 1975, provides for delivery of the one-half of Applicant's reserves in Block 135 that were subject to the gas transportation agreement of June 21, 1971. The contract states that the Commission has not approved the application of Tennessee in Docket No. CP72-6 pertaining to said transportation

K N E D I T H P. F L U M B S ,
Secretary.

[FEDERAL REGISTER, VOL 40, NO. 50—THURSDAY, MARCH 13, 1975]
agreement. The contract states further that, if the Commission were to approve the application in Docket No. CP72-6, the reserves dedicated under the February 10, 1975, contract will be considered to be subject to the June 21, 1971, transportation contract.

Applicant proposes to sell approximately 375,000 Mcf per month of gas at 15.025 psia at the national rate prescribed in § 2.56a of the Commission's General Policy and Interpretations (18 CFR 2.56a). Applicant further proposes to charge an offshore platform delivery allowance of 0.51 cent per Mcf, apparently pursuant to § 2.56a(e).

Any person desiring to be heard or to make any protest with reference to said application should on or before March 21, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

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

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

KENNETH F. PLUMB, Secretary.

[CASCADE NATURAL GAS CORP.]

[FR Doc.75-6517 Filed 3-12-75; 8:45 am]

[DOCKET NO. CP74-142]

[CAROLINA POWER & LIGHT CO.]

Filing of Service Agreement

MARCH 4, 1975.

Take notice that Carolina Power & Light Company, (CP & L), on February 21, 1975, filed a petition to intervene or protest 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.

KENNETH F. PLUMB, Secretary.

[FR Doc.75-6516 Filed 3-12-75; 8:15 am]

[Docket No. E-9220, E-9281, E-9282, E-9283]

ARIZONA PUBLIC SERVICE CO.

Changes in Rates and Charges

March 6, 1975.

Arizona Public Service Company (APS) on February 21, 1975, tendered for filing increases in rates and charges in the form of billing adjustments based upon provisions of APS' FPC Rate Schedules, as supplemented, as listed below:

*These docketed proceedings have not as yet been consolidated for hearing and decision.
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rate change filings shall be subject to refund pending final disposition in Docket Nos. E-3621, et al.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 828 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.9 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.9 and 1.10). All such petitions or protests shall be filed on or before March 26, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene 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 motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

KENNETH F. PLUMSB, Secretary.

[FR Doc.75-6314 Filed 3-12-75; 8:45 am]

[Docket No. CI75-503]
ANADARKO PRODUCTION CO.

Application

MARCH 6, 1975.

Take notice that on February 20, 1975, Anadarko Production Company (Applicant), P.O. Box 1, Houston, Texas 77001, filed in Docket No. CI75-503 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce to Panhandle Eastern Pipe Line Company (Panhandle) from two wells in Morton County, and one well in Stevens County, Kansas, all as more fully set forth in the application which is on file with the Commission and available for public inspection.

Applicant requests authority to sell to Panhandle volumes of gas available from the Low "C" Nos. 4 and 5 Gas Units in Morton County and the Taylor "B" No. 1 Gas Unit in Stevens County for one year at a price of $0.72301 per Mcf, adjusted for heat value, within the contemplation of § 2.70 of the Commission's General Policy and Interpretations (18 CFR 2.70). Applicant states that it proposes the subject sale to meet Panhandle's emergency need for gas supplies.

Applicant further states that it will bear the cost of all facilities necessary for the subject sale except gas metering facilities, although Applicant claims to be able to make the subject gas sale to Panhandle without the need for substantial new facilities.

Any person desiring to be heard or to make any protest with reference to said application should, on or before March 26, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.9 and 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party 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 motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

KENNETH F. PLUMSB, Secretary.

[FR Doc.75-6310 Filed 3-12-75; 8:45 am]

[Docket No. CI75-511]
AMERADA HESS CORP.

Application

MARCH 5, 1975.

Take notice that on February 21, 1975, Amerada Hess Corporation (Applicant), 1200 Milam, 6th Floor, Houston, Texas 77002, filed in Docket No. CI75-511 an application pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon the sale of natural gas in interstate commerce in the Emunce-Monument Field, Lea County, New Mexico, to Warren Petroleum Company (Warren), all as more fully set forth in the application which is on file with the Commission and available for public inspection.

Applicant proposes to abandon the percentage-type sale of gas to Warren from one well on the subject acreage because the New Mexico Oil Conservation Commission has reclassified said well as a gas well. Applicant states that as an oil well the casinghead gas therefrom is dedicated to Warren, and as a gas well that gas-well gas is dedicated to Northern Natural Gas Company under Applicant's FPC Gas Rate Schedule No. 30.

Any person desiring to be heard or to make any protest with reference to said application should, on or before March 26, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.9 and 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party 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 motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

KENNETH F. PLUMSB, Secretary.

[FR Doc.75-6312 Filed 3-12-75; 8:45 am]

LAND WITHDRAWALS IN OREGON

Order Vacating Land in Project Nos. 663 and 942

MARCH 6, 1975.

The Forest Service, United States Department of Agriculture, has requested that the land withdrawals for Project Nos. 663 and 942 be vacated in their entirety, thereby requiring Commission consideration under section 24 of the Federal Power Act.

The following described lands are withdrawn pursuant to the filing by the Prairie Power Company, on December 13, 1975, of an application for preliminary permit for Project No. 663 for which the Commission gave notice of land withdrawal to the General Land Office (now Bureau of Land Management) by letter dated March 8, 1929:

WILLIAMITES MERRIDON, OREGON

T. 14 S., R. 34 E,
Sec. 19, SE^1/4 SE^1/4; Sec. 20, NW^1/4 SW^1/4, and SW^1/4 SW^1/4;
Sec. 30, NW^1/4 NW^1/4, Sec. 31, lots 2, 3, and 4, NW^1/4 NW^1/4, and SW^1/4 NW^1/4.

(Approximately 729 acres.)

The lands lie within the Malheur National Forest and are located along Strawberry Creek, a tributary of the John Day River, near Prairie City, in Grant County, Oregon.

Project No. 663 contemplated development of a small diversion conduit project taking the Clearwater River and discharging into the John Day River near the community of Clearwater, Oregon.

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September 14, 1978, and an application for license was not filed.

On December 1, 1978, Peoples West Coast Hydro-Electric Company filed an application for preliminary permit for Project No. 942 which contemplated development of the same site proposed in Project No. 683. Proceedings for Project No. 942 also ended without the filing of an application. A notice of land withdrawal was not issued for Project No. 942 as the Federal lands involved were included in the notice for Project No. 683.

The drainage area of Strawberry Creek above the formerly proposed powerhouse site is less than 7 square miles. Stream gaging records compiled by the U.S. Geological Survey since October 1930 show that the average runoff of this drainage area is less than 2 cfs per square mile. Development of the site is no longer considered feasible because of the small amount of water available.

The Commission finds that the subject lands have no significant power value and the withdrawals for Project Nos. 683 and 942 should be vacated in their entirety.

The Commission orders the withdrawals of the subject lands pursuant to applications for Projects Nos. 683 and 942 are hereby vacated in their entirety.

By the Commission.

KENNETH F. PLUMB, Secretary.

[FR Doc.78-6549 Filed 1-12-78; 8:45 am]

[Docket No. CP75-239]

TEXAS GAS TRANSMISSION CORP. AND CONSOLIDATED GAS SUPPLY CORP.

Notice of Application

MARCH 4, 1978.

Take notice that on February 14, 1975, Texas Gas Transmission Corporation (Texas Gas), 3600 Fredericks Street, Owensboro, Kentucky 42301, and Consolidated Gas Supply Corporation (Consolidated), 445 West Main Street, Clarksville, West Virginia 26330, filed in Docket No. CP75-239, a joint application pursuant to section 7(a) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the exchange of natural gas otherwise not provided for by an affiliate of Consolidated from wells which Consolidated's affiliate, CNG Producing Company (CNG), has recently completed. Thus, the subject exchange represents a new supply for Consolidated. The application states that CNG must file an application for authorization to sell the gas to Consolidated.

The application further states that Consolidated requires the gas to alleviate its curtailment problems and that Texas Gas represents that the proposed exchange will not affect service to its customers.

Any person desiring to be heard or to make any protest with reference to said application should file on or before March 18, 1975, a petition to intervene or protest in accordance with the requirements of the Commission's rules of practice and procedure (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 protestants parties to the proceedings. 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 for 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 hereinafter provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

KENNETH F. PLUMB, Secretary.

[FR Doc.78-6549 Filed 1-12-78; 8:45 am]

[Docket No. CP75-239]

TRANSWESTERN PIPELINE CO.

Proposed Changes in FPC Gas Tariff

MARCH 6, 1975.

Take notice that Transwestern Pipeline Company (Transwestern) on February 14, 1975, tendered for filing as part of its FPC Gas Tariff, First Revised Volume No. 1 the following sheets:

Second Revised Sheet No. 3-A.
Second Revised Sheet No. 3-B.
Revised Second Revised Sheet No. 3-A.
Revised Second Revised Sheet No. 3-B.

These sheets are issued pursuant to Transwestern's Purchased Gas Cost Adjustment provision as set forth in section 19 of the General Terms and Conditions of its FPC Gas Tariff, First Revised Volume No. 1. This change in Transwestern's rates reflects a cost of gas adjustment to track increased purchased gas costs and a surcharge adjustment to clear the balance of the Gas Cost Adjustment Account.

Transwestern requests that the Commission accept tariff sheets Revised Second Revised Sheet Nos. 3-A and 3-B to be effective April 1, 1975. However, should the Commission suspend the effectiveness of these sheets one day, Transwestern requests that the Commission accept Second Revised Sheet Nos. 3-A and 3-B to be effective April 1, 1975.

Copies of the filing were served upon the company's jurisdictional customers and the interested state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 833 North Capitol Street, NE, Washington, D.C. 20526, in accordance with section 15.1 and 15.10 of the Commission's rules of practice and procedure (18 CFR 157.10). All such petitions or protests should be filed on or before March 19, 1975. Petitions will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission, and are available for public inspection.

KENNETH F. PLUMB, Secretary.

[FR Doc.78-6549 Filed 1-12-78; 8:45 am]

[Docket Nos. G-6547 etc.; R561-8, etc.]

UNITED GAS PIPE LINE CO.

Notice of Filing of Refund Report

MARCH 5, 1975.

Take notice that on November 29, 1974, United Gas Pipe Line Company (United) tendered for filing a report covering accumulated supplier refunds received during the period July 1, 1966 through October 31, 1974. United states that such reports are being filed pursuant to an order issued March 12, 1962, in Docket Nos. G-6548, et al., and pursuant to an order issued December 31, 1964, in Docket Nos. R561-8, et al. United further states that although those orders required flow-through of the jurisdictional portion of such refunds once accumulations have reached certain levels, the jurisdictional accumulations have not yet reached levels United would be required to make refunds.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 823 North Capitol Street, NE, Washington, D.C. 20526, in accordance with the Commission's rules of practice and procedure (18 CFR 157.10). All such petitions or protests should be filed on or before March 19, 1975. Petitions will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission, and are available for public inspection.

KENNETH F. PLUMB, Secretary.

[FR Doc.78-6549 Filed 1-12-78; 8:45 am]
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[FR Doc.75-6545 Filed 3-12-75;8:45 am]

[DOCKET NO. E-9200]

UPPER PENINSULA POWER CO.

Notice of Filing of Substitute Fuel Clause Adjustment and Request for Lifting of Suspension of Fuel Clause

MARCH 4, 1975.

Take notice that Upper Peninsula Power Company (UPPC) on February 19, 1975, tendered for filing a substitute Fuel Clause Adjustment, which UPPC states was filed in accordance with § 35.14 of the Commission's regulations and pursuant to ordering paragraph (E) of the Commission's order issued January 30, 1975, in the above docket. UPPC states that the substitute Fuel Clause Adjustment provides for losses of a wholesale basis rather than a system basis to conform with Order No. 517.

UPPC states that in accordance with said ordering paragraph (E), UPPC requests that the Commission lift the suspension of the effectiveness of the fuel clause and make it effective on March 2, 1975, without further refund obligation. UPPC states that since the proposed increase in rates has been suspended until March 2, 1975, there have been no increased charges under the proposed new rates or proposed fuel clause adjustment. UPPC states that since the proposed increase and enclosure are being mailed to all of the shareholders on the List of Addresses accompanying the Company's rate increase filing in Docket No. E-9200 and to the Michigan Public Service Commission.

Any person desiring to be heard or to protest said application should file a petition to intervene with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therefore must file petitions to intervene in accordance with the Commission's rules. The application is on file with the Commission and is available for public inspection.

KENNETH F. FLUM, Secretary.

[FEDERAL REGISTER, VOL. 40, NO. 50—THURSDAY, MARCH 13, 1975]
NOTICES

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forth in Section 3(o) of the Act (12 U.S.C. 1842(c)).

Applicant, the second largest banking organization in Florida, has 57 banks, with aggregate deposits of $1.9 billion, which represent 8.3 percent of total deposits in commercial banks in the State. Since Bank is a bank holding company, the acquisition by Applicant would not immediately increase Applicant's share of commercial bank deposits in the State.

Bank is to be located in the southeastern portion of the city of Fort Lauderdale, but is separated from the downtown area by the New River. Applicant presently controls four banking subsidiaries in the North Broward County banking market (the relevant market), and ranks as the seventh largest banking organization in the market with 5.5 percent of the deposits. There are 42 other banks competing in the market, 33 of which are subsidiaries of the 11 multibank holding companies in the market. The two largest banking organizations in the market (each of which is a multibank holding company) control approximately 22.6 and 20.8 percent, respectively, of the market's commercial bank deposits; the five largest control 41.8 percent of the market's deposits. From the facts of record, it does not appear that Applicant is a dominant competitive factor in the North Broward banking market.

Applicant's closest bank subsidiary, Barnett Bank of Fort Lauderdale ($332.5 million in deposits), is located approximately 2 miles north of the proposed site of Bank, but on the opposite side of the New River. Applicant's three remaining bank subsidiaries in the relevant market are situated between 3.5 and 10.5 miles west of Bank's proposed location. Since Bank is a proposed new bank, consummation of Applicant's proposal would not have any immediate effect on Applicant's share of commercial bank deposits in the relevant banking market, nor does it appear from the record that it would have adverse effects on existing or potential competition in that market. Applicant does not occupy a dominant position in the market, and the Board is of the view that the present proposal would not raise significant barriers to entry for a new bank presently represented in the market.

As noted above, three banks, each of which is in the proximity of the proposed site of Bank, have objected to its proposal. Southport American National Bank ($4.4 million in deposits) is only one-tenth of a mile east of Bank; Southeast Everglades Bank of Fort Lauderdale (in deposits) is 2 miles southwest of Bank; and Ocean First National Bank ($19.8 million in deposits) is 3.5 miles southeast of Bank. The fourth bank in the immediate vicinity of Bank's proposed location is Citizens National Bank, which is located 1.6 miles southeast of Bank. Each of these banks is affiliated with one of the nine largest bank holding companies in the State.

In its analysis of this application the Board has considered the objections received from Protestants. Generally speaking, Protestants claim that consummation of the proposed transaction would (1) amount to preemption of a market site by Applicant since the economic facts do not justify the establishment of another bank in the area at this time; (2) the viability of Southport American National Bank, the most recently established bank in the service area, would be threatened; and (3) Bank's service area would overlap with the service areas of two of Applicant's existing bank subsidiaries.

Turning to the first contention of the Protestants, the Board notes that Broward County has experienced significant population and economic growth since 1950. Between 1950 and 1970, Broward County was one of the fastest growing counties in the nation. The population grew 10.5 percent annually. During the period from 1970 to 1973, the population of Broward County grew an additional 24 percent, an increase that was almost twice that of the State as a whole. While the growth in population is not expected to continue at its previous rate, the Broward County population may exceed 900,000 by 1980. Further, the population per banking office for the market is estimated at 15,000, substantially above the Statewide figure of 12,000. In addition, the record indicates that the Fort Lauderdale area has experienced economic growth in the past. For the period 1968 to 1973, deposits in commercial banks in Broward County increased by 120 percent, while the deposits in the immediate area to be served by Bank grew by 202 percent. While the general economic growth in the Fort Lauderdale area may have slowed recently, it appears that this area as well as Bank's service area will continue to experience strong growth in future years. Accordingly, it is the Board's judgment that acquisition of Bank is not an attempt by Applicant to preempt a favorable location but reflects a desire to establish a new outlet capable of serving a developing portion of the Fort Lauderdale area.

With respect to Protestants' second contention, i.e., that the viability of Southport American Bank would be threatened by the establishment of Bank, the Board notes that Southport American Bank has nearly doubled its deposits to $84.5 million (as of June 30, 1974), and its operations are now profitable. The facts of record also indicate that the area's population can support an additional bank. Thus, while Bank will compete with Southport American Bank, it does not appear Bank will significantly hinder the ability of Southport American Bank, which is a subsidiary of a large bank holding company, to grow as a competitive factor in the market.

Turning to Protestants' final contention, there is clearly no overlap in service areas between two of Applicant's subsidiary banks and the service area of Bank. With respect to the other two banking subsidiaries of Applicant in the relevant banking market (Barnett Bank of Fort Lauderdale and Barnett Bank of Rivercliff) these banks are located on the opposite side of New River to Bank and, in addition, there are several intervening banking alternatives. Thus, it appears unlikely that these banks would derive additional business from Bank's service area. In this case, de novo expansion by an organization not dominant in the market would provide increased competition and result in additional service being provided at a more convenient location.

It is the Board's judgment, after having considered the submissions of Protestants and all other facts of record, that consummation of the proposed acquisition would have no significant adverse effects on existing competition, nor would it foreclose the development of future competition. The financial condition, management, and prospects of Applicant and its subsidiary banks are regarded as satisfactory. Bank has no operating financial history; however, it will be opened with adequate capital and its prospects appear favorable. Accordingly, considerations relating to the banking factors are consistent with approval. Considerations relating to the convenience and needs of the community to be served lend some weight toward approval since Bank will be capable of offering a full complement of banking services to its customers. It is the Board's judgment that consummation of the proposed acquisition would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reasons summarized above. The application shall not be made (a) before the thirtieth calendar day following the effective date of this Order or (b) later than three months after that date, and (c) First Marine Bank of Fort Lauderdale, Fort Lauderdale, Florida, shall be opened for business not later than six months after the effective date of this Order. Each of the periods described in (b) and (c) may 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, effective March 5, 1975.

[Seal]

THEODORE E. ALLISON, Secretary of the Board.

[FR Doc. 75-6551 Filed 3-12-75 S:45 a.m]
NOTICES.

CAPITAL CITY BANCSHARES, INC.
Order Approving Formation of Bank Holding Company

Capital City Bancshares, Inc., Prairie Village, Kansas ("Applicant"), has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) of formation of a bank holding company through the acquisition of 93 percent or more of the voting shares of Capital City State Bank & Trust Company, Topeka, Kansas ("Bank").

Notice of the application, affording an opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments has expired, and the application and all comments received have been considered in light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Applicant, a nonoperating corporation without subsidiaries, was organized for the purpose of becoming a bank holding company through the acquisition of Bank. Bank (deposits of $11.8 million) is the ninth largest bank of fifteen banks in Shawnee County, the relevant banking market. Upon acquisition of Bank, Applicant would control the 175th largest banking market. Upon acquisition of Bank, Applicant is the ninth largest bank of fifteen banks in Shawnee County, the relevant banking market.

The purpose of the transaction is to effect a transfer of the ownership from individuals to a corporation owned by the same individuals. The principals of Applicant also have ownership interests in a one-bank holding company in Kansas. The subsidiary bank of this holding company is located in another banking market and does not compete significantly with Bank. It has been concluded that consummation of the proposal would not have any adverse effect on the financial and managerial resources or have an adverse effect on other banks in the relevant market. Thus, competitive considerations are consistent with approval of the application.

The financial and managerial resources and future prospects of Applicant, who is dependent upon those of Bank, are considered satisfactory and consistent with approval of the application. Applicant proposes to service the debt incurred over a 5-year period through dividends of Bank. In light of the recent earnings of Bank and its anticipated growth, the projected earnings of Bank appear to provide Applicant with the financial flexibility to meet its annual debt servicing requirements and to maintain an adequate capital position for Bank. Therefore, considerations relating to banking factors are consistent with approval of the application.

Although consummation of the proposal would effect no changes in the banking services offered by Bank, the considerations relating to the convenience and needs of the community to be served are consistent with approval. It has been determined that the proposed transaction would be in the public interest and that the application should be approved.

The application is hereby approved on this date, provided that the transaction shall be effectuated no later than three months after this date, unless such period is extended for good cause by the Board of Governors of the Federal Reserve System. By order of the Secretary of the Board, acting pursuant to delegated authority from the Board of Governors, effective March 5, 1975.

THEROEO E. ALLISON, Secretary of the Board.

[F.R.Doc.76-6552 Filed 3-12-75; 75:4:45 am]

FIRST NATIONAL CORPORATION OF OAK BROOK
Formation of Bank Holding Company

First National Corporation of Oak Brook, Oak Brook, Illinois, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of 100 percent less directors' qualifying shares of the voting shares of the successor by merger to First National Bank and Trust Company of Oak Brook, Oak Brook, Illinois. The factors that are considered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors at the Federal Reserve Bank of Chicago. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551 to be received not later than April 3, 1975.


THEROEO E. ALLISON, Secretary of the Board.

[F.R.Doc.76-6553 Filed 3-12-75; 75:4:16 am]

MERCANTILE BANCORPORATION, INC.
Order Approving Acquisition of Bank

Mercantile Bancorporation, Inc., St. Louis, Missouri, a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)) to acquire 90 percent or more of the voting shares of Bank of Eldon, Eldon, Missouri ("Bank").

Notice of the application, affording an opportunity for interested persons to submit comments and views, has been given in accordance with section 3(b) of the Act. The time for filing comments and views has expired, and the Board has considered the application and all comments received, including those by First National Bank of Lima Creek and by Bank of Lake of the Ozarks, in light of the factors set forth in section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)).

Applicant, the largest bank holding company and bank holding company in the market, controls 22 banks with aggregate deposits of about $1.6 billion, representing approximately 10.6 percent of total commercial bank deposits in the State. Acquisition of Bank, with deposits of about $18.7 million, would increase Applicant's share of commercial bank deposits by approximately 0.1 percent and would not result in a significant increase in the concentration of banking resources in Missouri.

Bank is the largest of three banks in the relevant banking market, and controls approximately 48.6 percent of market deposits. The other two banks in the relevant banking market control, respectively, approximately 37 and 14 percent of market deposits. Applicant's bank holding company is not significant in any of the markets surrounding the relevant market. In addition, consumption of the subject proposal would still leave independent the other two banks in the market. On the basis of the record, it appears that consumption of the subject proposal would not have significantly adverse effects upon existing or potential competition.

The financial and managerial resources and future prospects of Applicant, its subsidiaries and Bank are regarded as satisfactory. Thus, banking factors considerations are consistent with approval of the application. Applicant proposes to expand Bank's loans for residential real estate construction. Applicant also intends to increase Bank's investment advisory and computer services and to provide trust services on a referral basis. These considerations relating to the convenience and needs of the community to be served are consistent with approval of the application. It is the Board's judgment that consummation of the proposed transaction would be in the public interest and that the application should be approved.

On the basis of the record, the application is approved for the reason summarized above. The transactions shall

1 Including four approved acquisitions not yet consummated but not including an approved de novo bank which has not yet begun operations.

2 All banking data are as of June 30, 1974, adjusted to reflect holding company acquisitions and formations approved by the Board through December 31, 1974.

3 The relevant banking market is approximated by the western half of Miller County less a small section of the county surrounding the town of Lake Ozark.
not be made (a) before the thirtieth calen-
dar day following the effective date of
this Order or (b) within thirty days after
the effective date of this Order, unless such period is extended for
good cause by the Board, or by the Fed-
eral Reserve Bank of St. Louis pursuant
to delegated authority.

By order of the Board of Governors,4
effective March 6, 1975.

[SEAL] THEODORE E. ALLISON,
Secretary of the Board.

[FR Doc.75-6556 Filed 3-12-75; 8:45 am]

VICI BANCORPORATION -
Formation of Bank Holding Company

Vici Bancorporation, Vici, Oklahoma, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of more than 80 percent of the voting shares of Bank of Vici, Vici, Oklahoma. The factors that are consid-
ered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

The application may be inspected at the office of the Board of Governors or at the Federal Reserve Bank of Kansas City. Any person wishing to comment on the application should submit views in writing to the Secretary, Board of Gover-

ors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than April 4, 1975.

Board of Governors of the Federal Re-

[SEAL] THEODORE E. ALLISON,
Secretary of the Board.

[FR Doc.75-6555 Filed 3-12-75; 8:45 am]

WESTGATE BANCSHARES, INC.
Formation of Bank Holding Company

Westgate Bancshares, Inc., Kansas City, Kansas, has applied for the Board's approval under section 3(a)(1) of the Bank Holding Company Act (12 U.S.C. 1842(a)(1)) to become a bank holding company through acquisition of more than 80 percent of the voting shares of Westgate State Bank, Wyandotte County, Kansas. The factors that are consid-
ered in acting on the application are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Westgate Bancshares, Inc. has also ap-
plicated, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and §225.4(b) (2) of the Board's Regulation Y, for permission to engage de novo in certain credit related insurance agency activities. Notice of the application was published on November 27, 1974 in The Kansas City Kansas, newspaper circulated in Kansas City, Kansas.

Applicant states that it proposes to en-

gage in the following activities: the sale of credit life and credit accident and health and other credit insurance di-

rectly related to extension of credit by

Westgate State Bank. Such activities have been proposed by the Board in § 225.4(a) of Regulation Y as permissible for bank holding companies, subject to Board approval of individual proposals in accordance with the procedures of § 225.4(b).

Interested persons may express their views on the question whether consum-
mation of the proposal can "reasonably" be expected to produce benefits to the public, such as greater convenience, in-

creased competition, or gains in effi-
ciency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competi-
tion, conflicts of interests, or unsound banking practices. Any request for a hearing on this question should be ac-

company by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

The application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank of Kansas City.

Any views or requests for hearing should be submitted in writing and re-

ceived by the Secretary, Board of Gov-


Board of Governors of the Federal Re-
serve System, March 8, 1975.

[SEAL] GRIFFITH L. GARWOOD,
Assistant Secretary of the Board.

[FR Doc.75-6550 Filed 3-12-75; 8:45 am]

GENERAL ACCOUNTING OFFICE
REGULATORY REPORTS REVIEW
Receipt of Report Proposals

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO, on March 6, 1975. See 44 U.S.C. 3512 (c) and (d). The purpose of publishing this notice in the Federal Regis-

ter is to inform the public of such receipt.

The notice includes the title of the re-
quest received, the name of the agency sponsoring the proposed collection of in-
formation, the agency form designation, and the frequency with which the inform-

ation is proposed to be collected.

Written comments on the proposed ICC form are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time the GAO has to review the proposed form, comments must be received on or before March 31, 1975, and should be addressed to Mr. Monte Cundiff, Jr., Director, Office of Special Programs, United States General Accounting Office, 425 I Street NW., Washington, D.C. 20548.

INTERSTATE COMMERCE COMMISSION
Request for clearance of revised An-

nual Report—Carriers by Pipe Line, Form F, required to be filed by some 101 carriers by pipeline, pursuant to Section 20 of the Interstate Commerce Act. Data is used for economic regulatory pur-

poses. Revisions made in this annual re-

port form resulted from changes in the

Uniform System of Accounts (49 CFR 1204) adopted through rulemaking pro-

ceedings. Reporting burden for carriers is estimated to average 188 hours per report. Reports are mandatory and avail-

able for use by the public.

NORMAN F. HEDY,
Regulatory Reports, Review Officer.

[FR Doc.75-6635 Filed 3-12-75; 8:45 am]

GENERAL SERVICES
ADMINISTRATION
REGIONAL PUBLIC ADVISORY PANEL ON
ARCHITECTURAL AND ENGINEERING SERVICES
Meeting

Pursuant to Pub. L. 92-463, notice is hereby given of a meeting of the Re-

gional Public Advisory Panel on Archi-

tectural and Engineering Services, Region 9, from 1 p.m. to 4 p.m., April 7, California Room, 23th floor, 525 Market Street, San Francisco, California. The meeting will be devoted to the Initial step of the procedures for screening and evaluating the qualifications of architect-engineers. These professionals are under consideration for selection to furn-

ish professional services for the pro-

posed exterior renovation of the Appraisers Building, 630 Sansome Street, San Francisco, California. Frank and open discussion of the professional qual-

ifications of the firms being considered is essential to insure selection of the best qualified firms. Accordingly, pursuant to a determination that it will be concerned with a matter listed in 5 U.S.C. 552(b) (6) the meeting will not be open to the public.

T. E. HANNON,
Regional Administrator.

[FR Doc.75-6511 Filed 3-12-75; 8:45 am]

NATIONAL ADVISORY COMMITTEE
ON OCEANS AND ATMOSPHERE
OPEN MEETING

March 10, 1975.

The National Advisory Committee on Oceans and Atmosphere will hold a meet-

ing Monday and Tuesday, April 14 and 15, 1975. Both sessions will be open to the public and will be held in room 6095 of the U.S. Department of Com-

merce Building, 15th and Constitution Avenue, NW., Washington, D.C., beginning at 9 a.m.

The Committee, consisting of 25 non-

Federal members appointed by the Presi-

dent from state and local governments,
Industry, science, and other appropriate areas, was established by Congress by Public Law 82-125, on August 16, 1971. Its duties are to: (1) undertake a continuing review of the progress of the marine and atmospheric science and service programs of the United States, (2) submit a comprehensive annual report to the President and to the Congress setting forth an overall assessment of the status of the Nation's marine and atmospheric activities on or before June 30 of each year, and (3) advise the Secretary of Commerce with respect to the carrying out of the purposes of the National Oceanic and Atmospheric Administration.

The agenda will consist of briefings and discussion organized around the following topics:

**Monday, April 14**
- Morning—Briefings on Federal activity in areas where NAOCA has made recommendations.
- Afternoon—Continuation of discussion on next annual report.

**Tuesday, April 15**
- Morning—Briefing on the Global Atmospheric Research Project (GARP) with emphasis on the GARP Atlantic Tropical Experiment (GATE) of last summer.
- Afternoon—Continuation of discussion on next annual report.

The public is welcome and will be admitted to the limit of the seating available. Persons wishing to make formal statements should notify the Chairman in advance of the meeting. The Chairman retains the prerogative to place limits on the duration of oral statements and discussion. Written statements may be submitted at any time.

Additional information concerning this meeting may be obtained through the Committee's Executive Director, Dr. Douglas L. Brooks whose mailing address is: National Advisory Committee on Oceans and Atmosphere, Department of Commerce Building, Room 5225, Washington, D.C. 20230. Telephone: (202) 967-3343.

**NOTICES**

**NUCLEAR REGULATORY COMMISSION**

[Docket No. 50-321]

**GEORGIA POWER CO. AND OGLETHORPE ELECTRIC MEMBERSHIP CORP.**

Issuance of Amendment to Facility Operating License

Notice is hereby given that the U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 30 to Facility Operating License No. DPR-97 issued to Georgia Power Company & Oglethorpe Electric Membership Corporation (the licensees) which revised Technical Specifications for operation of the Edwin I. Hatch Nuclear Plant, Unit 1, located in Appling County, Georgia. The amendment is effective as of its date of issuance.

The amendment permits revision to the Technical Specifications relating to the surveillance requirement for testing of the personnel air lock to the reactor containment.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment is not required since the amendment does not involve a significant hazards consideration.

For further details with respect to this action, see (1) the application for amendment dated February 24, 1975; (2) Amendment No. 6 to License No. DPR-97, with Change No. 1, and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, NW, Washington, D.C., and at the Reference Service, Cedar Rapids Public Library, 420 Third Avenue, S.E., Cedar Rapids, Iowa 52401.

A copy of Items (2) and (3) may be obtained upon request addressed to the Commission's Chief, Operating Reactors Branch, Docket No. 50-321.

Dated at Bethesda, Maryland, this March 5, 1975.

For the Nuclear Regulatory Commission.

GEORGE LEAR,
Chief, Operating Reactors Branch
Division of Reactor Licensing.

[FR Doc. 75-6495 Filed 3-12-75; 8:45 am]

**OFFICE OF MANAGEMENT AND BUDGET**

**CLEARANCE OF REPORTS**

List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on March 10, 1975 (44 U.S.C. 3509). The purpose of publishing this list in the Federal Register is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be...
collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

The Symbol (X) identifies proposals which appear to raise no significant issues, and are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the Clearinghouse, Office of Management and Budget, Washington, D.C. 20503 (202-336-2829), or from the reviewer listed.

NEW FORMS

V.S. CIVIL SERVICE COMMISSION

Application & Qualifications Statement, CSC
1178, on occasion, employees applying for merit promotion program, Caywood, D. P., 395-5442.

DEPARTMENT OF AGRICULTURE

Statistical Reporting Service:


DEPARTMENT OF COMMERCE


DEPARTMENT OF DEFENSE


DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE


Office of Education:

Clarity Vision Survey for Reading/Language Priorities, OE-9043, single-time, supervisors, education program for deaf, Flanichon, P., 395-8989.

Requestee's Technical Assistance Evaluation Form, OE-9044, on occasion, LRA's, DEA's, LEA's, Human Resources Division, 395-3842.

DEPARTMENT OF LABOR


DEPARTMENT OF LABOR


NOTICES

AGRICULTURAL MARKETING SERVICE, WEEKLY REPORT OF AVOCADO & LIME SHIPMENTS BY HANDLERs, FV-116, weekly, Evinger, S. E., 395-3488.

CHICAGO BOARD OPTIONS EXCHANGE, INC.

Delayed Effectiveness of Proposed Amendment to Option Plan

Notice is hereby given that the Chicago Board Options Exchange, Inc. ("CBOE") has filed an application pursuant to the 1934 Act in respect of a security registered pursuant to section 13 of the 1934 Act.

Section 15(d) of the 1934 Act provides that each issuer who has filed a registration statement which has become effective pursuant to the Securities Act of 1933, as amended, shall file with the Commission, in accordance with such rules and regulations as the Commission may prescribe, an application for exemption from the provisions of section 15(d) and be exempted from filing forms 10-K for the fiscal year ended December 31, 1974.

Section 15 (d) of the 1934 Act provides that each issuer who has filed a registration statement which has become effective pursuant to the Securities Act of 1933, as amended, shall file with the Commission, in accordance with such rules and regulations as the Commission may prescribe as necessary or appropriate for the protection of investors, such supplementary and periodic information, documents, and reports as may be required pursuant to section 13 of the 1934 Act in respect of a security registered pursuant to section 13 of the 1934 Act.

Section 12(a) of the 1934 Act empowers the Commission to exempt, in whole or in part, any issuer or class of issuers from the provisions of section 15(d), if the Commission finds, by reason of the number of public investors, amount of trading interest in the securities, and nature and extent of the activities of the issuer, income or assets of the issuer or otherwise, that such exemption is not inconsistent with the public interest or the protection of investors.

The applicable state, in part:

(1) Applicant, a Delaware corporation formed in June, 1969, sells certain computer system services to an affiliate.
NOTICES

(E) During 1971, Applicant issued 65,000 shares of common stock, pursuant to an effective registration statement (File No. 2-37871).

In the absence of an exemption, Applicant is required to file certain periodic reports with the Commission pursuant to section 15(d) of the 1934 Act. Applicant argues that the exemption order requested is appropriate in view of the fact that the Applicant has less than 300 shareholders, has limited business activities, and has no trading interest in its stock.

For a more detailed statement of the information presented, all persons are referred to the application which is on file in the offices of the Commission at 500 North Capitol Street NW., Washington, D.C. 20549.

Notice is further given that any interested person not later than March 31, 1975 may submit to the Commission in writing his views on any substantial facts bearing on the application or the desirability of a hearing thereon. Any such communication or request should be addressed to: Secretary, Securities and Exchange Commission, 500 North Capitol Street NW., Washington, D.C. 20549 and should state briefly the nature of the hearing, the reason for such request, and the issues of fact and law raised by the application he desires to controvert. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof. At any time after said date, an order granting the application may be issued upon request or upon the Commission’s own motion.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS, Assistant Secretary.

[FEDERAL REGISTER, VOL 40, NO. 50—THURSDAY, MARCH 13, 1975]

[FR Doc. 75-6606 Filed 3-12-75; 8:45 am]

[File No. 500-1] INDUSTRIES INTERNATIONAL, INC.
Suspension of Trading

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Industries International, Inc. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from March 3, 1975 through March 17, 1975.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS, Assistant Secretary.

[FEDERAL REGISTER, VOL 40, NO. 50—THURSDAY, MARCH 13, 1975]

[FR Doc. 75-6606 Filed 3-12-75; 8:45 am]

[File No. 500-1] WESTGATE CALIFORNIA CORP.
Suspension of Trading

March 7, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock (class A and B), the cumulative preferred stock (5 percent and 6 percent), the 6 percent subordinated debentures due 1990, and all other securities of Westgate California Corporation being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from March 3, 1975 through March 17, 1975.

By the Commission.

[SEAL] GEORGE A. FISCHMANN, Secretary.

[FEDERAL REGISTER, VOL 40, NO. 50—THURSDAY, MARCH 13, 1975]

[FR Doc. 75-6607 Filed 3-12-75; 8:45 am]

[File No. 500-1] EQUITY FUNDING CORPORATION OF AMERICA
Suspension of Trading

March 7, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, warrants to purchase the stock, 5 1/2 percent debentures due 1990, 1 5/8 percent convertible subordinated debentures due 1991, and all other securities of Equity Funding Corporation of America being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(6) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from March 3, 1975 through March 17, 1975.

By the Commission.

[SEAL] GEORGE A. FISCHMANN, Secretary.

[FEDERAL REGISTER, VOL 40, NO. 50—THURSDAY, MARCH 13, 1975]

[FR Doc. 75-6608 Filed 3-12-75; 8:45 am]

[File No. 500-1] ZENITH DEVELOPMENT CORP.
Notice of Suspension of Trading

March 7, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Zenith Development Corporation being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from March 3, 1975 through March 17, 1975.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS, Assistant Secretary.

[FEDERAL REGISTER, VOL 40, NO. 50—THURSDAY, MARCH 13, 1975]

[FR Doc. 75-6609 Filed 3-12-75; 8:45 am]
Financial Corporation, the owner of 80 percent of Massachusetts Capital Corporation’s outstanding common stock.

Interested persons were given ten days to submit written comments to SBA and no unfavorable comments were received.

SBA, having considered the application and all other pertinent information with regard thereto, now approves the application for transfer of control.

Dated: March 5, 1975.

JAMES THOMAS PHelan,
Deputy Associate Administrator for Investment.

[FR Doc.75-6585 Filed 3-12-75;8:45 am]

PORTLAND DISTRICT ADVISORY COUNCIL
Public Meeting

The Small Business Administration Portland District Advisory Council will meet at 9:30 a.m. (P.D.T.), Thursday, April 17, 1975, at the United States National Bank in Portland, Oregon, to discuss such business as may be presented by members, the staff of the Small Business Administration, and others attending.

For further information, call or write A. E. Lofstrand, Small Business Administration, 700 Pittock Block, 921 Southwest Washington Street, Portland, Oregon 97205, (503) 226-9461.

Dated: March 6, 1975.

ANTHONY S. STACKE,
Chief Counsel for Advocacy.
Small Business Administration.

[FR Doc.75-6586 Filed 3-12-75;8:45 am]

VETERANS ADMINISTRATION

MEDICAL RESEARCH SERVICE MERIT REVIEW BOARDS

Notice of Meetings; Amendment

The following is an amendment to the Notice of Merit Review Board meetings which was published in the Federal Register, Volume 40, Number 35, Page 7049, Thursday, February 28, 1975.

In accordance with provisions set forth in section 552(b)(5), title 5, United States Code, all of theMerit Review Board meetings will be closed to the public after approximately one-half hour from the start, for the review, discussion, and evaluation of individual initial pending and renewal research projects.

The closed portion of the meetings include: discussion, examination reference to, and oral review of site visits, staff and consultant critiques of research protocols, and similar documents which are exempt from disclosure under the Intra-agency memorandum exemption (exemption 5) to section 552(b) of title 5, United States Code. The portion of the meeting which necessitates examination of these documents will be closed to prevent inadvertent disclosure of these exempt records.

Dated: March 10, 1975.

R. L. ROUDEBUSCH,
Administrator.

[FR Doc.75-6016 Filed 3-12-75;8:45 am]
INTERSTATE COMMERCE COMMISSION
[MC-G-5688]
BIG BEAR CARTAGE, INC.
Filing of Petition
MARCH 7, 1975.


By petition filed February 14, 1975, petitioner requested from the Interstate Commerce Commission and the Civil Aeronautics Board, as to the lawfulness of certain of its motor carrier operations purportedly conducted under the "incidental to air" exemption of section 203(b)(7a) of the Interstate Commerce Act and under the "service in connection with air transportation" provision of section 403(a) of the Federal Aviation Act of 1958.

Petitioner states that it provides pickup and delivery service for air freight forwarders (indirect air carriers) and also for scheduled and unscheduled air lines (direct air carriers) under these carrier tariffs filed with the Civil Aeronautics Board. Shipments transported by petitioner move under the waybills of these indirect and direct air carriers, and petitioner bills these carriers directly for its transportation service charges. Petitioner states that its operations are performed by other "local cartage carriers" among which are three so-called "Air Cargo, Inc., contract carriers" which have been selected by Air Cargo, Inc., to pick up and deliver freight for each of the 29 member scheduled air lines which is a shareholder of Air Cargo, Inc. Petitioner publishes a schedule of rates and charges which is equivalent to that published by direct air carriers in their Official Air Freight Pick-up and Delivery Tariff No. FUD-1. Air Cargo, Inc., petitioner notes, is not indicated among air carriers participating therein. Under this FUD-1 tariff the participating direct air carriers hold themselves out to provide certain described pickup and delivery services, subject to various limitations and restrictions. While neither Air Cargo, Inc., nor its designated "cartage carriers" are named in tariff FUD-1, rule 30 of said tariff designates the "city terminals" of the participating air carriers, which "city terminals" petitioner asserts are those of the "cartage carriers" selected by Air Cargo, Inc.

Petitioner states that recent inquiries into its operations conducted by field personnel of the Interstate Commerce Commission resulted in it being advised on one occasion by a field supervisor that petitioner's operations appear to be contrary to the principles announced by this Commission in Colorado Cartage Company, Inc. v. William Murphy, 100 M.C.C. 745 (1966). Petitioner further alleges that field personnel of the Interstate Commerce Commission have advised shippers utilizing petitioner's services that certain operations of petitioner may be unlawful, and that the resulting instance of certain shippers to utilize petitioner's services has been to petitioner's financial detriment. Petitioner believes that there is ambiguity, confusion, and conflict as to the subject of whether an operation such as that conducted by petitioner is "incidental to air transportation", under section 203(b)(7a) of the Interstate Commerce Act, and whether an operation is "incidental to air transportation" within the meaning of section 403(a) of the Federal Aviation Act of 1958. Petitioner is of the opinion that in no case in which it conducts its services is exempt from economic regulation under both the Interstate Commerce Act and the Federal Aviation Act of 1958, and it requests affirming decisions from this Commission and the Civil Aeronautics Board to confirm the lawfulness of its operations. If its present operations are found to be unlawful, petitioner views air transportation courses of action as: (a) the application to the Civil Aeronautics Board for authorization to operate as an indirect air carrier (i.e., air freight forwarders), (2) seeking deregulation of Air Cargo, Inc., as one of its approved "contract carriers", (3) application to the Interstate Commerce Commission for an appropriate certificate of public convenience and necessity, and (4) cessation of present business activities. Petitioner rejects each of the above alternatives as unsatisfactory for various reasons related to its particular circumstances.

In order to remove the uncertainties which it has concerning the lawfulness of its operations petitioner requests a declaratory order which will provide definite answers to the following questions: (a) is the service performed by petitioner "incidental to air transportation" under section 203(b)(7a) of the Interstate Commerce Act? (b) is the service performed by petitioner or its "cartage carriers" incumbent on air carriers licensed by the Civil Aeronautics Board?, (c) is the service performed by petitioner "incidental to air transportation" under section 403 of the Federal Commerce Act when undertaken by air carriers (i.e., air freight forwarders) licensed by the Civil Aeronautics Board?, (d) is the service performed by petitioner in connection with air transportation" under section 403(a) of the Federal Aviation Act of 1958 when such service is undertaken on behalf of air carriers licensed by the Civil Aeronautics Board?, (e) is the service performed by petitioner "in connection with air transportation" under section 403(a) of the Federal Aviation Act of 1958 when such service is undertaken on behalf of air carriers licensed by the Civil Aeronautics Board?, (f) is the service performed by petitioner in connection with air transportation under section 403(a) of the Federal Aviation Act of 1958 when such service is undertaken on behalf of air carriers licensed by the Civil Aeronautics Board?, (g) is the service performed by petitioner "incidental to air transportation" under section 203(b)(7a) under the "service in connection with air transportation" exemption, despite the fact, petitioner argues, that the service was performed on a through air bill of lading covering, in addition to the land haul movement by air, the collection service performed by defending and concludes that because the air bill was not executed until the goods were delivered to the air carrier airport for continuing movement in air transportation (from a point within 25 miles of the airport) by motor vehicle was not within the "incidental to the air transportation" exemption, despite the fact, petitioner argues, that the receipt of the goods was made on an air carrier's air waybill, all charges for the questioned motor transportation service were collected by the air carrier which subsequently paid the motor carrier for its service. Petitioner relies on Sky Freight Delivery Service, Inc., Commonwealth Court of Pennsylvania, 187 S.W.2d 241 (1947) in which the term "incidental" was defined by this Commission as such term relates to section 203(b)(7a) of the Interstate Commerce
Act, and argues that in said decision no reference was made as to how or when air bills must be executed for a particular movement to be considered "incidental to air transportation." Petitioner contends that the Commission erred in concluding in the Colorado Cartage case that because the air carrier signed the air bill of lading at the airport, no air bill of lading was "executed" at that time, the goods were picked up by the motor carrier. Petitioner asserts that the lack of execution of a bill of lading when the pickup of the freight is made by the motor carrier does not prevent the motor carrier from taking advantage of the air carrier's limited liability with respect to loss or damage, and argues that by analogy the time and place of execution of an air bill of lading should not be determinative of whether a movement of freight is within the "incidental to air" exemption of section 203(b)(7)(A) of the Interstate Commerce Act.

In conclusion petitioner argues that through the combination of the effects of certain decisions of the Interstate Commerce Commission and the "strictive policy" of Air Cargo, Inc., it is undergoing "harassment" by this Commission and is experiencing a loss of business to the "contract carriers" of Air Cargo, Inc. Petitioner requests formal rulings of this Commission and the Civil Aeronautics Board, either jointly or separately, that petitioner's operations are exempt from regulation under the Interstate Commerce Act and the Federal Aviation Act of 1958.

As noted, this petition has been filed both with this Commission and with the Civil Aeronautics Board. In our discretion of this proceeding, we will respond to all issues raised which are within our regulatory jurisdiction but, of course, not those within the sole jurisdiction of the Civil Aeronautics Board.

No oral hearing is contemplated at this time, but any person (including petitioner) interested in making representation in favor of, or against, the relief sought in the petition may do so by the submission of written data, views, or arguments. An original and fifteen (15) copies of such data, views, or arguments shall be filed with this Commission or before May 1, 1975. A copy of each representation should be served upon petitioner's representatives. Written material or suggestions submitted will be available for public inspection at the Office of the Interstate Commerce Commission, 12th and Constitution, Washington, D.C., during regular business hours. Notice to the general public of the matters herein under consideration will be posted at the Office of the Interstate Commerce Commission. A copy of this notice in the Office of the Secretary of the Commission for public inspection and by filing a copy thereof with the Director, Office of the Federal Register.

By the Commission.

[SEAL]

ROBERT L. OSWALD,
Secretary.

[FR Doc. 75-6657 Filed 3-12-75; 8:45 am]

MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

March 13, 1975.

Synopsis of orders entered by the Motor Carrier Board of the Commission pursuant to sections 213(b), 205(a), 311, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 132), appear below:

[FR Doc. 75-6657 Filed 3-12-75; 8:45 am]

Notice No.

FEDERAL REGISTER, VOL 40, NO. 50—THURSDAY, MARCH 13, 1975

Brothers, Inc., Brooklyn, N.Y., authorizing the transportation of bags, brooms, aluminum foil and plates, plastic and wooden forks, knives, and spoons, paper, burlap, and lightened fish bulbs, from New York, N.Y., to points in Fairfield County, Conn., and Bergen, Essex, Hudson, Union, Morris, Monmouth, Passaic, Somerset, Sussex, Warren, and Westchester Counties, N.J., restricted to a transportation service to be performed under a continuing contract with Schek Bros., Inc. Herbert Kramer, 111 Broadway, New York, N.Y. 10013.

No. MC-FC-75669. By order entered March 12, 1975, the Motor Carrier Board approved the transfer to R & P Wrecker Sales and Service, Inc., Hampton, N.H., of the operating rights set forth in Certificate No. MC 152756, issued June 14, 1963, to Edward F. Mills, doing business as Mills' Shell Station, Hampton, N.H., authorizing the transportation of wrecked, disabled, repossessed or stolen vehicles, with the use of wrecker equipment, between points in New Hampshire, on the one hand, and, on the other, points in Massachusetts, Maine, and Vermont. W. W. Fosse, 750 Park Ave., New York, N.Y. 10021, attorney for applicants.

No. MC-FC-75664. By order entered March 12, 1975, the Motor Carrier Board approved the transfer to Crawford Trucking, Inc., Houston, Tex., of the operating rights set forth in Certificate No. MC 52727 and Certificate of Registration No. MC 52727 (Sub-No. 2), both issued by the Commission November 13, 1974, to Jack Bars Corporation, Alvin, Tex., authorizing the transportation of machinery, materials, supplies and equipment, incidental to, or used in, the construction, development, operations, and maintenance of facilities for the discovery, development and production of natural gas and petroleum, between points in Texas; and various specified commodities, to and from all points in Texas, to and from a point in York City, Tex. Joe G. Fender, 802 Houston First Savings Bldg., Houston, Tex. 77002, attorney for applicants.


No. MC-FC-75700. By order entered March 4, 1975, the Motor Carrier Board, approved the transfer to Richard W. Russell, doing business as Essex Transportation Co., Dedham, Mass., of Certificate of Registration No. MC 138221 (Sub-No. 1), issued January 16, 1964, to Richard Essex, doing business as Essex Transportation Co., Dedham, Mass., evidence of a right to engage in transportation in interstate or foreign commerce,

[SEAL] ROBERT L. OSWALD, Secretary.

[FR Doc.75-6055 Filed 3-12-76; 8:45 am]

NOTICES

TEMPORARY AUTHORITY TERMINATION

The temporary authorities granted in the dockets listed below have expired as a result of final action either granting or denying the issuance of a Certificate or Permit in a corresponding application for permanent authority, on the date indicated below:

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<th>Application</th>
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<td>MC-11310 Sub-38</td>
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[SEAL] ROBERT L. OSWALD, Secretary.

[FR Doc.75-6056 Filed 3-12-76; 8:45 am]

[Notice No. 30]

MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER APPLICATIONS

March 7, 1975.

The following applications (except as otherwise specifically noted, each applicant (on applications filed after March 27, 1972) states that there will be no significant effect on the quality of the human environment resulting from approval of its application), are governed by Special Rules 1100.247 and 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 the date of notice of filing of the application. Failure to seasonably file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d) (3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made; contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by order, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specifically state the facts upon which protestant relies, 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 (1) 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 request shall meet the requirements of section 247(d) (4) of the special rules, and shall include the certification required therein.

Section 247(1) of the Commission's rules of practice states 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 protests and requests for oral hearings. Any amendments will not be accepted after March 13, 1975, except for good cause shown, and restrictive amendments will not be entertained following publication in the Federal Register of a notice that the proceeding has been assigned for oral hearing.

No. MC 730 (Sub-No. 376), filed February 14, 1975. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., 1417 Clay Street, P.O. Box 938, Idaho Falls, Idaho 83404. Applicant's representative: Alfred C. Krebs (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 Sections A and C of Appendix F to the report in Descriptions in Motor Carrier Certificate, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plants and storage facilities of or utilized by Harland Foods, Inc., located at or near Crete, Neb., to points in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming, restricted to the transportation of traffic originating at the above origin and destined to the above-named destinations.

Note: The Commission, in accordance with its usual practice, is hereby authorized to grant, or refuse to grant, the application, or in any way affect the same, at any time hereafter, subject to the provisions of Sections 247(d) (3) and (4) of the special rules published in the Federal Register issue of April 20, 1966, effective May 20, 1966.

No. MC 2202 (Sub-No. 478), filed February 10, 1975. Applicant: ROADWAY EXPRESS, INC., 1777 Gorge Blvd., P.O. Box 471, Akron, Ohio 44309. Applicant's representative: William O. Turney, 2001 Massachusetts Ave. NW., Washington, D.C. 20036. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities (except those of unusual value, explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): (1) Between the junction of U.S. Highway 61 and the Missouri-Iowa State Boundary line and Dubuque, Iowa: From the junction of U.S. Highway 61 and the Missouri-Iowa State Boundary line over U.S. Highway 52 to Dubuque, and return over the same route, serving all intermediate points; (2) Between Davenport, Iowa and Dubuque, Iowa: From Davenport over U.S. Highway 67 to junction U.S. Highway 52, thence over U.S. Highway 52 to Dubuque, and return over the same route, serving all Intermediate points; (3) Between the junction of the Missouri-Iowa State Boundary line and Iowa Highway 40 and the junction of Iowa Highway 2 and U.S. Highway 61: From the junction of the Missouri-Iowa State Boundary line and Iowa Highway 40 to over Iowa Highway 40 to junction Iowa Highway 2, thence over Iowa Highway 2 to junction U.S. Highway 61, and return over the same route, serving all intermediate points; (4) Between Chardon, Ohio and Burlington, Iowa: From Chardon over U.S. Highway 34 to Burlington, and return over the same route, serving all intermediate points; (5) Between the junction of the Missouri-Iowa State Boundary line and U.S. Highway 63 and Waterloo, Iowa: From the junction of the Missouri-Iowa State Boundary line and U.S. Highway 63 over U.S. Highway 63 to Waterloo, and return over the same route, serving all intermediate points; (6) Between Chardon, Ohio and Burlington, Iowa: From Chardon over U.S. Highway 34 to Burlington, and return over the same route, serving all intermediate points; (7) Between Monroe, Iowa andOsaskoosa, Iowa: From Monroe over Iowa
Highway 163 to Oskaloosa, and return over the same route, serving all intermediate points; (9) Between Marshalltown, Iowa, and Marshalltown, Iowa, serving all intermediate points; (10) Between Newton, Iowa, and Clifton, Iowa, and return over the same route, serving all intermediate points; (11) Between Cedar Rapids, Iowa, and Iowa City, Iowa, serving all intermediate points; (12) Between Newton, Iowa, and Davenport, Iowa, and return over the same route, serving all intermediate points; (13) Between Independence, Iowa, and connection with Muscatine, Iowa, and return over the same route, serving all intermediate points; (14) Between Newport, Iowa, and the junction of Iowa Highway 78 and Iowa Highway 149; From Newport over Iowa Highway 78 to junction Iowa Highway 149, and return over the same route, serving all intermediate points; (15) Between Cedar Rapids, Iowa, and Independence, Iowa; From Cedar Rapids over Iowa Highway 150 to Independence, and return over the same route, serving all intermediate points; (16) Between Cedar Rapids, Iowa, and the junction of U.S. Highway 63 and U.S. Highway 62; From Cedar Rapids over Iowa Highway 149 to junction U.S. Highway 63, and return over the same route, serving all intermediate points; (17) Between Iowa Highway 63 and U.S. Highway 62, serving all intermediate points; (18) Between Cedar Rapids, Iowa, and the junction of Iowa Highway 149 and Iowa Highway 150; From Cedar Rapids over U.S. Highway 151 to junction U.S. Highway 61, and return over the same route, serving all intermediate points; (19) Between bicycling, Iowa, and the junction of Iowa Highway 64 and U.S. Highway 67; From Anamosa over Iowa Highway 64 to junction U.S. Highway 67, and return over the same route, serving all intermediate points; (20) Between Iowa Highway 151 and Iowa Highway 13 and Manchester, Iowa; From the junction of Iowa Highway 151 and U.S. Highway 13 over Iowa Highway 151 to Manchester, Iowa, and return over the same route, serving all intermediate points; and serving points in Lee, Van Buren, Davis, Appanoose, and Lucas Counties, and Jefferson, Henry, Des Moines, Polk, Dubuque, and Tama Counties, and return over the same route, serving no intermediate points, restricted in (19) against the transportation of traffic originating at or destined to points in Iowa, Kansas, Missouri, Chicago, Ill., Minnesota, and Wisconsin.

Note.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Des Moines and/or Davenport, Iowa.

No. MC 2322 (Sub-No. 479), filed Feb. 18, 1975. Applicant: RADWAY EXPRESS, Inc., 10707 Outer Blvd., P.O. Box 471, Akron, Ohio 44305. Applicant's representative: William O. Turney, 2001 Massachusetts Ave. NW., Washington, D.C. 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, and parts thereof), from the points of Anamosa and Independence, and return over the same route, as an off-route point in connection with applicant's present regular route operations.

Note.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Des Moines and/or Davenport, Iowa.

No. MC 4405 (Sub-No. 50), filed Feb. 18, 1975. Applicant: DEALERS TRANSIT, INC., 2200 E. 170th Street, P.O. Box 361, Lansing, Ill. 60438. Applicant's representative: Robert E. Joyner, 5A Railroad Ave. East, Kansas City, Mo. 64116. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: Sewage pumping stations, sewage treatment plants and parts thereof, from the points of Davis Water & Waste Industries, Inc., at Thomasville, Ga., to points in the United States (except Alaska and Hawaii). Note.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Tallahassee or Jacksonville, Fla., or Athens, Ga.

No. MC 15875 (Sub-No. 9), filed Feb. 18, 1975. Applicant: BUSKE LINES, INC., 123 W. Tyler Ave., Mid- field, Ill. 62056. Applicant's representative: Harold Buske (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (A) Self-unloading spreaders and truck bodies, and (B) materials, equipment and supplies used or useful in the manufacture and distribution of spreaders, and truck bodies, and as such are dealt in, or used by agricultural equipment, industrial equipment, and lawn and leisure product dealers (except commodities in bulk), from the facilities of Deere & Company in Dodge County, Iowa, to points in connection with applicant's organization.

Note.—If a hearing is deemed necessary, applicant requests it be held at Marshalltown, Iowa, or St. Louis, Mo.


Note.—If a hearing is deemed necessary, applicant requests it be held at Charleston, W. Va., Columbus, Ohio, or Washington, D.C.

No. MC 1367 (Sub-No. 40), filed Feb. 3, 1975. Applicant: DEAN'S TRUCK LINE, INC., 100 22nd Street, Huntington, W. Va. 25714. Applicant's representative: John M. Friedmann, 2390 Putnam Avenue, Hurricane, W. Va. 25522. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Iron and steel articles, from points in Pennsylvania west of U.S. Highway 18; Ohio, West Virginia, Virginia, and Kentucky, to points in Kentucky, Arkansas, Oklahoma, Missouri (except St. Louis and points within its Commercial Zone), Iowa, Kansas, South Dakota, Wisconsin, Maine, New Hampshire, Vermont, ports of entry on the International Boundary line between the United States and Canada at or near Sweetgrass, Mont., International Falls, Minn., Port Huron and Detroit, Mich., Niagara Falls, N.Y.; Arizona, California, Colorado, Minnesota, Montana, Nevada, New Mexico, Oregon, and Wyoming; and (2) motor vehicle, over irregular routes, from Huntington, W. Va., to points in Pennsylvania west of U.S. Highway 15; West Virginia, Kentucky, and Virginia, to points in Alabama, Kentucky, and Virginia.

Note.—The purpose of this application is to eliminate gateways at Huntington, W. Va., and Cabell County, W. Va. If a hearing is deemed necessary, applicant requests it be held at either Charleston, W. Va., Columbus, Ohio, or Washington, D.C.

No. MC 20992 (Sub-No. 33), filed Feb. 10, 1975. Applicant: DOTSET TRUCK LINE, INC., Knapp, Wis. 54749. Applicant's representative: Patrick R. Friedman, 2930 Putnam Avenue, Huntington, W. Va. 25714. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Iron and steel articles, as they are dealt in, or used by agricultural equipment, industrial equipment, and lawn and leisure product dealers (except commodities in bulk), from the facilities of Deere & Company in Dodge County, Iowa, to points in Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Montana, and return over the same route, serving all intermediate points.
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Dakota, and Wisconsin; and (2) returned shipments of the above-named commodities, from the destination states named in (1) above to the facilities of Deere & Company in Dodge County, Wis., restricted in (1) above: (a) to traffic originating at the facilities of Deere & Company, and (b) to traffic destined to the points named (except that the restriction in (b) above shall not apply to traffic moving in foreign commerce), and restricted in (2) above to traffic destined to the named facilities of Deere & Company.

Note.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 25798 (Sub-No. 269), filed Feb. 16, 1975. Applicant: CLAY HYDER TRUCKING LINES, INC., Post Office Box 1186, Auburndale, Fla. 33823. Applicant's representative: Tony G. Rushik (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) General commodities, (2) such commodities as are dealt in, or used in, agriculture, (3) such commodities as are dealt in, or used in, industry, (4) household goods, (5) materials and supplies used in the manufacture or installation of telecommunication equipment and apparatus, (6) household goods, and (7) any other commodity not otherwise mentioned.

Note.—If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn., or Little Rock, Ark.

No. MC 25790 (Sub-No. 83), filed Feb. 10, 1975. Applicant: CHOUCHE FREIGHT SYSTEM INC., P.O. Box 1059, St. Joseph, Mo. 64502. Applicant's representative: Roland Rice, 1111 E Street NW, Suite 816, Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Such commodities as are dealt in, or used in, agriculture, (1) General commodities, (2) such commodities as are dealt in, or used in, industry, (3) household goods, (4) materials and supplies used in the manufacture or installation of telecommunication equipment and apparatus, and (5) any other commodity not otherwise mentioned.

Note.—If a hearing is deemed necessary, applicant requests it be held at Richmond, Va., or Washington, D.C.

No. MC 25792 (Sub-No. 269), filed Feb. 10, 1975. Applicant: DEARMAN MOVING AND STORING COMPANY, a corporation, Post Office Box 45462, Knoxville, Tenn. Applicant's representative: Robert L. Baker, 618 Hamilton Bank Building, Knoxville, Tenn. 37919. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Equipment, materials and supplies used in the manufacture or installation of telecommunication equipment and apparatus, (2) household goods, and (3) any other commodity not otherwise mentioned.

Note.—If a hearing is deemed necessary, applicant requests it be held at Knoxville, Tenn., or Little Rock, Ark.

No. MC 25910 (Sub-No. 150), filed Feb. 17, 1975. Applicant: ARKANSAS-FAYETTEVILLE-NEW ORLEANS (AFCO) TRANSPORTATION SYSTEM, Inc., 15225 South 11th Street, Fort Smith, Ark. 72901. Applicant's representative: Thomas Harper, P.O. Box 43, Kelley Building, Fort Smith, Ark. 72901. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) General commodities, (2) such commodities as are dealt in, or used in, agriculture, (3) such commodities as are dealt in, or used in, industry, (4) household goods, (5) materials and supplies used in the manufacture or installation of telecommunication equipment and apparatus, (6) household goods, and (7) any other commodity not otherwise mentioned.

Note.—If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn., or Little Rock, Ark.
CO., INC., P.O. Box 15125, Tulsa, Okla. 74115. Applicant's representative: James W. Harmon, 1355 Wynnewood Professional Build. 5100 South Western, Dallas, Tex. 75235. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (a) for household and office use, and (except commodities in bulk) in tank cars, metal, metal products, metal scraps and metal pigments, and metal dusts, on the one hand, and, on the other, (1) from Tewkesbury, Mass., to points in Connecticut, Delaware, the District of Columbia, Pennsylvania, and Wisconsin, restricted to shipments originating at or destined to the facilities of Apex International Alloys, Inc. at Checotah, Okla.; (2) from the facilities of Deere and Company in Dubuque Counties, Iowa to points in Arkansas, Illinois, Indiana, Kansas, Kentucky, Michigan, Missouri, Tennessee, and Wisconsin; (3) from the facilities of Deere and Company in St. Louis County, Mo., to points in Minnesota.

Note.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Detroit, Mich., or St. Louis, Mo.

No. MC 45532 (Sub-No. 1), filed February 3, 1975. Applicant: A. SALAVITCH AND SONS COMPANY, a Corporation, 1803 North Milwaukee Avenue, Chicago, Ill. 60647. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Nuts and bolts, from points in the Chicago, Ill., Commercial Zone as defined by the Commission, to the plant-site of Heads & Threads Co., Division of MSt Industries, 915 West Grand Ave., III., under contract with Heads & Threads Co.

Note.—If a hearing is deemed necessary, applicant requests it be held at Chicago, III.

No. MC 55377 (Sub-No. 95), filed February 10, 1975. Applicant: DECKER TRUCK LINE, INC., P.O. Box 815, Fort Dodge, Iowa 50501. Applicant's representative: William L. Fabian, 1803 North Milwaukee Avenue, Chicago, Ill. 60630. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Containers, container ends, caps and closures and accessories, materials, equipment and supplies used in the manufacture, sale and distribution of plastic pellets and Virgin plastic grades (except commodities in bulk), from the plant-site and storage facilities of or utilized by Farmland Foods, Inc., located at or near Cedar Falls, Iowa; to points in Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, North Dakota, South Dakota, and Wisconsin, restricted to the transportation of traffic originating at the above specified origin, and destined to the named destinations.

Note.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 61396 (Sub-No. 279), filed February 10, 1975. Applicant: HERMAN BROS., INC., 2088 St. Marys Ave., P.O. Box 189, Omaha, Neb. 68101. Applicant's representative: John E. Smith, 189 (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products and articles distributed by meat-packing houses, as described in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.R.S. 1001-1010, and Virgin plastic grades (except commodities in bulk), from the plant-site and storage facilities of or utilized by Farmland Foods, Inc., located at or near Cedar Falls, Iowa; to points in Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, North Dakota, South Dakota, and Wisconsin, restricted to the transportation of traffic originating at the above specified origin, and destined to the named destinations.

Note.—If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or St. Louis, Mo.
In Polk and Wapello Counties, Iowa, to points in Wisconsin and those in the upper peninsula of Michigan; (d) from the facilities of Deere and Company in Dodge County, Wis., to points in Illinois and Iowa; (e) to the facilities of Deere & Company in Dubuque County, Iowa, to points in Iowa; and (2) Returned shipments of the above-named commodities, from the destination states named in (1) above, to the facilities of Deere & Company named in (1) above. Restrictions: (A) The operations authorized in (1) above are restricted (a) to traffic originating at the named facilities of Deere & Company and (b) to traffic destined to the points named, except that the restriction in (b) above shall not apply to traffic moving in foreign commerce; and (B) the operations authorized in (2) above are restricted to traffic destined to the named facilities of Deere & Company.

Note.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Columbus, Ohio; Chicago, Ill., or Washington, D.C.

No. MC 68115 (Sub-No. 172), filed Feb. 18, 1975. Applicant: SPECTOR FREIGHT SYSTEM, INC., 36 West Wacker Drive, Chicago, Ill. 60606. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Such commodities as are dealt in, or used by, agricultural equipment, industrial equipment, and lawn and garden care centers, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk, from the facilities of Deere & Company in Rock Island County, Ill., and Black Hawk, Dubuque, Polk, Scott, and Wapello Counties, Iowa, to points in Colorado, South Dakota, and Wyoming; and (b) from the facilities of Deere & Company in Rock Island County, Ill., and Scott County, Iowa, to points in Kansas and Missouri, restricted to (a) traffic originating at the named facilities of Deere & Company and (b) to traffic destined to the points named (except the restriction in (b) above shall not apply to traffic moving in foreign commerce); and (2) returned shipments of the above-named commodities, from the destination states named in (1) above, to the facilities of Deere & Company named in (1) above, restricted to traffic destined to the named facilities of Deere & Company.

Note.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 78118 (Sub-No. 20), filed Feb. 13, 1975. Applicant: W. H. JOHNS, INC., 35 Wilmer Road, Lancaster, Pa. 17603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities (except commodities in bulk, Classes A and B explosives, household goods as defined by the Commission, and commodities requiring special equipment), between the plantsite of PPG Industries, Inc., located at or near Wexford, Pa., and on the one hand, and, on the other, points in New Jersey, Pennsylvania, Maryland, Ohio, and the District of Columbia.

Note.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C., or Harrisburg, Pa.

No. MC 82492 (Sub-No. 117), filed Feb. 13, 1975. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., P.O. Box 2855, 2109 Oldsmede Road, Kalamazoo, Mich. 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: Such commodities, as are dealt in by lawn and garden care centers, except those of unusual value, classes A and B explosives, and meat by-products, and articles 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 the plantsite and storage facilities of the above-named company located at or near Wichita, Kan., to points in Kansas, Louisiana, and Florida, restricted to the transportation of traffic originating at the named facilities and destined to the named destinations.

Note.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 97763 (Sub-No. 3), filed Feb. 6, 1975. Applicant: JESUS J. RIOS, doing business as RIOS WOOD & COAL YARD, 324 Camino del Monte Sol, Santa Fe, N. Mex. 87501. Applicant's representative: Jesus Rios (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Building materials, from Santa Fe, N. Mex., to points in Alamosa, Archuleta, Conejos, Costilla, La Plata, and Rio Grande Counties, Colo.

Note.—Applicant intends to tack the requested authority, with his pending lead authority at Santa Fe, N. Mex., to provide a through service from points in New Mexico to points in the above-specified counties in Colorado. If a hearing is deemed necessary, the applicant requests it be held at Santa Fe, N. Mex.
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No. MC 99760 (Sub-No. 52), filed February 7, 1975. Applicant: CHIPPERCARTAGE TRANSPORTATION, INC., 1327 NE. Bond street, Peoria, Ill. 61603. Applicant proposed to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Such commodities as are dealt in or used by, agricultural equipment, industrial equipment, and lawn and leisure product dealers (except commodities in bulk), from the facilities of Deere and Company, in Rock Island, Ill., to points In Illinois, restricted to traffic originating and destined to the above named points.

No. MC 100666 (Sub-No. 222), filed February 7, 1975. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, La. 71117. Applicant's representative: Wilburn L. Williamson, 280 National Bank Bldg., P.O. Box 11735, NW, 58th, Oklahoma City, Okla. 73112. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Such commodities as are dealt in or used by, agricultural equipment, industrial equipment, and lawn and leisure product dealers (except commodities in bulk), from the facilities of Deere and Company, in Rock Island County, Ill., and Polk, Scott, and Wapello Counties, Iowa, to points In Arkansas, Louisiana, Mississippi, and Texas, (b) from the facilities of Deere and Company in Dodge County, Wis., and Black Hawk and Dubuque Counties, Iowa, to points In Arkansas, Louisiana, and Texas, (c) from the facilities of Deere and Company in Rock Island County, Ill., Scott County, Iowa, and Dodge County, Wis., to points In Oklahoma, (d) from the facilities of Deere and Company in Rock Island County, Ill., and Polk and Wapello Counties, Iowa, to points In Tennessee; and (2) returned shipments of the above-named commodities, from the destination states named in (1) above, to points In Wisconsin, (a) to points In Wisconsin; and (b) to traffic destined to the named facilities of Deere and Company.

No. MC 100710 (Sub-No. 54), filed February 14, 1975. Applicant: BULK CARRIERS, INC., P.O. Box 423, Auburn, Nebr. 68305. Applicant's representative: Patrick E. Quinn, 503 South 14th Street, Lincoln, Nebr. 68501. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Animal feed, bagged from points In Richardson County, Nebr., to points In Iowa, Kansas, Missouri, Illinois, Tennessee, Arkansas, Colorado, North Dakota, Minnesota, Wisconsin, and Oklahoma.

No. MC 108937 (Sub-No. 311), filed February 13, 1975. Applicant: TRISTATE MOTOR TRANSIT CO., P.O. Box 113 (Bus. Rte. X-44 east), Joplin, Mo. 64801. Applicant's representative: A. N. Jacobs (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Self-propelled vehicles, parts, and parts thereof, from Gwinnett County, Ga., to points In the United States (except Alaska and Hawaii).

No. MC 111401 (Sub-No. 443), filed February 24, 1975. Applicant: GREEN-HYDE TRAFFIC CO., 2510 Rock Island Blvd., P.O. Box 632, Eldon, Okla. 73701. Applicant's representative: Mr. Alvin J. Meideljohn, Jr., Suite 1500 Lincoln Center, 1650 Lincoln Street, Denver, Colo. 80206. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquid chemicals, in bulk, in tank vehicles, from Baton Rouge, La., to points in the United States (except Alaska and Hawaii).

No. MC 111545 (Sub-No. 210), filed February 6, 1975. Applicant: HOME TRANSPORTATION COMPANY, INC., 145 Franklin Rd., Marietta, Ga. 30062. Applicant's representative: Robert E. Born, P.O. Box 6123, Station A, Marietta, Ga. 30062. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) New, used, and reconditioned parts, and (2) parts, attachments, and accessories for the commodities in (1) above, from points In McLennan County, Tex., to points In the United States (except Alaska and Hawaii).

Applicant requests it be held at either Dallas, or Houston, Tex.

No. MC 111729 (Sub-No. 502), filed January 13, 1975. Applicant: PURA-LATOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: Peter A. Greene, 1625 K Street, N.W., Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: General commodities (except household goods, commodities in bulk, explosives of unusual value, and commodities which cause of their size and weight require special equipment), (A) between Spokane, Wash., and the one hand, and, on the other, points In Idaho County, Shoshone Counties, Idaho; and (B) between Portland, Ore., on the one hand, and, on the other, points In Clark, Cowlitz, and Lewis Counties, Wash. Transportation in (A) and (B) above to be performed in courier type service, with pickups and deliveries to be effected within a specified period on a timly basis, restricted against the transportation of packages or articles weighing in excess of 150 pounds from one consignor to one consignee on any one day.

Applicant states that it intends to follow the requested authority, Sub-No. 502, existing authority at Spokane, Wash., and Portland, Ore., to provide a through service between Washington and Oregon and between points In Washington and Idaho on movements not exceeding 300 miles from origin to destination. Common control and dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Portland, Ore., or Seattle, Wash.

No. MC 111729 (Sub-No. 511), filed February 3, 1975. Applicant: PURULA-TOR COURIER CORP., 2 Nevada Drive, Lake Success, N.Y. 11040. Applicant's representative: Russell S. Bernhardt, 1625 K Street, N.W., Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Expired and produced film, photographic, replacement film, incidental dealer handling supplies, and advertising literature (except motion picture film used primarily for commercial theatre and television exhibition); and (2) radopharmaceuticals, radioactive drugs, medical isotopes, and related

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supplies and accessories, between Arlington Heights, Ill., on the one hand, and, on the other, points in Kansas, Minnesota, Nebraska, North Dakota, and South Dakota.

Note.—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 112184 (Sub-No. 48), filed February 20, 1975. Applicant: THE MANFRED MOTOR TRANSIT COMPANY, a corporation, 11250 Kinman Road, Newbury, Ohio 44065. Applicant’s representative: John P. McMahon, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Hydrofluoric acid, in bulk in shipper-owned tank vehicles, from points in Indiana, Michigan, Minnesota, Ohio, and Wisconsin; Hydrofluoric acid, in bulk, in tank vehicles, from points in the United States on and east of U.S. Highway 85. NoT.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 112823 (Sub-No. 363), filed February 7, 1975. Applicant: BRAY TRANSPORTATION, Inc., 1636 Little Street, P.O. Box 1191, Cushing, Okla. 74023. Applicant’s representative: Charles D. Middick (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (a) Aquaria and aquarium supplies; and (b) materials and supplies, used in the manufacture of aquariums, between Canton, Ga., on the one hand, and, on the other, points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico.

No. MC 112404 (Sub-No. 95), filed February 18, 1975. Applicant: ACD DORIAN HAULING & RIGGING CO., a corporation, 1651 Blue Rock Street, Cincinnati, Ohio 45223. Applicant’s representative: John D. Herbert (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Iron and steel girders, as a contract for the plantsite of Triple “G” Steel Corporation, at Waukesha, Wis., on the one hand, and, on the other, points in Minnesota, Iowa, Nebraska, Missouri, Illinois, Indiana, and Michigan.

No. MC 112367 (Sub-No. 317), filed February 10, 1975. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 2450 Maroon Road, Ft. Worth, Texas 76128. Applicant’s representative: Lawrence A. Fischer (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products, meat by-products and articles distributed by meat packhouses 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 plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Neb., to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Texas, and Utah, and to transport of traffic originating at the above origin and destined to the above-named destinations.

No. MC 112520 (Sub-No. 300), filed February 13, 1975. Applicant: MCKENZIE TANK LINES, INC., P.O. Box 1200, Tallahassee, Fla. 32302. Applicant’s representative: Thomas F. Fanebianco (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Natural gas liquids, in bulk, in tank vehicles, from points in Escambia County, Ala., and Saint Johns County, Fla., to points in Alabama, Florida, Georgia, and Mississippi.

No. MC 112651 (Sub-No. 181), filed February 6, 1975. Applicant: INDUSTRIAL REFRIGERATOR LINES, INC., 2404 North Broadway, Moline, Ill. 61265. Applicant’s representative: Daniel C. Sullivan, 327 South LaSalle Street, Suite 1000, Chicago, Ill. 60604. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products, and meat by-products, and articles distributed by meat packhouses, as described in Sections A and C of Appendix I to the report in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from points in Kansas City, Mo., or Washington, D.C., and to points in Alabama, California, Indiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, and West Virginia, and the District of Columbia.

No. MC 113343 (Sub-No. 217), filed February 15, 1975. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02110. Applicant’s representative: William J. Boyd, 600 Enterprise Drive, Suite 222, Oakland, Calif. 94603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products, meat by-products, and articles distributed by meat packhouses 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 plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Alabama, California, Colorado, District of Columbia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, and West Virginia, and the District of Columbia.

No. MC 113855 (Sub-No. 312), filed February 10, 1975. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Road SE, Rochester, Minn. 55901. Applicant’s representative: Alan Ecc, 502 First National Bank Bldg., Fargo, N. Dak. 58102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Such commodities as the District of Columbia; (b) Forestry equipment, agricultural equipment, industrial equipment, and lawn and leisure product dealers (except commodities in bulk); (a) from the facilities of Deere & Company, in Black Hawk, Dubuque, Scott, and Wapello Counties, Iowa, Rock Island County, Ill., and Dodge County, Wis., to points in Arizona, California, Idaho, Minnesota, Montana, Nevada, New Mexico, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; (b) from the facilities of Deere & Company, in Dubuque, Polk, Scott, and Wapello Counties, Rock Island County, Ill., and Dodge County, Wis., to points in Delaware, Maryland, New Jersey, Pennsylvania, Virginia, and the District of Columbia; (c) from the facilities of Deere & Company, in Dubuque, Polk, and Wapello Counties, Iowa, and Dodge County, Wis., to points in Connecticut, New York, New Hampshire, Maine, Massachusetts, Rhode Island, and Vermont; (d) from the facilities of Deere & Company, in Dubuque County, Iowa, to points in West Virginia; and (d)
from the facilities of Deere & Company, in Dodge County, Wis., to points in Colorado and Nebraska; and (2) returned shipments of the above-named commodities, from the destination states named in (1) above, to traffic originating at the above-named facilities of Deere & Company, named in (1) above.

No.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C. or Chicago, Ill.

No. MC 114311 (Sub-No. 243), filed February 10, 1975. Applicant: TRANSIT, INC., 324 Mainhard Street, P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Charles Singer, 327 South La Salle, Chicago, Ill. 60664. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) (a) Agricultural machinery and equipment; (b) equipment designed for use in conjunction with self-propelled vehicles; (c) parts, attachments, and accessories, from Great Bend, Kans., to points in the United States (except Alaska and Hawaii); and (2) materials, equipment, and supplies (except commodities in bulk) used or useful in the manufacture or distribution of the above named commodities, from points in the United States (except Alaska and Hawaii), to Great Bend, Kans.

No.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City or Washington, D.C.

No. MC 114274 (Sub-No. 31), filed February 10, 1975. Applicant: VITALIS TRUCK LINES, INC., 137 NE 48th Street Place, Des Moines, Iowa 50306. Applicant's representative: William H. Tolle, 127 N. Dearborn Street, Suite 1159, Chicago, Ill. 60610. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products, and meat by-products distributed by meat packhouses, 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, animal feed, animal feed ingredients, and commodities in bulk) from the plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Ohio, Pennsylvania, South Carolina, Tennessee, West Virginia, Wisconsin, and the District of Columbia, restricted to the transportation of traffic originating at the above point and destined to the above-named destination.

No.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 114632 (Sub-No. 83), filed February 13, 1975. Applicant: APPLE LINES, INC., 501 SW 2nd, Madison, S.D. 57042. Applicant's representative: Robert Glisvold, 1000 First National Bank Building, Minn. 55402. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products, meat by-products, and articles distributed by meat packhouses, 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 plantsite and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Kansas, Minnesota, North Dakota, Oklahoma, South Dakota, Texas, and Wisconsin, restricted to the transportation of traffic originating at the above points and destined to the above destinations.

No.—Applicant holds motor carrier contract carrier authority in No. MC 129705, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 115162 (Sub-No. 304), filed February 10, 1975. Applicant: POOLE TRUCK LINE, Inc., P.O. Drawer 500, Evergreen, Ala. 35060. 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: Such commodities as are dealt in, or used by, agricultural equipment, industrial equipment, and lawn and leisure products (except commodities in bulk): (a) from the facilities of Deere & Company in Black Hawk, Polk, and Waterloo, Iowa, to points in Alabama and Georgia; (b) from the facilities of Deere & Company in Rock Island County, Ill., and Dubuque and Scott Counties, Iowa, to points in Alabama, Georgia, and Florida; and (c) from the facilities of Deere & Company in Chicago, Ill., to points in Alabama, Arkansas, Florida, Georgia, Mississippi, North Carolina, South Carolina and Tennessee.

No.—If a hearing is deemed necessary, the applicant requests it be held at Birmingham, Ala.

No. MC 115523 (Sub-No. 173), filed February 18, 1975. Applicant: CLARK TANK LINES COMPANY, a corporation, 1650 North Beck Street, Salt Lake City, Utah 84110. Applicant's representative: P. Robert Reeder, P.O. Box 11838, 79 South State St., Salt Lake City, Utah 84114. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Topped and reduced crude oil and crude oil, from points in Utah and Duchesne Counties, Utah, to points in Cheyenne County, Nebr.

No.—If a hearing is deemed necessary, the applicant requests it be held at Salt Lake City, Utah, or Denver, Colo.

No. MC 115541 (Sub-No. 498), filed February 10, 1975. Applicant: COLO- NIAL REFRIGERATED TRANSPORTATION, INC., Suite 200, 105 Vulcan Road, P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Foodstuffs (except commodities in bulk), in vehicles equipped with mechanical refrigeration, from Schuylkill, Ill., to points in the United States (except Alaska and Hawaii), restricted to traffic originating at and destined to the named points.

No.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 115941 (Sub-No. 463), filed February 10, 1975. Applicant: COLO- NIAL REFRIGERATED TRANSPORTATION, INC., Suite 200, 105 Vulcan Road, P.O. Box 10327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same address as applicant).
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Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Candy, confectionery products, and chewing gum (except commodities in bulk), in vehicles equipped with mechanical refrigeration, from Bryan, Ohio, to Toledo, Ohio, and Laurinburg and Clinchboro, N.C., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee.

NOTE.—Common control may be involved.

If a hearing is deemed necessary, the applicant requests it be held at Detroit, Mich.

No. MC 115841 (Sub-No. 499), filed February 10, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., Suite 208, Vulcan Life Bldg., 103 Vulcan Road, P.O. Box 16327, Birmingham, Ala. 35202. Applicant's representative: Roger M. Shaner (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Candy, confectionery products, and chewing gum (except commodities in bulk), in vehicles equipped with mechanical refrigeration, from Bryan, Ohio, to Toledo, Ohio, and Laurinburg and Clinchboro, N.C., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee.

NOTE.—If a hearing is deemed necessary, the applicant seeks it to be held at Boston, Mass.

No. MC 117068 (Sub-No. 41), filed February 3, 1975. Applicant: MIDWEST FREIGHT TRANSPORTATION, INC., P.O. Box 6416, North Highway 65, Rochester, Minn. 55901. Applicant's representative: Paul F. Sullivan, 711 Washington Bldg., Washington, D.C. 20036. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Storage systems, smokestacks, and parts of such systems, destined in the United States; and (2) equipment, materials and supplies used or useful in the installation of the above commodities, from the plant and other facilities of Brown-Millers, Inc., at or near Crete, Neb., to points in Missouri, Kansas, Arkansas, Tennessee, Texas, Utah, Virginia, West Virginia, Wisconsin, the District of Columbia, and Harrisburg, Pa., and points in that part of Pennsylvania on and west of U.S. Highway 15.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Ankeny, Iowa 50021. Applicant's representative: Leonard A. Jaskleviske, Suite 501, 1730 M Street NW, Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Residual fuel oil, in bulk, in tank vehicles, from Chattanooga, Tenn., to points in Alabama on and north of a line beginning at the Georgia-Alabama State Boundary line and extending along U.S. Highway 80 to Montgomery, Ala., thence along U.S. Highway 82 to intersection Mississippi-Alabama State Boundary line.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn. or Atlanta, Ga.

No. MC 116499 (Sub-No. 53), filed February 10, 1975. Applicant: RUSS TRANSPORT, INC., P.O. Box 4022, Chattanooga, Tenn. 37405. Applicant's representative: Leonard A. Jaskleviske, Suite 501, 1730 M Street NW, Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Storage systems, smokestacks, and parts of such systems, destined in the United States; and (2) equipment, materials and supplies used or useful in the installation of the above commodities, from the plant and other facilities of Brown-Millers, Inc., at or near Crete, Neb., to points in Missouri, Kansas, Arkansas, Tennessee, Texas, Utah, Virginia, West Virginia, Wisconsin, the District of Columbia, and Harrisburg, Pa., and points in that part of Pennsylvania on and west of U.S. Highway 15.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 117574 (Sub-No. 261), filed February 7, 1975. Applicant: DAILY EXPRESS, INC., P.O. Box 39, 1975 Harrisburg Pike, Carlisle, Pa. 17013. Applicant's representative: John R. Miller, P.O. Box 1165, 100 Pine Street, Harrisburg, Pa. 17108. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Rotary cylinder kilns, bits, spokes, ball mills, crushers, rotary compressors, fans, blowers, conveyors, and parts and materials used in the manufacture of the above commodities, from Houston, Tex., to points in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Arkansas and Louisiana, restricted to traffic originating at and destined to points in the above named destination area.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Baltimore, Md. or Detroit, Mich.

No. MC 117819 (Sub-No. 240), filed February 7, 1975. Applicant: FOLLET FREIGHT LINES, INC., 405 S.E. 20th Street, Des Moines, Iowa 50317. Applicant's representative: Larry D. Knox, 900 Hubbell Bldg., Des Moines, Iowa 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat by-products and articles distributed by meat packing-houses, as defined in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 01 M.C.C. 209 and 765 (except hides and commodities in bulk), from the plant site and storage facilities of or utilized by Omaha Meat Tocox, Inc., Omaha, Neb., to points in Missouri, Kansas, Louisiana, Illinois, Indiana, Kentucky, Ohio, Michigan, Wisconsin, and Minnesota, restricted to shipments originating at the named origin and destined to points in the named destination states.

NOTE.—Common control may be involved.

If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo., or Omaha, Neb.

No. MC 11627 (Sub-No. 4), filed February 10, 1975. Applicant: CENTRAL STATES EXPRESS, INC., 820 Dalby, Ankeny, Iowa 50021. Applicant's representative: James W. Hagar, P.O. Box 136, P.O. Box 57, Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Such commodities as are bulk in, or used or useful in the installation of agricultural equipment, industrial equipment, and lawn and leisure product dealers (except commodities in bulk), from the facilities of Farmland Foods, Inc., at or near Council Bluffs and Wapello Counties, Iowa, to points in Illinois, Indiana, Kentucky, Michigan, Ohio, Pennsylvania and West Virginia; and (2) Returned shipments of the above commodities, from the destination states named in (1) above, to the facilities of Deere & Company named in (1) above, restricted in (1) above: (a) to traffic originating at the named facilities of Deere & Company, and restricted in (2) above to traffic destined to the points named (except that the restriction in (b) above shall not apply to traffic moving in foreign commerce), and restricted in (2) above to traffic destined to the named facilities of Deere & Company.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C. or Chicago, Ill.

No. MC 115774 (Sub-No. 82), filed February 13, 1975. Applicant: EAGLE TRUCKING COMPANY, a corporation, P.O. Box 471, Kilgore, Tex. 75662. Applicant's representative: Bernard H. English, 6270 Fifth Road, Fort Worth, Tex. 76116. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Iron and steel articles, fabricated and unfabricated, from points in Liberty County, Tex., to points in Alabama, Louisiana, Mississippi, Oklahoma and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Birmingham, Ala., or Dallas, Tex.
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No. MC 119789 (Sub-No. 238), filed February 13, 1975. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 6188, Dallas, Tex. 75223. Applicant’s representative: R. E. N. McAdoo, Jr. (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fruits in bulk, vegetables, perishable and other such commodities, from the above-named destination, and destined to the above-named facilities of Deere & Company.

Note—If a hearing is deemed necessary, applicant requests it be held at either Richmond, Va. or Washington, D.C.

No. MC 119784 (Sub-No. 48), filed February 14, 1975. Applicant: L. C. L. TRANSIT COMPANY, a Corporation, 949 Advance Street, Green Bay, Wis. 54304. Applicant’s representative: L. F. Abel, P.O. Box 943, Green Bay, Wis. 54305. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Apple juice, apple cider and vinegar (except commodities in bulk), from the plant and storage facilities of Speas Company at or near Fremont, Mich., to points in Illinois, Iowa, Wis., and Michigan, restricted to traffic originating at the named origin and destined to the named states.

Note—If a hearing is deemed necessary, applicant requests it be held at either Kansas City, Mo. or Dallas, Tex.

No. MC 121452 (Sub-No. 13), filed January 15, 1975. Applicant: J & G EXPRESS, INC., 408 Julienne Street, P.O. Box 1397, Jackson, Miss. 39201. Applicant’s representative: Jerry E. Smith, Suite L-20, Capital Tower, 125 South Congress Street, Jackson, Miss. 39201. 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, livestock, household goods as defined by the Commission, commodities in bulk, and commodities constituting or requiring special facilities and services) originating at the new Clinton Industrial Park at or near Clinton, Miss., and destined to points in the District of Columbia, New York, Pennsylvania and Wisconsin, restricted to traffic originating at the above-named destinations.

Note—If a hearing is deemed necessary, the applicant requests it be held at Des Moines, Iowa.

No. MC 124211 (Sub-No. 256), filed February 5, 1975. Applicant: HILL TRUCK LINE, INC., P.O. Box 656, D.T.S., Omaha, Nebr. 68101. Applicant’s representative: Thomas L. Hill (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, meat by-products, and articles distributed by meat packing-houses as described in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 (1975), from the plant and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebr., to points in Illinois, Indiana, Kansas, Wyoming, Michigan, Minnesota, Missouri, Ohio, Pennsylvania, and Wisconsin, restricted to traffic originating at the named origin and destined to the above-named destinations.

Note—If a hearing is deemed necessary, the applicant requests it be held at Des Moines, Iowa.

No. MC 123695 (Sub-No. 320), filed February 10, 1975. Applicant: DIAMOND TRANSPORTATION SYSTEMS, INC., 5021-21st Street, Racine, Wis. 53406. Applicant’s representative: Paul C. Garzke, 211 West Doty Street, Madison, Wis. 53703. 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, livestock, household goods as defined by the Commission, commodities in bulk, and commodities constituting or requiring special facilities and services) from the above-named destinations, and destined to the above-named facilities.

Note—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Kansas City, Mo. or Omaha, Nebr.

No. MC 124353 (Sub-No. 6), filed February 5, 1975. Applicant: B & S HAUBERS INCORPORATED, P.O. Box 4018, Canton, Ohio 44704. Applicant’s representative: James N. Golding, 5 S. Pack Square, Asheville, N.C. 28807. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Agricultural limestone, from Tattnall, Tenn., to points in Georgia, North Carolina and South Carolina.

Note—Applicant holds contract carrier authority in MC 134608 Sub-No. 1, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Asheville, Charlotte, or Raleigh, N.C.

No. MC 124679 (Sub-No. 64), filed January 16, 1975. Applicant: C. R. ENGLAND & SONS, INC., 975 West 2100 South, Salt Lake City, Utah 84118. Applicant’s representative: Daniel E. England, 716 Newhouse Building, Salt Lake City, Utah 84111. 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, from Milton, Pa., to points in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming, restricted to traffic originating at the points in the States of California, Colorado, Nevada, New Mexico, Oregon, Utah, and Wyoming, restricted to traffic originating at the above-named destination states, and further restricted to traffic moving in interline service only.

Note—Applicant presently serves the above-named destination states by originating and interlining at Newfoundland, N.Y. The purpose of this application is to provide an alternate interchange point. Applicant holds motor contract carrier authority in MC 128813 Sub-No. 2 and other subhs., therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa. or Washington, D.C.


Note—Applicant holds contract carrier authority in MC 128813 Sub No. 2, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 124247 (Sub-No. 37), filed February 12, 1975. Applicant: MACHINERY TRANSPORTS, INC., P.O. Box 417, Stroud, Okla. 74079. Applicant’s representative: T. M. Brown, 223 Citizen Bldg., Oklahoma City, Okla. 73112. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Locomotives, and parts of locomotives, from the above-named destination states, and destined to points in the United States, including Alaska, but excluding Hawaii.

Federal Register, Vol. 40, No. 50—Thursday, March 12, 1975
Notice—If a hearing is deemed necessary, the applicant requests it be held at St. Louis, Mo., or Chicago, Ill.

No. MC 125432 (Sub-No. 56), filed January 14, 1975. Applicant: E-B TRUCK LINE COMPANY, a corporation, 1891 West 21st Street, Salt Lake City, Utah 84119. Applicant's representative: David J. Lister (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, other than a tractor, on irregular routes, transporting: (1) Agricultural machinery, implements and parts as described in Appendix XII (61 M.C.C. 290); (2) self-propelled vehicles used in agricultural and farming operations, restricted against the transportation of automobiles, trucks and trailers as described in Appendix XII (61 M.C.C. 292), (a) between points in California, on the one hand, and, on the other, points in Idaho, Montana, and Utah, (b) between points in Oregon and Washington, on the one hand, and, on the other, points in Idaho, Montana, and Utah, (c) between points in Idaho, Montana, and Utah, (d) between points in Oregon and Washington, on the one hand, and, on the other, points in Idaho, Montana, and Utah, (e) between points in Modoc, Siskiyou, Del Norte, Humboldt, Trinity, Shasta, and Lassen Counties, California, excluding service to or from points in Siskiyou and Shasta Counties, California, located on U.S. Highway 99, (f) between points in Washington and Oregon on and north of the 44th parallel, that part of Montana on and west of a direct north and south line extending from the northwest corner of Wyoming to the boundary of the United States and Canada, and those in Boundary, Bonner, Kootenai, Benewah, Shoshone, Latah, Nez Perce, Clearwater, Lewis, Idaho, Adams, Washington, Valley, Payette, Gom, Boise, Chater, Ada, Canyon, and Elmore Counties, Idaho.

No. MC 125527 (Sub-No. 3), filed February 18, 1975. Applicant: BUFORD C. OWENS AND JERRY C. OWENS, a partnership, doing business as OWENS & OWENS TRUCKING, Berne, Mo. 65322. Applicant's representative: Thomas P. Rose, Jefferson Bldg., P.O. Box 205, Jefferson City, Mo. 65101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Dry fertilizer, and dry fertilizer materials, in bulk, from the storage facilities of Cargill, Incorporated, located at or near New Madrid, Mo., to points in Arkansas, Illinois, Iowa, Kentucky, and Tennessee.


No. MC 127006 (Sub-No. 2) (Amendment), filed September 20, 1974, published in the FEDERAL REGISTER issue of October 24, 1974, and republished as amended this issue. Applicant: HENNES TRUCKING CO., a corporation, 338 South 17th Street, Milwaukee, Wis. 53233. Applicant's representative: F. P. Beery, 3 East Broad Street, Ninth Floor, Columbus, Ohio 43215. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Cement, portland and mortar, in bags or in bulk, from points in Newton Township, Muskingum County, Ohio, to points in that portion of West Virginia on and west of a line beginning at the Pennsylvania-West Virginia State Boundary line and extending southwardly along U.S. Highway 119 to junction U.S. Highway 19, and thence along U.S. Highway 19 to the West Virginia-Virginia State Boundary line, (2) cement, portland and mortar, in bulk, and in bags, from the plant site of the Louisville Cement Company, Hamilton County, Ohio, to points in Indiana and Kentucky, (3) cement, dry, in bulk, in tank or hopper type vehicles, from the plant site of the Louisville Cement Company, Cincinnati, Ohio, to points in Indiana and Kentucky, (4) cement, portland and mortar, in bulk, from the plant site of Columbia Cement Corporation, near Wittenberg, Ohio, to points in Illinois, Indiana, Ohio, and Wisconsin, restricted to shipments having an immediately prior or subsequent movement by rail that originate at or are destined to the plant site of the Louisville Cement Company, located at or near Deerfield, Michigan, and the plant sites of the Louisville Cement Company at or near Speed, Ind., (5) cement, in bulk, from the plant site of the Louisville Cement Company, Cincinnati, Ohio, to points in Indiana and Kentucky,

(1) Cement, from Boardman, Ohio, to points in Pennsylvania and West Virginia, (2) cement, portland and mortar, from the plant site of the Louisville Cement Company at or near Newton Township, Muskingum County, Ohio, to points in Greene, Washington, Allegheny, Westmoreland, Armstrong, Butler, Beaver, Fayette, Lawrence, Mercer, and Venango Counties, Pennsylvania, (3) cement, from Boardman, Ohio, to points in West Virginia and Ohio, Wisconsin, Pennsylvania, New York, Massachusetts, Maine, New Hampshire, and West Virginia.

Note.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Salt Lake City, Utah, or San Francisco, Calif.
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Township, Muskingum County, Ohio, to points in Kentucky.

Note.—The purpose of this amendment is to restrict only part (5) of the requested authority and further restrict this service to the named origins and destinations points. The amendment was filed February 12, 1975.

No. 18937

**TRANSPORTS, INC., P.O. Box 303, Mount Vernon, Ohio.**

Applicant: TIMOTHY R. Wheelwright, Jr., One East Wacker Drive, Suite 1518, Chicago, Ill. 60601. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Sugar, bulk dry granulated, from Nyssa, Oregon, and Nampa, Idaho, to Seattle, Yakima, and Kennewick, Washington.

Applicant: R. F. Wellman, 6130 E. Turner Street, P.O. Box 3714, Springfield, Mo. 65804. Applicant's representative: Larry D. Knox, 500 Hubbell Bldg., Des Moines, Iowa 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products and meat by-products and articles distributed by meat packinghouses as specified 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), (1) from points in Missouri, Iowa, and Nebraska, to the facilities of Dold Packing Co., at Wichita, Kansas; and (2) from the facilities of Dold Packing Co., at Wichita, Kansas, to points in Alabama, Florida, Georgia, Louisiana, Iowa, Mississippi, Nebraska, North Carolina, Ohio, South Carolina, Texas, Utah, and Washington, (1) and (2) restricted to traffic originating at the named origins and destined to the destinations points.

Note.—Dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Wichita, Kansas, or Mt. Vernon, Illinois.

No. 135149 (Sub-No. 3), filed February 10, 1975. Applicant: MARTIN R. NEUMANN, doing business as SWANSON FUEL, 197 South Vista Way, Kelso, Wash. 98626. Applicant's representative: Martin R. Neumann (same address as applicant). Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Wood residues, from portable wood cutting machines, between points in Oregon and Washington, under a continuing contract or contracts with Stan Witty Land, Inc.

Note.—If a hearing is deemed necessary, the applicant requests it be held at Ft. Madison, Iowa.

No. 135540 (Sub-No. 3), filed December 30, 1974. Applicant: C. A. WALKER TRUCK LINES, INC., 1518 North Santa Fe Avenue, Chillicothe, Ill. 61523. Applicant's representative: Michael F. Shess, 822 S. Wabash Avenue, Suite 520, Chicago, Ill. 60601. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Sulphite and phosphoric acid, in bulk, from DePue, Ill., to Farmington, Ill.

Note.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

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Mountaintop, Pa., to points in Berkshire, Bucks, Carbon, Chester, Delaware, Lackawanna, Luzerne, Montgomery, and Luzerne Counties, N.J.; and (3) from Dayton, N.J., to points in Bucks, Carbon, Cumberland, Dauphin, Delaware, Lackawanna, Luzerne, Montgomery, and York counties, Pa.; and (b) scrap aluminum, from Scranton, Pa., to Dayton, N.J.

Note.—If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 135611 (Sub-No. 6), filed February 10, 1975. Applicant: WALKER & WHITTLED TRANSPORTATION CO., INC., 520 North 8th Street, P.O. Box 517, Breslev, Calif. 92277. Applicant's representative: Carl H. Fritzke, 1545 Wilshire Boulevard, Los Angeles, Calif. 90017. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquid animal feed supplements, in bulk, from points in Imperial County, Calif., to points in that part of Nevada on and south of U.S. Highway 6.

Note.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Los Angeles, Calif.

No. MC 135684 (Sub-No. 9), filed February 10, 1975. Applicant: BASS TRANSPORTATION CO., INC., P.O. Box 391, Flemington, N.J. 08822. Applicant's representative: Bert Collins, Suite 6103, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fresh and frozen meat, from the plantsite of Country Pride, Inc. at or near Creston, Ohio, to points in that portion of the New York, N.Y. Commercial Zone, as defined in Commercial Zones and Terminal Areas, 53 M.C.C. 451, within which local operations may be conducted pursuant to the partial exemption of Section 204(a) (3) (6) of the Interstate Commerce Act.

Note.—Applicant holds motor contract carrier authority in MC 87720 (Sub-No. 2 and other subs), therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 132673 (Sub-No. 2), filed February 5, 1975. Applicant: KENNETH G. MAY AND ORVILLE L. HOWARD, doing business as CORONADO TRUCKING CO., 307 Old County Road, EdgeWater, Fl. 33032. Applicant's representative: William J. Monheim, P.O. Box 1766, Whittier, Calif. 90690. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Metals, metal products, and materials, equipment and supplies used in the manufacture, sale, or distribution of the above commodities (except in bulk, in tank vehicles, and except those commodities which because of size or weight require the use of special equipment): (1) between Philadelphia, Pa., and points in New Jersey and Montgomery County, Pa.; (2) from Fenns and City of Industry, Calif., to Union, Ill.; and (3) from Dunkirk, N.Y., Newport News, Va., and Huntington, W. Va., to Charleston and City of Industry, Calif., under a continuing contract or contracts with Techalloy Company, Inc. and its subsidiaries.

Note.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 136553 (Sub-No. 31), filed February 13, 1975. Applicant: ART PAPE TRANSPORTER, INC., 1680 East 12th Street, Dubuque, Iowa 52001. Applicant's representative: William L. Fairbank, 1980 Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Dry fertilizer and dry fertilizer materials, from Tolono, III., to points in Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Nebraska, and Wisconsin.

Note.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 138018 (Sub-No. 19), filed February 6, 1975. Applicant: REFRIGERATED FOODS, INC., 1501 East 8th St., Denver, Colo. 80205. Applicant's representative: Donna F. Rose (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products, meat by-products and articles distributed by meat packhouses, 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 plantsite of Apple River Chemical Co., located at or near East Dubuque, Ill., to points in Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Nebraska, and Wisconsin.

Note.—If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 138054 (Sub-No. 7), filed February 10, 1975. Applicant: CONDOR CONTRACT CARRIERS, INC., P.O. Box 1354, Garden Grove, Calif. 92642. Applicant's representative: Patrick E. Quinn, 605 South 14th Street, P.O. Box 82028, Lincoln, Neb. 68501. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Ornamental iron, plastic articles, vents, ventilators, ceiling grids, shutters, louvers, and parts and accessories used in the manufacture, sale and installation of the above commodities (except commodities in bulk and those which because of size or weight require a special equipment): (1) from the plantsite of Leslie-Locke, Division of Questor, at Franklin Park, Ill., to points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico, under a continuing contract or contracts with Leslie-Locke, Division of Questor, at Franklin Park, Ill., to points in the United States in and east of Montana, Wyoming, Colorado, and New Mexico.

Note.—If a hearing is deemed necessary, applicant requests it be held at Columbus or Cleveland, Ohio.

No. MC 138274 (Sub-No. 16), filed February 13, 1975. Applicant: SHIPPERS BEST EXPRESS, INC., P.O. Box 1514, N. Redwood Road, Salt Lake City, Utah 84106. Applicant's representative: Chester A. Zyblut, 1523 K St. NW., Washington, D.C. 20005. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, meat by-products, and articles distributed by meat packhouses, 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 West Fargo, N. Dak., to points in Montana, Washington, Oregon, Idaho, Iowa, and Wisconsin.

Note.—Applicant holds contract carrier authority in MC 130956 Sub 1, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah, or Minneapolis, Minn.


Note.—Applicant holds contract carrier authority in MC 133105 and Subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 139495 (Sub-No. 37), filed February 14, 1975. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th St., P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Prestats, in vehicles equipped with mechanical refrigeration, (1) from Reading, Pa., to points in Ohio, Indiana, Illinois, Iowa, and Missouri; and (2) from Bluffton, Ind., to points in Iowa, Nebraska, Colorado, Kansas, Missouri, Oklahoma, Arkansas, and Texas.

Note.—Applicant holds contract carrier authority in MC 139980 and Subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.
D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Sausages, dressings, juices, juice concentrates, and cocktail mixes, (except in bulk), (1) from Avery Island, La., to points in Arkansas, California, Colorado, Illinois, Kansas, Massachusetts, Michigan, Montana, New York, Nevada, New Jersey, New Mexico, North Dakota, Ohio, Texas, Utah, Virginia, Washington, and Wyoming, (2) from the facilities of General Electric Co., Lawrence Park Township, Erie County, Pa. (except Erie, Pa.) to points in Arkansas, California, Colorado, Connecticut, District of Columbia, New York, New Jersey, and Pennsylvania, under continuing contract or contracts with General Electric Company.

NOTE.—If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 140024 (Sub-No. 53), filed February 18, 1975. Applicant: J. B. MONTGOMERY, INC., 5565 East 42nd Avenue, P.O. Box 16278, Denver, Colo. 80216. Applicant’s representative: John F. DeCock (same address as applicant).

Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products, meat by-products and articles distributed by meat packagings, as described in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 269 and 765 (except hides and commodities in bulk), from the plant site and storage facilities of or utilized by Farmland Foods, Inc., located at or near Crete, Nebraska, to certain persons in Colorado, Illinois, Indiana, Iowa, Kansas, Minnesota, Mississippi, Missouri, North Dakota, Ohio, South Dakota, and Wisconsin, restricted to the transportation of items originating at the above origins and destined to the above-named destinations.

NOTE.—Common control may be involved.

If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or either Erie or Pittsburgh, Pa.

No. MC 140043 (Amendment), filed November 25, 1974, published in the Federal Register issue of January 16, and republished, as amended, this issue. Applicant: CRIMSON TRANSFER COMPANY, 1501 East 8th Street, P.O. Box 16148, Denver, Colo. 80216. Applicant’s representative: Herbert Alan Dubin, 1819 H St. NW., Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, in containers, from St. Martinville, La., to points in Alabama, Florida, Georgia, Illinois, Kansas, Missouri, Oklahoma, Texas, Arkansas, Missouri, South Carolina, Tennessee, Virginia, and Kentucky.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 139908 (Sub-No. 2), filed February 13, 1975. Applicant: CLEATUS D. CRIMMINS, doing business as, CRIMMINS TRANSFER COMPANY, P.O. Box 8188, BB No. 3, 5620 Eighth Avenue, East Moline, Ill. 61244. Applicant’s representative: F. G. Milder, 413 East Seventh Street, Muscatine, Iowa 52761. Authority sought to operate as a contract carrier, and motor vehicle, over irregular routes, transporting: Household goods and unaccompanied baggage, restricted to the transportation of shipments having a prior or subsequent movement, in containers, beyond the points authorized, and further restricted to the performance of pickup and delivery service in connection with the packing, crating, and contracting for such commodities, between points in Carroll, Henderson, Henry, Knox, Jo Daviess, Mercer, Rock Island, Stephenson, Warren and Whiteside Counties, Ill., and points in Allamakee, Appanoose, Benton, Blackhawk, Bremer, Buchanan, Butler, Cedar, Cerro Gordo, Chickasaw, Clayton, Clinton, Davis, Delaware, Des Moines, Dubuque, Fayette, Franklin, Grundy, Henry, Howard, Iowa, Jackson, Jasper, Jefferson, Johnson, Jones, Keokuk, Lee, Linn, Louis, Lucas, Marion, Marshall, Mitchell, Monroe, Muscatine, Poweshiek, Scott, Tama, Van Buren, Wapello, Washington, Wayne, Winneshiek, and Worth Counties, Iowa, under continuing contract or contracts with the U.S. Government, Department of Defense.

NOTE.—Common control may be involved.

If a hearing is deemed necessary, applicant requests it be held at either Kansas City, Mo., or Omaha, Neb.

No. MC 140178 (Sub-No. 2), filed January 28, 1975. Applicant: BRAY DELIVERY, Inc., 6856 Knoll, St. Louis, Mo. 63134. Applicant’s representative: Hefner (same address as applicant).

Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Ladies ready to wear clothing, dresses, coats and suits, fur, sports wear, costume jewelry, cosmetics, lingerie and display equipment for windows, from St. Louis, Mo., to Fairview Heights, Ill., under a continuing contract with Thos. F. Garland, Inc.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at St. Louis, Mo.

No. MC 140304 (Sub-No. 2), filed February 12, 1975. Applicant: MARUTA AIR SERVICE, INC., Boonton Avenue, Boonton, N.J. 07005. Applicant’s representative: J. Alden Connors, 145 East 49th Street, New York, N.Y. 10017. Authority sought to operate as a contract carrier and motor vehicle, over irregular routes, transporting: Games or toys and children’s furniture, between Parsippany, N.J., on the one hand, and, on the other hand, points in Rockland and Westchester Counties, N.Y., and New York, N.Y., under a continuing contract or contracts with P. A. Schwartz.

NOTE.—If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 140412, filed November 13, 1974. Applicant: HAWARD DISTRIBUTORS, a Partnership, 1502 Sassafras Street, Erie, Pa. 16501. Applicant’s representative: William H. Higgins, 512 Masonic Building, Erie, Pa. 16501. Authority sought to operate as a motor contract carrier, by motor vehicle, over irregular routes, transporting: Emergency Production Hold-up Materials (except commodities which because of size or weight require special equipment, those exceeding 3,000 lbs. or having a total shipment weight of 11,000 lbs., tractor trailers, office machines as office furniture), from the facilities of the General Electric Co., Lawrence Park Township, Erie County, Pa. (except Erie, Pa.) to points in Arkansas, Arizona, California, Colorado, Idaho, Iowa, Kansas, Louisiana, Minnesota, Montana, Nebraska, New Mexico, Nevada, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, and Wyoming; restricted to construction jobsites (except traffic destined to points in the Denver, Colo. Commercial Zone); (d) from points in the Denver, Colo. Commercial Zone, to points in the destination territory described in (a) above, restricted in (d) above to traffic destined to construction job sites; and (e) from points in the Denver, Colo. Commercial Zone, to East St. Louis, Ill., Dyersberg and Memphis,
Tenn.; Phoenix and Tucson, Ariz. and Salt Lake City, Utah and points in their respective commercial zones, under a continuing contract or contracts with Ray Carson Company, Inc.

Note.—The purpose of this republication is to indicate restrictions to the requested territorial authority in (a) and (d) above in lieu of (b) and (c) above as originally published. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 140440, filed November 25, 1974. Applicant: DAVIS TRUCK SERVICE, INC., Route 2, Box 49, Jeannerette, La. 70544. Applicant's representative: Leroy Hallman, 4555 1st Nat'l Bank Bldg., Dallas, Tex. 75202. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Packaged carbon black in steamship, railroad or carrier containers and/or trailers, between the Port of New Orleans, La., on the one hand, and, on the other, the plant sites of Cities Service Company, Columbian Division, or near Eola (near Bunkie), and Franklin, La.; (2) empty railroad or carrier owned and/or trailers, from the trailer on flat car railroad ramps at Meridian, Miss., to the plant sites of Cities Service Company, Columbian Division, or near Eola (near Bunkie), and Franklin, La.; (3) empty railroad or carrier owned containers and/or trailers, from the trailer on flat car railroad ramps at Meridian, Miss., to the petition sites of Cities Service Company, Columbian Division, or near Eola (near Bunkie), and Franklin, La.; (4) packaged carbon black in steamship, railroad or carrier containers and/or trailers, between the Port of New Orleans, La., on the one hand, and, on the other, the plant sites of Cabot Corporation at or near Tatecove (near Ville Platte), and Cabot (near Franklin), La.; (5) empty railroad or carrier owned containers and/or trailers, from the trailer on flat car railroad ramps at New Orleans, La., to the plant sites of Cabot Corporation (near Platte), and Cabot (near Franklin), La.; and (6) packaged carbon black in railroad or carrier owned containers and/or trailers, from the plant sites of Cabot Corporation at or near Tatecove (near Ville Platte), and Cabot (near Franklin), La., to the trailer on flat car railroad ramps at New Orleans, La., on the one hand, and, on the other, the plant sites of Cabot Corporation at or near Tatecove (near Ville Platte), and Cabot (near Franklin), La., to the trailer on flat car railroad ramps at New Orleans, La., on the one hand, and, on the other, the plant sites of Cities Service Company, Columbian Division, or near Eola (near Bunkie), and Franklin, La.; (7) empty railroad or carrier owned containers and/or trailers, between the Port of New Orleans, La., on the one hand, and, on the other, the plant sites of Cities Service Company, Columbian Division, or near Eola (near Bunkie), and Franklin, La.; (8) empty railroad or carrier owned containers and/or trailers, from the trailer on flat car railroad ramps at New Orleans, La., to the plant sites of Cabot Corporation (near Platte), and Cabot (near Franklin), La.; and (9) packaged carbon black in railroad or carrier owned containers and/or trailers, from the plant sites of Cabot Corporation at or near Tatecove (near Ville Platte), and Cabot (near Franklin), La., to the trailer on flat car railroad ramps at New Orleans, La., on the one hand, and, on the other, the plant sites of Cities Service Company, Columbian Division, or near Eola (near Bunkie), and Franklin, La.

Note.—If a hearing is deemed necessary, applicant requests it be held at Baton Rouge, La., or Oklahoma City, Okla.

No. MC 140567 (Sub-No. 2), filed February 10, 1975. Applicant: EDWARD L. McWHORTER, doing business as, ED McWHORTER TRUCKING, P.O. Box 51, Gattman, Miss. 38644. Applicant's representative: John A. Crawford, 700 Petroleum Building, P.O. Box 22567, Jackson, Miss. 39264. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Stone, crushed stone, and riprap stone, in dump trucks or trailers, from points in Colbert, Franklin, Payette, Shelby, Bibb and Jefferson Counties, Ala., to points in Mississippi.

Note.—If a hearing is deemed necessary, applicant requests it be held at Jackson, Miss.

No. MC 140578 (Sub-No. 2), filed February 11, 1975. Applicant: JIM D. JIMISON, doing business as, JIM JIMISON TRUCKING, P.O. Box 1580, Sidney, Mont. 59170. Applicant's representative: Joe McArthur, Midland National Bank Bldg., Billings, Mont. 59101. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Scrap metal, (ex. scrap car bodies), from points in Valley, Daniels, Sheridan, Roosevelt, Richland, McCone, Garfield, Dawson, Prairie, Custer and Fallon Counties Mont., to ports of entry on the International Boundary Line between the United States and Canada located at or near Raymond, Mont., on Montana Highway 266.

Note.—If a hearing is deemed necessary, the applicant requests it be held at Sidney, Mont., or Billings, Mont.


Note.—If a hearing is deemed necessary, the applicant requests it be held at Cincinnati, Ohio, or Lexington, Ky.

No. MC 140587 (Sub-No. 1) (Correction), filed January 27, 1975, and published in the Federal Register issue of February 27, 1975, and republished as corrected this issue. Applicant: CRYSTAL L-TRANSPORT, Inc., at 305, North Dakota City, Dak. 58036. Applicant's representative: William Addams, Suite 212, 5299 Independence Blvd., P.O. Box 1075, East Boston, Mass., 02128. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Aircraft parts made of plastic, weighing scales and parts thereof, special finished metal cutting tools and repair parts for equipment used in the manufacture thereof, finished parts related to snowmobiles, and finished cutting tools related to manufacturing, between the New York State Airport located in New York Port, N.Y.; Caledonia County Airport located in Lyndonville, Vt.; the facilities of: Newport Plastics Corporation in Newport Port, Vt.; Fairbanks Morse, Inc., at St. Johnsbury, Vt., E&Y Weldmann, St. Johnsbury, Vt.; Butlerfield Division Linton Industries, Derby Line, Vt.; Vermont Tap and Die Company, Lyndonville, Vt., on the one hand, and Logan International Airport, located in East Boston, Mass., restricted to traffic having a prior or subsequent movement by air, under a continuing contract or contracts with Newport Plastics Corporation, at Newport, Vt.; Fairbanks Morse, Inc., at St. Johnsbury, Vt.; E&Y Weidmann Industries, Inc., at St. Johnsbury, Vt.; Butlerfield Division Linton Industries, Derby Line, Vt.; Bombardier Ltee. Ltd., Valcourt, Quebec, Canada; The Sherwood-Drolet Corp. Ltd., Division of ATO, Inc., at Sherbrooke, Quebec, Canada; and Vermont Tap and Die Company, Division of Vermont American Corporation, at Lyndonville, Vt.

Note.—If a hearing is deemed necessary, the applicant requests it be held at St. Johnsbury, Vt. or Montpelier, Vt. or Boston, Mass.

No. MC 140583 (Sub-No. 2), filed February 4, 1975. Applicant: HAROLD ABBAS, doing business as, ABBAS TRUCKING, P.O. Box 984, Dakota City, Iowa 52036. Applicant's representative: Bradford E. Kistler, P.O. Box 82080, Lincoln, Neb. 68501. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Aircraft parts made of plastic, weighing scales and parts thereof, from points in Iowa (except Woodbury County, Iowa), to South Beloit and Fond Du Lac, Wis., and Chicago, Ill., and Alton, Ill. and St. Louis and Kansas City, Mo., under a continuing contract or contracts with Donnis Stelb d/b/a Tri-Fak Auto Crushers.

Note.—If a hearing is deemed necessary, the applicant requests it be held at Des Moines, Iowa.

No. MC 140518, filed February 5, 1975. Applicant: GERMAN TRUCKING CO., P.O. Box 213, Orwigsburg, Pa. 17961. Applicant's representative: Kenneth R. Davis,
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999 Union Street, Taylor, Pa. 18517. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Petroleum, motor oil, lubricating oil, greases, undercoating and oil additives (except in bulk), from Congo, W. Va., to points in Bucks, Montgomery, Philadelphia, Delaware, New Jersey, Pennsylvania, Pa., to and from Appalachia, W. Va., to and from Dauphin, Lancaster, Perry, and Schuylkill Counties, Pa., under a continuing contract or contracts with Penn Harris Oil Co.; Steffenberger Oil Co.; and Linda. 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 as described in the report to the report in Descriptions, Motor Carrier Certificates, 66 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles), from the plantsite of The Mid-West Foods, Inc., in Omaha, Neb., to points in Jacksonvile, Tampa and Miami, Fla., under a continuing contract with Mid-American Meats, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Miami, Tampa or Jacksonvile, Fla.


NOTE.—If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.


NOTE.—If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 140650, filed February 12, 1975. Applicant: PENINSULAR MEAT CO., INC., 4401 North Westshore Blvd., Tampa, Fla. 33614. Applicant's representative: Rudy Yessin, 314 Wilkinson Street, Frankfort, Ky. 40601. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Dairy products and ice cream, from the plant of Fox De Luxe Foods, Inc., located at Nebraska 159th St., Woodinville, Wash., to Kansas City, Mo.; from Kansas City, Mo., to points in Jacksonville, Tampa or Jacksonville, la.; from Kansas City, Mo., to points in Miami, Tampa or Jacksonville, Fla.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Miami, Tampa or Jacksonville, Fla.

No. MC 140651, filed February 10, 1975. Applicant: ROCKY MOUNTAIN TROUT, INC., Route 4, Box 301, Buhl, Idaho 83316. Applicant's representative: Irene Warr, 230 Judge Building, Salt Lake City, Utah 84111. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Animal and fish feed ingredients in straight or mixed loads with exempt commodities, from points in California, Arizona, Colorado, Utah, Montana, Oregon, Washington, Wyoming, Idaho, Nevada, and New Mexico, to points in Idaho; (2) fertilizer in straight or mixed loads with exempt commodities, from points in Washington, Oregon, Montana, Wyoming, Utah, and California, to points in Idaho; (3) fruits, in straight or mixed loads, from points in California, to points in Nevada; and (4) from points in Idaho, to points in California, Washington, Oregon, Montana, Utah, Arizona, Idaho, Nevada, and California, to points in Idaho.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 140653, filed February 10, 1975. Applicant: LONNIE P. STANCIL, ROY A. STANCIL, and WALTHER T. STANCIL, a Partnership, doing business as, DAIRY LEASING SERVICES, 603 Herring Avenue, Wilson, N.C. 27893. Applicant's representative: Harry J. Jordan, 1000 16th Street NW., Washington, D.C. 20036. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) Dairy products and ice cream, (1) from Winston-Salem and Wilson, N.C., and Chambersburg, Pa., to Miami, Fla.; and (2) from Winston-Salem, N.C.; and (b) Orange juice, from the plant of Fox De Luxe Foods, Inc., located at Carthage, Mo., to points in Arizona, California, Colorado, Utah, Nevada, and New Mexico, to points in Idaho.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Wilson or Winston-Salem, N.C.

No. MC 140654 (Sub-No. 1), filed February 15, 1975. Applicant: FRITZ, INC., Box 1182, Urbana, Mo. 65767. Applicant's representative: Arnold L. Burke, 127 North Dearborn St., Chicago, Ill. 60602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen pizza and pizza products, from the plant site of Fox De Luxe Foods, Inc., located at Carthage, Mo., to points in Arizona, California, Colorado, Utah, Nevada, and New Mexico, to Blackyille, Jacksonville, Illinois, Kansas, South Dakota, Oregon, West Virginia, Virginia, Washington, North Carolina, South Carolina, New Mexico, and Idaho, restricted to the夸张 originating at and destined to the above-named points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

PASSENGER集團

No. MC 228 (Sub-No. 75) (amendment), filed January 7, 1975, published in the Federal Register, January 12, 1975, and republished as amended this issue. Applicant: HUDSON TRANSIT LINES, INC., 17 Franklin Turnpike, Mahwah, N.J. 07430. Applicant's representative: Samuel B. Zinder, 88 Cutter Mill Road, Great Neck, N.Y. 11021. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Passengers and their baggage in charter operations, from Dutchess County, N.Y., to points in the United States including Alaska and Hawaii, and return.

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No. MC 61699 (Sub-No. 142), filed February 10, 1975. Applicant: CONTIN- NENTAL SOUTHEASTERN LINES, INC., 417 West Fifth Street, Charlotte, N.C. 28201, represented by Lawrence E. Lindeman, 225 13th St. NW., Suite 1032, Washington, D.C. 20004. 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, between Knoxville, Tenn., and junction Interstate Highway 40 and Wilton Springs Road (Cocke County Road No. 2484), near Hartford, Tenn., as follows: From Knoxville, over Interstate Highway 40, to junction Interstate Highway 40 and Wilton Springs Road (Cocke County Road No. 2484), near Hartford, Tenn., and return over the same route, serving no intermediate points.

No. MC 134361 (Sub-No. 6), filed February 10, 1975. Applicant: WILDERNESS BOUND, LTD., a Corporation, R.D. 1, Box 363, Highland, N.Y. 12518. Applicant's representative: W. Norman Charles, 800 Corporate Center, Glens Falls, N.Y. 12801. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Passengers and their baggage, in special operations, in all-expense round trip camping tours, restricted to passengers having a prior or subsequent movement by air, and further restricted to the transportation of passengers between 12 and 18 years of age inclusive, in vehicles with a seating capacity not exceeding 15 passengers, including the driver, beginning and ending at Phoenix, Ariz., San Francisco, Calif., Denver, Colo., Duluth, Minn., Chicago, Ill., Ogdensburg, N.Y., New York, N.Y., Dallas, Tex., Orlando, Fla., and Little Rock, Ark., and extending to points in the United States, including Alaska, but excluding Hawaii.

No. MC 132385, filed February 4, 1975. Applicant: REX-BOROUGH, 111 Central Avenue NW, F.O. Box 650, Albuquerque, N. Mex. 87103. Applicant's representative: Rex Borough (same address as applicant). Authority sought to engage in operation, in interstate or foreign commerce, as a broker at Albuquerque, N. Mex., to sell or offer to sell the transportation of individual passengers and groups of passengers and their baggage, in special and charter operations, in sightseeing and pleasure tours, by motor, air, water and rail carriers, beginning and ending at Albuquerque, N. Mex., and extending to points in the United States (except Alaska and Hawaii).

No. W 414 (Sub-No. 9), filed February 11, 1975. Applicant: THE OHIO RIVER COMPANY, a corporation, 1400 Provident Tower, Cincinnati, Ohio 45202. Applicant's representative: Richard A. Zeil- ner, 600 National City E, 6th Building, Cleveland, Ohio 44114. Authority sought to engage in operation, in interstate or foreign commerce as a common carrier by water in the transportation by non-self propelled vessels of the use of separate towing vessels in the transportation of commodities generally, and by toting vessels in the performance of general towing, (a) between ports and points along the Kaskaskia River and (b) between ports and points specified in (a) above, on the one hand, and, on the other, all ports and points which Applicant is presently authorized to serve or which it is subject to its Sixth Amended Certificate and Order No. W-414 served January 25, 1974.

By the Commission.

[SEAL] ROBERT L. OSWALD, Secretary.

[FED Doc 75-16472 Filed 3-12-75: 8:46 am]

Office of Proceedings

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY—ELIMINATION OF GATEWAY LETTER NOTICES

March 10, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's Gateway Elimination Rules (49 CFR 1065(a)), and notice thereof to all
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interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commis-
sion on or before April 26, 1974, and must also be served upon applicant or its representative. Protests against the elimina-
tion of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be considered consecutively for conve-

inence in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 21170 (Sub-No. E50), filed June 4, 1974. Applicant: BOS LINES,
INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a common carrier,
by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Illinois on and east of a line beginning at the Wisconsin-Illinois State line and extending along U.S. Highway 66 to Junction U.S. Highway 73, thence along U.S. Highway 79 to junction Interstate Highway 46, thence along Interstate Highway 40 to the Tennesse Arkansas State line, and those in Arkansas on and south of a line beginning at the Arkansas-Tennessee State line and extending along U.S. Highway 641 to junction U.S. Highway 79, thence along U.S. Highway 4 to junction U.S. Highway 67, thence along U.S. Highway 67 to the Arkansas-

Trau, Minnesota south to Milwaukee, Wis., to points in, that part of

South Dakota extending along U.S. Highway 269 through Jaspers and U.S. Highway 30, seven miles to junction of unnumbered highway, thence along U.S. Highway 50, two miles to junction of unnumbered highway, thence

to U.S. Highway 59, thence along U.S. Highway 59 to junction of unnumbered highway, thence to Round Lake, thence along unnumbered highway to the Minnesota-Iowa State line. The purpose of this filing is to elimi-
nate the gateway of Marshalltown, Iowa.

No. MC 21170 (Sub-No. E52), filed June 4, 1974. Applicant: BOS LINES,
INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Gene R. Prohushi (same as above). Authority sought to operate as a common carrier,
by motor vehicle, over irregular routes, transporting: Candy, confectionery, and confectionery products (except com-
modities in bulk, in tank vehicles), and advertising materials, and display material, when shipped in the same vehicle with candy, confectionery, and confectionery products, from the facilities of Tops Chewing Gum, Inc., at or near Duryea, Pa., to Farley, N. Dak., restricted to traffic originating at the facilities of Tops Chewing Gum, Inc., at or near Duryea, Pa. The purpose of this filing is to eliminate the gateway of Marshalltown, Iowa.

No. MC 28886 (Sub-No. E18), filed May 23, 1974. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 West Sample Street, South Bend, Ind. 46627. Applicant's representative: Charles Pieroni (same as above). Authority sought to operate as a common carrier,
by motor vehicle, over irregular routes, transporting: Wheeled tractors (other than truck tractors), with or without attachments, and crawler

tractors, set up, with loading and grading attachments, (1) from those points in the Lower Peninsula of Michigan to points in Oregon, California, Nevada, Utah, Arizona, New Mexico, Colorado, Kansas, Oklahoma, Texas, Arkansas, and Louisiana; (2) from those points in the Upper Peninsula of Michigan on and east of U.S. Highway 41 to points in California; (3) from those points in the Upper Peninsula of Michigan on and east of U.S. Highway 41 to points in Ohio, Michigan, Indiana, Illinois, Missouri, Iowa, Minnesota, South Dakota, and North Dakota; and (4) from those points in the Lower Peninsula of Michigan to points in Oregon, California, Nevada, Utah, Arizona, New Mexico, Colorado, Kansas, Oklahoma, Texas, Arkansas, Louisiana, Mississippi, Alabama, Georgia, Florida, North Carolina, South Carolina, those in Tennessee on and east of a line beginning at the Kentucky-

South Carolina State line, and extending along U.S. Highway 30 to points in North Carolina and South Carolina. The pur-

pose of this filing is to eliminate the gateways of (1) those points in Michigan on and south of a line extending to the western boundary of Allegan, Barry, Calhoun, Cass, Kalamazoo, Lake, Michigan, and Muskegon Counties, thence along Business Route Interstate Highway 96 to junction U.S. Highway 127, thence along U.S. Highway 127 to junction an unnumbered highway, thence along an unnumbered highway to junction U.S. Highway 12 thence along U.S. Highway 12 to junction U.S. Highway 27 thence along U.S. Highway 127 to the Michigan-Ohio State line, and (2) Churubusco, Ind.

No. MC 102283 (Sub-No. E23), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier,
by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in North Carolina, on the one hand, and, on the other, points in Maine. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102283 (Sub-No. E24), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier,
by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in North Carolina, on the one hand, and, on the other, points in Vermont. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102283 (Sub-No. E25), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier,
by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in North Carolina, on the one hand, and, on the other, points in New Hampshire. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102283 (Sub-No. E26), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier,
by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in North Carolina, on the one hand, and, on the other, points in New York. The purpose of this filing is to eliminate the gateway of New York, N.Y.
No. MC 102198 (Sub-No. E27), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in South Carolina, on the one hand, and, on the other, points in New Hampshire. The purpose of this filing is to eliminate the gateways of (1) Indian Head, Md., and (2) New York, N.Y.

No. MC 102298 (Sub-No. E29), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in South Carolina, on the one hand, and, on the other, points in Connecticut. The purpose of this filing is to eliminate the gateways of (1) Indian Head, Md., and (2) New York, N.Y.

No. MC 102298 (Sub-No. E30), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in South Carolina, on the one hand, and, on the other, points in Rhode Island. The purpose of this filing is to eliminate the gateways of (1) Indian Head, Md., and (2) New York, N.Y.

No. MC 102298 (Sub-No. E31), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in South Carolina, on the one hand, and, on the other, points in Vermont. The purpose of this filing is to eliminate the gateways of (1) Indian Head, Md., and (2) New York, N.Y.

No. MC 102298 (Sub-No. E32), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in South Carolina, on the one hand, and, on the other, points in New Hampshire. The purpose of this filing is to eliminate the gateways of (1) Indian Head, Md., and (2) New York, N.Y.

No. MC 102298 (Sub-No. E33), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in South Carolina, on the one hand, and, on the other, points in New England. The purpose of this filing is to eliminate the gateways of (1) Indian Head, Md., and (2) New York, N.Y.

No. MC 102298 (Sub-No. E34), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in South Carolina, on the one hand, and, on the other, points in Maine. The purpose of this filing is to eliminate the gateways of (1) Indian Head, Md., and (2) New York, N.Y.
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by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Maryland, on the one hand, and, on the other, points in ConnecticuT. The purpose of this filing is to eliminate the gateway of New York.

No. MC 102298 (Sub-No. E44), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in New Jersey, on the one hand, and, on the other, points in Rhode Island. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102298 (Sub-No. E45), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in New Jersey, on the one hand, and, on the other, points in Rhode Island. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102298 (Sub-No. E50), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in New Jersey, on the one hand, and, on the other, points in Rhode Island. The purpose of this filing is to eliminate the gateway of New York, N.Y.
hand, and, on the other, points in Connecticut. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102298 (Sub-No. E60), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Pennsylvania, on the one hand, and, on the other, points in Maine. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102298 (Sub-No. E61), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Pennsylvania, on and south of a line beginning at the Pennsylvania-Ohio State line, thence along U.S. Highway 22 to the Pennsylvania-New Jersey State line. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102298 (Sub-No. E63), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Vermont, on the one hand, and, on the other, points in that part of Pennsylvania on and south of a line beginning at the Pennsylvania-Ohio State line, thence along Interstate Highway 80 to the Pennsylvania-New Jersey State line. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102298 (Sub-No. E64), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Connecticut, on the one hand, and, on the other, points in that part of Pennsylvania on and south of a line beginning at the Pennsylvania-Ohio State line, thence along U.S. Highway 22 to the Pennsylvania-New Jersey State line. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102298 (Sub-No. E65), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in California, on the one hand, and, on the other, points in that part of Ohio, on and south of a line beginning at the Ohio-Pennsylvania State line, thence along Ohio Highway 33 to junction Ohio Highway 29, thence along United States Highway 23 to junction Ohio Highway 303, thence along Ohio Highway 303 to junction U.S. Highway 29, thence along U.S. Highway 20 to the Ohio-Indiana State line. The purpose of this filing is to eliminate the gateway of New York, N.Y.
transporting: Household goods, as defined by the Commission, between points in Indiana, on the one hand, and, on the other, points in Connecticut. The purpose of this filing is to eliminate the gateway of New York, N.Y.

No. MC 102298 (Sub-No. E75), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Illinois, on the one hand, and, on the other, points in Vermont. The purpose of this filing is to eliminate the gateways of (1) New York, N.Y., and (2) Boston, Mass.

No. MC 102298 (Sub-No. E81), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Illinois, on the one hand, and, on the other, points in Vermont. The purpose of this filing is to eliminate the gateways of (1) New York, N.Y., and (2) Boston, Mass.

No. MC 102298 (Sub-No. E82), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in New Hampshire, on the one hand, and, on the other, points in Maine. The purpose of this filing is to eliminate the gateways of (1) New York, N.Y., and (2) Boston, Mass.

No. MC 102298 (Sub-No. E83), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in New Hampshire, on the one hand, and, on the other, points in Maine. The purpose of this filing is to eliminate the gateways of (1) New York, N.Y., and (2) Boston, Mass.

No. MC 102298 (Sub-No. E84), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Kentucky, on the one hand, and, on the other, points in Maine. The purpose of this filing is to eliminate the gateways of (1) New York, N.Y., and (2) Boston, Mass.

No. MC 102298 (Sub-No. E85), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Kentucky, on the one hand, and, on the other, points in Maine. The purpose of this filing is to eliminate the gateways of (1) New York, N.Y., and (2) Boston, Mass.

No. MC 102298 (Sub-No. E88), filed May 30, 1974. Applicant: STAR VAN LINES, INC., P.O. Box 669, Pacific Grove, Calif. 93950. Applicant's representative: K. A. Smith (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Household goods, as defined by the Commission, between points in Kentucky, on the one hand, and, on the other, points in Maine. The purpose of this filing is to eliminate the gateway of New York, N.Y.
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No. MC 107295 (Sub-No. E29), filed May 14, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Prefabricated buildings, complete, knocked down, or in sections; (1) from points in that part of Texas located in and east of Lamar, Hopkins, Hood, Johnson, Bosque, and DeSoto Counties to points in Texas; (2) from points in that part of Texas located in and west of El Paso, Hudspeth, Culberson, Reeves, and Ward Counties to points in Texas; (3) from points in that part of Texas located in and north of Chambers, Angelina, Polk, Liberty, and Sabine Counties, to points in Texas in and east of Red River, Titus, and Harrison Counties; (4) from points in that part of Texas located in and west of Wilkes, Alexander, Iredell, Rowan, Montgomery, and Richland Counties, and to points in that part of Mississippi in and north of Tunica, Washington, Humphreys, Humphreys, and Tippah Counties, and in Tishomingo County; (5) from points in that part of Louisiana located in and north of Franklin, Lawrence, Morgan, Marshall, De Kalb, and Cherokee Counties, and to points in that part of Georgia in and north of Walker, Dade, Calhoun, Whitfield, Murray, Gilmer, Fannin, and Union Counties, and to points in that part of North Carolina west of Wilkes, Alexander, Iredell, Rowan, Montgomery, and Richmond Counties, and to points in that part of Tennessee in and north of Cocke, Sevier, and Greene Counties, and in Maury, McNairy, McMinn, Polk, Bradley, Hamilton, Sequatchie, Marion, Franklin, and Grundy Counties, and to points in South Carolina; (6) from points in that part of Louisiana in and west of Pointe Coupee, St. Landry, Lafayette, and Iberia Parishes, to points in that part of North Carolina located in and north of Wilkes, Alexander, Iredell, Rowan, Montgomery, and Richmond Counties, and to points in that part of Mississippi in and north of Tippah, Tunica, Washington, Humphreys, Humphreys, and Tippah Counties, and in Tishomingo County; (7) from points in that part of Louisiana located in and west of Claiborne, Webster, Bossier, and DeSoto Parishes, to points in that part of Mississippi in and north of Tippah, Tunica, Washington, Humphreys, Humphreys, and Tippah Counties, and in Tishomingo County; (8) from points in that part of Louisiana located in and west of Claiborne, Webster, Bossier, and DeSoto Parishes, to points in that part of Mississippi in and north of Tippah, Tunica, Washington, Humphreys, Humphreys, and Tippah Counties, and in Tishomingo County; (9) from points in that part of Louisiana located in and west of Claiborne, Webster, Bossier, and DeSoto Parishes, to points in that part of Mississippi in and north of Tippah, Tunica, Washington, Humphreys, Humphreys, and Tippah Counties, and in Tishomingo County; (10) from points in Arkansas to points in Alabama; (11) points in Louisiana; (12) points in Arkansas; (13) points in Arkansas and Tennessee; and (14) points in South Carolina; and (15) points in Mississippi.

No. MC 107295 (Sub-No. E29), filed May 14, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Prefabricated buildings, complete, knocked down, or in sections; (1) from points in that part of Texas located in and east of Lamar, Hopkins, Hood, Johnson, Bosque, and DeSoto Counties to points in Texas; (2) from points in that part of Texas located in and west of El Paso, Hudspeth, Culberson, Reeves, and Ward Counties to points in Texas; (3) from points in that part of Texas located in and north of Chambers, Angelina, Polk, Liberty, and Sabine Counties, to points in Texas in and east of Red River, Titus, and Harrison Counties; (4) from points in that part of Texas located in and west of Wilkes, Alexander, Iredell, Rowan, Montgomery, and Richland Counties, and to points in that part of Mississippi in and north of Tunica, Washington, Humphreys, Humphreys, and Tippah Counties, and in Tishomingo County; (5) from points in that part of Louisiana located in and north of Franklin, Lawrence, Morgan, Marshall, De Kalb, and Cherokee Counties, and to points in that part of Georgia in and north of Walker, Dade, Calhoun, Whitfield, Murray, Gilmer, Fannin, and Union Counties, and to points in that part of North Carolina west of Wilkes, Alexander, Iredell, Rowan, Montgomery, and Richmond Counties, and to points in that part of Tennessee in and north of Cocke, Sevier, and Greene Counties, and in Maury, McNairy, McMinn, Polk, Bradley, Hamilton, Sequatchie, Marion, Franklin, and Grundy Counties, and to points in South Carolina; (6) from points in that part of Louisiana in and west of Pointe Coupee, St. Landry, Lafayette, and Iberia Parishes, to points in that part of North Carolina located in and north of Wilkes, Alexander, Iredell, Rowan, Montgomery, and Richmond Counties, and to points in that part of Mississippi in and north of Tunica, Washington, Humphreys, Humphreys, and Tippah Counties, and in Tishomingo County; (7) from points in that part of Louisiana located in and west of Claiborne, Webster, Bossier, and DeSoto Parishes, to points in that part of Mississippi in and north of Tippah, Tunica, Washington, Humphreys, Humphreys, and Tippah Counties, and in Tishomingo County; (8) from points in that part of Louisiana located in and west of Claiborne, Webster, Bossier, and DeSoto Parishes, to points in that part of Mississippi in and north of Tippah, Tunica, Washington, Humphreys, Humphreys, and Tippah Counties, and in Tishomingo County; (9) from points in that part of Louisiana located in and west of Claiborne, Webster, Bossier, and DeSoto Parishes, to points in that part of Mississippi in and north of Tippah, Tunica, Washington, Humphreys, Humphreys, and Tippah Counties, and in Tishomingo County; (10) from points in Arkansas to points in Alabama; (11) points in Louisiana; (12) points in Arkansas; (13) points in Arkansas and Tennessee; and (14) points in South Carolina; and (15) points in Mississippi.
No. MC 107295 (Sub-No. E69), filed May 14, 1974. Applicant: PRE-FAB TRANSIT CO., P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Dale L. Cox (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, in sections, including all component parts, materials, supplies, and fixtures, and when shipped with such buildings, accessories used in the erection, construction, and completion thereof, (1) from points in Indiana to points in Colorado, Idaho, Montana, Nevada, North Dakota, South Dakota, Utah, and Wyoming; (2) from points in Indiana to points in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont; (3) from points in Indiana to points in Delaware, Maryland, Pennsylvania, and the District of Columbia; (4) from points in Indiana to points in Kansas and Oklahoma; (5) from points in Indiana to points in Louisiana; (6) from points in Indiana to points in Minnesota; (7) from points in Indiana to points in Nebraska; (8) from points in Indiana to points in New Jersey and New York; (9) from points in that part of Indiana located in, east and north of Bigo, Clay, Greene, Lawrence, Washington, and Clark Counties to points in that part of South Carolina located in, east and north of Chesterfield, Cherokee, Clarendon, Calhoun, Sumter, Lee, Darlington, and Marlboro Counties; and (10) from points in Indiana to points in Texas. The purpose of this filing is to eliminate the gateway of Greensboro, N.C., from North Judson, Ind., to Sparrows Point and Baltimore, Md., New York, N.Y., and points within 30 miles thereof, in points in that part of New Jersey, Delaware, and Maryland, which are within 30 miles of Philadelphia, Pa., points in New York, N.Y., and points within 30 miles thereof, and points in that part of New Jersey, Delaware, and Maryland, which are within 30 miles of Philadelphia, Pa., points in New York, N.Y., and points within 30 miles thereof, and points in that part of New Jersey, Delaware, and Maryland, which are within 30 miles of Philadelphia, Pa., points in New York, N.Y., and points within 30 miles thereof.

No. MC 107403 (Sub-No. E58), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Liquid chemicals (except those sold for use as fertilizers), in bulk, in tank vehicles, from the plant site of Union Carbid Corporation and the plant site of Hooker Chemical Corporation at or near Taft, La., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania, and Virginia (except the counties of Buchanan, Dickinson, Russell, Scott, Smyth, Washington, and Wise). The purpose of this filing is to eliminate the gateway of Greensboro, N.C., from North Judson, Ind., to Sparrows Point and Baltimore, Md., New York, N.Y., and points within 30 miles thereof, and points in that part of New Jersey, Delaware, and Maryland, which are within 30 miles of Philadelphia, Pa., points in New York, N.Y., and points within 30 miles thereof.

No. MC 107403 (Sub-No. E539), filed May 29, 1974. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, Pa. 19050. Applicant's representative: John Nelson (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Phosphatic fertilizer solution, in bulk, in tank vehicles, from the facilities of National Phosphate Corp., at or near LaFayette, La., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania, and Virginia (except the counties of Buchanan, Dickinson, Russell, Scott, Smyth, Washington, and Wise). The purpose of this filing is to eliminate the gateway of Greensboro, N.C., from North Judson, Ind., to Sparrows Point and Baltimore, Md., New York, N.Y., and points within 30 miles thereof, and points in that part of New Jersey, Delaware, and Maryland, which are within 30 miles of Philadelphia, Pa., points in New York, N.Y., and points within 30 miles thereof.

No. MC 107403 (Sub-No. E504), filed May 13, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Asbestos scrap, asphalt, automobile, body panels, asbestos board (impregnated with asbestos), roofing felt, asphaltum, coal tar, asbestos, and other materials used in the packing and transportation of the commodities specified immediately above, from the destination points and territories specified immediately above to North Judson, Ind. The purpose of this filing is to eliminate the gateway of points in Ohio.

No. MC 114019 (Sub-No. E505), filed May 22, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Asbestos scrap, asphalt, automobile, body panels, asbestos board (impregnated with asbestos), roofing felt, asphaltum, coal tar, asbestos, and other materials used in the packing and transportation of the commodities specified immediately above, from the destination points and territories specified immediately above to North Judson, Ind. The purpose of this filing is to eliminate the gateway of points in Illinois.
retail food and household supply and furnishing business houses, and, except commodities in bulk and hides, from facilities of retail food and household supply and furnishing business houses, in peddle service. The purpose of this filing is to eliminate the gateway of Schenectady, N.Y.

No. MC 114019 (Sub-No. E307), filed May 24, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, and meat by-products and articles distributed by meat packhouses as described in Sections A and C of the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except liquid commodities, in bulk, in tank vehicles, and hides), from the facilities of Platte Valley Packing Company in Dawson County, Nebr., and restricted to shipments moving from, to, or between warehouses or other facilities of retail food and household supply and furnishing business houses, in peddle service. The purpose of this filing is to eliminate the gateway of Schenectady, N.Y.

No. MC 114019 (Sub-No. E310), filed May 25, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, and meat by-products and articles distributed by meat packhouses as described in Sections A and C of the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except liquid commodities, in bulk, in tank vehicles, and hides), from the facilities of Platte Valley Packing Company in Dawson County, Nebr., and restricted to shipments moving from, to, or between warehouses or other facilities of retail food and household supply and furnishing business houses, in peddle service. The purpose of this filing is to eliminate the gateway of Huntington, W. Va.

No. MC 114019 (Sub-No. E312), filed May 15, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meats, meat products, and meat by-products and articles distributed by meat packhouses as described in Sections A and C of the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except liquid commodities, in bulk, in tank vehicles, and hides), from the facilities of Platte Valley Packing Company in Dawson County, Nebr., and restricted to shipments moving from, to, or between warehouses or other facilities of retail food and household supply and furnishing business houses, in peddle service. The purpose of this filing is to eliminate the gateway of Huntington, W. Va.
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No. MC 114019 (Sub-No. E321), filed May 19, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products and meat by-products, and articles distributed by meat packaging houses, as described in Sections A and G 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 Davenport, Iowa, to points in West Virginia on and east of a line beginning at the West Virginia-Virginia State line and extending along U.S. Highway 18 to junction U.S. Highway 33, then along U.S. Highway 33 to junction U.S. Highway 52, then along U.S. Highway 52 to the Virginia-North Carolina State line. The purpose of this filing is to eliminate the gateway of Elmira, Ohio.

No. MC 114019 (Sub-No. E322), filed May 19, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen fish, frozen seafood and fresh fish, from points in Ohio, Michigan, New York, New Jersey, Connecticut, Rhode Island, and Massachusetts to points in North Dakota, South Dakota, Minnesota, Iowa, Wisconsin, and points in Missouri on and west of a line beginning at the Illinois-Missouri State line and extending along U.S. Highway 54 to junction U.S. Highway 63, then along U.S. Highway 63 to junction U.S. Highway 70, and Extension of the system, 63 M.C.C. 209 to junction U.S. Highway 70, and extending along U.S. Highway 70 to the Wisconsin-State line. The purpose of this filing is to eliminate the gateway of Des Moines, Iowa.

No. MC 114019 (Sub-No. E318), filed May 19, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Paper and paper products, from Monroe, Mich., to those points in Anderson, Boyle, Bourbon, Bullitt, Carroll, Casey, Clark, Estill, Fayette, Franklin, Gallatin, Garrard, Grant, Hardin Harrison, Henry, Jessamine, Larue, Lincoln, Marshall, McLean, Metcalf, Montgomery, Nelson, Oldham, Owen, Powell, Pulaski, Scott, Shelby, Spencer, Taylor, Trimble, Washington, and Woodford Counties, Ky., which are within 134 miles of Louisville, with no transportation for compensation on return except as otherwise authorized. Restriction: Restricted to shipment moving from facilities of retail food and household supply and furnishings business houses, in peddle service. The purpose of this filing is to eliminate the gateway of Jeffersonville, Ind.

No. MC 114019 (Sub-No. E317), filed May 24, 1974. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 S. Pulaski Rd., Chicago, Ill. 60629. Applicant's representative: Arthur J. Sibik (same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Asbestos scrap, asphalt, automobile body panels, asphalt flooring blocks, fibreglass pulpboard (impregnated with asphalt), asbestos wall boards, bituminized burlap, tin roofing caps, carpet tiling, cement (in packages), metal clamps, metal clips, cotton cloth (saturated with asphalt), asbestos, pitch tar, or resin base), conduts, crosscuts in packages, eave filter strips, roofing felt, asphalt composition flashing blocks, asbestos or felt paper in

sulating material, asbestos millboard, mineral wool, high temperature bonding mortar, nails, asbestos cement, asphalt, nails, asbestos packing, asphaltum, coal tar, asbestos joints, cement pipe containing asbestos fiber, roofin gpitch, asphalt paving plants, asphalt ridge rails, roofing, asbestos shingling, shingles, sheathing, short, asbestos and asphalt siding, concrete slabs, tin strips, roofing felt, asphalt floor tile, wood preservatives (readjusted same as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Frozen meat pies and frozen chicken a la king, from Omaha, Nebr., to points in Virginia (except points in Lee, Wise, Scott, and Buchanan Counties), West Virginia, Maryland, Delaware, New York, New Jersey, New York, Pennsylvania, Connecticut, Massachusetts, Rhode Island, New Hampshire, Vermont, Maine, and the District of Columbia. The purpose of this filing is to eliminate the gateway of Chicago, Ill., and Muscatine, Iowa.
[FR Doc.75-6656 Filed 3-12-75; 8:45 am]

[Notice No. 719]

ASSIGNMENT OF HEARINGS

MARCH 10, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates.

The hearings will be on the issues as originally selected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

I & S No. 6016, Prepayment of Freight Charges to Points in Mass. and R.I., now assigned March 24, 1975, at Boston, Mass., is cancelled.

I & S No.9293, Transit Charges in Saskatchewan points in the South, now being assigned April 29, 1975, at the offices of the Interstate Commerce Commission, Washington, D.C., is postponed indefinitely.

No. 58132, Increased Fares, Laidland Bus Lines, Inc., now being assigned April 21, 1975 (3 days), at New York, N.Y., in a hearing room to be later designated.

No. 595, Diggins and Reece, Inc.—Investigation and Revocation of Certificates, now assigned May 12, 1976, at Boston, Mass., is postponed to May 16, 1976 (2 days) at Boston, Mass.


No. 138741 Sub 11, E. K. Motor Service, Inc., now assigned June 4, 1976 (3 days), at Atlanta, Georgia, in a hearing room to be designated later.

No. 5594 Sub 108, Michigan and Nebraska Transit Co., Inc., now assigned June 3, 1975 (4 days), at St. Louis, Missouri, in a hearing room to be designated later.

No. 106220 Sub 60, Elgas Food Express, Inc., and 105 110503 Sub 143, Coldway Food Express, Inc., now being assigned June 5, 1976 (1 day), at St. Louis, Missouri, in a hearing room to be designated later.

No. 138741 Sub 116, 700 Race Inc., now being assigned June 10, 1975 (3 days) at St. Louis, Missouri; in a hearing room to be later designated.

No. 10725 Sub 720, Pro-Fab Transit Co., now being assigned June 12, 1975 (3 days) at St. Louis, Missouri, in a hearing room to be later designated.

No. 11667 Sub 8, Arrow Transfer Co., Ltd., now assigned April 8, 1975, at Olympia, Washington, is postponed indefinitely.

No. 113764 Sub 50, Laidlaw Transport Limited, now assigned April 23, 1975 at Washington, D.C., is postponed indefinitely.

[SEAL] ROBERT L. OSWALD, Secretary.
DEPARTMENT OF
HEALTH, EDUCATION, AND
WELFARE
Office of the Secretary

PROTECTION
OF
HUMAN SUBJECTS

Technical Amendments
Title 45—Public Welfare

SUBTITLE A—DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE, GENERAL ADMINISTRATION

PART 46—PROTECTION OF HUMAN SUBJECTS

Technical Amendments

On May 30, 1974, final regulations were published in the Federal Register (39 FR 2030) to protect the rights and welfare of human subjects in research, development, and related activities supported by Department of Health, Education, and Welfare grants and contracts. Shortly thereafter, on July 12, 1974, the National Research Act, Public Law 93-348, was enacted. Although the Conference Report on the bill (H.R. 7724) which later became Pub.L. 93-348 expressed satisfaction with the regulations (H.Rept. 93-1070,infra), the matters of most concern to the Conference Report were published in the Federal Register on July 12, 1974 (49 FR 23234). The Secretary therefore finds that the regulations published on May 30, 1974, codified at 45 CFR Part 46, would with minor, technical changes fully implement section 474(a) of the Public Health Service Act, effective March 13, 1975.

Approved: March 7, 1975.

CASPAR W. WEINBERGER,
Secretary.

Therefore, Subtitle A of Title 45 of the Code of Federal Regulations is amended by revising Part 46 to read as follows:

Sec. 46.1 Applicability.
(a) The regulations in this part are applicable to all Department of Health, Education, and Welfare grants and contracts supporting research, development, and related activities in which human subjects are involved.

(b) The Secretary may, from time to time, determine in advance whether specific programs, methods, or procedures to which this part is applicable place subjects at risk, as defined in \( \text{Sec. 46.3(b)} \). Such determinations will be published in the Federal Register and will be included in an appendix to this part.

Sec. 46.2 Policy.
(a) Safeguarding the rights and welfare of subjects at risk in activities supported under grants and contracts from DEW is primarily the responsibility of the institution which receives or is accountable to DEW for the funds awarded for the support of the activity. In order to provide for the adequate discharge of this responsibility, it is the policy of DEW that no activity involving human subjects to be supported by DEW grants or contracts shall be undertaken unless an Institutional Review Board has reviewed and approved such activity, and the institution has submitted to DEW a certification of such review and approval, in accordance with the requirements of this part.

(b) Such determinations will be published in the Federal Register and will be included in an appendix to this part.

Sec. 46.3 Definitions.

(a) "Institution" means any public or private institution or agency (including Federal, State, and local government agencies).

(b) "Subject at risk" means any individual who may be exposed to the possibility of injury, including physical, psychological, or social injury, as a consequence of participation as a subject in any research, development, or related activity which departs from the application of those established and accepted methods necessary to meet his needs, or which increases the ordinary risks of daily life, including the recognized risk inherent in a chosen occupation or field of service.

(c) "Informed consent" means the knowing consent of an individual or his legally authorized representative, so situated as to permit a choice of power of choice without undue inducement or any element of force, fraud, deceit, duress, or other form of constraint or coercion. The basic elements of information necessary to such consent include:

(1) A fair explanation of the procedures to be followed, and their purposes, including identification of any attendant discomforts and risks reasonably to be expected;

(2) A description of any attendant discomforts and risks reasonably to be expected;

(3) A description of any benefits reasonably to be expected;

(4) A disclosure of any appropriate alternative procedures that might be advantageous for the subject;

(5) An offer to answer any inquiries concerning the procedures; and
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Each assurance shall embody a state-

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ance shall be submitted in such form and manner as the Secretary may require. The institution must

include, as part of its general assurance, implementing guidelines that specifically provide for:

(a) A statement of principles which will govern the institution in the discharge of its responsibilities for protecting the rights and welfare of subjects. Such guidelines may include the existence of codes or declarations, or statements formulated by the institution itself. It is to be understood that no such principles shall supersede DHEW policy or applicable law.

(b) An Institutional Review Board or Board structure which will conduct initial and continuing reviews in accordance with the policy outlined in § 46.2. Such Board structure or Board shall meet the following requirements:

(1) The Board must be composed of not less than five persons such as board members and directors of the membership to assure respect for its advice and counsel for safeguarding the rights and welfare of human subjects. In addition to possessing the professional competence necessary to review specific activities conducted by the institution, the Board must be sufficiently qualified through the membership of persons to identify, describe, and evaluate the adequacy and effectiveness of its members and directors of its membership to assure respect for its advice and counsel for safeguarding the rights and welfare of human subjects.

(2) The Board members shall be identified to DHEW by name, earned degrees, if any; position or occupation; representative capacity; and by other pertinent indications of experience such as board certification, licenses, etc., sufficient to describe each member's chief anticipated contributions to Board deliberations. Any employment or other relationships between each member and the institution shall be identified, i.e., full-time employee, part-time employee, member of governing panel or board, paid consultant, unpaid consultant. Changes in Board membership shall be reported to DHEW in such form and at such times as the Secretary may require.

(3) No member of a Board shall be involved in either the initial or continuing review of an activity in which he has a conflicting interest, except to provide information requested by the Board.

(4) No Board member shall be elected to represent an entity of persons who are officers, employees, or agents of, or are otherwise associated with the institution, apart from their membership on the Board.

(5) No Board member shall consist entirely of members of a single professional group.

(6) The quorum of the Board shall be determined, but may in no event be less than a majority of the total membership duly convened to carry out the Board's responsibilities under the terms of the assurance.

Procedures which the institution will follow in its initial and continuing review of applications, proposals, and activities shall include:

(a) Procedures which the Board will follow (1) to provide advice and counsel to activity directors and investigators with regard to the Board's actions, (2) to insure prompt reporting to the Board of proposed changes in an activity and of unanticipated problems involving risk to subjects or others, and (3) to insure that any such problems, including adverse reactions to biologicals, drugs, radioisotope labelled drugs, or to medical devices, are promptly reported to DHEW.

(c) Procedures which the Board will provide (1) to maintain and effective and Board and to implement its recommendations.

special assurances shall be submitted in such form and manner as the Secretary may require. An acceptable special assurance shall:

(a) Identify the specific grant or contract involved by its full title; and by the name of the activity or project director, principal investigator, fellow, or other person immediately responsible for the conduct of the activity.

(b) Include a statement, executed by an appropriate institutional official, indicating that the institution has established an Institutional Review Board satisfying the requirements of § 46.6(b).

(c) Describe the makeup of the Board and the training, experience, and background of its members, as required by § 46.6(c).

(d) Describe in general terms the risks to subjects that the activity involves, and justify its decision that these risks are outweighed by the benefit to the subject and the importance of the knowledge to be gained as to warrant the Board's decision to permit the subject to accept these risks.

(e) Describe the informed consent procedures to be used and attach documentation as required by § 46.10.

(f) Describe procedures which the Board will follow to report promptly to the Board of any unanticipated problems in the activity and of any unanticipated problems involving risks to subjects or others and to insure that any such problems, including adverse reactions to biologicals, drugs, radioisotope labelled drugs, or to medical devices are promptly reported to DHEW.

(g) Indicate at what time intervals the Board will meet to provide for continuing review. Such review must occur no less than annually.

(h) Be signed by the individual members of the Board and be endorsed by an appropriate institutional official.

§ 46.8 Evaluation and disposition of assurances.

(a) All assurances submitted in accordance with §§ 46.6 and 46.7 shall be
evaluation by the Secretary through such officers and employees of DHEW and such experts or consultants engaged for this purpose determines that the application is inappropriate. The Secretary's evaluation shall take into consideration, among other pertinent factors, the adequacy of the proposed Institutional Review Board in the light of the anticipated scope of the applicant institution's activities and the type of subjects likely to be involved, the appropriateness of the proposed modified procedures in the light of the probable risks, and the size and complexity of the institution.

(b) On the basis of his evaluation of an assurance pursuant to paragraph (a) of this section, the Secretary shall (1) approve, (2) enter into negotiations to develop a more satisfactory assurance, or (3) disapprove. With respect to approved assurances, the Secretary may determine the period during which any particular assurance or class of assurances shall remain effective or otherwise condition or restrict its approval. With respect to negotiations, the Secretary may, pending completion of negotiations for a general assurance, require an institution to submit, as a condition of approval for an assurance, to submit special assurances.

§ 46.9 Obligation to obtain informed consent; prohibition of exculpatory clauses.

Any institution proposing to place any subject at risk is obligated to obtain and document legally effective informed consent. No such informed consent shall be obtained under an assurance provided pursuant to this part unless such consent shall include any exculpatory language through which the subject is made to waive, or to appear to waive, any of his legal rights, including any release of the institution or its agents from liability for negligence.

§ 46.10 Documentation of informed consent.

The actual procedure utilized in obtaining legally effective informed consent and the basis for Institutional Review Board determinations that the procedures are adequate and appropriate shall be fully documented. The documentation of consent will employ one of the following forms:

(a) Provision of a written consent document embodying all of the basic elements of informed consent. This may be read to the subject or to his legally authorized representative, and in any event he or his legally authorized representative must be given adequate opportunity to read it. This document is to be signed by the subject or his legally authorized representative. Sample copies of the consent form as approved by the Board are to be retained in its records.

(b) Provision of a "short form" written consent document indicating that the basic elements of informed consent have been presented orally to the subject or his legally authorized representative. Written summaries of what is to be said to the patient are to be approved by the Board. The short form is to be signed by the subject or his legally authorized representative and by an audit witness to the oral presentation and to the subject's signature. A copy of the approved form and of the summaries as approved by the Board are to be retained in its records.

(c) Modification of either of the primary procedures outlined in paragraphs (a) and (b) of this section. Granting of permission to use modified procedures imposes additional responsibility upon the Board and the institution to establish: (1) that the risk to any subject is minimal, (2) that use of either of the primary procedures for obtaining informed consent would surely invalidate objectives of considerable immediate importance, and (3) that any reasonable alternative means for attaining these objectives would be less advantageous to the subjects. The Board's reasons for permitting the use of modified procedures must be individually and specifically documented in the minutes and in reports of Board actions to the files of the institution. All such modifications should be regularly reconsidered as a function of continuing review and as required for annual review, with documentation of reaffirmation, revision, or discontinuation, as appropriate.

§ 46.11 Submission and certification of applications and proposals, general assurances.

(a) Timely review. Any institution having an approved general assurance shall indicate in each application or proposal for support of activities covered by this part (or in a separate document submitted with such application or proposal) that it has on file with DHEW such an assurance. In addition, unless the Secretary otherwise provides, each such application or proposal must satisfy the requirements of this part (or in a separate document submitted with such application or proposal) that it has on file with DHEW such an assurance. In addition, unless the Secretary otherwise provides, each such application or proposal must be given review and, when found to involve subjects at risk, approval, prior to submission to DHEW. In the event the Secretary otherwise provides for the issuance of institutional review of an application or proposal after its submission to DHEW, processing of such application or proposal by DHEW will not be completed until such time that the Board is to be advised that the application or proposal has been submitted. If the application or proposal is submitted in accordance with § 46.11 whichever is applicable at the time of its submission.

(b) Applications and proposals not certified. Applications and proposals not properly certified, or submitted as not involving human subjects and found by the Secretary not to involve human subjects, will be returned to the institution concerned.

§ 46.12 Submission and certification of applications and proposals, special assurances.

(a) Except as provided in paragraph 46.11 of this section, institutions not having an approved general assurance shall submit in or with each application or proposal for support of activities covered by this part a separate special assurance and certification of its review and approval.

(b) If the Secretary so provides, the assurance which must be submitted in or with each application or proposal under paragraph (a) of this section need satisfy only the requirements of § 46.7(a) and § 46.7(b) of this part. Under such circumstances, processing of such application or proposal by DHEW will not be completed until a further assurance satisfactory to the Board is submitted. If the application or proposal is submitted in accordance with § 46.11 whichever is applicable at the time of its submission.

§ 46.13 Applications and proposals lacking definite plans for involvement of human subjects.

Certain types of applications or proposals are submitted with the knowledge that the subjects are to be involved within the support period, but definite plans for this involvement would not normally be set forth in the application or proposal. These include studies that involve small numbers of Institutional type grants where selection of projects is the responsibility of the institution, training grants where training projects remain to be selected, and (c) research pilot, or developmental studies in which involvement depends upon such things as the completion of instruments, or of prior animal studies, or upon the purification of compounds. Such applications or proposals shall be reviewed and certified by DHEW in the manner as more definitive applications or proposals. The initial application indicates institutional approval of the applications or proposals as submitted, and commits the institution to later review of the plans when completed. Such later review and certification to DHEW should be completed prior to the beginning of the budget period during which actual involvement of human subjects is to begin. Review and certification to DHEW in any event be completed prior to involvement of human subjects.
§ 46.14 Applications and proposals submitted with the intent of not involving human subjects.

If an application or proposal does not anticipate involving or intend to involve human subjects, no certification should be included with the initial submission of the application or proposal. In those instances, however, when later it becomes apparent all or part of awarded funds for one or more activities which will involve subjects, each such activity shall be reviewed and approved in accordance with the assurance of the institution prior to the involvement of subjects. In addition, no such activity shall be undertaken until the institution has submitted to DHHS: (a) a certification that the activity has been reviewed and approved in accordance with this part, and (b) a detailed description of the proposed activity (including any protocol or similar document). Also, where support is provided by project grants or contracts, subjects shall not be involved prior to certification and institutional receipt of DHHS approval and, in the case of contracts, prior to certification and approval of any amended contract description of work.

§ 46.15 Evaluation and disposition of applications and proposals.

(a) Notwithstanding any prior review, approval, and certification by the institution all or part of the activities involving human subjects at risk submitted to DHHS shall be evaluated by the Secretary for compliance with this part through such officials and employees of the Department and such expert consultants engaged for this purpose as he determines to be appropriate. This evaluation may take into account, among other pertinent factors, the apparent risks to the subjects, the adequacy of protection against these risks, the potential benefits of the activity to the subjects and others, and the importance of the knowledge to be gained.

(b) Disposition. On the basis of his evaluation of an application or proposal pursuant to paragraph (a) of this section and subject to such approval or recommendation by or consultation with appropriate councils, committees, or other bodies as may be required by law, the Secretary shall (1) approve, (2) defer for further evaluation, or (3) disapprove support of the proposed activity in whole or in part. With respect to any approved grant or contract, the Secretary may impose conditions, including restrictions on the use of certain procedures, or certain subject groups, or requiring use of specified safeguards or informed consent procedures when in his judgment such conditions are necessary for the protection of human subjects.

§ 46.16 Cooperative activities.

Cooperative activities are those which involve institutions in addition to the grantee or prime contractor (such as a contractor under a grantee or a subcontractor under a prime contractor). If, in such instances, one or more cooperating institutions obtain access to all or some of the subjects involved through one or more cooperating institutions, the basic DHHS policy applies and the grantee or prime contractor is responsible for safeguarding the rights and welfare of the subjects.

(a) Institution with approved general assurance. Initial and continuing review by the institution may be carried out by one or a combination of procedures:

(1) Cooperating institution with approved general assurance. When the institution files with DHHS an approved general assurance, the grantee or contractor may, in addition to its own review, request the cooperating institution to conduct an independent review and to report its recommendations on those aspects of the activity that concern individuals for whom the cooperating institution has responsibility under its own assurance to the grantee's or contractor's Institutional Review Board. The grantee or contractor may, at its discretion, concur with or further restrict the recommendations of the cooperating institution. It is the responsibility of the grantee or contractor to maintain communication with the Boards of the cooperating institution.

(b) Cooperating institution with no approved general assurance. When the cooperating institution does not have an approved general assurance on file with DHHS, the DHHS may require the submission of a general or special assurance which, if approved, will permit the grantee or contractor to follow the procedures outlined in the preceding subparagraph. (3) Interinstitutional joint review. The grantee or contracting institution may wish to develop an agreement with cooperating institutions to provide for an Institutional Review Board with representatives from cooperating institutions. Representatives of the institutions involved may be appointed as ad hoc members of the grantee or contracting institution's existing Institutional Review Board or, if cooperation is on a frequent or continuing basis as between a medical school and a group of affiliated hospitals, appointments for extended periods may be made. All such cooperative arrangements must be approved by DHHS as part of a general assurance, or as an amendment to a general assurance.

(b) Institutions with special assurance. While responsibility for initial and continuing review necessarily lies with the cooperating institution, DHHS may also require approvals from those cooperating institutions having immediate responsibility for subjects.

If the cooperating institution has on file with DHHS an approved general assurance, the grantee or contractor shall request the cooperating institution to conduct its own independent review of those aspects of the project or activity which will involve human subjects for which it has responsibility. Such a request shall be in writing and should provide for Board minutes, records of subee's or contractor's Institutional Review Board in the event that the cooperating institution's Board finds the conduct of the activity to be unsatisfactory. The cooperating institution does not have an approved general assurance on file with DHHS, it must submit to DHHS a general or special assurance which is determined by DHHS to comply with the provisions of this part.

§ 46.17 Investigational new drug 30-day delay requirement.

Where an institution is required to prepare or to submit a certification under §§ 46.11, 46.12, 46.13, or 46.14 and the application or proposal involves an investigational new drug within the meaning of The Food, Drug, and Cosmetic Act, the drug shall be identified in the certification together with a statement that the 30-day delay required by 21 CFR 312.1(a) shall be forwarded to DHHS upon such expiration of the 30-day delay requirement; provided, however, that in those cases in which the 30-day delay interval has neither expired nor been waived, a statement shall be forwarded to DHHS upon such expiration or upon receipt of a waiver. No certification shall be considered acceptable until such statement has been received.

§ 46.18 Institution's executive responsibility.

Specific executive functions to be conducted by the institution include policy development and promulgation and continuing indoctrination of personnel. Appropriate administrative assistance and support shall be provided for the Board's functions. Implementation of the Board's recommendations through appropriate administrative action and followup is a condition of DHHS approval of an assurance, Board approvals, favorable actions, and recommendations are subject to review and to disapproval or further restriction by the institution officials. Board disapprovals, restrictions, or conditions cannot be rescinded or removed except by a Board decision in the assurance approved by DHHS.

§ 46.19 Institution's records; confidentiality.

(a) Copies of all documents presented or required for initial and continuing review by the Institutional Review Board, such as Board minutes, records of subject's consent, transmittals on actions, instructions, and conditions resulting from Board deliberations addressed to the activity director, are to be retained by the institution, subject to the terms and conditions of grant and contract awards.

(b) Except as otherwise provided by law, no information or records relating to the performance of the activities of an institution acquired in-
section with an activity covered by this part, which information refers to or can be identified with a particular subject, may not be disclosed except:

(1) with the consent of the subject or his legally authorized representative; or

(2) as may be necessary for the Secretary to carry out his responsibilities under this part.

§ 46.20 Reports.

Each institution with an approved assurance shall provide the Secretary with such reports and other information as the Secretary may from time to time prescribe.

§ 46.21 Early termination of awards; evaluation of subsequent applications and proposals.

(a) If, in the judgment of the Secretary an institution has failed materially to comply with the terms of this policy with respect to a particular DHEW grant or contract, he may require that said grant or contract be terminated or suspended in the manner prescribed in applicable grant or procurement regulations.

(b) In evaluating applications or proposals for support of activities covered by this part, the Secretary may take into account, in addition to all other eligibility requirements and program criteria, such factors as: (1) whether the applicant or offeror has been subject to a termination or suspension under paragraph (a) of this section; (2) whether the applicant or offeror or the person who would direct the scientific and technical aspects of an activity has in the judgment of the Secretary failed materially to discharge his, her, or its responsibility for the protection of the rights and welfare of subjects in his, her, or its care (whether or not DHEW funds were involved), and (3) whether, where past deficiencies have existed in discharging such responsibility, adequate steps have been taken to eliminate these deficiencies.

§ 46.22 Conditions.

The Secretary may with respect to any grant or contract or any class of grants or contracts impose additional conditions prior to or at the time of any award when in his judgment such conditions are necessary for the protection of human subjects.

[FR Doc.75-6621 Filed 3-12-76; 8:45 am]