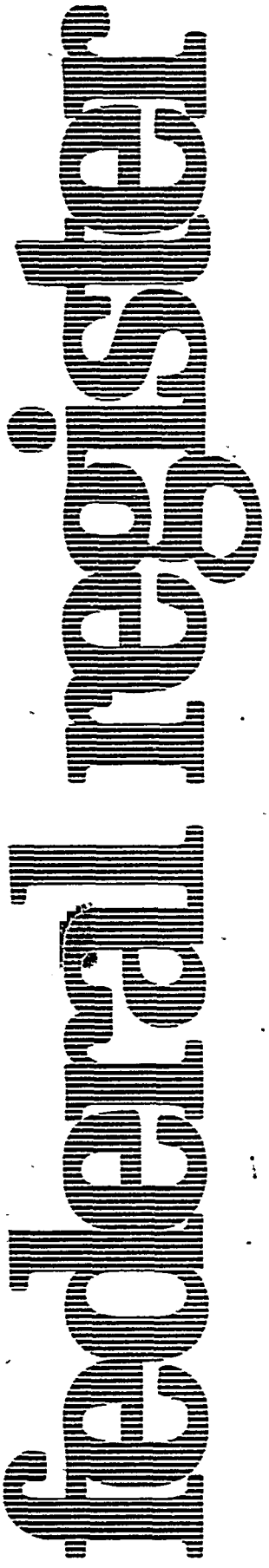
12-12-79
Vol. 44 No. 240
Pages 71805-72068



Wednesday
December 12, 1979

Highlights

Briefings on How To Use the Federal Register—For details on briefings in Washington, D.C., see announcement in the Reader Aids Section at the end of this issue.

71805 Federal Government Pension Plans Executive orders

71807 Foreign assistance functions Executive order

71809 Ammonia Imports Presidential memorandum

71811 Closing of Government Departments and Agencies on Monday, December 24, 1979 Executive order

71906 Minority Oriented Primary Care Medical Education Programs HEW/HRA publishes application announcement for grants; apply by 12-21-79

71910 Occupational Safety and Health HEW/NIOSH announces grants for research and demonstrations; application deadlines 3-1, 7-1, and 11-1-80

71908 Adolescent Pregnancy Prevention and Services HEW/PHS announces competitive grant applications; apply by 3-14-80

72036 Comprehensive Planning Assistance HUD/CPD sets requirements and procedures for managing a grant; effective 1-11-80 (Part III of this issue)

CONTINUED INSIDE

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Highlights

72048 **National Priority and Discretionary Programs** Justice/LEAA publishes draft program announcements; comments by 1-11-80 (Part IV of this issue)

72067 **Occupational Information System** National Occupational Information Coordinating Committee publishes fiscal year 1980 policy and grant announcement; (Part V of this issue)

71857 **Privacy Act** CPSC publishes document affecting systems of records

71896 **Privacy Act** FEMA publishes document affecting systems of records

71845 **Antitrust Immunity** FEMA proposes standards and procedures regarding representatives of industry or other interests who enter into voluntary agreements to help provide for defense of U.S.; comments by 2-11-80

71842 **Foreign Government Information** Information Security Oversight Office proposes rules regarding guidelines for systematic review of information 30 years old or older; comments by 2-11-80

72014 **Wilderness Review** Interior/BLM issues interim management policy and guidelines for land; effective 12-12-79 (Part II of this issue)

71821 **Electric Utility Reporting** DOE/FERC issues rules on measures to implement conservation of natural resources; effective 1-1-80

71824 **National Housing** HUD/FHC amends rules to change minimum number of units required for projects insured under the Act; effective 1-2-80

71825 **User Charges** DOD/Air Force issues rules regarding charges for special services and for selling or leasing property to persons or organizations outside the Federal Government; effective 3-23-79

71853 **Mandatory Inspection and Weighing Requirements** USDA/FGIS issues notice of limited exemption; effective 1-1-80

71969 **Sunshine Act Meetings**

Separate Parts of This Issue

72014 **Part II, Interior/BLM**
72036 **Part III, HUD/CPD**
72048 **Part IV, Justice/LEAA**
72067 **Part V, National Occupational Information Coordinating Committee**

Contents

Federal Register
Vol. 44, No. 240
Wednesday, December 12, 1979

The President
Administrative Orders
71809 Ammonia imports (Memorandum of Dec. 11, 1979)
Executive Orders
71811 Closing of Government departments and agencies on Monday, December 24, 1979 (EO 12179)
71807 Foreign Assistance functions (EO 12178)
71805 Pension plans, Federal Government (EO 12177)

Executive Agencies

Agriculture Department
See Commodity Credit Corporation; Farmers Home Administration; Federal Crop Insurance Corporation; Federal Grain Inspection Service; Forest Service.

Air Force Department
RULES
71827 Records; user charges
71825 Special services and selling or leasing property outside Government; user charges

Army Department
NOTICES
Environmental statements; availability, etc.:
71858 Fort Hood, Tex.

Civil Aeronautics Board
NOTICES
Hearings, etc.:
71854 American Airlines, Inc.
71854 Atlanta-Chicago/Rockford show cause proceeding
71854 Former large irregular air service investigation

Civil Rights Commission
NOTICES
Meetings, State advisory committees:
71854 Rhode Island

Commerce Department
See Industry and Trade Administration; National Oceanic and Atmospheric Administration.

Commodity Credit Corporation
PROPOSED RULES
Loan and purchase programs:
71839 Gum naval stores
71838 Peanuts

Commodity Futures Trading Commission
RULES
Commodity Exchange Act regulations:
71817 Records of transactions; temporary exemption for contract markets
71820 Futures commission merchants; trading standards
NOTICES
71969 Meetings; Sunshine Act

Community Planning and Development, Office of Assistant Secretary
RULES
Comprehensive planning assistance:
72036 Grant management; requirements and procedures

Consumer Product Safety Commission
NOTICES
71857 Privacy Act; systems of records

Defense Department
See also Air Force Department; Army Department; Engineers Corps.
NOTICES
Meetings:
71859 Audit, Inspection and Investigative Components Evaluation Task Force
71859 Science Board Task Forces (2 documents)

Drug Enforcement Administration
RULES
Schedules of controlled substances:
71822 Phenylacetone

Economic Regulatory Administration
PROPOSED RULES
Gasoline rationing:
71842 Standby gasoline rationing plan; correction
NOTICES
Natural gas; fuel oil displacement certification applications:
71862 Florida Power & Light Co.

Energy Department
See also Economic Regulatory Administration; Federal Energy Regulatory Commission.
NOTICES
Environmental statements; avilability, etc.:
71859 Cattaraugus County, West Valley, N.Y.; radioactive waste processing facility
International atomic energy agreements; civil uses; subsequent arrangements:
71862 Indonesia

Engineers Corps
NOTICES
Environmental statements; availability, etc.:
71858 Port Gibson, Miss.

Environmental Protection Agency
PROPOSED RULES
Air quality implementation plans; approval and promulgation; various States, etc.:
71847 Ohio
NOTICES
Pesticide registration, cancellation, etc.:
71894 Confidential formula statement; elimination; clarification
71896 Ronilan fungicide
71895 Vacor ratkiller, etc.

Pesticides; tolerances in animal feeds and human food:
71895 Mobay Chemical Corp.

Equal Employment Opportunity Commission
NOTICES
71969 Meetings; Sunshine Act

Farmers Home Administration
PROPOSED RULES
71839 Delinquent and problem case servicing actions

Federal Crop Insurance Corporation
RULES
Crop insurance; various commodities:
71813 Apples
71814 Citrus
71815 Forage
71813 Raisins

Federal Emergency Management Agency
RULES
Flood insurance; communities eligible for sale:
71831 Missouri et al.
71830 New York et al.
Flood insurance; special hazard areas:
71835 Alaska et al.
PROPOSED RULES
71845 Defense Production Act of 1950, voluntary agreements under section 708; standards and procedures
NOTICES
71896 Privacy Act; systems of records

Federal Energy Regulatory Commission
RULES
Electric utilities:
71821 Conservation activities; voluntary annual reporting; removal of requirement
NOTICES
Hearings, etc.:
71863 Alabama Power Co., et al.
71863 Carolina Power & Light Co.
71864 Central Power & Light Co., et al.
71873 Central Telephone & Utilities Corp.
71864 Cities Service Gas Co.
71864 Columbia Gas Transmission Corp., et al.
71864 Columbia LNG Corp.
71865 Columbus & Southern Ohio Electric Co.
61865 Commonwealth Edison Co.
71866 Connecticut Light & Power Co.
71866 Gallup, N. Mex., et al.
71866 Illinois Power Co.
71866 Kansas City Power & Light Co.
71867 Louisiana Power & Light Co.
71863 Lo-Vaca Gathering Co., et al.
71867 Missouri Public Service Co.
71868 Montana-Dakota Utilities Co.
71871 Natural Gas Pipeline Co. of America
71871 Northwest Pipeline Corp. (2 documents)
71873 Parker & Parsley, Inc., et al.
71872 Paterson, N.J.
71872 Pennsylvania Power Co.
71872 Philadelphia Electric Co.
71872 Public Service Co. of Colorado
71892 South Georgia Natural Gas Co.
71872 Tampa Electric Co.
71873 Uppper Peninsula Power Co.
Natural Gas Policy Act of 1978:
71874, 71885 Jurisdictional agency determinations (2 documents)

Federal Grain Inspection Service
NOTICES
71853 Exporters; mandatory grain inspection and weighing requirements; 15,000 metric ton interim exemption

Federal Housing Commissioner—Office of Assistant Secretary for Housing
RULES
Mortgage and loan insurance programs:
71824 Multifamily housing; eligibility requirements

Federal Maritime Commission
NOTICES
71969 Meetings; Sunshine Act

Forest Service
NOTICES
Environmental statements; availability, etc.:
71853 Gunnison National Forest, molybdenum mining and milling operation, Colo.
Meetings:
71854 Coronado National Forest Grazing Advisory Board

General Services Administration
NOTICES
71897 Conduct standards

Health, Education, and Welfare Department
See Health Care Financing Administration; Health Resources Administration; Health Services Administration; National Institute for Occupational Safety and Health; Public Health Service.

Health Care Financing Administration
NOTICES
Professional Standards Review Councils; Statewide; Nominations Designations, etc.:
71907 New Jersey

Health Resources Administration
NOTICES
Grants; availability:
71906 Minority oriented primary care medical education programs

Health Services Administration
NOTICES
Meetings; advisory committees:
71907 January; National Health Service Corps National Advisory Council

Housing and Urban Development Department
See Community Planning and Development, Office of Assistant Secretary; Federal Housing Commissioner—Office of Assistant Secretary for Housing.

Industry and Trade Administration
NOTICES
Meetings:
71855 Computer Systems Technical Advisory Committee; rescheduled (3 documents)

Information Security Oversight Office
PROPOSED RULES
71842 National security information program; implementation

Interior Department
See also Land Management Bureau.
RULES
71828 Water and Power Resources Service; CFR chapter retitled

International Trade Commission
NOTICES
Import investigations:
71915 Pig iron from Brazil
71916 Roses
71916 Rotatable photograph and card display units and components

Interstate Commerce Commission
RULES
Railroad car service orders:
71828 Freight cars; distribution
Railroad car service orders; various companies:
71829 Chicago, Milwaukee, St. Paul & Pacific Railroad Co.
71830 St. Louis Southwestern Railway Co.
PROPOSED RULES
Motor carriers and freight forwarders:
71849 Freight refused or unclaimed at destination; notice to shippers
Practice rules:
71851 Subsidies; rail service continuation; fringe benefit costs for train and engine crews; withdrawn
Rail carriers:
71848 Boxcars and gondolas; incentive per diem charges; elimination
NOTICES
71928 Fourth section applications for relief
Motor carriers:
71928 Temporary authority applications

Justice Department
See Drug Enforcement Administration; Law Enforcement Assistance Administration.

Land Management Bureau
RULES
72014 Land under Wilderness Review, interim management policy and quidelines
NOTICES
Alaska native claims selections; applications, etc.:
71911, 71913 Doyon Ltd. (2 documents)
Applications, etc.:
71914 Colorado
Wilderness Areas; characteristics, inventories, etc.:
71914 Nevada

Law Enforcement Assistance Administration
NOTICES
72048 National Priority Program and Discretionary Program Announcements, draft program; inquiry

Management and Budget Office
NOTICES
Improving government regulations:
71916 Semiannual agenda for directives, delay in publication

National Credit Union Administration
RULES
71816 Mergers of credit unions; approval

National Institute for Occupational Safety and Health
NOTICES
Grants:
71910 Occupational safety and health, research and demonstrations

National Occupational Information Coordinating Committee
NOTICES
72067 Occupational information policies and grants; fiscal year 1980

National Oceanic and Atmospheric Administration
NOTICES
Fishery transfer applications:
71856 Trans-Pacific Fish Co., et al.
Marine mammal permit applications, etc.:
71855 Manomet Bird Observatory
71856 Scripps Institute of Oceanography
71855 University of Rhode Island Graduate School of Oceanography

National Railroad Passenger Corporation
NOTICES
71969 Meetings; Sunshine Act

Nuclear Regulatory Commission
NOTICES
71969 Meetings; Sunshine Act

Postal Service
NOTICES
71970 Meetings; Sunshine Act (2 documents)

Public Health Service
NOTICES
Grants; availability:
71908 Adolescent pregnancy prevention and services
71908, 71910 Health maintenance organizations, qualified; list (2 documents)
71906 Vital and Health Statistics National Committee; annual report filed; availability

Securities and Exchange Commission
RULES
71821 Proxy solicitation other than by issuer; required information; correction
NOTICES
Hearings, etc.:
71916 Arkansas Power & Light Co.
71918 Columbia Gas System, Inc., et al.
71920 Doll Fund, Inc.
71920, 71921 General Public Utilities Corp. (2 documents)
71922 Intercapital High Yield Securities Inc.
71923 Jersey Central Power & Light Co., et al.
71924 Munger, Tolles & Rickershauser Retirement Plan
71926 Southwestern Electric Power Co.
71927 TeleCom Corp.
Self-regulatory organizations; proposed rule changes:
71916 American Stock Exchange, Inc.

71925 Municipal Securities Rulemaking Board
Self-regulatory organizations; unlisted trading privileges:
71918 Boston Stock Exchange, Inc.
71918 Cincinnati Stock Exchange, Inc.
71924 Midwest Stock Exchange, Inc.
71926 Pacific Stock Exchange, Inc.
71926 Philadelphia Stock Exchange, Inc.

State Department
NOTICES
Visas, nonimmigrant; validity:
71927 Argentina

Textile Agreements Implementation Committee
NOTICES
71857 Export visa and exempt certification system for cotton, wool, and man-made textiles from India; correction

Treasury Department
NOTICES
Authority delegations:
71928 Government Financial Operations Bureau, Commissioner; war claims funds, pro rata distribution determinations

MEETINGS ANNOUNCED IN THIS ISSUE

AGRICULTURE DEPARTMENT
71854 Forest Service—Coronado National Forest Grazing Advisory Board, 1–22–80

CIVIL RIGHTS COMMISSION
71854 Rhode Island Advisory Committee, 1–9–80

DEFENSE DEPARTMENT
Office of the Secretary—
71859 Defense Science Board Task Force on B–52 Structural Response, 1–9 and 1–10–80
71859 Defense Science Board Task Force on ECM, 1–8 and 1–9–80
71859 Task Force on Evaluation of Audit, Inspection and Investigative Components, 12–27–79

HEALTH, EDUCATION, AND WELFARE DEPARTMENT
Health Services Administration—
71907 National Advisory Council on the National Health Service Corps, 1–22 and 1–23–80

RESCHEDULED MEETINGS

COMMERCE DEPARTMENT
Industry and Trade Administration—
71855 Computer Systems Technical Advisory Committee, from 12–19–79 to 1–9–80
71855 Computer Systems Technical Advisory Committee, Hardware Subcommittee, from 12–18–79 to 1–8–80
71855 Computer Systems Technical Advisory Committee, Licensing Procedures Subcommittee, from 12–18–79 to 1–8–80

HEARINGS

INTERNATIONAL TRADE COMMISSION
71915 Investigation on pig iron imported from Brazil, 2–6–80
71916 Investigation on roses imported into U.S. in increased quantities, 2–25–80

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

3 CFR

Administrative Orders:

Memorandums:

December 11, 1979.....71809

Executive Orders:

11223 (amended by EO 12178).....71807

12177.....71805

12178.....71807

12179.....71811

7 CFR

402.....71813

408.....71813

409.....71814

415.....71815

Proposed Rules:

1421.....71838

1438.....71839

1446.....71838

1960.....71839

10 CFR

Proposed Rules:

570.....71842

12 CFR

708.....71816

17 CFR

1.....71817

155.....71820

240.....71821

18 CFR

2.....71821

21 CFR

1308.....71822

24 CFR

207.....71824

600.....72036

32 CFR

812.....71825

813.....71827

Proposed Rules:

2002.....71842

32A CFR

Proposed Rules:

166.....71845

40 CFR

Proposed Rules:

52.....71847

43 CFR

Ch. I.....71828

Ch. II.....72014

44 CFR

64 (2 documents).....71830, 71831

65.....71835

49 CFR

1033 (3 documents).....71828–71830

Proposed Rules:

1036.....71848

1060.....71849

1082.....71849

1127.....71851

Federal Register
Vol. 44, No. 240
Wednesday, December 12, 1979

Presidential Documents

Title 3—

The President

Executive Order 12177 of December 10, 1979

Federal Government Pension Plans

By the authority vested in me as President of the United States of America by Section 121(a)(1) of the Budget and Accounting Procedures Act of 1950, as amended (92 Stat. 2541, Public Law 95–595, 31 U.S.C. 68a), and Section 301 of Title 3 of the United States Code, and in order to provide consistency among the financial and actuarial statements of Federal Government pension plans, it is hereby ordered as follows:

1–101. All the functions vested in the President by Section 121(a) of the Budget and Accounting Procedures Act of 1950, as amended (31 U.S.C. 68a), are delegated to the Director of the Office of Management and Budget. The Director may, from time to time, designate other officers or agencies of the Federal Government to perform any or all of the functions hereby delegated to the Director, subject to such instructions, limitations, and directions as the Director deems appropriate.

1–102. The head of an Executive agency responsible for the administration of any Federal Government pension plan within the meaning of Section 123(a) of the Budget and Accounting Procedures Act of 1950, as amended (31 U.S.C. 68c), except subsection (a)(9) and (b), shall ensure that the administrators of those plans comply with the form, manner, and time of filing as required by the Director of the Office of Management and Budget.

1–103. Subject to the provisions of Section 1–101 of this Order, and in the absence of any contrary delegation or direction by the Director, the Secretary of the Treasury, with respect to the development of the form and content of the annual reports, shall perform the functions set forth in Section 121(a) of the Budget and Accounting Procedures Act of 1950, as amended (31 U.S.C. 68a). In performing this function, the Secretary shall also be responsible for consulting with the Comptroller General.

Jimmy Carter

THE WHITE HOUSE,
December 10, 1979.

[FR Doc. 79–38283
Filed 12–11–79; 11:05 am]
Billing code 3195–01–M

Presidential Documents

Executive Order 12178 of December 10, 1979

Functions Under the Foreign Assistance Act of 1961, as Amended

By the authority vested in me as President of the United States of America by Section 633 of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2393), Executive Order No. 11223 of May 12, 1965, is hereby amended by adding at the end thereof the following Section:

"Sec. 6. I determine it to be in furtherance of the purposes of the Foreign Assistance Act of 1961, as amended, and in the national security interest of the United States that the functions authorized by chapter 7 of Part II of that Act, relating to air base construction in Israel, be performed without regard to the following additional specified provisions of law:

(1) Title IX of the Federal Property and Administration Services Act of 1949, as amended (40 U.S.C. 541–544);

(2) Section 612 of the Military Construction Authorization Act, 1967, as amended (31 U.S.C. 723a);

(3) Section 719 of the Defense Production Act of 1950, as amended (50 U.S.C. App. 2168); and

(4) Section 111 of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 759).".

Jimmy Carter

THE WHITE HOUSE,
December 10, 1979.

[FR Doc. 79-38284
Filed 12-11-79; 11:15 am]
Billing code 3195-01-M

Presidential Documents

Determination Under Section 406 and 202 of the Trade Act of 1974; Anhydrous Ammonia From the Union of Soviet Socialist Republics

Memorandum for the Special Representative for Trade Negotiations

Pursuant to section 406(b) and 202 of the Trade Act of 1974 (P.L. 93–618, 88 Stat. 1978), I have determined the action I will take with respect to the report of the United States International Trade Commission (USITC), transmitted to me on October 12, 1979, concerning the results of its investigation of a petition for import injury filed on behalf of 12 U.S. producers and one U.S. distributor of anhydrous ammonia provided for under items 417.22 and 480.65 of the Tariff Schedules of the United States (TSUS).

After considering all relevant aspects of the case, including those considerations set forth in section 202(c) of the Trade Act of 1974, I have determined that provision of import relief is not in the national economic interest for the following reasons:

1. Anticipated conditions in the U.S. and overseas markets for anhydrous ammonia do not warrant import relief at this time. The industry is currently operating at 86 percent of capacity and should continue to operate at comparable levels, prices are sharply higher and expected to continue rising, and strong market conditions are projected for the current and next marketing years. Given anticipated growth in demand for grains and other crops, it is critical that farmers have access to sufficient fertilizer supplies at reasonable prices.

2. Relief would not limit the growth in U.S. imports of anhydrous ammonia but will merely shift the source of foreign supplies from the Soviets to other low-cost producers. Thus, the domestic industry would realize little benefit from relief and relief would be unlikely to promote industry adjustment.

You should request the U.S. International Trade Commission to issue a factual report on overall market conditions for ammonia as prescribed under section 332 of the Tariff Act of 1930. This report should be prepared on an annual basis, beginning in November 1980, until further notice. I would plan to have these reports discussed with appropriate Soviet officials through existing channels.

This determination is to be published in the Federal Register.

Jimmy Carter

THE WHITE HOUSE,
Washington, December 11, 1979.

[FR Doc. 79-38295
Filed 12-11-79; 12:10 pm]
Billing code 3195-01-M

Presidential Documents

Executive Order 12179 of December 11, 1979

Providing for the Closing of Government Departments and Agencies on Monday, December 24, 1979

By virtue of the authority vested in me as President of the United States, it is hereby ordered as follows:

Section 1–1. *General Provisions.*

1–101. All Executive departments and agencies shall be closed and their employees excused from duty on Monday, December 24, 1979, the day before Christmas Day, except as provided by Section 1–102 below.

1–102. The heads of Executive departments and agencies may determine that certain offices and installations of their organizations, or parts thereof, must remain open and that certain employees must report for duty on December 24, 1979, for reasons of national security or defense or for other public reasons.

Section 1–2. *Pay and leave for Employees.*

1–201. Monday, December 24, 1979, shall be considered a holiday for the purposes of the pay and leave of employees of the United States.

Jimmy Carter

THE WHITE HOUSE,
December 11, 1979.

[FR Doc. 79-38296
Filed 12-11-79; 12:11 pm]
Billing code 3195-01-M

Rules and Regulations

Federal Register
Vol. 44, No. 240
Wednesday, December 12, 1979

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.
The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

DEPARTMENT OF AGRICULTURE

Federal Crop Insurance Corporation

7 CFR Part 402

[Amdt. No. 2]

Raisin Crop Insurance Regulations

AGENCY: Federal Crop Insurance Corporation, USDA.

ACTION: Final rule.

SUMMARY: This rule amends the Raisin Crop Insurance Regulations for the 1979 and Succeeding Crop Years by (1) changing the designation "chapter" to "part" in the last sentence in § 402.1 of the regulations, and (2) adding an appendix to the regulations, which lists the counties where Raisin Crop Insurance is available as required by the provisions of § 402.1. This action is promulgated under the authority contained in the Federal Crop Insurance Act, as amended.

EFFECTIVE DATE: December 12, 1979.

FOR FURTHER INFORMATION CONTACT: Peter F. Cole, Secretary, Federal Crop Insurance Corporation, U.S. Department of Agriculture, Washington, D.C. 20250, telephone 202-447-3325.

SUPPLEMENTARY INFORMATION: On Monday, June 25, 1979, the Federal Crop Insurance Corporation published a notice of Final Rule in the Federal Register (44 FR 36929), prescribing procedures for insuring raisin crops effective with the 1979 crop year.

These regulations are found in 7 CFR 402 and were promulgated under the authority contained in the Federal Crop Insurance Act, as amended (7 U.S.C. 1501 *et seq.*).

The last sentence in § 402.1 of the Raisin Crop Insurance Regulations for the 1979 and Succeeding Crop Years provides that "Before insurance is offered in any county, there shall be published by appendix to this chapter the names of the counties in which raisin insurance will be offered."

In prior years, the requirement of § 402.1 has been met by publishing an amendment to the Raisin Crop Insurance Regulations to list those counties where raisin crop insurance is available, with the last such publication published as Amendment No. 1 (44 FR 1963, Tuesday, January 9, 1979). The Appendix "B" outlined below, supersedes the list of counties in Amendment No. 1.

Final Rule

Under the authority contained in the Federal Crop Insurance Act, as amended (7 U.S.C. 1501 *et seq.*), the Raisin Crop Insurance Regulations for the 1979 and Succeeding Crop Years (7 CFR Part 402), are amended as follows:

1. By amending the last sentence of 7 CFR 402.1 to read as follows:

§ 402.1 Availability of raisin insurance.

* * * Before insurance is offered in any county, there shall be published by appendix to this part the names of the counties in which raisin insurance will be offered.

2. By amending the Raisin Crop Insurance Regulations by adding at the end thereof, an Appendix "B" to read as follows:

Appendix "B"

Counties Designated For Raisin Crop Insurance—7 CFR Part 402

In accordance with the provisions of 7 CFR 402.1, the following counties are designated for raisin crop insurance:

California

Fresno	Merced
Kern	Stanislaus
Kings	Tulare
Madera	

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended (7 U.S.C. 1506, 1516))

Inasmuch as the changing of the word "chapter" to "part" is minor and nonsubstantive, and the publication of the list of counties where raisin crop insurance is available merely provides guidance for the general public and will benefit present and future policyholders, it is found and determined that good cause exists for issuing this rule without compliance with the 60-day notice provision of Executive Order No. 12044 and the notice, public participation and 30-day effective day requirements of the Administrative Procedure Act (5 U.S.C. 553 (b) and (c)) because it is unnecessary and contrary to the public interest. Therefore, this amendment is issued without compliance with such procedure.

This action has been reviewed under the USDA criteria established to implement Executive Order No. 12044, "Improving Government Regulations." A determination has been made that this action should not be classified "significant" under those criteria. A Final Impact Statement has been prepared and is available from Peter F. Cole, Secretary, Federal Crop Insurance Corporation, Room 4088, South Building, U.S. Department of Agriculture, Washington, D.C. 20250.

Approved by the Board of Directors on September 6, 1979.

Peter F. Cole,
Secretary, Federal Crop Insurance Corporation.

Dated: October 12, 1979.

Approved by:
James D. Deal.

[FR Doc. 79-38060 Filed 12-11-79; 8:45 am]
BILLING CODE 3410-08-M

7 CFR Part 408

[Amdt. No. 2]

Eastern U.S. Apple Crop Insurance Regulations

AGENCY: Federal Crop Insurance Corporation, USDA.

ACTION: Final rule.

SUMMARY: This rule amends the Eastern United States Apple Crop Insurance Regulations for the 1977 and Succeeding Crop Years by (1) amending the last sentence of § 408.1, relative to listing counties where apple crop insurance is available, and (2) adding an appendix to provide such listing, as required by the provisions of § 408.1 of the regulations. This action is promulgated under the authority contained in the Federal Crop Insurance Act, as amended.

EFFECTIVE DATE: December 12, 1979.

FOR FURTHER INFORMATION CONTACT: Peter F. Cole, Secretary, Federal Crop Insurance Corporation, U.S. Department of Agriculture, Washington, D.C. 20250, telephone 202-447-3325.

SUPPLEMENTARY INFORMATION: On December 9, 1976, the Federal Crop

Insurance Corporation published a notice of Final Rule in the Federal Register (41 FR 53803), prescribing procedures for insuring apple crops in the Eastern United States effective with the 1977 crop year.

These regulations are found in 7 CFR Part 408 and were promulgated under the authority contained in the Federal Crop Insurance Act, as amended (7 U.S.C. 1501 *et seq.*).

The last sentence in § 408.1 of the Eastern United States Apple Crop Insurance Regulations for the 1977 and Succeeding Crop Years provides that "The counties designated by the Manager shall be published by appendix to this section."

In prior years, the requirements of the provisions of § 408.1 have been met by publishing an amendment to the regulations to list those counties where apple crop insurance is available, with the last such publication in the Federal Register being made on Tuesday, January 9, 1979 (44 FR 1965), as Amendment No. 1.

The Corporation is presently conforming its regulations for insuring various commodities to a uniform format which includes publication of an "Appendix", which lists the counties where the insurance is available, to the respective part number of 7 CFR for the particular crop to be insured. In the case of the Eastern United States Apple Crop Insurance Regulations, it is necessary, therefore, to change the language of the last sentence of § 408.1 to indicate that such an appendix to this "part" instead of "section" will be published and, at the same time, conforming the language of the section to match the language in the other crop insurance regulations of the Corporation.

Amendment No. 1 to the Eastern United States Apple Crop Insurance Regulations for the 1977 and Succeeding Crop Years is hereby superseded by the appendix outlined below.

Final Rule

Under the authority contained in the Federal Crop Insurance Act, as amended (7 U.S.C. 1501 *et seq.*), the Eastern United States Apple Crop Insurance Regulations for the 1977 and Succeeding Crop Years (7 CFR Part 408), are amended as follows:

1. By deleting the last sentence of 7 CFR 408.1 and substituting the following therefor:

§ 408.1 Availability of apple crop insurance.

* * * Before insurance is offered in any county, there shall be published by appendix to this part the names of the counties in which apple insurance will be offered.

2. By amending the Eastern United States Apple Crop Insurance Regulations by adding at the end thereof, an appendix to read as follows:

Appendix

Counties Designated for Apple Crop Insurance—7 CFR Part 408

In accordance with the provisions of 7 CFR 408.1, the following counties in the Eastern United States are designated for apple crop insurance:

North Carolina

Alexander	Wilkes
Henderson	

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended (7 U.S.C. 1506, 1516))

Inasmuch as the change in the language in § 408.1 is minor and nonsubstantive, and the publication of the list of counties in the Eastern United States where apple crop insurance is available merely provides guidance for the general public and will benefit present and future policyholders, it is found and determined that good cause exists for issuing this rule without compliance with the 60-day notice provision of Executive Order No. 12044 and the notice, public participation and 30-day effective day requirements of the Administrative Procedure Act (5 U.S.C. 533 (b) and (c)) because it is unnecessary and contrary to the public interest. Therefore, this amendment is issued without compliance with such procedure.

This action has been reviewed under the USDA criteria established to implement Executive Order No. 12044, "Improving Government Regulations." A determination has been made that this action should not be classified "significant" under those criteria. A Final Impact Statement has been prepared and is available from Peter F. Cole, Secretary, Federal Crop Insurance Corporation, Room 4088, South Building, U.S. Department of Agriculture, Washington, D.C. 20250.

Approved by the Board of Directors on September 6, 1979.

Peter F. Cole,

Secretary, Federal Corp Insurance Corporation.

Dated: October 12, 1979.

Approved by:

James J. Deal.

[FR Doc. 79-38081 Filed 12-11-79; 8:45 am]

BILLING CODE 3410-08-M

7 CFR Part 409

[Amdt. No. 2]

Arizona-Desert Valley Citrus Crop Insurance Regulations

AGENCY: Federal Crop Insurance Corporation, USDA.

ACTION: Final rule.

SUMMARY: This rule amends the Arizona-Desert Valley Citrus Crop Insurance Regulations for the 1977 and Succeeding Crop Years by (1) amending the last sentence of § 409.30 relative to listing counties where citrus crop insurance is available, and (2) adding an appendix to provide such listing as required by the provisions of § 409.30 of the regulations. This action is promulgated under the authority of the Federal Crop Insurance Act, as amended.

EFFECTIVE DATE: December 12, 1979.

FOR FURTHER INFORMATION CONTACT: Peter F. Cole, Secretary, Federal Crop Insurance Corporation, U.S. Department of Agriculture, Washington, D.C. 20250, telephone 202-447-3325.

SUPPLEMENTARY INFORMATION: On August 8, 1977, the Federal Crop Insurance Corporation published a notice of Final Rule in the Federal Register (42 FR 39956), prescribing procedures for insuring citrus crops in the Arizona-Desert Valley effective with the 1977 crop year.

These regulations are found in 7 CFR Part 409 and were promulgated under the authority contained in the Federal Crop Insurance Act, as amended (7 U.S.C. 1501 *et seq.*).

In § 409.30 of the Arizona-Desert Valley Citrus Crop Insurance Regulations for the 1977 and Succeeding Crop Years, the second sentence provides for the designation by the Manager of the counties in which Arizona-Desert Valley citrus crop insurance will be offered.

Amendment No. 1 to the Arizona-Desert Valley Citrus Crop Insurance Regulations for the 1977 and Succeeding Crop Years, published in the Federal Register on Tuesday, January 9, 1979 (44 FR 1966), listed the counties where such insurance was available.

Amendment No. 2 to the Arizona-Desert Valley Citrus Crop Insurance Regulations, as outlined below, will correct the language of § 409.30 to conform with the language presently being adopted in similar sections in other crop insurance regulations of the Corporation. Amendment No. 2 will also provide for the addition of an appendix which lists the counties as required by the amended § 409.30.

Amendment No. 1 to the Arizona-Desert Valley Citrus Crop Insurance Regulations for the 1977 and Succeeding Crop Years is hereby superseded by the appendix outlined below.

Final Rule

Under the authority contained in the Federal Crop Insurance Act, as amended (7 U.S.C. 1501 *et seq.*), the Arizona-Desert Valley Citrus Crop Insurance Regulations for the 1977 and Succeeding Crop Years (7 CFR Part 409), are amended in two instances as follows:

1. By deleting the last sentence of 7 CFR 409.30 and substituting the following therefor:

§ 409.30 Availability of Arizona-Desert Valley citrus insurance.

* * * Before insurance is offered in any county, there shall be published by appendix to this part the names of the counties in which Arizona-Desert Valley citrus insurance will be offered.

2. By amending the Arizona-Desert Valley Citrus Crop Insurance Regulations by adding at the end thereof, an appendix to read as follows:

Appendix

Counties Designated for Arizona-Desert Valley Citrus Crop Insurance—7 CFR Part 409

In accordance with the provisions of 7 CFR 409.30, the following counties in the Arizona-Desert Valley are designated for citrus crop insurance:

Arizona

Maricopa

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended [7 U.S.C. 1506, 1516])

Inasmuch as the change in the language in § 409.30 is minor and nonsubstantive, and the publication of the list of counties where citrus crop insurance is available in the Arizona-Desert Valley merely provides guidance for the general public and will benefit present and future policyholders, it is found and determined that good cause exists for issuing this rule without compliance with the 60-day notice provision of Executive Order No. 12044 and the notice, public participation and 30-day effective day requirements of the Administrative Procedure Act (5 U.S.C. 553 (b) and (c)) because it is unnecessary and contrary to the public interest. Therefore, this amendment is issued without compliance with such procedure.

This action has been reviewed under the USDA criteria established to implement Executive Order No. 12044, "Improving Government Regulations." A determination has been made that this action should not be classified "significant" under those criteria. A Final Impact Statement has been prepared and is available from Peter F. Cole, Secretary, Federal Crop Insurance Corporation, Room 4068, South Building, U.S. Department of Agriculture, Washington, D.C. 20250.

Approved by the Board of Directors on September 6, 1979.

Peter F. Cole,

Secretary, Federal Crop Insurance Corporation.

Dated: October 12, 1979.

Approved by:

James D. Deal.

[FR Doc. 79-38082 Filed 12-11-79; 8:45 am]

BILLING CODE 3410-08-M

7 CFR Part 415

[Amdt. No. 1]

Forage Production Crop Insurance Regulations

AGENCY: Federal Crop Insurance Corporation, USDA.

ACTION: Final rule.

SUMMARY: This rule amends the Forage Production Crop Insurance Regulations for the 1979 and Succeeding Crop Years by (1) amending the third sentence of § 415.1, relative to publishing the names of the counties where forage production crop insurance is available, and (2) adding an appendix to the regulations which lists such counties, as required by the provisions of § 415.1 of the regulations. This action is promulgated under the authority of the Federal Crop Insurance Act, as amended.

EFFECTIVE DATE: December 12, 1979.

FOR FURTHER INFORMATION CONTACT: Peter F. Cole, Secretary, Federal Crop Insurance Corporation, U.S. Department of Agriculture, Washington, D.C. 20250, telephone 202-447-3325.

SUPPLEMENTARY INFORMATION: On August 30, 1978, the Federal Crop Insurance Corporation published a notice of Final Rule in the Federal Register (43 FR 38682), prescribing procedures for insuring forage crops as forage production effective with the 1979 crop year.

These regulations are found in 7 CFR 415 and were promulgated under the authority contained in the Federal Crop Insurance Act, as amended (7 U.S.C. 1501 *et seq.).*

The third sentence in § 415.1 of the Forage Production Crop Insurance Regulations for the 1979 and Succeeding Crop Years provides that "Before insurance is offered in any county, there shall be published by appendix to this section the name of the county and the crops on which insurance will be offered."

The word "section," as found in the third sentence of § 415.1 of the regulations cited above, is incorrect and is changed to read "part".

In § 415.1 of the Forage Production Crop Insurance Regulations for the 1979 and Succeeding Crop Years (43 FR 38682), the counties where such insurance is available is listed at the end thereof. Such listing is superseded by the appendix outlined below.

The Corporation is presently conforming its regulations to a uniform format which includes the publication of an "Appendix", which lists the counties where insurance is available, to the respective part number of 7 CFR for the particular crop to be insured. In the case of the Forage Production Crop Insurance Regulations, it is necessary, therefore, to change the language of the third sentence of § 415.1 to indicate that such an appendix to this Part 415 will be published and, at the same time, conforming the language of the section to match the language in the other crop insurance regulations of the Corporation.

Final Rule

Under the authority contained in the Federal Crop Insurance Act, as amended (7 U.S.C. 1501 *et seq.*), the Forage Production Crop Insurance Regulations for the 1979 and Succeeding Crop Years (7 CFR Part 415), are amended as follows:

1. By deleting the last two sentences of 7 CFR 415.1 and substituting the following therefor:

§ 415.1 Availability of forage production insurance.

* * * Before insurance is offered in any county, there shall be published by appendix to this part the names of the counties in which forage production insurance will be offered.

2. By amending the Forage Production Crop Insurance Regulations by adding at the end thereof, an appendix to read as follows:

Appendix

Counties Designated for Forage Production Crop Insurance—7 CFR Part 415

In accordance with the provisions of 7 CFR 415.1, the following counties are designated for forage production crop insurance:

New York	Wisconsin
Ontario	Dane
North Dakota	
Morton	

(Secs. 506, 516, 52 Stat. 73, as amended 77, as amended (7 U.S.C. 1506, 1516))

Inasmuch as the changing of the language of § 415.1 is minor and nonsubstantive, and the publication of the list of counties where forage production crop insurance is available merely provides guidance for the general public and will benefit present and future policyholders, it is found and determined that good cause exists for issuing this rule without compliance with the 60-day notice provision of Executive Order No. 12044 and the notice, public participation and 30-day effective day requirements of the Administrative Procedure Act (5 U.S.C. 553(b) and (c)) because it is unnecessary and contrary to the public interest. Therefore, this amendment is issued without compliance with such procedure.

This action has been reviewed under the USDA criteria established to implement Executive Order No. 12044, "Improving Government Regulations." A determination has been made that this action should not be classified "significant" under those criteria. A Final Impact Statement has been prepared and is available from Peter F. Cole, Secretary, Federal Crop Insurance Corporation, Room 4088, South Building, U.S. Department of Agriculture, Washington, D.C. 20250.

Approved by the Board of Directors on September 6, 1979.

Peter F. Cole,

Secretary, Federal Crop Insurance Corporation.

Dated: October 12, 1979.

Approved by:

James D. Deal.

[FR Doc. 79-38083 Filed 12-11-79; 8:45 am]

BILLING CODE 3410-08-M

NATIONAL CREDIT UNION ADMINISTRATION

12 CFR Part 708

Mergers of Credit Unions

AGENCY: National Credit Union Administration.

ACTION: Final rule.

SUMMARY: This rule amends Part 708 of the NCUA Rules and Regulations in two respects. First, it provides for a more democratic process in approving a merger proposal by eliminating the requirement that at least 20 per centum of the total membership must participate in the voting in order to validate the merger. Instead, the will of the majority of members who vote will determine the merger question. Second, the rule permits the NCUA Board to approve a merger without requiring membership approval of the merger proposal in those cases where the Board has determined that the credit union is in danger of becoming insolvent and the merger is sought as an alternative to liquidation of the credit union.

EFFECTIVE DATE: This final rule is effective December 12, 1979.

ADDRESS: National Credit Union Administration, 1776 G Street, NW., Washington, D.C. 20456.

FOR FURTHER INFORMATION CONTACT: James J. Engel, Assistant General Counsel, Office of General Counsel, at the above address. Telephone: (202) 357-1030.

SUPPLEMENTARY INFORMATION: On October 24, 1979, the National Credit Union Administration (Administration) issued a proposed rule, "Mergers of Credit Unions" (12 CFR Part 708, published at 44 FR 61189). The proposed rule eliminated the requirement that at least 20 percent of the total membership must participate in voting on a merger proposal. It also eliminated the need for membership approval when the NCUA Board determined that a Federal credit union was in danger of becoming insolvent. Public comment was invited to be received on or before November 26, 1979. Nine comment letters were received during the comment period and all comments have been considered in arriving at the final rule.

Analysis of Comments

1. Section 708.7(b)

All nine commenters agreed with or posed no objection to the elimination of the 20 percent voting requirement. Therefore, the Administration has adopted the proposed amendment to § 708.7(b) without change.

One commenter also requested the Administration to consider an amendment to part 706—Conversion from Federal to State Credit Unions—suggesting a change from the present requirement that a majority of the members of record must approve the conversion. Because the issue of conversions goes beyond the proposed amendment, no change has been made to part 706.

2. Section 708.6(b)

Only one commenter objected to the proposal that would permit a merger after NCUA Board approval without a membership vote in those cases where the NCUA Board determines that the Federal credit union is in danger of becoming insolvent and the merger is sought as an alternative to liquidation of the credit union. The commenter was concerned that by edict, the NCUA Board could require a merger without membership approval and that such power could be easily abused by arbitrary decisions as to a Federal credit union's solvency.

The proposed amendment did not empower the Board to force or require a merger. Under the existing regulation, after the board of directors of a Federal credit union has complied with the provisions of § 708.4, preparation of a merger plan, and § 708.5, submittal of the plan to the Administration, the NCUA Board may approve the merger. After the NCUA Board approval, § 708.7 provides the membership with the right to vote on the merger proposal. The effect of the proposed amendment is that when a merger proposal is submitted to the NCUA Board, and the Board, in reviewing the proposal, determines that the merging Federal credit union is in danger of insolvency and the merger would reduce the risk of loss to the National Credit Union Share Insurance Fund, the Board may approve the merger and allow it to become effective without the approval of the merging Federal credit union's membership. It does not permit the NCUA Board to require the merger. Thus the proposed amendment would not lead to the result that the commenter raised.

Another commenter, though favoring the amendment, asked whether the amendment would permit the Board to require a merger where the credit union could demonstrate ultimate viability despite present difficulties. The commenter suggested that the Board adopt guidelines for determining "danger of insolvency." As noted above, the amendment would not authorize the Board to require a merger. Because the credit union itself is requesting the merger, the situation presented by the commenter would not arise.

This commenter also suggested a change to permit the approval of mergers without membership approval when a sponsoring business fails or shuts down one of its plants. Although the commenter provides support for the suggestion, because it goes beyond the original proposed amendment and would require an additional comment period, no change has been made to the final regulation.

One other commenter suggested broadening common bond requirements in emergency situations and another suggested wording to clarify that no membership vote, either surviving or

merging, be required. Neither suggestion has been adopted. The NCUA Board does not believe a change to common bond requirements for emergency situations is presently warranted although it appreciates the commenter's views. With respect to clarifying language, the Board is of the opinion that Part 708, with the inclusion of the amendments, is already sufficiently clear.

The final amendments are effective immediately. This action is taken under the authority granted in section 553(d) (1) and (3) of the Administrative Procedure Act (5 U.S.C. 553(d) (1) and (3)) to dispense with publication of a substantive rule not less than 30 days before its effective date when the rule relieves a restriction and because the Administration finds it is in the best interests of credit unions, their members and the National Credit Union Share Insurance Fund. Also, certain procedures provided for in NCUA's Report on Improving Government Regulations were not followed because the proposal is in response to an emergency and the process is unnecessary for the public interest. This determination was made by James J. Engel, Assistant General Counsel.

Accordingly, Part 708 is amended as set forth below.

Rosemary Brady,

Secretary NCUA Board.

December 6, 1979.

(Sec. 120, 73 Stat. 635 (12 U.S.C. 1766) and sec. 209, 84 Stat. 1104 (12 U.S.C. 1789)).

§§ 708.3, 708.6 and 708.9 [Amended]

1. Part 708 is amended by deleting the term "Administrator" each time it appears therein and by inserting the term "Board" in lieu thereof; by deleting the term "his" in § 708.3(c) and by inserting the term, "its" in lieu thereof; and by deleting the term "he" in §§ 708.6(a) and 708.9(b) and by inserting the term "it" in lieu thereof.

§ 708.7 [Amended]

2. Paragraph (b) of 12 CFR 708.7 is amended by deleting the words "in a vote in which at least 20 per centum of the total membership of the credit union participates."

§ 708.6 [Amended]

3. Paragraph (a) of 12 CFR 708.6 is amended by deleting the period at the end of the subsection and inserting in lieu thereof the following: "; *Provided, however,* That in the event the Board determines that the merging credit union, if it is a Federal credit union, is in danger of insolvency, and that the proposed merger would reduce the risk or avoid a threatened loss to the National Credit Union Share Insurance Fund, the Board may permit the merger to become effective without an affirmative vote of the membership of the merging Federal credit union, not withstanding the provisions of § 708.7."

[FR Doc. 79-37977 Filed 12-11-79; 8:45 am]

BILLING CODE 7535-01-M

COMMODITY FUTURES TRADING COMMISSION

17 CFR Part 1

Records of Commodity Futures Transactions; Temporary Exemption

AGENCY: Commodity Futures Trading Commission.

ACTION: Adoption of rule granting temporary exemption.

SUMMARY: The Commodity Futures Trading Commission ("Commission") is adopting rule 1.35a–(T) to exempt contract markets from the provisions of rule 1.35(g)(1) until January 1, 1981. In taking this action, the Commission also announced that it is the sense of the Commission that all contract markets should move as rapidly as possible during the period of this exemption to implement systems which would permit them to comply with rule 1.35(g)(1).

Rule 1.35(g)(1) basically requires contract markets to record to the nearest minute the time of execution of each futures transaction. Rule 1.35a–(T) exempts a contract market from this requirement on a temporary basis if, among other things, the contract market records for each futures transaction the time period (no longer than thirty minutes) within which the transaction occurred. The Commission is adopting the exemption provisions of rule 1.35a–(T) for one year to provide contract markets with an opportunity to demonstrate whether recording the time of transactions by thirty-minute periods (or less) is an effective means of achieving the objectives of recording the time of transactions to the nearest minute. Rule 1.35a–(T) also requires, until January 1, 1981, that if a contract market is exempt from the provisions of rule 1.35(g)(1), its members must record the time period (no longer than thirty minutes) within which transactions occur.

EFFECTIVE DATE: January 11, 1980.

FOR FURTHER INFORMATION CONTACT: Neal H. Stults, Executive Assistant to the Director, Division of Trading and Markets, Commodity Futures Trading Commission, 2033 K Street NW., Washington, D.C. 20581 (telephone: 202–254–8955).

SUPPLEMENTARY INFORMATION: On February 20, 1979, the Commission published in the Federal Register for comment proposed amendments to rules 1.35 (d), (e) and (g) (17 CFR 1.35 (d), (e) and (g)), which require contract markets and members of contract markets to make and keep records of commodity futures transactions. 44 FR 10392. In that notice, the Commission also described the regulatory history of rule 1.35(g). Rule 1.35(g)(1) requires that contract markets show on the record of each futures trade required under rule 1.35(e) the mechanically or electronically verified time of execution of the futures trade to at least the nearest minute (generally referred to as "one-minute timing"). The proposed amendments to rule 1.35 would have replaced the one-minute timing system with a system of recording the time period within which the futures transaction was executed (generally known as the "bracketing" of a transaction). Under the proposed amendments, time periods, or bracket periods, would be limited to thirty minutes in length.

After further consideration of this issue and the comments received in response to the proposed amendments, the Commission believes that substantial questions remain concerning whether thirty-minute bracket periods can achieve the objectives of one-minute timing. The Commission believes that it would be inappropriate to adopt a bracketing approach in lieu of one-minute timing when such doubts persist concerning the efficacy of the former system.

Moreover, the Commission believes that the purpose and objectives of rule 1.35(g)(1), as initially adopted, remain valid and that, as a means of assuring more effective regulation of trading on designated contract markets, the exchanges should move as rapidly as possible to implement systems which would enable them to show on the record of each futures trade the mechanically or electronically verified time of execution of such futures trade to at least the nearest minute. However, because some exchanges may need to design and install new systems as a means of complying with rule 1.35(g)(1) and because questions with respect to the regulatory value of thirty-minute bracketing have not been resolved, the Commission believes that, before compliance with rule 1.35(g)(1) is required of all exchanges, an additional interim period may be of value in determining, as a final matter, whether thirty-minute bracket periods can achieve the objectives of one-minute timing. The Commission has decided

therefore, to provide contract markets with additional time to comply with rule 1.35(g)(1) and with an opportunity to demonstrate whether bracketing is an effective alternative to one-minute timing. To implement this decision, the Commission is adopting rule 1.35a–(T) to exempt from the one-minute timing requirement until January 1, 1981 those contract markets that institute an accurate system of bracketing trades within time periods that are each no more than thirty minutes long.

In adopting this amendment to rule 1.35, the Commission wishes to make clear that it is not granting or assenting to any extension or further extension of any exemption, pursuant to the procedures established under rule (g)(2) which permitted a contract market to employ thirty-minute bracketing, and that any contract market which utilizes thirty-minute bracketing may do so only under the exemption provided by rule 1.35a–(T). The adoption of rule 1.35a–(T), however, does not affect the status under rule 1.35(g)(1) of those exchanges whose petitions for an exemption under rule 1.35(g)(2) demonstrate substantial compliance with rule 1.35(g)(1) by establishing and maintaining a means of recording the time of execution of each futures trade which, in general, is within one minute of the actual time of execution. Therefore, any extension or exemption existing or understood to exist for any contract market and which permitted that market to employ thirty-minute bracketing shall terminate with the effectiveness of rule 1.35a–(T) and shall not operate, should rule 1.35a–(T) expire, to allow noncompliance with paragraph (g)(1) of rule 1.35.

Temporary Exemption

The Commission previously has stated that the system of one-minute timing was designed to meet four objectives: (1) To help prevent dual trading abuses, (2) to enable each contract market and the Commission to reconstruct the sequence of transactions to facilitate the detection of other trade practice abuses, (3) to make available further data to prove trade practice abuses detected by other means, and (4) to provide accurate time of execution information for the purpose of conducting general market studies to evaluate the impact of trading activity over a given period of time.[1] As the Commission noted in proposing the amendments to rule 1.35, some of the exchanges which had petitioned the Commission under rule 1.35(g)(2) for time extensions to comply with the one-minute timing rule stated that one-minute timing involves substantial costs and that they believe the purposes of one-minute timing can be accomplished by other less costly means, specifically, by a system of bracketing trades[2] by time of execution. *See* 44 FR 10395.

The proposed amendment to rule 1.35 and the comments received in response to the proposal were discussed at the Commission's meeting of May 8, 1979. The merits of both thirty-minute bracketing and one-minute timing were evaluated and there was sharp disagreement with the judgment of certain exchanges that bracketing is an effective alternative to one-minute timing. The Commission's tentative conclusions as a result of that discussion were that one-minute timing rather than thirty-minute bracketing would be the basis of any effective program for surveillance of the markets; that rapid, accurate market reconstruction could be accomplished through use of the information provided by one-minute timing but not through that provided by thirty-minute bracketing; and that contentions of various exchanges concerning the impact on trading of the one-minute timing requirement had been overstated.

Although the Commission is stating here its desire to see rapid implementation of one-minute timing, it believes that before it makes a final determination on this matter, those exchanges that contend that an accurate system of thirty-minute bracketing is an effective means of achieving the objectives of one-minute timing should be given an opportunity to demonstrate that capability. And, the Commission believes that this test of thirty-minute bracketing should be conducted under conditions of actual trading for a length of time that will yield sufficient data upon which to make a decision based on empirical analysis. The Commission's decision to provide this opportunity for a test is based on its belief that exchanges are capable of achieving a high degree of accuracy in reporting and recording information required under rule 1.35(e), including bracket information, and its expectation that an exchange will be permitted to avail itself of the rule 1.35a-(T) exemption only if it does achieve such a degree of accuracy.[3]

The Commission has determined, therefore, that a contract market will be exempt from the one-minute timing requirement of rule 1.35(g)(1) until January 1, 1981 if, basically, the contract market establishes an accurate system for bracketing transactions within time periods each no longer than thirty minutes. After considering the comments received in response to the proposed amendments to rule 1.35, the Commission is adotping rule 1.35a–(T) to implement this decision. During the year-long exemption period under rule 1.35a–(T), the Commission will review the operation of thirty-minute bracketing to determine whether the temporary exemption from one-minute timing in lieu of an accurate system of thirty-minute bracketing should be adopted on a permanent basis, modified, or allowed to expire.

Those contract markets that choose to avail themselves of the exemption under rule 1.35a–(T) will be required to submit reports to the Commission concerning their bracketing programs. The Commission will base its determination of whether to adopt thirty-minute bracketing on a permanent basis on its evaluation of these reports, which will include each exchange's analysis of the degree of accuracy achieved by its thirty-minute bracketing system, and on staff studies analyzing whether bracketing of trades within thirty-minute periods meets the Commission's stated objectives of one-minute timing. The Commission notes, in addition, that two essential aspects of a contract market's responsibilities under the Act are to (1) protect the trading public from abusive trading practices,[4] and, (2) since transactions conducted on contract markets are affected with a national public interest,[5] to promote public confidence in such public institutions by its effectiveness in protecting customers' interests. The implementation of an effective means of establishing the time of execution and sequence of

[1] The Commission stated these objectives in connection with its adoption of rules to prevent dual trading and other trade practice abuses (41 FR 56139, December 23, 1976), and again in connection with its proposal to amend rule 1.35 (44 FR 10395, February 20, 1979).

[2] A trade is "bracketed" by identifying the specific time period during the trading day within which the trade was executed.

[3] The pendency of this exemptive period does not preclude the Commission from taking enforcement action, or any other action permitted under the Act, (*see e.g.*, Section 8a(7) of the Act) if an exchange fails to fulfill its responsibilities to assure the accuracy of transaction information as required by rule 1.35a–(T) or rule 1.35(e).

[4] *See*, e.g., section 4c of the Commodity Exchange Act, 7 U.S.C. 6c 1976, as amended, Pub. L. 95–405, Sec. 3, 92 Stat. 867. The Commission also notes that the General Accounting Office, in its report assessing the Commission's performance since its inception, stated that, "[a]ssuring that the trading public is protected from abusive trading practices on the floor of exchange is one of the primary reasons for Federal regulation of the commodity futures industry." General Accounting Office, *Report to the Congress, Regulation of the Commodity Futures Markets—What Needs to Be Done*, at p. 58 (May 18, 1978).

[5] *See* section 3 of the Commodity Exchange Act, 7 U.S.C. 5.

transactions is consistent with these responsibilities. Thus, the Commission will also take these responsibilities into consideration in its determination of whether to adopt bracketing on a permanent basis.

Summary of Rule and Review of Comments

Rule 1.35a–(T) adopts the substance of the proposed amendments to rules 1.35 (d), (e) and (g), but on a temporary basis. Rule 1.35a–(T)(a) provides that a contract market is exempt from the one-minute timing requirement until January 1, 1981, if it (1) divides its trading day into time periods, or bracket periods, that are no more than thirty minutes long, (2) includes as part of the record of a futures transaction required under rule 1.35(e) the bracket period within which the transaction was executed, and (3) submits to the Commission certain reports as requested by the Director or Deputy Director of the Division. These reports concern the accuracy of the records of futures transactions required under rule 1.35(e)—and in particular the accuracy of the thirty-minute period required under rule 1.35a–(T)(a)(2)[6]—and the use by the contract market of the information generated from those records in its surveillance of market activity required under the Commodity Exhange Act and rule 1.51. The Commission will be concerned, specifically, with how contract markets use bracket period information and other information about a futures transaction in meeting the previously noted four objectives of one-minute timing. Exchanges that have contract markets that have implemented bracketing programs under rule 1.35a–(T) will be expected to submit periodic reports addressing issues of the following nature:

1. What questionable transaction prices or unusual price movements will result in an examination by the exchange of bracket information? Were such prices or price movements detected during the period and, if so, what procedures did the exchange use to conduct its examinations and what did the examinations disclose?

2. What suspect trade practices examined by the exchange require an analysis of the time relationship or trading sequence involved? For example, exchanges are expected to examine and analyze the time sequence of trades for evidence of indirect bucketing through accommodation trades, trading ahead of customers, and wash trades. Were any such suspect practices examined during the period? If so, (i) how many such examinations were made, (ii) what procedures did the exchange follow and (iii) what information did the examinations disclose?

3. During the first month of each two-month reporting period, what degree of accuracy with respect to the reporting and recording of transaction information required by rule 1.35(e), including bracket information, did the exchange achieve? What percentage of the inaccuracies observed overall were attributable to inaccuracies in the reporting or recording of bracket information? The exchange may use valid random sampling techniques to estimate the degree of accuracy achieved.

4. What general market studies did the exchange conduct to evaluate trading in its contract markets? What procedures did the exchange follow and what results did the studies disclose?

5. What other examinations or tests did the exchange conduct that required the use of bracket information? What was the purpose of the examinations or tests, what procedures did the exchange follow and what information did the examinations or tests disclose?

Rule 1.35a–(T)(b) provides that if a contract market is exempt from the one-minute timing rule under the provisions of rule 1.35a–(T)(a), then the members of that contract market who execute purchases and sales of commodity futures must include the time period within which each purchase and sale was executed as part of the record they are required to prepare under rule 1.35(d). Rule 1.35a–(T)(b) essentially adopts, effective until January 1, 1981, the substance of the proposed amendment to rule 1.35(d).

The Commission received comments on the proposed amendments from eight persons: five exchanges, a floor broker, a member of an exchange, and the clearing house for an exchange. Most of the commentators strongly supported the Commission's proposed substitution of the thirty-minute bracketing system for the one-minute timing system. One of the commentators strongly opposed this substitution.

Two commentators suggested that the Commission revise the proposed amendments to allow bracket periods longer than thirty minutes. These commentators said that longer bracket periods should be allowed to accommodate variances in the length of opening and closing periods of trading and because various contract markets on the same exchange often begin and end their trading hours at different times.

The Commission has decided that bracket periods under the temporary exemption should be no longer than thirty minutes. The Commission believes that a time period of thirty minutes is the maximum period which conceivably might permit an exchange to reconstruct trading sequences "accurately and rapidly".[7] Lengthening a time period beyond thirty minutes would make it correspondingly more difficult to accomplish reconstruction of trading sequences in an accurate and timely fashion—particularly if the longer period included the opening or closing period when trading tends to be heaviest.

In conjunction with its publication of the proposed amendments, the Commission asked for comment on various means to insure the accuracy of bracket indicia that would have been required under the proposed amendments to rule 1.35. The Commission is still considering this issue and the comments received in response to its request.

Rule 1.35a–(T) is being made effective thirty days after publication to allow contract markets, as necessary, to conform their bracketing systems to the requirements of rule 1.35a–(T).

In consideration of the foregoing and pursuant to sections 4f, 4g, 4j, 5 and 8a of the Commodity Exchange Act, 7 U.S.C. 6f, 6g, 6j, 7 and 12a (1976), as amended by the Futures Trading Act of 1978, Pub. L. 95–405, 92 Stat. 865 *et seq.* the Commission hereby amends Part 1 of Chapter I of Title 17 of the Code of Federal Regulations by adding a new § 1.35a–(T) to read as follows:

PART 1—GENERAL REGULATIONS UNDER THE COMMODITY EXCHANGE ACT

§ 1.35a–(T) Temporary exemption for certain contract markets.

(a) A contract market is exempt from the provisions of § 1.35(g)(1) until January 1, 1981, if it:

(1) Divides its trading day into consecutive, separately identified time periods, each of which is no more than thirty minutes long,

(2) Includes as part of the record for each futures trade that it is required to

[6] The Commission is requiring contract markets that use a bracketing system under rule 1.35a–(T) to prepare a statistical analysis of the accuracy of information required to be reported and recorded under rule 1.35(e), including bracket information, to assist the Commission in its evaluation of whether bracketing is an effective alternative to one-minute timing. In proposing the amendments to rule 1.35, the Commission stated that: "[b]efore the Commission can make a final determination * * * that bracketing is an appropriate substitute for one-minute timing, the contract markets that use bracketing must first attain a much higher degree of accuracy in recording information about executions. The Commission emphasizes that inaccuracies in recording the correct bracket indicator reduce significantly the effectiveness of bracketing as a means to reconstruct trading sequences." 44 FR 10395 (February 20, 1979).

[7] The Commission has previously stated that the fundamental purpose of any system for recording information about the time of futures transactions is to provide a contract market with such information that it has "the ability to reconstruct, accurately and rapidly, the time and sequence of transactions on any given trading day." *See* 44 FR 10394 (February 20, 1979) and 41 FR 56139 (December 23, 1976).

maintain or cause to be maintained under § 1.35(e) the time period (as described in § 1.35a–(T)(a)(1)) within which the trade was executed, and

(3) Submits to the Commission such reports as the Director or Deputy Director of the Division of Trading and Markets may request concerning (i) the accuracy of the information recorded under § 1.35a–(T)(a)(2) and § 1.35 (e), and (ii) the use of that information by the contract market in the conduct of its surveillance of market activity required under the Act and § 1.51 of the regulations.

(b) If a contract market is exempt from the provisions of § 1.35(g)(1) pursuant to the provisions of § 1.35a–(T)(a), each member of that contract market which is required to prepare a trading card or other record of purchases and sales in accordance with § 1.35(d) must include as part of the trading card or other record the time period (as described in § 1.35a–(T)(a)(1)) within which each purchase and sale was executed.

Issued in Washington, D.C. on December 7, 1979, by the Commission.

Jane K. Stuckey,

Secretary to the Commission.

[FR Doc. 79-38128 Filed 12-11-79; 8:45 am]

BILLING CODE 6351-01-M

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17 CFR Part 155

Trading Standards for Futures Commission Merchants

AGENCY: Commodity Futures Trading Commission.

ACTION: Final rule.

SUMMARY: The Commodity Futures Trading Commission ("Commission") is amending § 155.3 of its regulations which sets forth the trading standards for futures commission merchants ("FCMs"), which are the minimum safeguards which must be provided to customers. At present, such safeguards must only be provided by FCMs which are members of a contract market.[1] When the amendment becomes effective, the trading standards will apply to all futures commission merchants.

EFFECTIVE DATE: February 11, 1980.

FOR FURTHER INFORMATION CONTACT: Lawrence B. Patent, Esq., Office of Chief Counsel, Division of Trading and Markets, 2033 K Street, NW., Washington, D.C. 20581. Telephone (202) 254–8955.

SUPPLEMENTARY INFORMATION: On December 18, 1975, the Commission published proposed Part 155 of its regulations, denominated "Standards Regarding Dual Trading."[2] In proposed § 155.2(b)(2), the Commission set forth trading standards for each member of a contract market acting as an FCM[3] and stated that it would "propose a rule adopting similar standards for transactions by futures commission merchants who are not members of any contract market and their associated persons."[4]

On December 23, 1976, the Commission announced the adoption of regulations entitled "Part 155—Trading Standards."[5] With certain modifications, the proposed § 155.2(b)(2) was adopted as part of these regulations but renumbered as § 155.3 (17 CFR 155.3). Section 155.3 of the regulations only applies to FCMs which are members of a contract market because paragraph (e) thereof states that:

> [T]he provisions of paragraphs (a) through (d) of this section shall not apply to a futures commission merchant which is not a member of any contract market or to the affiliated persons of such futures commission merchant.

The Commission stated in the Federal Register release announcing adoption of Part 155 that:

> To a large extent, these and many of the other requirements of regulation 155.3 are, in the Commission's view, no more than specific codifications of minimal safeguards which a futures commission merchant must employ to carry out its responsibilities to customers under common-law agency principles. Consequently, while the Commission's original proposal would have imposed specific requirements on only those futures commission merchants which hold memberships on contract markets permitting their FCM members to dual trade, the Commission believes that customers of all futures commission merchants should have the benefit of the specific minimum safeguards set forth in regulation 155.3. However, because regulation 155.3, as originally proposed, would not have extended to non-member FCM's, the newly adopted regulation applies only to those FCM's which are members of a contract market. In a separate Federal Register release issued concurrently with these regulations, the Commission is proposing the extension of regulation 155.3 to non-member FCM's as well.[6]

The Commission stated, in the Federal Register release referred to above which was issued concurrently with the announcement of the adoption of Part 155, that:

> For purposes of this regulation no meaningful distinction can be drawn between non-member FCM's and those FCM's which are members of a contract market. However, the Commission specifically requests comment on the proposed revocation of this exemption for non-member FCM's and on any possible distinction which can be drawn between member and non-member FCM's for purposes of the minimal safeguards provided to customers under regulation 155.3.[7]

No comments were received by the Commission addressing the proposed revocation of paragraph (e) of § 155.3. Accordingly, for the reasons it stated in proposing the amendment, the Commission has decided to revoke paragraph (e) of § 155.3 of its regulations.[8]

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[1] A contract market is a board of trade designated by the Commission as a contract market under the Commodity Exchange Act, as amended ("Act") (7 U.S.C. 1 *et seq.*). The term "board of trade" includes any exchange or association, whether incorporated or unincorporated, of persons engaged in the business of buying or selling any commodity or receiving the same for sale on consignment (Section 2 of the Act; 7 U.S.C. 2).

[2] 40 FR 58660.

[3] 40 FR 58660, at 58662–3.

[4] 40 FR 58660, at 58661 n.8.

[5] 41 FR 56134. In the same release the Commission also announced the adoption of an amendment to Section 1.35 of the regulations (17 CFR 1.35) regarding the recordkeeping requirements for cash commodity and futures transactions.

[6] 41 FR 56134, at 56138 n.17.

[7] 41 FR 55887 (December 23, 1976). This release also proposed certain amendments to Section 1.35 of the regulations which are not being acted upon by the Commission in connection with the instant proceeding to amend Section 155.3. One of the proposed amendments to Section 1.35 would have eliminated the exemption contained in subparagraph (a–1)(3) relating to recording of customers' orders received by a contract market member on the exchange floor if the customer is another member of the contract market present on the floor when the order is received and a record is made of the time of execution, to the nearest minute, of the order. The other proposed amendment, a new paragraph (i), had as its purpose the insuring of the accuracy of the time and sequence of execution indicia required under the newly adopted paragraph (g) of Section 1.35 (alternative proposals were presented for comment).

[8] The standards that will apply to all FCMs upon the effective date of the revocation of paragraph (e) of § 155.3 are as follows:

(a) Each futures commission merchant shall, at a minimum, establish and enforce internal rules, procedures and controls to:

(1) Insure, to the extent possible, that each order received from a customer which is executable at or near the market price is transmitted to the floor of the appropriate contract market before any order in the same commodity for any proprietary account or any other account in which an affiliated person has an interest or for which an affiliated person may originate orders without the prior specific consent of the account owner is transmitted or caused to be transmitted to the floor of a contract market by any affiliated person who gains knowledge of such customer order prior to its transmission to the floor of the appropriate contract market; and

(2) Prevent affiliated persons from placing orders, directly or indirectly, with another futures commission merchant in a manner designed to circumvent the provisions of paragraph (a)(1) of this section.

(b) No futures commission merchant or any of its affiliated persons shall:

(1) Disclose that an order of another person is being held by the futures commission merchant or any of its affiliated persons, unless such disclosure is necessary to the effective execution of such order

Footnotes continued on next page

As the Commission stated when it first proposed Part 155, the trading standards embodied in that Part are to a certain extent merely a codification of agency law principles. Further, some of the conduct prohibited by the trading standards, such as prearranged trading and other illegal noncompetitive trading, was already prohibited by the Act and other Commission regulations.[9] Thus, to the degree that FCMs which are not members of a contract market were already governed by provisions similar to those in § 155.3, such firms should have no difficulty in complying with the section. The application of § 155.3(a)–(d) to such firms may, however, require them to institute certain new procedures. The Commission, therefore, will not make the revocation of paragraph (e) of § 155.3 of the regulations effective until sixty days following publication of this notice.[10]

Footnotes continued from last page or is made at the request of an authorized representative of the Commission, the contract market on which such order is to be executed, or a futures association registered with the Commission pursuant to section 17 of the Act; or

(2) Knowingly take, directly or indirectly, the other side of any order of another person revealed to the futures commission merchant or any of its affiliated persons by reason of their relationship to such other person, except with such other person's prior consent and in conformity with contract market rules approved by the Commission.

(c) No futures commission merchant shall knowingly handle the account of any affiliated persons of another futures commission merchant unless the futures commission merchant:

(1) Receives written authorization from a person designated by such other futures commission merchant with responsibility for the surveillance over such account pursuant to paragraph (a)(2) of this section;

(2) Prepares immediately upon receipt of an order for such account a written record of such order, including the account identification and order number, and records thereon, by timestamp or other timing device, the date and time to the nearest minute the order is received; and

(3) Transmits on a regular basis to such other futures commission merchant copies of all statements for such account and of all written records prepared upon the receipt of orders for such account pursuant to paragraph (c)(2) of this section.

(d) No affiliated person of a futures commission merchant shall have an account, directly or indirectly, with another futures commission merchant unless:

(1) Such affiliated person receives written authorization to maintain such an account from a person designated by the futures commission merchant with which such person is affiliated with responsibility for the surveillance over such account pursuant to paragraph (a)(2) of this section; and

(2) Copies of all statements for such account and of all written records prepared by such other futures commission merchant upon receipt of orders for such account pursuant to paragraph (c)(2) of this section are transmitted on a regular basis to the futures commission merchant with which such person is affiliated.

[9] 40 FR 58660, at 58661 & n. 6.

[10] When Part 155 was first promulgated, it was not made effective until sixty days thereafter. The effective date was later postponed for an additional thirty days. 42 FR 4120 (January 24, 1977).

PART 155—TRADING STANDARDS

In consideration of the foregoing and pursuant to the authority in Sections 4b, 4g, 4j, and 8a of the Commodity Exchange Act, 7 U.S.C. 6b, 6g, 6j, and 12a, as amended, 92 Stat. 865 *et seq.*, the Commission hereby amends Part 155 of Chapter I of Title 17 of the Code of Federal Regulations as follows:

§ 155.3 [Amended]

1. By amending 17 CFR 155.3 by revoking paragraph (e).

Issued in Washington, D.C. on December 7, 1979, by the Commission.

Jane K. Stuckey,

Secretary of the Commission.

[FR Doc. 79-38124 Filed 12-11-79; 8:45 am]

BILLING CODE 6351-01-M

SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 240

[Release No. 34-16348A]

Information Required in Solicitation of Proxies Other Than by the Issuer; Correction

AGENCY: Securities and Exchange Commission.

ACTION: Final rules; correction.

SUMMARY: This release corrects FR Doc. 36033 appearing at page 67107 in the Federal Register of November 23, 1979. The amendatory paragraph on page 67108 should have read as follows: Accordingly, 17 CFR Part 240 is amended by deleting the word "duplicate" in paragraph (c)(1), (2), (3) and (4) of § 240.14a-11 and substituting the word "triplicate" therefor.

FOR FURTHER INFORMATION CONTACT: Mary A. Binno, Office of Disclosure Policy and Proceedings, Division of Corporation Finance, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549 (272-2604).

George A. Fitzsimmons,

Secretary.

December 4, 1979.

[FR Doc. 79-38029 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 2

[Docket No. RM79-25]

Electric Utility Reporting on Measures To Implement Conservation of Natural Resources

AGENCY: Federal Energy Regulatory Commission, DOE.

ACTION: Final rule.

SUMMARY: The Federal Energy Regulatory Commission hereby revokes its voluntary annual reporting procedures concerning the conservation activities of electric utilities. These procedures are no longer a cost effective effort in the public interest.

EFFECTIVE DATE: Effective January 1, 1980.

FOR FURTHER INFORMATION CONTACT: Bernard Chew, Office of Electric Power Regulation, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, (202) 376-9264 or Christine P. Benagh, Office of General Counsel, Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C. 20426, (202) 357-8033.

December 6, 1979.

Background

This order amends the Federal Energy Regulatory Commission's (Commission) general rules by revoking § 2.14. Section 2.14 was established pursuant to the authority of section 202(a) of the Federal Power Act, as amended, 49 Stat. 848, 16 U.S.C. 824(a). The provisions of § 2.14 instituted a voluntary procedure under which electric utilities reported with respect to their conservation activities. This procedure was intended to facilitate government and public awareness of such activities and to promote the conservation and effective use of natural resources in electric power production.

In March of this year, however, in view of the greatly expanded scope of Federal and State programs to promote energy conservation, the Commission suggested *via* a Notice of Proposed Rulemaking that the continued reporting of this generalized information might not any longer represent a cost-effective effort in the public interest.

Summary of Comments

The referenced Notice of Proposed Rulemaking was issued on March 22, 1979 (44 FR 2274, April 17, 1979). Eleven parties responded to the Notice. The

eleven utilities which responded to the Notice argued that revocation of § 2.14 would be in the public interest.

Niagara-Mohawk Power Company stated that the same information is reported to the New York Energy Office, to the New York Public Service Commission as part of rate cases, and to the Electric Power Research Institute where it is catalogued and made available to the public. Georgia Power Company stated that the § 2.14 reports are redundant because of other reports required by other agencies. Consolidated Edison Company of New York noted its belief that reports filed under this section were not susceptible to use as a basis for Commission findings.

Effective Date

This rule is to be effective January 1, 1980.

(Federal Power Act, as amended, 16 U.S.C. 792–828c; Department of Energy Organization Act, 40 U.S.C. 7101–7352; E.O. 12009, 42 FR 46267)

In consideration of the foregoing, Part 2, Subchapter A of Chapter I, Title 18, Code of Federal Regulations is hereby amended as set forth below, effective January 1, 1980.

By the Commission.

Kenneth F. Plumb,
Secretary.

§ 2.14 [Revoked]

Section 2.14 is revoked.

[FR Doc. 79-38066 Filed 12-11-79; 8:45 am]
BILLING CODE 6450-01-M

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

21 CFR Part 1308

Schedules of Controlled Substances; Schedule II Placement of Phenylacetone; (Phenyl-2-propanone, P2P, benzyl methyl ketone, methyl benzyl ketone)

AGENCY: Drug Enforcement Administration, Justice.

ACTION: Final Order.

SUMMARY: This is a Final Order issued by the Administrator of the Drug Enforcement Administration placing the substance, phenylacetone, also known as phenyl-2-propanone, benzyl methyl ketone, methyl benzyl ketone and P2P, into Schedule II of the Controlled Substances Act. This action results from the increasing evidence of use of phenylacetone as a major immediate chemical precursor to methamphetamine and amphetamine in their illicit clandestine synthesis. The effect of the present Order provides regulatory controls upon the manufacture, distribution, dispensing, importation and exportation of this immediate precursor to methamphetamine and amphetamine.

EFFECTIVE DATE OF SCHEDULE II CONTROL: February 11, 1980, except as otherwise provided in SUPPLEMENTARY INFORMATION Section of this Order.

FOR FURTHER INFORMATION CONTACT: Howard McClain, Jr., Chief, Regulatory Control Division, Drug Enforcement Administration, Telephone: 202–633–1366.

SUPPLEMENTARY INFORMATION: In enacting the Controlled Substances Act in 1970, Congress provided in Section 201(e) of the Act a mechanism for allowing the Attorney General to place a drug or chemical into a schedule of control without the requirement of first obtaining a medical and scientific evaluation and recommendation from the Secretary of Health, Education, and Welfare, without having to make findings of his own on abuse and public health risk, or concerning the schedule considered, and without the need to provide an opportunity for a rulemaking hearing on the record in accordance with the Administrative Procedures Act (5 U.S.C. 551–559). In lieu of these procedures otherwise required for the traditional scheduling of drugs or other substances, Congress allowed the Attorney General to schedule a drug or substance if it was found by him to be an immediate precursor as defined in Section 102(22) of the Act. That section provides as follows:

The term "immediate precursor" means a substance—(A) Which the Attorney General has found to be and by regulation designated as being the principal compound used, or produced primarily for use, in the manufacture of a controlled substance; (B) Which is an immediate chemical intermediary used or likely to be used in the manufacture of such controlled substance; and (C) The control of which is necessary to prevent, curtail, or limit the manufacture of such controlled substance.

In establishing this alternative scheduling procedure, Congress intended to dispense with the formal, and sometimes lengthy, administrative regulatory rulemaking process in cases where the risk was that clandestine laboratories were making controlled substances with chemicals which themselves were not controlled, but which were one step removed from turning out or becoming the controlled substances illicitly manufactured. Congress recognized the need for this summary scheduling mechanism as it considered testimony provided to the House Select Committee on Crime, 91st Congress, 2nd Session, 1970–1971, (H. Rept. No. 91–1807, p. 25–6), which stated that entrepreneurs willing to set up clandestine laboratories to manufacture amphetamine and methamphetamine would find easy manufacture and realize high profits.

DEA's own investigations have documented 268 illicit methamphetamine and 45 illicit amphetamine laboratories, seized from 1975 to November 1979. More important, the illlicit methamphetamine laboratories seized in the first eleven months of this year is 106, compared with 11 seized in all of 1975. These statistics appear more alarming when one considers that DEA's enforcement effort obviously cannot account for 100% of the illicit laboratories in operation. Better control by DEA over this illicit activity could be obtained if essential ingredients used in the illicit manufacture of methamphetamine and amphetamine were regulated as are the end-products—controlled substances.

DEA's investigations have shown that at least three out of four methamphetamine laboratories seized since 1976 made, purchased or used phenylacetone in one of two synthetic methamphetamine manufacturing processes. Of those, the more popular process to make methamphetamine is the reductive amination of phenylacetone with methylamine in ethanol with aluminum foil and mercuric chloride catalysts. The second mentioned process to make methamphetamine is designated as the Leuckart synthesis where phenylacetone is heated with formic acid and methylamine and hydrolyzed with hydrochloric acid. Both processes can produce amphetamine if methylamine is simply replaced by ammonia (salts). DEA laboratories have analyzed seized samples of methamphetamine and amphetamine of illicit manufacture and have identified in those samples trace amounts of phenylacetone.

These investigations and laboratory analyses support the conclusion that most of the illicit methamphetamine and amphetamine produced by clandestine laboratories resulted from their use of phenylacetone as an essential ingredient in the process.

Other trace substances have been found in the above-mentioned methamphetamine and amphetamine samples seized and analyzed. The trace substances have been identified as by-products of syntheses and side-reactions where phenylacetone or its precursor,

phenylacetic acid, was an essential ingredient. This further establishes an additional concern that illicit laboratories, manufacturing methamphetamine and amphetamine, in some cases made, rather than purchased, their own phenylacetone. This capability drives the exposure of illicit laboratory activity deeper from law enforcement's view by replacing the marketplace transaction of purchasing phenylacetone with the hidden activity of making it.

Currently, the Drug Enforcement Administration relies upon its Precursor Liaison Program to identify excessive or suspicious sales, by manufacturers and wholesalers to questionable purchasers, of chemicals for their likely use in the illicit manufacture of controlled substances. Participating in this program are at least one manufacturer and numerous wholesalers of phenylacetone. However, participation is voluntary, and in the face of dramatically rising numbers of seizures of illicit methamphetamine and amphetamine laboratories in recent years, the obvious present need calls for requiring, not requesting, sales and distribution records and reports, security measures and import restrictions, to control this essential chemical used in the illicit manufacture of methamphetamine and amphetamine.

Such requirements would include DEA registration of purchasers and sellers of phenylacetone, and likely would result in diminishing the unhindered sales transactions now occurring.

Therefore, in view of the foregoing, the Administrator of the Drug Enforcement Administration hereby finds in accordance with Section 102(22) of the Act (21 U.S.C. 802(22)), that phenylacetone:

(1) Is the principal compound used, or produced primarily for use, in the manufacture of the Schedule II controlled substances methamphetamine or amphetamine;

(2) Is an immediate chemical intermediary used or likely to be used in the manufacture of such substances; and

(3) The control of which is necessary to prevent, curtail or limit the manufacture of such controlled substances.

Therefore, phenylacetone is an "immediate precursor" of methamphetamine and amphetamine as defined in Section 102(22) of the Act (21 U.S.C. 802(22)) and thus may be placed in Schedule II as are methamphetamine and amphetamine, without the necessity of making the findings otherwise required by Sections 201(a) and 202(b) of the Act (21 U.S.C. 811(a) and 812(b)) and without regard to the procedures otherwise required by Section 201(a) and (b) of the Act (21 U.S.C. 811(a) and (b)). Such procedures which, under the authority of Section 201(e) of the Act (21 U.S.C. 811(e)), need not be required in controlling immediate precursors, include the rulemaking procedures as set forth in the Administrative Procedures Act (5 U.S.C. 551–559), and the opportunity for a hearing on the record.

Therefore, the Administrator of the Drug Enforcement Administration hereby dispenses with issuing Notice of Proposed Rulemaking, and the opportunity for a hearing on the record, and issues this Final Order placing phenylacetone into Schedule II of the Act as an immediate precursor to methamphetamine and amphetamine, out of high regard for the need for prompt controls over phenylacetone without undue delay, which effective amphetamine and methamphetamine control demands, and in recognition of the statutory authority to regulate precursors expeditiously in any event.

Even so, the Administrator is establishing the dates on which the first Schedule II controls shall be imposed upon the legitimate manufacture, distribution, dispensing, importation, and exportation of phenylacetone to be no sooner than February 11, 1980. Within this two month period between publication of this Order and the first effective dates imposing regulatory controls for phenylacetone, all interested persons may submit comments and objections related to the issue whether, and to what extent, the required compliance by industry with Schedule II controls will or might likely hinder their legitimate manufacturing and sales activities with phenylacetone so as to outweigh the expected benefit to result from Schedule II placement of phenylacetone in curbing illicit manufacture of methamphetamine and amphetamine. The Administrator affords this opportunity for comment notwithstanding that he has earlier asked for comments by interested persons on this same issue (40 FR 47525, October 9, 1975). In response thereto, twenty-nine letters were received and the general nature of them was that phenylacetone is used in the pharmaceutical industry to make amphetamine and amphetamine-like products, and minimally in research. Most respondents stated phenylacetone was not used in their industrial processes, which included rubber processing and the manufacture of chemicals. Five opposed control citing that additional recordkeeping and security measures could be burdensome.

The Administrator, however, intends to learn how industry would currently regard this present control action, and for this reason, is offering the sixty day comment period established by this Order.

Should the Administrator receive comments or objections on the aforementioned issue which raise significant questions on the ability of industry to comply with Schedule II controls for phenylacetone, he shall immediately suspend the effectiveness of this Order as it relates to this imposition of Schedule II regulatory controls until he may reconsider that portion of this Order in light of such comments and objections so filed. Thereafter, he may reinstate, revoke or amend this Order as he determines is appropriate.

Comments should be submitted in quintuplicate to the Administrator, Drug Enforcement Administration, United States Department of Justice, 1405 I Street, NW, Washington, D.C. 20537, Attention: DEA Federal Register Representative. Dated: December 7, 1979.

Therefore, pursuant to 21 U.S.C. 811(e) and regulations of the Drug Enforcement Administration and of the Department of Justice, the Administrator of the Drug Enforcement Administration hereby orders that phenylacetone be included in Schedule II of the Act, and that § 1308.12 of Title 21, Code of Federal Regulations (CFR) be amended by creating a new subsection (f), designated *Immediate precursors*, and including therein phenylacetone as set forth below. Additionally, the Administrator takes the present opportunity to make a non-substantive change in the listing of other immediate precursors, by removing 1-phenylcyclohexylamine, and 1-piperidinocyclohexanecarbonitrile (PCC), which are immediate precursors to phencyclidine (PCP), from where they currently appear in subsection (e) (Depressants) of § 1308.12 and re-listing them in the new subsection (f), and by re-numbering Secobarbital as item (5) in § 1308.12(e).

1308.12 Schedule II.

* * * * *

(f) *Immediate precursors.* Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances:

(1) Immediate precursor to amphetamine and methamphetamine:

(i) Phenylacetone—8501
Some trade or other names: phenyl-2-propanone; P2P; benzyl methyl ketone; methyl benzyl ketone;

(2) Immediate precursors to phencyclidine (PCP):

(i) 1-phenylcyclohexylamine—7460
(ii) 1-piperidinocyclohexanecarbonitrile (PCC)—8603

* * * * *

Effective Dates

1. *Registration.* Any person who manufactures, distributes, dispenses, imports or exports phenlyacetone or who proposes to engage in such activities, shall submit an application for registration to conduct such activities in accordance with Parts 1301 and 1311 of Title 21 of the Code of Federal Regulations on or before February 11, 1980. Applications for registration should be sent by registered mail, return receipt requested, to: United States Department of Justice, Drug Enforcement Administration, Registration Section, P.O. Box 28083, Central Station, Washington, D.C. 20005.

2. *Security.* Phenylacetone must be manufactured, distributed, and stored in accordance with §§ 1301.71, 1301.72(a), (c), and (d), 1301.73, 1301.74(a)–(f), 1301.75(b)(c) and 1301.76 of Title 21 of the Code of Federal Regulations on or before June 12, 1980. From now until the effective date of this provision, it is expected that manufacturers and distributors of phenylacetone will initiate whatever preparations as may be necessary, including undertaking handling and engineering studies and construction programs, in order to provide adequate security for phenylacetone in accordance with DEA regulations so that substantial compliance with this provision can be met by June 12, 1980. In the event that this imposes special hardships, the Drug Enforcement Administration will entertain any justified requests for extensions of time.

3. *Labeling and Packaging.* All labels on commercial containers of, and all labeling of phenylacetone packaged after June 12, 1980, shall comply with the requirements of §§ 1302.03–1302.05 and 1302.08 of Title 21 of the Code of Federal Regulations. In the event this effective date imposes special hardships on any manufacturer, as defined in Section 102(14) of the Controlled Substances Act (21 U.S.C. 802(14)), the Drug Enforcement Administration will entertain any justified requests for an extension of time.

4. *Inventory.* Every registrant required to keep records who possesses any quantity of phenylacetone shall take an inventory pursuant to §§ 1304.11–1304.19 of Title 21 of the Code of Federal Regulations, of all stocks of such substance on hand on February 11, 1980.

5. *Records.* All registrants required to keep records pursuant to §§ 1304.21–1304.27 of Title 21 of the Code of Federal Regulations shall maintain such records on phenylacetone commencing on the date on which the inventory of such substance is taken.

6. *Reports.* All registrants required to file reports with the Drug Enforcement Administration pursuant to §§ 1304.37–1304.41 of Title 21 of the Code of Federal Regulations shall report on the inventory taken under paragraph 4 above and on all subsequent transactions.

7. *Order Forms.* The order form requirements of §§ 1305.01–1305.16 of Title 21 of the Code of Federal Regulations shall be in effect on the date which the initial inventory of this Schedule II controlled substance is taken, March 11, 1980.

8. *Quotas.* Quotas shall be established in 1980 for phenylacetone pursuant to §§ 1303.01–1303.37 of Title 21 of the Code of Federal Regulations. Applications for procurement quotas and manufacturing quotas should be submitted not later than February 11, 1980.

9. *Importation and Exportation.* All importation and exportation of phenylacetone shall, on or after February 11, 1980, be required to be in compliance with Part 1312 of Title 21 of the Code of Federal Regulations.

10. *Criminal Liability.* The Administrator, Drug Enforcement Administration, hereby orders that any activity with respect to phenylacetone as a Schedule II controlled substance not authorized by, or in violation of, the Controlled Substances Act or the Controlled Substances Import and Export Act, conducted after February 11, 1980, shall be unlawful, except that any person who is not now registered to handle phenylacetone as a Schedule II controlled substance but who is entitled to registration under such Acts may continue to conduct normal business or professional practice with phenylacetone between the date on which this Order is published and the date which he obtains or is denied registration; provided, that application for such registration is submitted on or before February 11, 1980.

11. *Other.* In all other respects, this Order is effective February 11, 1980.

Dated: December 7, 1979.

Peter B. Bensinger,
Administrator, Drug Enforcement Administration.

[FR Doc. 79-38114 Filed 12-11-79; 8:45 am]
BILLING CODE 4410-09-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Assistant Secretary for Housing—Federal Housing Commissioner

24 CFR Part 207

[Docket No. R-79-754]

Amendments to Part 207 To Change the Minimum Number of Units Required for Projects Insured Under Section 207 of the National Housing Act

AGENCY: Department of Housing and Urban Development, Office of the Assistant Secretary for Housing—Federal Housing Commissioner.

ACTION: Final rule.

SUMMARY: Sections 207.24 (a) and (b) and 207.32a of Subpart A are being amended to reflect the change from 8 to 5 in the minimum number of units required for projects insured under section 207 of the National Housing Act as authorized by the Housing and Community Development Amendments of 1978.

EFFECTIVE DATE: January 2, 1980.

ADDRESS: Rules Docket Clerk, Office of the General Counsel, Room 5218, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, D.C. 20410.

FOR FURTHER INFORMATION CONTACT: George O. Hipps, Jr., Office of Multifamily Housing Development, Room 6128, 451 Seventh Street SW., Washington, D.C. 20410; Phone: (202) 755–5720. (This is not a toll free number.)

SUPPLEMENTARY INFORMATION: Section 207 of the National Housing Act has required that a multifamily project or a mobile home park have a minimum of eight units to be eligible for mortgage insurance. This minimum number was changed to five by the Housing and Community Development Amendments of 1978 enacted October 27, 1978. With this change, proposed projects of 5, 6, and 7 units will be eligible for mortgage insurance. Existing multifamily apartment housing projects of five to seven units will also be eligible under Part 207 pursuant to section 223(f) of the National Housing Act.

Since these amendments to Part 207 implement a statutory provision which is beneficial to the public and does not involve the exercise of policy judgment by this Department, the Secretary has determined that advance publication, notice and public procedure would be contrary to the public interest and that good cause exists for making these amendments effective as soon as possible.

A Finding of Inapplicability respecting the National Environmental Policy Act of 1969 has been made in accordance with HUD procedures. A copy of this Finding of Inapplicability will be available for public inspection during regular hours in the Office of the Rules Docket Clerk, Office of General Counsel, Room 5218, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, D.C. 20410.

Accordingly, Part 207 is amended as stated below:

PART 207—MULTIFAMILY HOUSING MORTGAGE INSURANCE

Subpart A—Eligibility Requirements

§ 207.24 [Amended]

1. In 207.24(a) in the eighth line and in § 207.24(b) in the tenth line, the word "eight" is changed to "five".

§ 207.32a [Amended]

2. In § 207.32a in the ninth line, the word "eight" is changed to "five".

(Sec. 7(d), Department of Housing and Urban Development Act; 42 U.S.C. 3535(d))

Issued in Washington, D.C., on December 6, 1979.

Lawrence B. Simons,

Assistant Secretary for Housing—Federal Housing Commissioner.

[FR Doc. 79-38085 Filed 12-11-79; 8:45 am]

BILLING CODE 4210-01-M

DEPARTMENT OF DEFENSE

Department of the Air Force

32 CFR Part 812

Sales and Services; User Charges

AGENCY: Department of the Air Force, Department of Defense.

ACTION: Final rule.

SUMMARY: The Department of the Air Force is revising Part 812 of Chapter VII, Title 32, of the Code of Federal Regulations. This revision prescribes general policy for developing an equitable and uniform system of charges for special services and for selling or leasing property to persons or organizations outside the Department of Defense and outside the Federal Government. It implements DOD Instruction 7230.7, August 15, 1978, and portions of DOD Instruction 7730.53, July 15, 1970. It applies to all Air Force activities providing special benefits outside the Federal Government.

EFFECTIVE DATE: March 23, 1979.

FOR FURTHER INFORMATION CONTACT: Mr. Larry A. Williamson, Air Force Accounting and Finance Center, AFAFC/XSGB, Denver, Colorado 80279, telephone (303) 370-7471.

SUPPLEMENTARY INFORMATION: Part 812 of Subchapter B, Chapter VII, Title 32, of the Code of Federal Regulations has been revised. The revision eliminates references to the User Charges Report (no longer required); provides for charges for civilian salaries and fringes based upon predetermined rates in AFP 173-13; provides for a 4 percent of direct costs asset use charge to cover depreciation and interest on investment in DOD-owned fixed assets; provides for an administrative surcharge at 3 percent of total costs to cover general and administrative costs; provides for applying a 10 percent interest factor to the asset net book value to facilitate computation of an annual rental of leased property; and provides that lessees must assume all risks on leased property.

Accordingly, Title 32 of the Code of Federal Regulations is amended by revising Part 812 to read as follows:

PART 812—USER CHARGES

Sec.

812.0 Purpose.
812.1 Policy.
812.2 Responsibilities assigned.
812.3 Non-user charge transactions.
812.4 Waived or reduced charges.
812.5 User charge exclusions.
812.6 Charges for special services.
812.7 Charges for lease or sale of property.
812.8 Processing collections.
812.9 Accounting and control.
812.10 Conflicts or recommendations.

Authority.—Sec. 8012, 70A Stat. 488; 10 U.S.C. 8012.

Note.—This part is derived from Air Force Regulation 177-8, March 23, 1979, and Interim Message Change 79-1, October 23, 1979.

Note.—Part 806 of this chapter states the basic policies and instructions governing the disclosure of records and tells members of the public what they must do to inspect or obtain copies of the material referenced herein.

§ 812.0 Purpose.

This part prescribes general policy for developing an equitable and uniform system of charges for special services and for selling or leasing property to persons or organizations outside DOD and outside the Federal Government; states the scope of user charges activities; furnishes guidelines and requirements for determining amounts of user charges, disposing of receipts, and accounting control of revenue from such charges. It implements DOD Instruction 7230.7, August 15, 1978, and portions of DOD Instruction 7730.53, July 15, 1970. This part applies to all AF activities providing special benefits to non-DOD and non-Government recipients.

§ 812.1 Policy.

Air Force activities should not compete with available commercial facilities in providing special benefits or in selling or leasing property to recipients outside DOD or outside the Federal Government. However, impose a reasonable charge when authorized special benefits are provided that:

(a) Enable the recipient to obtain more immediate or substantial gain or values (which may or not be measurable in monetary terms) than those accruing to the general public, or

(b) Are performed at the request of the recipient and are above and beyond the services regularly received by or available without charge to the general public.

§ 812.2 Responsibilities assigned.

Responsibility for initiating and developing schedules of charges and fees consistent with the policies in this part rests with:

(a) HQ USAF for common types of assistance furnished on a department-wide basis (these schedules are in AF functional area directives).

(b) Major commands for types of assistance peculiar to their respective commands.

(c) Each activity concerned for items or types of assistance furnished for which standard fees are not prescribed by higher authority. Each activity:

(1) Identifies the benefits or services covered by this part.

(2) Determines the extent of the special benefits provided.

(3) Determines cost or fair market value.

(4) Establishes the charges.

§ 812.3 Non-user charge transactions.

The provisions of this part do not cover or apply to the areas listed below. This does not necessarily mean charges are not made in these areas but, if made, they are determined under the provisions of other AF directives and are not considered user charges. Charges for services furnished non-Government audiovisual media, for example, are made under Part 837 of this chapter. Similarly, charges for Armed

Forces participation in public events are governed by Part 824 of this chapter. Additional non-user charge areas include:

(a) Morale, welfare, and recreation services to military personnel and civilian employees.

(b) Sale or disposal of surplus property under approved programs.

(c) Services furnished the general public relating to or furthering the AF recruiting program.

(d) Any services furnished representatives of public information media or the general public in the interest of public understanding of the Air Force.

(e) Any records made available to the public under the Freedom of Information Act.

(f) Any request for release of Air Force-developed computer programs to non-Government customers.

(g) Foreign military sales of material and services.

§ 812.4 Waived or reduced charges.

In general, charges may be waived or reduced when:

(a) Payment of the full cost or fee by a State or local government or by a nonprofit group would not be in the interest of the program.

(b) Furnishing the service without charge is an appropriate courtesy to a foreign country or international organization, or comparable fees are set on a reciprocal basis with a foreign country.

(c) The incremental cost of collecting the fees would be an unduly large part of the receipts from the activity.

§ 812.5 User charge exclusions.

Although of a user charge nature, the following are considered exempt from the requirement to assess a charge. The list is not all-inclusive.

(a) Any services requested by members of the Armed Forces when the document or information requested is required by such personnel in their capacity as members of the Armed Forces of the United States.

(b) Any services requested by members of the Armed Forces who are in a casualty status, or by their next of kin or legal representative, and requests for information from any source relating to a casualty.

(c) The address of record of an active duty member or former member of the Armed Forces, when it can be furnished informally through local directory (locator) reference, when requested by a member of the Armed Forces, a relative, or legal representative of a member of the Armed Forces, or the address of record requested by any source, when the address is required for the purpose of paying monies or forwarding property to a member or former member of the Armed Forces.

(d) Any services requested by or on behalf of a member or former member of the Armed Forces, or, if deceased, their next of kin or legal representative pertaining to requests for:

(1) Information required to obtain financial benefits regardless of the terms of separation from the service;

(2) Document showing membership and military record in the Armed Forces if discharge or release was under honorable conditions except as provided in paragraph (d) (1) and (4) of this section;

(3) Information relating to a decoration or award or information required for memorialization purposes;

(4) Review or change in type of discharge or correction of records;

(5) Personal documents, for example, birth certificates, when such documents were required to be furnished by the individual.

(e) Services which are furnished free in accordance with statutes or executive orders.

(f) Information from or copies of medical and dental records and or X-ray films or patients or former patients of military medical or dental facilities, when such information is required and requests for such data are submitted by an accredited medical facility, physician or dentist, or requested by the patient, next of kin, or legal representative.

(g) Any services involving confirmation of employment, disciplinary or other records, salaries of active or separated civilian or military personnel when requested by prospective employers, or recognized sources of inquiry for credit or financial purposes.

(h) Any services requested by and furnished to a member of Congress for official use.

(i) Any services requested by State, territorial, county, or municipal government, or an agency thereof, which is carrying on a function related to or furthering an objective of DOD.

(j) Any services requested by a court when the furnishing of such will serve as a substitute for personal court appearance of a military or civilian employee of DOD.

(k) Any services requested by a nonprofit organization which is carrying on a function related to or furthering an objective of the Federal Government or in the interest of public health and welfare.

(l) Any services requested by an individual or corporation which is carrying on a function related to or furthering an objective of the Federal Government, when the cost of such services would be chargeable directly to a Federal Government contract or grant held by the individual or corporation.

(m) Any services requested by donors with respect to their gifts.

(n) Requests for services which are occasional and incidental (including any request from a resident of a foreign country), of a type that is not requested often, if it is administratively determined that a fee would be inappropriate in such an occasional case.

(o) Any request from Federal employees for completion of forms applicable to claims for reimbursement in connection with the Federal Employees Health Benefit Act of 1959.

(p) Administrative services normally provided in reference or reading rooms for public inspection of records, except for copies of records or documents furnished.

(q) Any request for military locator service by a financial institution located on a DOD installation.

(r) Any request for military locator service from financial organizations, engaged in the composite check program, that are not located on a DOD installation. Each request for an address of record must include:

(1) A statement that the organization is listed as a composite check recipient in the current U.S. Treasury Bureau of Accounts, Financial Organizations Directory.

(2) A statement that the individual whose address is requested has his or her pay forwarded as a direct deposit by DOD disbursing officer.

(3) The financial organization's account number for the individual.

(s) Any services rendered in response to requests for classification review of DOD classified records, submitted under Executive Order 11652, as implemented by DOD Regulation 5200.1-R, which consist of the work performed in conducting the classification review, or in granting and carrying to completion an appeal from a denial of declassification after such review.

(t) Any services of a humanitarian nature performed in certain emergency situations, such as: Life-saving transportation for non-U.S. Armed Forces patients, search and rescue operations, and airlift of personnel and supplies to a site of disaster. This does not mean inter- and intra-Governmental agreements to recover all or part of costs should not be negotiated. Rather, it means the recipient or beneficiary is not assessed a user charge.

§ 812.6 Charges for special services.

(a) *Establishing fees.* Establish user charge fees for special services on the basis of total costs or fair market value, whichever is higher, and not by the value of the services to the recipient. When applicable, determine fair market value in accordance with commercial rates in the local geographical area by referring to public pricing information, trade association information, market surveys, and other available information; do not conduct surveys solely for this purpose. Whenever feasible, establish and publish rates and fees in advance to facilitate uniformity of charges. Review rate and fee schedules annually or whenever significant changes in costs occur. Primary user charge rate and fee schedules are contained in Part 813 of this chapter, Schedule of Fees for Copying, Certifying and Searching Records and Other Documentary Material, and Part 811 of this chapter, Sale or Release of Audiovisual Documentation.

(b) *Determining costs.* Determine or estimate costs from the best available records in the activity. Use existing cost systems; however, do not establish cost accounting systems solely to determine user charges. The following direct and indirect costs are included within the definition and determination of total costs:

(1) Civilian salaries or wages and associated AF share of fringe expenses. Use predetermined rates in AFP 173–13, USAF Cost and Planning Factors Guide, as the basis for assessing charges.

(2) Military personnel costs and associated AF share of fringe expenses. The rates to be charged and the basis for charging DOD, non-DOD Federal, and non-Federal agencies are in AFM 177–101, part 5, chapter 2.

(3) Costs for materials, supplies, travel, communications, utilties, equipment and property rental, and maintenance of property and equipment.

(4) An asset use charge at 4 percent of direct costs to cover depreciation and interest on investment in DOD-owned fixed assets.

(5) Cost of research, and of establishing standards and regulations when directly associated with the service performed.

(6) An administrative surcharge at 3 percent of total costs paragraph (b) ((1) through (5) of this section) to cover general and administrative costs.

§ 812.7 Charges for lease or sale of property.

When Federally owned property or resources are leased or sold, assess a rental cost or sales price based on a determination of fair market value. Determine fair market value by applying sound business management principles in accordance with comparable commercial practices. Charges need not be limited to recovery of costs; they may produce net revenues to the Government.

(a) *Sale of Material.* In the absence of a known market value, determine the fair value for sale of material on the basis of an aggregate of the:

(1) Standard price of the item carried in inventory (or at a reduced price when so authorized for sale within DOD).

(2) Accessorial and administrative costs provided in AFR 172–5, Reimbursement for accessorial and Administrative Costs.

(b) *Lease or Rental of Property.* Fair market value for lease or rental of property is normally determined according to commercial rates for similar property in the local geographical area.

(1) In cases involving lease or rental of military equipment, where there is no commercial counterpart, base fair market value on a computation of an annual rent made up of the sum of annual depreciation and interest on investment. Determine amount of interest on investment by applying a 10 percent interest factor to the net book value (acquisition cost plus additions less depreciation) of the asset. Add the cost of support, including general and administrative expenses, if support is furnished.

(2) In determining the fair market value of property to be leased, consideration may be given to the degree lessee assumes risk of loss or damage to the property and holds the government harmless against claims or liabilities by the lessee or third parties.

§ 812.8 Processing collections.

(a) Dispose of receipts per existing instructions.

(b) Normally, collect charges and fees before rendering the service. In some instances it may be more practical to collect charges and fees when conveying the service or property to the recipient.

(c) Normally, deposit fees and charges collected to the appropriate receipt account. However, when authorized by law or AF directives, deposit fees and charges collected to the credit of the appropriation or fund responsible for the principal financial support of the services. Deposit collections in excess of recovery of full costs to the appropriate receipt account. Deposit collections for utilities and services in connection with the lease of property to the appropriation or fund responsible for financing the operations of the equipment and facility.

§ 812.9 Accounting and control.

(a) Activities providing special benefits or leasing and selling property must make sure user charges imposed are in accordance with this part. Request revisions, through appropriate OPR channels, when rate and fee schedules included in functional area regulations do not appear adequate in view of current experience. When charges are determined locally, give special attention to ensure compliance with this part.

(b) Activities generating user charge transactions furnish the AFO all pertinent information necessary to voucher, collect, and otherwise account for each user charge being imposed. AFOs or their designees verify the accuracy and completeness of documentation supporting each user charge transaction. AFOs or designees also periodically review records, documentation, and procedures to ensure compliance with this part. An effective working relationship must be maintained between the AFO and activities generating user charge transactions.

§ 812.10 Conflicts or recommendations.

If this part conflicts with other regulations or law, or otherwise appears to require modification, submit recommendations to AFAFC/XSGB, Denver CO 80279.

Carol M. Rose,

Air Force Federal Register Liaison Officer.

[FR Doc. 79-38071 Filed 12-11-79; 8:45 am]

BILLING CODE 3910-01-M

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32 CFR Part 813

Schedule of Fees for Copying, Certifying and Searching Records and Other Documentary Material

AGENCY: Department of the Air Force, Department of Defense.

ACTION: Final rule.

SUMMARY: The Department of the Air Force is revising Part 813 of Chapter VII, Title 32, of the Code of Federal Regulations. This revision updates the schedule of fees the public is charged for services rendered by DOD components related to copying, certifying and searching records and other documentary material. It implements DOD Instruction 7230.7, enclosure 3, June 12, 1979.

EFFECTIVE DATE: October 9, 1979.

FOR FURTHER INFORMATION CONTACT: Mr. Charlie C. Ratcliffe, telephone (202) 694–3488.

SUPPLEMENTARY INFORMATION: On June 20, 1979, the Department of Defense published in the Federal Register (44 FR 36029) a final rule which revised the schedule of fees and rates charged for copying, certifying and searching records and other documentary material. The Department of the Air Force will apply the same schedule of fees and rates as that applied by the Department of Defense in 32 CFR 288.9.

Accordingly, Title 32 CFR, Chapter VII, is amended by revising Part 813 to read as follows:

PART 813—SCHEDULE OF FEES FOR COPYING, CERTIFYING AND SEARCHING RECORDS AND OTHER DOCUMENTARY MATERIAL

Sec.
813.0 Purpose.
813.1 Sales charge.
813.2 Service fees.
813.3 Fee schedule review.
813.4 Collecting and depositing fees.
813.5 Schedule of fees and rates.

Authority.—10 U.S.C. 81012, except as otherwise noted.

Note.—This part is derived from Air Force Regulation 12–32, October 9, 1979.

Note.—Part 806 of this chapter states the basic policies and instructions governing the disclosure of records and tells members of the public what they must do to inspect or obtain copies of the material referenced herein.

§ 813.0 Purpose.

This part tells what fees are collected for services related to copying, certifying, and searching records and other documentary material when release has been authorized. It implements DOD Instruction 7230.7, enclosure 3, June 12, 1979. This part applies to all Air Force activities.

§ 813.1 Sales charge

A charge is made for any service or sale that conveys a special benefit to the recipient beyond any benefits that accrue to the general public. For guidance see Part 812 of this chapter.

§ 813.2 Service fees.

The fee schedule in § 813.5 is used to set fees for services provided. This schedule will not be used for records furnished under Part 806 of this chapter. For other exclusions and exceptions see Part 812 of this chapter.

§ 813.3 Fee schedule review.

HQ USAF/DAA(S) reviews the fee schedule once a year to decide what changes are needed. An activity may send recommended changes to these fees, through channels, to HQ USAF/DAA(S).

§ 813.4 Collecting and depositing fees.

Persons responsible for collecting and depositing fees must comply with Part 812 of this chapter, AFMs 177–101 and 177–108, and other Accounting and Finance directives that apply.

§ 813.5 Schedule of fees and rates.

The schedule of fees and rates that the Air Force will apply are the same as those the Department of Defense published in the Federal Register on June 20, 1979 (44 FR 36029). (See 32 CFR 288.9.)

Carol M. Rose,

Air Force Federal Register Liaison Officer.

[FR Doc. 79-38073 Filed 12-11-79; 8:45 am]

BILLING CODE 3910-01-M

DEPARTMENT OF THE INTERIOR

Water and Power Resources Service

43 CFR Chapter I

Public Lands; Bureau of Reclamation

AGENCY: Water and Power Resources Service, Interior.

ACTION: Notification of Name Change—Final Rule.

SUMMARY: By Secretarial Order No. 3042, dated November 6, 1979, the Secretary of the Interior changed the name of the Bureau of Reclamation to the Water and Power Resources Service, to more appropriately reflect the mission of the organization. This action was in accordance with the Reorganization Plan Number 3 of 1950 (64 Stat. 1262). Chapter I of Title 43 must therefore be retitled to reflect this change. Nomenclature changes throughout the text of Chapter I will be made at a later date.

DATE: Effective November 6, 1979.

FOR FURTHER INFORMATION CONTACT: Carl O. Rowe, Staff Assistant to the Commissioner, Commissioner's Office, Water and Power Resources Service, Washington, D.C. (202) 343–6833.

Dated: December 7, 1979.

Guy R. Martin,

Assistant Secretary of the Interior.

Accordingly, 43 CFR Chapter I is retitled Water and Power Resources Service.

[FR Doc. 79-38123 Filed 12-11-79; 8:45 am]

BILLING CODE 4310-09-M

INTERSTATE COMMERCE COMMISSION

49 CFR Part 1033

[Fifth Rev. Service Order No. 1323]

Car Service; Distribution of Freight Cars

AGENCY: Interstate Commerce Commission.

ACTION: Emergency Order, Fifth Revised Service Order No. 1323.

SUMMARY: There is a shortage of tri-level auto rack flat cars on the Union Pacific and on Chicago, Milwaukee, St. Paul and Pacific Railroad for the shipment of automobiles. Fifth Revised Service Order No. 1323 adds MILW to this order.

EFFECTIVE DATE: 11:59 p.m., December 6, 1979, and continuing in effect until February 29, 1980.

FOR FURTHER INFORMATION CONTACT: J. Kenneth Carter (202) 275–7840.

SUPPLEMENTARY INFORMATION: Decided: December 5, 1979.

There are shortages of tri-level type multi-level auto rack flat cars on the Union Pacific Railroad Company (UP) and on Chicago, Milwaukee, St. Paul and Pacific Railroad Company (MILW), required to transport automobiles subject to tariff restrictions requiring the use of such tri-level cars. These railroads have available supplies of bi-level cars of similar type which could be used for transporting these automobiles if tariff provisions permitted. The economic loss suffered by shippers dependent upon the UP and MILW for their car supplies can be alleviated by the substitution of bi-level cars for tri-level cars at the ratio of three bi-level cars for each two tri-level cars ordered.

In the opinion of the Commission present regulations and practices with respect to the use and supply of auto rack flat cars are ineffective to overcome these shortages and an emergency exists requiring immediate action. Accordingly, the Commission finds that notice and public procedure are impracticable and contrary to the public interest, and that good cause exists for making this order effective upon less than thirty days' notice.

It is ordered,

§ 1033.1323 Fifth Revised Service Order No. 1323.

[1] (a) *Distribution of Freight Cars.* Subject to the concurrence of the

[1] Chicago, Milwaukee, St. Paul and Pacific Railroad Company added.

shipper the Union Pacific Railroad Company (UP) and Chicago, Milwaukee, St. Paul and Pacific Railroad Company (MILW) may substitute three bi-level auto rack flat cars, listed in the Official Railway Equipment Register, ICC RER No. 6410–C, issued by W. J. Trezise, or successive issues thereof, as having mechanical designation "FA" for each two tri-level auto rack flat cars ordered by the shipper for transporting automobiles.

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

(c) *Rates and Minimum Weights Applicable.* The rates to be applied to shipments for which three bi-level cars have been substituted for two tri-level cars ordered as authorized by paragraph (a) of this section shall be the rates applicable to the larger cars ordered. The minimum weight to be applied to each group of three bi-level cars substituted for two tri-level cars shall be the combined minimum weights applicable to the two tri-level cars ordered.

(d) *Billing to be Endorsed.* The carrier substituting smaller cars for larger cars as authorized by paragraph (a) of this section shall place the following endorsement on the bill of lading and on the waybills authorizing movement of the car:

"Two tri-level cars ordered. Three bi-level cars furnished authority I.C.C. Fifth Revised Service Order No. 1323."

(e) *Exception.* This order shall not apply to shipments subject to tariff provisions which require that cars be furnished by the shipper.

(f) *Exception.* Exceptions to this order may be authorized to railroads by the Railroad Service Board, Washington, D.C. 20423. Requests for such exception must be submitted in writing, or confirmed in writing, and must clearly state the points at which such exceptions are requested and the reason therefor.

(g) *Rules and Regulations Suspended.* The operation of all rules, regulations, or tariff provisions is suspended insofar as they conflict with the provisions of this order.

(h) *Effective date.* This order shall become effective at 11:59 p.m., December 6, 1979.

(i) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., February 29, 1980, unless otherwise modified, amended, or vacated by order of this Commission.

(49 U.S.C. (10304–10305 and 11121–11126))

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

By the Commission, Railroad Service Board, members Joel E. Burns, Robert S. Turkington and John R. Michael.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 79-38077 Filed 12-11-79; 8:45 am]

BILLING CODE 7035-01-M

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49 CFR Part 1033

[Service Order No. 1412]

Car Service; Chicago, Milwaukee, St. Paul & Pacific Railroad Co. Authorized To Operate Over Tracks of Chicago, Rock Island & Pacific Railroad Co. at Washington, Iowa

AGENCY: Interstate Commerce Commission.

ACTION: Service Order No. 1412.

SUMMARY: Service Order No. 1412 authorizes the MILW to operate over tracks of the RI in Washington, Iowa, in order to serve shippers located adjacent to these tracks.

EFFECTIVE DATE: 12:01 a.m., December 6, 1979.

EXPIRATION DATE: 11:59 p.m., March 2, 1980.

FOR FURTHER INFORMATION CONTACT: J. Kenneth Carter, (202) 275–7840.

SUPPLEMENTARY INFORMATION: Decided: December 6, 1979.

The line of the Chicago, Rock Island and Pacific Railroad Company (RI) serving Washington, Iowa, is not included in Directed Service Order No. 1398 (Sub-No. 1), depriving shippers located adjacent to these tracks in Washington of essential railroad service by the RI. The Chicago, Milwaukee, St. Paul and Pacific Railroad Company (MILW) connects with the RI at Washington and has consented to operate over the tracks of the RI in Washington to serve these industries. The Kansas City Terminal Railway (KCT), the directed operator of the RI, has consented to the use of these tracks by the MILW.

It is the opinion of the Commission that an emergency exists requiring the operation of MILW trains over these tracks of the RI in the interest of the public; that notice and public procedure are impracticable and contrary to the public interest; and that good cause exists for making this order effective upon less than thirty days' notice.

It is ordered,

§ 1033.1412 Service Order No. 1412.

(a) *Chicago, Milwaukee, St. Paul and Pacific Railroad Company authorized to operate over tracks of Chicago, Rock Island and Pacific Railroad Company at Washington, Iowa.* The Chicago, Milwaukee, St. Paul and Pacific Railroad Company (MILW) is authorized to operate over tracks of the Chicago, Rock Island and Pacific Company (RI) in Washington, Iowa, for the purpose of serving industries located adjacent to such tracks.

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

(c) *Rates applicable.* Inasmuch as this operation by the MILW over tracks of the RI is deemed to be due to carrier's disability, the rates applicable to traffic moved by the MILW over the tracks of the RI shall be the rates which were applicable on the shipments at the time of shipment as originally routed.

(d) *Effective date.* This order shall become effective at 12:01 a.m., December 6, 1979.

(e) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., March 2, 1980, unless otherwise modified, amended or vacated by order of this Commission.

(49 U.S.C. (10304–10305 and 11121–11126).)

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

By the Commission, Railroad Service Board, members Joel E. Burns, Robert S. Turkington and John R. Michael.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 79-38079 Filed 12-11-79; 8:45 am]

BILLING CODE 7035-01-M

49 CFR Part 1033

[Service Order No. 1413]

Car Service; St. Louis Southwestern Railway Co. Authorized To Operate over Tracks of Chicago, Rock Island & Pacific Railroad Co. at Camden, Ark.

AGENCY: Interstate Commerce Commission.

ACTION: Service Order No. 1413

SUMMARY: Authorizes the St. Louis Southwestern Railway Company to operate over the tracks of the Chicago, Rock Island and Pacific Railroad Company at Camden, Arkansas, in order to serve Industries which would otherwise be deprived of railroad service.

EFFECTIVE DATE: 12:01 a.m., December 6, 1979, and continuing in effect until March 2, 1980.

FOR FURTHER INFORMATION CONTACT: J. Kenneth Carter, (202) 275-7840.

SUPPLEMENTARY INFORMATION: Decided: December 6, 1979.

The line of the Chicago, Rock Island and Pacific Railroad Company (RI) between Fordyce and Camden, Arkansas, is not included in Directed Service Order No. 1398 (Sub-No. 1). The Kansas City Terminal Railway (KCT) the directed operator of the RI, has returned the yard tracks at Camden to the Trustee of the RI because they cannot be used in directed service. RI shippers in Camden are deprived of essential railroad service.

The St. Louis Southwestern Railway Company (SSW) serves Camden and has consented to operate over the tracks of the RI in Camden in order to serve these industries. The Trustee of the RI has consented to use of these tracks by the SSW.

It is the opinion of the Commission that an emergency exists requiring the operations of SSW trains over these tracks of the RI in the interest of the public; that notice and public procedure are impracticable and contrary to the public interest; and that good cause exists for making this order effective upon less than thirty days' notice.

It is ordered,

§ 1033.1413 Service Order No. 1413.

(a) St. Louis Southwestern Railway Company Authorized to Operate over Tracks of Chicago, Rock Island and Pacific Railroad Company at Camden, Arkansas. The St. Louis Southwestern Railway Company (SSW) is authorized to operate over tracks of the Chicago, Rock Island and Pacific Railroad Company (RI) at Camden, Arkansas for the purpose of serving industries located adjacent to such tracks.

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

(c) *Rates applicable.* Inasmuch as this operation by the SSW over tracks of the RI is deemed to be due to carrier's disability, the rates applicable to traffic moved by the SSW over the tracks of the RI shall be the rates which were applicable on the shipments at the time of shipment as originally routed.

(d) *Effective date.* This order shall become effective at 12:01 a.m., December 6, 1979.

(e) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., March 2, 1980, unless otherwise modified, amended, or vacated by order of this Commission.

(49 U.S.C. (10304-10305 and 11121-11126))

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

By the Commission, Railroad Service Board, members Joel E. Burns, Robert S. Turkington and John R. Michael.

Agatha L. Mergenovich,
Secretary.

[FR Doc. 79-38078 Filed 12-11-79; 8:45 am]
BILLING CODE 7035-01-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 64

[Docket No. FEMA 5745]

List of Communities Eligible for the Sale of Insurance Under the National Flood Insurance Program

AGENCY: Federal Insurance Administration, FEMA.

ACTION: Final rule.

SUMMARY: This rule lists communities participating in the National Flood Insurance Program (NFIP). These communities have applied to the program and have agreed to enact certain flood plain management measures. The communities' participation in the program authorizes the sale of flood insurance to owners of property located in the communities listed.

EFFECTIVE DATES: The date listed in the fifth column of the table.

ADDRESSES: Flood insurance policies for property located in the communities listed can be obtained from any licensed property insurance agent or broker serving the eligible community, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Phone: (800) 638-6620.

FOR FURTHER INFORMATION CONTACT: Mr. Richard Krimm, National Flood Insurance Program, (202) 755-5581 or Toll Free Line 800-424-8872, Room 5270, 451 Seventh Street, SW., Washington, DC 20410.

SUPPLEMENTARY INFORMATION: The National Flood Insurance Program (NFIP) enables property owners to purchase flood insurance at rates made reasonable through a Federal subsidy. In return, communities agree to adopt and administer local flood plain management measures aimed at protecting lives and new construction from future flooding. Since the communities on the attached list have recently entered the NFIP, subsidized flood insurance is now available for property in the community.

In addition, the Federal Insurance Administator has identified the special flood hazard areas in some of these communities by publishing a Flood Hazard Boundary Map. The date of the flood map, if one has been published, is indicated in the sixth column of the table. In the communities listed where a flood map has been published, Section 102 of the Flood Disaster Protection Act of 1973, as amended, requires the purchase of flood insurance as a condition of Federal or federally related financial assistance for acquisition or construction of buildings in the special flood hazard area shown on the map.

The Federal Insurance Administrator finds that delayed effective dates would be contrary to the public interest. The Administrator also finds that notice and public procedure under 5 U.S.C. 553(b) are impracticable and unnecessary.

In each entry, a complete chronology of effective dates appears for each listed community. The entry reads as follows:

Section 64.6 is amended by adding in alphabetical sequence new entries to the table.

§ 64.6 List of eligible communities.

State	County	Location	Community No.	Effective dates of authorization/ cancellation of sale of flood insurance in community	Special flood hazard area identified
New York	Steuben	Thurston, town of	361213A	Nov. 14, 1979, emergency.	Oct. 25, 1974 and Aug. 13, 1976.
North Carolina	Surry	Unincorporated areas	370364	Nov. 9, 1979, emergency	Aug. 11, 1978.
Pennsylvania	Butler	Clay, township of	422343	Nov. 14, 1979, emergency.	Jan. 17, 1975.
Texas	Liberty	Daisetta, city of	481101	do	July 2, 1976.
Indiana	Orange	Paoli, town of	180189	do	Nov. 23, 1973 and Oct. 31, 1975.
Vermont	Calendonia	Stannard, town of	500197	Nov. 16, 1979, emergency.	
Wyoming	Natrona	Mills, town of	560076-A	do	Aug. 16, 1977.
Pennsylvania	Lackawanna	Old Forge, borough of	4205358	July 25, 1974, emergency, Oct. 16, 1979, regular, Oct. 16, 1979, suspended, Nov. 16, 1979, reinstated.	June 28, 1974 and July 23, 1976.
North Carolina	Gaston	Belmont, city of	370320A	Mar. 26, 1976, emergency, Nov. 1, 1979, regular, Nov. 1, 1979, suspended, Nov. 23, 1979, reinstated.	June 27, 1975.
Alabama	Tuscaloosa	Tuscaloosa, city of	010203A	Nov. 15, 1979, suspension withdrawn.	Oct. 24, 1975.
California	San Mateo	Woodside, town of	060330B	do	June 14, 1974 and April 9, 1976.
Florida	Brevard	Melbourne Village, town of	120329C	do	Feb. 15, 1974 and Feb. 13, 1976.
Idaho	Bingham	Unincorporated areas	160018B	do	June 20, 1978.
Illinois	Du Page	West Chicago, city of	170219B	do	April 12, 1974.
Indiana	Clark	Charlestown, city of	180025B	do	April 12, 1974.
Maine	Kennebec	Hallowell, city of	230069B	do	Feb. 1, 1974 and April 21, 1976.
Michigan	Berrien	Bridgman, city of	260033B	do	June 7, 1974 and June 11, 1976.
Mississippi	Madison	Canton, city of	280109B	do	June 7, 1974 and May 21, 1976.
New Jersey	Bergen	Elmwood Park, borough of	340500A	do	Jan. 4, 1974.
Pennsylvania	Montgomery	Hatfield, township of	4206998	do	July 26,1974 and Aug. 13, 1976.

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968); effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001–4128; Executive Order 12127, 44 FR 19367; and delegation of authority to Federal Insurance Administrator, 44 FR 20963)

Issued: November 20, 1979.

Gloria M. Jimenez,

Federal Insurance Administrator.

[FR Doc. 79-38041 Filed 12-11-79; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 64

[Docket No. FI 5746]

List of Communities Eligible for the Sale of Insurance Under the National Flood Insurance Program

AGENCY: Federal Insurance Administration, FEMA.

ACTION: Final rule.

SUMMARY: This rule lists communities participating in the National Flood Insurance Program (NFIP). These communities have applied to the program and have agreed to enact certain flood plain management measures. The communities' participation in the program authorizes the sale of flood insurance to owners of property located in the communities listed.

EFFECTIVE DATES: The date listed in the fifth column of the table.

ADDRESSES: Flood insurance policies for property located in the communities listed can be obtained from any licensed property insurance agent or broker serving the eligible community, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Phone: (800) 638–6620.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, National Flood Insurance Program, (202) 426–1460 or Toll Free Line 800–424–8872, Room 5150, 451 Seventh Street, SW., Washington, DC 20410.

SUPPLEMENTARY INFORMATION: The National Flood Insurance Program (NFIP), enables property owners to purchase flood insurance at rates made reasonable through a Federal subsidy. In return, communities agree to adopt and administer local flood plain management measures aimed at protecting lives and new construction from future flooding. Since the communities on the attached list have recently entered the NFIP, subsidized flood insurance is now available for property in the community.

In addition, the Federal Insurance Administrator has identified the special flood hazard areas in some of these communities by publishing a Flood

Hazard Boundary Map. The date of the flood map, if one has been published, is indicated in the sixth column of the table. In the communities listed where a flood map has been published, Section 102 of the Flood Disaster Protection Act of 1973, as amended, requires the purchase of flood insurance as a condition of Federal or federally related financial assistance for acquisition or construction of buildings in the special flood hazard area shown on the map.

The Federal Insurance Administrator finds that delayed effective dates would be contrary to the public interest. The Administrator also finds that notice and public procedure under 5 U.S.C. 553 (b) are impracticable and unnecessary.

In each entry, a complete chronology of effective dates appears for each listed community. The entry reads as follows:

Section 64.6 is amended by adding in alphabetical sequence new entries to the table.

§ 64.6 List of eligible communities.

State	County	Location	Community No.	Effective date of authorization of sale of flood insurance for area	Hazard area identified
Missouri	Stoddard County	Penermon, city of	290427	750519 emerg., 790903 reg	770603
Ohio	Mahoning County	Campbell, city of	390368	750617 emerg., 790903 reg	740301
Ohio	Mahoning County	Lowellville, village of	390620	750709 emerg., 790903 reg	740405
Ohio	Portage County	Mogadore, village of	390528	750611 emerg., 790903 reg	740208
Ohio	Butler County	Trenton, city of	390047	750512 emerg., 790903 reg	740510
Alabama	Morgan County	Decatur, city of	010176	731105 emerg., 790905 reg	740524
Alabama	Tuscaloosa County	Northport, city of	010202	730613 emerg., 790905 reg	731228
Alaska	Anchorage Division	Anchorage, municipality of	020005	700612 emerg., 790905 reg	790905
Arizona	Maricopa County	Buckeye, town of	040039	741217 emerg., 790905 reg	790905
California	Napa County	Napa, city of	060207	750725 emerg., 790905 reg	740322
Florida	Indian River County	Indian River Shores, town of	120121	730815 emerg., 790905 reg	731026
Florida	Orange County	Maitland, city of	120184	741010 emerg., 790905 reg	740719
Florida	Broward County	Pompano Beach, city of	120055	711210 emerg., 790905 reg	730316
Georgia	Walker County	Chickamauga, city of	130181	740110 emerg., 790905 reg	740322
Idaho	Bannock County	Bannock County*	160009	740430 emerg., 790905 reg	750117
Idaho	Bingham County	Blackfoot, city of	160019	750619 emerg., 790905 reg	740123
Idaho	Shoshone County	Osburn, city of	160116	740530 emerg., 790905 reg	740123
Idaho	Shoshone County	Shoshone County*	160114	740409 emerg., 790905 reg	770705
Indiana	Morgan County	Mooresville, town of	180334	750604 emerg., 790905 reg	740201
Iowa	Ida County	Ida Grove, city of	190156	740426 emerg., 790905 reg	740123
Iowa	Van Buren County	Keosauqua, city of	190268	750114 emerg., 790905 reg	740116
Kentucky	Harlan County	Benham, city of	210099	750205 emerg., 790905 reg	740517
Kentucky	Christian County	Hopkinsville, city of	210055	740603 emerg., 790905 reg	740201
Louisiana	Grant Parish	Colfax, town of	220077	730521 emerg., 790905 reg	740628
Maine	Kennebec County	Randolph, town of	230244	750805 emerg., 790905 reg	750124
Massachusetts	Bristol County	Seekonk, town of	250063	750725 emerg., 790905 reg	740726
Massachusetts	Norfolk County	Wellesley, town of	250255	721222 emerg., 790905 reg	740621
Missouri	Cass County	Belton, city of	290062	740903 emerg., 790905 reg	740524
Missouri	Jackson County	Oak Grove, city of	290694	760813 emerg., 790905 reg	750711
Missouri	Pemiscot County	Steele, city of	290279	740313 emerg., 790905 reg	740329
New Jersey	Morris County	Dover, town of	340340	720602 emerg., 790905 reg	730316
New York	Albany County	Colonie, town of	360007	740225 emerg., 790905 reg	740920
New York	Westchester County	New Castle, town of	360921	740530 emerg., 790905 reg	740628
North Dakota	Stark County	Belfield, city of	380116	750701 emerg., 790905 reg	740524
North Dakota	Morton County	Hebron, city of	380071	740409 emerg., 790905 reg	740628
Ohio	Licking County	Heath, city of	390332	750214 emerg., 790905 reg	740215
Ohio	Cuyahoga County	North Olmsted, city of	390120	741202 emerg., 790905 reg	740405
Oregon	Douglas County	Elkton, city of	410062	760114 emerg., 790905 reg	740913
Oregon	Clatsop County	Seaside, city of	410032	740325 emerg., 790905 reg	731207
Pennsylvania	Beaver County	Beaver, borough of	420104	750707 emerg., 790905 reg	740315
Pennsylvania	Delaware County	Birmingham, township of	420402	720225 emerg., 790905 reg	740719
Pennsylvania	Washington County	Cecil, township of	422143	741108 emerg., 790905 reg	750117
Pennsylvania	Clearfield County	Clearfield, borough of	420300	730824 emerg., 790905 reg	740116
Pennsylvania	Lancaster County	East Petersburg, borough of	420549	740927 emerg., 790905 reg	760730,
Pennsylvania	Dauphin County	Halifax, borough of	420379	740117 emerg., 790905 reg	761210
Pennsylvania	Northampton County	Hellertown, borough of	420723	711112 emerg., 790905 reg	730208
Pennsylvania	Beaver County	Industry, borough of	420113	750218 emerg., 790905 reg	740208
Pennsylvania	Northumberland County	Little Mahanoy, township of	421015	740130 emerg., 790905 reg	740913
Pennsylvania	Schuylkill County	Tremont, township of	422023	750319 emerg., 790905 reg	741115
Pennsylvania	Dauphin County	Upper Paxton, township of	420399	730405 emerg., 790905 reg	740201
Pennsylvania	Lancaster County	West Hempfield, township of	421789	740830 emerg., 790905 reg	740531
South Dakota	Minnehaha County	Minnehaha County*	460057	741111 emerg., 790905 reg	770524
Virginia	Independent City	Hopewell, city of	510030	750527 emerg., 790905 reg	740614
Virginia	Albemarle County	Scottsville, town of	510007	730412 emerg., 790905 reg	760910
West Virginia	Harrison County	Stonewood, town of	540061	740309 emerg., 790905 reg	740301
Minnesota	Le Sueur County	Cleveland, city of	270560	790907 emerg., 790907 reg	741227
New York	Washington County	Kingsbury, town of	361235	750329 emerg., 790907 reg	741101
New York	Wayne County	Lyons, town of	361226	750715 emerg., 790907 reg	741220
Louisiana	Avoyelles Parish	Plaucheville, village of	220024	730430 emerg., 790911 reg	740830
Arizona	Gila County	Hayden, town of	040104	750529 emerg., 790914 reg	760423
Arizona	Gila County	Winkleman, town of	040031	750715 emerg., 790914 reg	740123
California	Riverside County	Indian Wells, city of	060254	750403 emerg., 790914 reg	740628
California	Riverside County	Indio, city of	060255	790913 emerg., 790914 reg	740531
California	Orange County	Orange County*	060212	710430 emerg., 790914 reg	750110
California	Riverside County	Rancho Mirage, city of	060259	750626 emerg., 790914 reg	790914
California	Orange County	San Juan Capistrano, city of	060231	750807 emerg., 790914 reg	740510
California	Orange County	Santa Ana, city of	060232	750130 emerg., 790914 reg	740621
California	Orange County	Tustin, city of	060235	750617 emerg., 790914 reg	740621
Florida	Collier County	Collier County*	120067	700710 emerg., 790914 reg	790914
Illinois	Cook County	Buffalo Grove, village of	170068	721117 emerg., 790914 reg	740628
Illinois	Cook County	Hodgkins, village of	170106	741009 emerg., 790914 reg	740329
Maryland	Garrett County	Friendsville, town of	240035	750506 emerg., 790914 reg	740628
Massachusetts	Bristol County	North Attleboro, town of	250059	750210 emerg., 790914 reg	740315
Massachusetts	Franklin County	Whately, town of	250132	750724 emerg., 790914 reg	740906
Minnesota	Cottonwood County	Windom, city of	270090	740219 emerg., 790914 reg	731109
New Jersey	Camden County	Brooklawn, borough of	340127	750716 emerg., 790914 reg	740621
New Jersey	Burlington County	Eastampton, township of	340095	720324 emerg., 790914 reg	731005

State	County	Location	Community No.	Effective date of authorization of sale of flood insurance for area	Hazard area identified
New Jersey	Morris County	Florham Park, borough of	340342	720721 emerg., 790914 reg	740628
New Jersey	Camden County	Gloucester, city of	340132	741219 emerg., 790914 reg	740628
New Jersey	Union County	Hillside, township of	340465	711203 emerg., 790914 reg	740109
New Jersey	Ocean County	Stafford, township of	340393	720915 emerg., 790914 reg	700902
New York	Genessee County	Le Roy, town of	860280	750618 emerg., 790914 reg	740308
New York	Orleans County	Ridgeway, town of	361257	761214 emerg., 790914 reg	750207
New York	Columbia County	Stuyvesant, town of	361323	750618 emerg., 790914 reg	741018
Pennsylvania	Columbia County	Catawissa, borough of	420341	730621 emerg., 790914 reg	731012
Pennsylvania	Columbia County	Catawissa, township of	420342	730820 emerg., 790914 reg	740201
Pennsylvania	Allegheny County	Duquesne, city of	420028	740614 emerg., 790914 reg	740412
Pennsylvania	Allegheny County	Leet, township of	420175	740705 emerg., 790914 reg	740531
Pennsylvania	Allegheny County	Sewickley, borough of	420070	741122 emerg., 790914 reg	740109
Pennsylvania	Allegheny County	White Oak, borough of	420069	750130 emerg., 790914 reg	740116
Pennsylvania	Northampton County	Williams, township of	421036	731217 emerg., 790914 reg	740517
Texas	Waller County	Waller, city of	480641	750610 emerg., 790914 reg	741101
Utah	Utah County	Lehi, city of	490209	741018 emerg., 790914 reg	750207
Washington	Lewis County	Winlock, town of	530306	750610 emerg., 790914 reg	750718
Louisiana	Webster parish	Doyline, village of	220236	780721 emerg., 790918 reg	740405
Texas	Sabine County	Hemphill, city of	480997	770401 emerg., 790918 reg	761029
Washington	Spokane County	Spangle, town of	530182	750601 emerg., 790918 reg	780606
Louisiana	Madison parish	Delta, village of	220123	730521 emerg., 790925 reg	741108
Missouri	Mississippi County	East Prairie, city of	290232	730529 emerg., 790925 reg	740503
Utah	Garfield County	Henrieville, town of	490069	750207 emerg., 790925 reg	750207
Texas	Kimble County	Junction, city of	480421	750227 emerg., 790926 reg	740322
Alabama	Limestone County	Athens, city of	010146	740411 emerg., 790928 reg	740308
Alabama	Colbert County	Cherokee, city of	010206	740117 emerg., 790928 reg	740628
Alabama	Marion County	Guin, town of	010162	740117 emerg., 790928 reg	740614
Arkansas	Chicot County	Chicot County*	050025	740724 emerg., 790928 reg	780606
Arkansas	Chicot County	Dermott, city of	050026	741231 emerg., 790928 reg	740322
Arkansas	Lee County	Marianna, city of	050124	750315 emerg., 790928 reg	731026
California	Napa County	Calistoga, city of	060206	750618 emerg., 790928 reg	740510
California	Orange County	Laguna Beach, city of	060223	750422 emerg., 790928 reg	740621
Colorado	Boulder County	Superior, town of	080203	750715 emerg., 790928 reg	760604
Florida	Brevard County	Cocoa, city of	120020	740702 emerg., 790928 reg	740215
Florida	Brevard County	Malabar, town of	120024	740628 emerg., 790928 reg	740301
Florida	Seminole County	Oviedo, city of	120293	750423 emerg., 790928 reg	740123
Georgia	Catoosa County	Catoosa County*	130028	731219 emerg., 790928 reg	0
Georgia	Fulton County	Fairburn, city of	130314	750821 emerg., 790928 reg	770819
Georgia	Bibb County	Macon, city of and Bibb County	130011	710611 emerg., 790928 reg	740524
Georgia	Walker County	Rossville, city of	130183	731219 emerg., 790928 reg	740322
Georgia	Dade County	Trenton, city of	130063	740121 emerg., 790928 reg	740308
Georgia	Chatooga County	Trion, town of	130036	740123 emerg., 790928 reg	740503
Georgia	Fulton County	Union City, city of	130316	750729 emerg., 790928 reg	750404
Georgia	Walker County	Walker County*	130180	740123 emerg., 790928 reg	780303
Illinois	Jo Daviess County	Stonington, village of	170037	750512 emerg., 790928 reg	740607
Indiana	Warrick County	Chandler, town of	180274	760402 emerg., 790928 reg	740109
Kentucky	Fayette County	Lexington-Fayette urban county government.	210067	730817 emerg., 790928 reg	740215
Kentucky	Kenton County	Ludlow, city of	210266	741029 emerg., 790928 reg.	740201
Louisiana	Washington Parish	Franklinton, town of	220233	750114 emerg., 790928 reg	731109
Louisiana	St. Tammany Parish	Mandeville, town of	220202	740312 emerg., 790928 reg	740628
Louisiana	Tangipahoa Parish	Tangipahoa, village of	220213	750331 emerg., 790928 reg	740830
Maine	Androscoggin County	Lewiston, city of	230004	740321 emerg., 790928 reg	740405
Maryland	Allegany County	Barton, town of	240002	750613 emerg., 790928 reg	760213
Maryland	Allegany County	Lonaconing, town of	240005	750619 emerg., 790928 reg	740920
Maryland	Frederick County	Thurmont, town of	240031	741115 emerg., 790928 reg	740628
Michigan	Ingham County	Alaiedon, township of	260670	760409 emerg., 790928 reg	770513
Michigan	Kalamazoo County	Cooper, township of	260428	770506 emerg., 790928 reg	770401
Michigan	Calhoun County	Homer, township of	260654	751224 emerg., 790928 reg	770401
Michigan	Eaton County	Potterville, city of	260711	780309 emerg., 790928 reg	781020
Michigan	Oakland County	Southfield, city of	260179	711201 emerg., 790928 reg	740517
Michigan	Calhoun County	Springfield, city of	260054	750611 emerg., 790928 reg	740628
Mississippi	Marion County	Columbia, city of	250111	750206 emerg., 790928 reg	740531
Mississippi	Panola County	Crenshaw, town of	280127	750317 emerg., 790928 reg	740607
Mississippi	Coahoma County	Jonestown, town of	280041	750728 emerg., 790928 reg	760303
Mississippi	Marion County	Marion County *	280230	750318 emerg., 790928 reg	771223
Mississippi	Madison County	Ridgeland, city of	280110	731227 emerg., 790928 reg	740628
Mississippi	Sunflower County	Sunflower County *	280195	730504 emerg., 790928 reg	771111
Mississippi	Yazoo County	Yazoo County *	280199	730514 emerg., 790928 reg	740913
Montana	Silver Bow County	Butte-Silver Bow	300077	740917 emerg., 790928 reg	740614
New Hampshire	Merrimack County	Franklin, city of	330113	750721 emerg., 790928 reg	740308
New Jersey	Essex County	Belleville, town of	340177	730628 emerg., 790928 reg	740109
New Jersey	Burlington County	Delanco, township of	340093	750627 emerg., 790928 reg	740621
New Jersey	Passaic County	Passaic, city of	340403	730409 emerg., 790928 reg	730831
New York	Dutchess County	La Grange, town of	361011	750226 emerg., 790928 reg	741101
New York	Clinton County	Plattsburgh, town of	360169	730525 emerg., 790928 reg	740830
New York	Westchester County	Rye, town of	360930	730726 emerg., 790928 reg	731228
New York	Chemung County	Van Etten, town of	361045	750711 emerg., 790928 reg	740621
North Carolina	Watauga County	Boone, town of	370253	740822 Emerg., 790928 Reg	740621
North Carolina	Gaston County	Mount Holly, city of	370102	740115 emerg., 790928 reg	740109
North Carolina	Carteret County	Pine Knoll Shores, town of	370267	731025 emerg., 790928 reg	750711
North Carolina	Iredell County	Statesville, city of	370135	740212 emerg., 790928 reg	750601
North Carolina	Davidson County	Thomasville, city of	370082	741203 emerg., 790928 reg	740322
North Dakota	Bottineau County	Bottineau, city of	380007	740701 emerg., 790928 reg	731228
North Dakota	Ward County	Carpio, city of	380142	751231 emerg., 790928 reg	750131
North Dakota	Ward County	Donnybrook, city of	380143	790927 emerg., 790928 reg	761029
North Dakota	Ward County	Sawyer, city of	380145	780925 emerg., 790928 reg	750131
North Dakota	Botineau County	Willow City, city of	380011	760527 emerg., 790928 reg	741115
Ohio	Richland County	Lexington, village of	390618	750703 emerg., 790928 reg	741018
Oklahoma	Tulsa County	Bixby, town of	400207	740306 emerg., 790928 reg	740628
Oklahoma	Muskogee	Boynton, town of	401120	760624 emerg., 790928 reg	760423
Oklahoma	Canadian County	Yukon, city of	400028	740314 emerg., 790928 reg	740524

State	County	Location	Community No.	Effective date of authorization of sale of flood insurance for area	Hazard area identified
Pennsylvania	Lycoming County	Armstrong, township of	420635	730330 emerg., 790928 reg	740222
Pennsylvania	Beaver County	Baden, borough of	420103	750114 emerg., 790928 reg	740322
Pennsylvania	Greene Conty	Carmichaels, borough of	420475	750702 emerg., 790928 reg	740628
Pennsylvania	Lycoming County	Clinton, township of	420637	730410 emerg., 790928 reg	730914
Pennsylvania	York County	Dillsburg, borough of	420919	750916 emerg., 790928 reg	760319
Pennsylvania	Lackawanna County	Dunmore, borough of	420529	740319 emerg., 790928 reg	740201
Pennsylvania	Lancaster County	West Hempfield, township of	420548	730606 emerg., 790928 reg	740719
Pennsylvania	Erie County	Elgin, borough of	422411	751014 emerg., 790928 reg	740124
Pennsylvania	Lancaster County	Elizabeth, township of	421773	750731 emerg., 790928 reg	740906
Pennsylvania	Union County	Gregg, township of	420830	730511 emerg., 790928 reg	740621
Pennsylvania	Lancaster County	Lancaster, City of	420552	720512 emerg., 790928 reg	730831
Pennsylvania	Allegheny County	Lincoln, borough of	420049	750402 emerg., 790928 reg	731228
Pennsylvania	Northampton County	Lower Saucon, township of	420982	740130 emerg., 790928 reg	740628
Pennsylvania	Delaware County	Media, borough of	420421	760518 emerg., 790928 reg	750221
Pennsylvania	Lebanon County	North Annville, township of	420970	731019 emerg., 790928 reg	740109
Pennsylvania	Lebanon County	North Londonderry, township of	420577	730829 emerg., 790928 reg	740123
Pennsylvania	Luzerne County	Nuangola, borough of	422272	751015 emerg., 790928 reg	741229
Pennsylvania	Lackawanna County	Olyphant, borough of	420536	730417 emerg., 790928 reg	730907
Pennsylvania	Allegheny County	Port Vue, borough of	420066	740430 emerg., 790928 reg	740119
Pennsylvania	York County	Railroad, borough of	420935	750501 emerg., 790928 reg	740809
Pennsylvania	Lackawanna County	Roaring Brook, township of	420999	740130 emerg., 790928 reg	740628
Pennsylvania	York County	Seven Valleys, borough of	420936	741213 emerg., 790928 reg	740503
Pennsylvania	Lycoming County	Susquehanna, township of	420659	730419 emerg., 790928 reg	731012
Pennsylvania	Lackawanna County	Throop, borough of	420540	740405 emerg., 790928 reg	740531
Pennsylvania	Westmoreland County	Trafford, borough of	420903	750530 emerg., 790928 reg	740930
Pennsylvania	Washington County	Twilight, borough of	422564	750703 emerg., 790928 reg	750131
Pennsylvania	Erie County	Union City, borough of	420453	740416 emerg., 790928 reg	740412
Pennsylvania	Lawrence County	Volant, borough of	421790	750723 emerg., 790928 reg	741106
Pennsylvania	Chester County	West Brandywine, township of	421496	750806 emerg., 790928 reg	740913
Pennsylvania	Westmoreland County	West Leechburg, borough of	420905	760322 emerg., 790928 reg	740621
Pennsylvania	Union County	White Deer, township of	421034	731004 emerg., 790928 reg	741018
Pennsylvania	Lycoming County	Woodward, township of	420684	730604 emerg., 790928 reg	740315
South Carolina	Horry County	Conway, town of	450106	741107 emerg., 790928 reg	740517
South Carolina	Greenville County	Greer, city of	450200	740327 emerg., 790928 reg	740517
South Carolina	Lexington County	South Congaree, town of	450137	750725 emerg., 790928 reg	740515
Texas	Jackson County	Ganado, city of	480331	750422 emerg., 790928 reg	740412
Texas	Jackson County	La Ward, city of	481074	770323 emerg., 790928 reg	760507
Vermont	Windsor County	Windsor, town of	500159	740816 emerg., 790928 reg	740816
Washington	Franklin County	Connell, town of	530280	780929 emerg., 790928 reg	750711
Washington	Franklin County	Mesa, town of	530252	790216 emerg., 790928 reg	761119
West Virginia	Brooke County	Bethany, town of	540012	750716 emerg., 790928 reg	740206
West Virginia	Monongalia County	Osage, town of	540142	750228 emerg., 790928 reg	740607
West Virginia	Ohio County	Valley Grove, village of	540151	750723 emerg., 790928 reg	740201
West Virginia	Hancock County	Weirton, city of	540014	750320 emerg., 790928 reg	740201
Wisconsin	Brown County	Ashwaubenon, village of	550600	790928 emerg., 790928 reg	781027
Kentucky	Kenton County	Taylor Mill, city of	210246	740913 emerg., 790928 reg	740215
Iowa	Carroll County	Carroll, city of	190041	741213 emerg., 791002 reg	760312
Kansas	Lyon County	Emporia, city of	200203	750610 emerg., 791002 reg	770510
Kansas	Harvey County	Newton, city of	200133	740913 emerg., 791002 reg	740201
New Jersey	Monmouth County	Upper Freehold, township of	340332	760302 emerg., 791002 reg	740322
Washington	Spokane County	Rockford, town of	530181	760315 emerg., 791002 reg	741206
Louisiana	Richland Parish	Mangham, town of	220156	740802 emerg., 791009 reg	731207
Missouri	Jackson County	Grain Valley, city of	290737	791009 emerg., 791009 reg	760716
Oklahoma	Wagoner County	Red Bird, town of	400321	761021 emerg., 791009 reg	750627
Texas	McLennan County	Lacy-Lakeview, city of	480927	780126 emerg., 791009 reg	761119
Alabama	Lawrence County	Moulton, city of	010142	740401 emerg., 791016 reg	740322
California	Yolo County	Woodland, city of	060426	730611 emerg., 791016 reg	0
Connecticut	Middlesex County	East Hampton, town of	090064	740821 emerg., 791016 reg	740510
Connecticut	New Haven County	Middlebury, town of	090080	750716 emerg., 791016 reg	740906
Connecticut	Hartford County	Newington, town of	090033	740702 emerg., 791016 reg	740726
Illinois	Logan County	Lincoln, city of	170428	750616 emerg., 791016 reg	740308
Louisiana	Calcasieu Parish	Lake Charles, city of	220040	730209 emerg., 791016 reg	741101
Louisiana	East Carroll Parish	Lake Providence, town of	220063	730525 emerg., 791016 reg	740329
Minnesota	Mower County	Waltham, city of	270311	750908 emerg., 791016 reg	740809
New Jersey	Monmouth County	Fair Haven, borough of	340295	731002 emerg., 791016 reg	730706
New York	Monroe County	Webster, town of	360436	730309 emerg., 791016 reg	740628
Pennsylvania	Allegheny County	Clairton, city of	420024	750731 emerg., 791016 reg	740118
Texas	Archer County	Archer City, city of	480698	760430 emerg., 791016 reg	750627
Texas	Wichita County	Wichita Falls, city of	480662	731219 emerg., 791016 reg	740628
Washington	Spokane County	Fairfield, town of	530177	751117 emerg., 791016 reg	741106
Kansas	Harper County	Harper, city of	200129	750711 emerg., 791023 reg	740816
Texas	San Patricio County	Mathis, city of	480557	750611 emerg., 791023 reg	740329
Louisiana	Rapides Parish	Woodworth, village of	220260	790228 emerg., 791025 reg	760326
New Jersey	Morris County	Mount Arlington, borough of	340541	760114 emerg., 791026 reg	750411
South Carolina	Dorchester County	Harleyville, town of	450070	750805 emerg., 791026 reg	740524
Kansas	Rawlins County	Herndon, city of	200281	751229 emerg., 792030 reg	741122
Utah	Sevier County	Annabella, town of	490122	760414 emerg., 791030 reg	750110
Washington	King County	Black Diamond, town of	530272	760727 emerg., 791030 reg	750725

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968); effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; and delegation of authority to Federal Insurance Administrator, 44 FR 20963).

Issued: November 20, 1979.

Gloria M. Jimenez,

Federal Insurance Administrator.

[FR Doc. 79-38040 Filed 12-11-79; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 65

[Docket No. FEMA 5744]

List of Communities With Special Hazard Areas Under the National Flood Insurance Program

AGENCY: Federal Insurance Administration, FEMA.

ACTION: Final Rule.

SUMMARY: This rule identifies communities with areas of special flood, mudslide, or erosion hazards as authorized by the National Flood Insurance Program. The identification of such areas is to provide guidance to communities on the reduction of property losses by the adoption of appropriate flood plain management or other measures to minimize damage. It will enable communities to guide future construction, where practicable, away from locations which are threatened by flood or other hazards.

EFFECTIVE DATES: The date listed in the eighth column of the table or January 11, 1980, whichever is later.

FOR FURTHER INFORMATION CONTACT: Mr. Robert G. Chappell, National Flood Insurance Program, (202) 426–1460 or Toll Free Line 800–424–8872, Room 5150, 451 Seventh Street, SW., Washington, DC 20410.

SUPPLEMENTARY INFORMATION: The Flood Disaster Protection Act of 1973 (Pub. L. 93–234) requires the purchase of flood insurance on and after March 2, 1974, as a condition of receiving any form of Federal or federally related financial assistance for acquisition or construction purposes in a identified flood plain area having special flood hazards that is located within any community participating in the National Flood Insurance Program.

One year after the identification of the community as flood prone, the requirement applies to all identified special flood hazard areas within the United States, so that, after that date, no such financial assistance can legally be provided for acquisition and construction in these areas unless the community has entered the program. The prohibition, however, does not apply in respect to conventional mortgage loans by federally regulated, insured, supervised, or approved lending institutions.

This 30 day period does not supersede the statutory requirement that a community, whether or not participating in the program, be given the opportunity for a period of six months to establish that it is not seriously flood prone or that such flood hazards as may have existed have been corrected by floodworks or other flood control methods. The six months period shall be considered to begin 30 days after the date of publication in the Federal Register or the effective date of the Flood Hazard Boundary Map, whichever is later. Similarly, the one year period a community has to enter the program under section 201(d) of the Flood Disaster Protection Act of 1973 shall be considered to begin 30 days after publication in the Federal Register or the effective date of the Flood Hazard Boundary Map, whichever is later.

This identification is made in accordance with Part 64 of Title 44 of the Code of Federal Regulations as authorized by the National Flood Insurance Program (42 U.S.C. 4001–4128).

Section 65.3 is amended by adding in alphabetical sequence a new entry to the table:

§ 65.3 List of communities with special hazard areas (FHBM's in effect).

State, county, community name and number of panels	Community number and suffix	Program and change code	Inland or coastal	Hazard F/M/E	Identification date(s)	Effective date of this map action	Local map repository
Alaska, Unincorporated area, Matanuska-Susitna Borough, 0002B–0004B.	020021B	E–11	I	F	Feb. 28, 1978	Dec. 4, 1979	Mr. Michael Klepinger, Planning Director, Matanuska-Susitna Borough, Box "B" Palmer, AK 99645, (907) 745–3246.
Colorado, Ouray, City of Ouray, 01B–02B	080137B	E–11,12	I	F	May 24, 1974, Sept. 3, 1976.	Dec. 4, 1979	Honorable Albert Fedel, Mayor, P.O. Box 468, 320 Sixth Avenue, Ouray, CO 81427, (303) 325–4323.
Montana, Unincorporated area, Roosevelt County, 0014A; 0021A.	300166A	N–5	I	F	Dec. 4, 1979	Dec. 4, 1979	Mr. Alfred Kaschube, Chairman, Roosevelt County, Office of County Commissioners, Wolf Point, MT 59201, (406) 653–1322.
New Mexico, Bernalillo, City of Albuquerque, 0001B–0009B.	350002B	E–8, 11, 12, 15	I	F	Aug. 20, 1976, Feb. 14, 1978.	Dec. 4, 1979	Mr. Bruno Conegliano, Assistant City Engineer, Hydrology, P.O. Box 1293, Albuquerque, NM 87103, (505) 766–7441.
Maine, Lincoln, Town of South Bristol, 0001–0004.	230220A	E–11, 12	I	F	Apr. 11, 1975	Dec. 7, 1979	Philip W. Hatch, Chairman of the Board, Town of South Bristol, Town Office, Walpole, Maine 04573, (207) 563–3977.
New Hampshire, Strafford, Town of Farmington, 01–12.	330147B	E–12	I	F	Feb. 21, 1975, Apr. 16, 1976.	Dec. 7, 1979	Office of the Selectman, Town of Farmington, Farmington, NH 03835, (603) 755–2208.
Tennessee, Hawkins, Town of Bulls Gap, 01–04.	470297A	E–11, 12	I	F	May 28, 1976	Dec. 7, 1979	Town Clerk's Office, Town of Bulls Gap, Bulls Gap, TN 37711, (615) 235–5216.
Tennessee, Hickman, Town of Centerville, 0001.	470092B	E–8, 11, 12	I	F	Feb. 1, 1974, Oct. 1, 1976.	Dec. 7, 1979	Benny J. Mayberry, Mayor, Town of Centerville, P.O. Box 226, Centerville, TN 37033, (615) 729–4246
Tennessee, Sevier, Town of Pittman Center, 0001.	470378A	E–5	I	F	Dec. 7, 1979	Dec. 7, 1979	Mr. Conley Huskey, Mayor, Town of Pittman Center, Route 3, Gatlinburg, TN 37738, (615) 436–4584.
Michigan, Lenawee, Village of Blissfield, 0001A.	260339	E–11, 12, 14	I	F	Sept. 12, 1975	Dec. 7, 1979	Eugene Peifer, Mayor, 117 West Adrian Street, Blissfield, MI 49228, phone: (517) 486–4347.
Ohio, Fulton, Village of Delta, 0001B	390183	E–8, 11, 12, 14	I	F	May 31, 1974, May 21, 1976.	Dec. 7, 1979	Richard McKibben, Mayor, 401 Main Street, Delta, OH 43515, phone: (419) 822–4004.
Pennsylvania, Crawford, Township of South Shenango; 0001A & 0003A only.	422397	E–11, 12, 14	I	F	Jan. 3, 1975	Dec. 7, 1979	Gerald Skelton, Chairman, Twp. Supvrs., R.D. No. 1, Jamestown, PA 16134, phone: (412) 932–3483.

State, county, community name and number of panels	Community number and suffix	Program and change code	Inland or coastal	Hazard F/M/E	Identification date(s)	Effective date of this map action	Local map repository
Wisconsin, Price, Price County,[1] 008B & 0013B only.	550343	E-12	I	F	Jan. 17, 1975, Dec. 29, 1978.	Dec. 7, 1979	Edgar Granberg, Chairman, County Board, Courthouse, Phillips, WI 54555, phone: (715) 339-3272.
Wisconsin, Monroe, Village of Wyeville, 01	550293B	E-11, 12, 14	I	F	Aug. 23, 1974, June 11, 1976.	Dec. 7, 1979	Thomas W. Petersen, Village President, Box 47, Wyeville, WI 54671, phone: (608) 372-5139.
Arizona, Unincorporated area, Cochise, County, 0035B.	040012B	E-12	I	F	Sept. 6, 1974, Oct. 3, 1978.	Dec. 11, 1979	Mr. James Altenstadter, Planning Director, Cochise County, P.O. Drawer "AC", Bisbee, AZ 85603, (602) 432-5162.
California, Los Angeles, City of Beverly Hills, 0003A.	060655A	N-5	I	F	Dec. 11, 1979	Dec. 11, 1979	Honorable Charles Aronberg, Mayor, 450 North Crescent Drive, Beverly Hills, CA 90210, (213) 550-4700.
Illinois, Kendall, Village of Lisbon, 01	170342A	N-8, 11, 12, 14	I	F	Nov. 1, 1974	Dec. 14, 1979	Leo D. Morris, Village President, Rt. 1, Newark, IL 60541, phone: (815) 736-63603
Indiana, Harrison, Town of Lanesville, 01	180420B	E-12, 14	I	F	Aug. 5, 1977	Dec. 14, 1979	William Hussung, President, Town Board, Rt. 1, Lanesville, IN 47136, phone: (812) 952-2549
Ohio, Ross, Village of Frankfort, 0001B	390484	E-8, 11, 12, 14	I	F	Apr. 12, 1974, July 9, 1976.	Dec. 14, 1979	Eugene Rankin, Mayor, 269 North Main, Frankfort, OH 45628, phone: (614) 998-2896.
Ohio, Marion, Village of Green Camp, 0001B	390374	E-11	I	F	Nov. 16, 1973, May 21, 1976.	Dec. 14, 1979	Lowell Ault, Mayor, 301 Pearl Street, Green Camp, OH 4322, phone: (614) 528-2224.
Ohio, Washington, Village of Matamoras, 0001B.	390573	E-8, 11, 12, 14	I	F	Apr. 5, 1974, Apr. 15, 1977.	Dec. 14, 1979	John Knowlton, Mayor, 1022 Grandview Avenue, New Matamoras, OH 45767, phone: (614) 865-3749.
Pennsylvania, Clearfield, Township of Covington, 0001A-0003A.	421521	E-11, 12, 14	I	F	Dec. 6, 1974	Dec. 14, 1979	Lewis Garmont, Chairman, Twp. Board of Supervisors, P.O. Box 25, Frenchville, PA 16836, phone: (814) 263-4658.
Georgia, Worth, City of Sylvester, 0001	130198B	E-8, 12	I	F	May 10, 1974, Mar. 26, 1976.	Dec. 14, 1979	Mr. Thomas Longhorn, Mayor, City of Sylvester, P.O. Box 368, Sylvester, GA 31791, phone: (912) 776-3346.
Pennsylvania, Dauphin, Township of Williams, 0001 A.	421601	E-11, 12, 14	I	F	Dec. 13, 1974	Dec. 14, 1979	Carl Bowerman, Chairman, 215 Julian Street, Williamstown, PA 17098, phone: (717) 647-9009.
New Mexico, Colfax, Village of Eagle Nest, 0001A.	350140A	N-5	I	F	Dec. 18, 1979	Dec. 18, 1979	Honorable Ben C. Burt, Mayor, Village of Eagle Nest, Box 168, Eagle Nest, NM 87718; (505) 377-2434.
Texas, Wheeler, Town of Mobeetie 0001A	481524A	N-5	I	F	Dec. 18, 1979	Dec. 18, 1979	Honorable Glen Sherrell, Mayor, Town Hall, Mobeetie, TX 79061, (806) 845-2781.
Wyoming, Uninc. Area, Sheridan County 0019B.	560047B	N-11	I	F	July 4, 1978	Dec. 18, 1979	Mr. William J. Laya, Chairman, Board of County Commissioners, Sheridan County, P.O. Box 686, Sheridan, WY 82801, (307) 674-6822.
New Hampshire, Carroll, Town of Moultonborough, 0001-0009.	330015B	E-9, 11, 12	I	F	Feb. 11, 1977	Dec. 21, 1979	Mr. Harold Martin, Chairman, Board of Selectmen, Town of Moultonborough, P.O. Box 103, Moultonborough, NH 03452, (603) 476-8477.
New York, Warren, Town of Hague, 0001	360873C	E-9, 11, 12	I	F	Nov. 5, 1976, Mar. 10, 1978.	Dec. 21, 1979	Mr. Danny Biden, Town Commissioner, Hague Townshed, Hague, New York 12836, (518) 543-6161.
Pennsylvania, Blair, Township of Allegheny, 0001B-0003B.	420961	E-11, 12, 14	I	F	Aug. 2, 1974, May 21, 1976.	Dec. 21, 1979	William E. Baumgartel, Chairman, Twp. Bd. of Supervisors, Carson Valley, R.D. 1, Duncansville, PA 16635.
Pennsylvania, Bedford, Township of East Providence, 0001A, 0003A, 0004A only.	421336	E-11, 12, 14	I	F	Jan. 17, 1975	Dec. 21, 1979	Dale Mearkle, Chairman, R.D. 1, Breezewood, PA 15533, phone: (814) 735-4675.
Pennsylvania, Somerset, Township of Upper Turkeyfoot, 0001A-0004A.	422525	E-11, 12, 14	I	F	Dec. 27, 1974	Dec. 21, 1979	Elden Faidley, Chairman, Twp. Supervisors, R.D. 1, Markleton, PA 15551, phone: (814) 926-4049.
California, Tehama, City of Red Bluff, 0001C-0002C.	065053 C	E-8, 11, 12, 15	I	F	June 7, 1974, June 11, 1976, Dec. 26, 1978.	Dec. 26, 1979	Ms. Catherine L Bunting, City Clerk, 555 Washington Street, P.O. Box 400, Red Bluff, CA 96080, (916) 527-2605.
ID, Unincorporated area, Washington County 0001A; 0003A-0004A; 0006A; 0008A-0019A.	160221 A	E-5	I	F	Dec. 26, 1979	Dec. 26, 1979	Mr. Garold D. Dick, Chairman, Board of County Commissioners, Washington County, Route 2, Weiser, ID 83672, (208) 549-2092.
Oklahoma, Mayes, Town of Chouteau, 0001B	400115 B	E-5, 15	I	F	Dec. 26, 1979	Dec. 26, 1979	Mr. Lyman Carter, Jr., Town President, 111 North McCracken, Drawer "C", Chouteau, OK 74337, (918) 476-8311.
Tennessee, Polk, City of Copperhill, 0001	470269B	E-8, 11	I	F	May 10, 1974, Sept. 3, 1976.	Dec. 28, 1979	City Clerk, City of Copperhill, Box 640, Copperhill, TN 37317, (615) 496-5141.
Georgia, Murray, City of Chatsworth, 0001	130141B	E-8	I	F	June 21, 1974, Jan. 23, 1976.	Dec. 28, 1979	City Clerk, City of Chatsworth, P.O. Box 516, Chatsworth, GA 30705, (404) 695-2834.

State, county, community name and number of panels	Community number and suffix	Program and change code	Inland or coastal	Hazard F/M/E	Identification date(s)	Effective date of this map action	Local map repository
Georgia, Henry, City of McDonough, 0001	130342A	N-8, 11, 12	I	F	April 11, 1975	Dec. 28, 1979	Mayor Coppland, P.O. Box 193, McDonough, GA 30253, (404) 957-5112.
Alabama, Walker, Town of Nauvoo, 0001	010394A	E-5	I	F	Dec. 28, 1979	Dec. 28, 1979	Emma Lawson, Clerk, Town of Nauvoo, P.O. Box 121, Nauvoo, AL 35578, (205) 697-5890.
North Carolina, Northampton, Town of Gaston, 0001.	370413B	N-12	I	F	Dec. 15, 1978	Dec. 28, 1979	Mr. Firman Myrick, Mayor, Floor M, Gaston, NC 27832, (919) 537-1048.
Illinois, Fulton, Village of Liverpool, 01	170762B	E-8, 11, 12, 14	I	F	Dec. 28, 1973, Aug. 1, 1975.	Dec. 28, 1979	John Barton, President of Village Board, General Delivery, Liverpool, IL 61543, phone: (309) 668-2164.
Pennsylvania, Armstrong, Township of Bradys Bend, 0001A.	421302	E-11, 12, 14	I	F	Nov. 29, 1974	Dec. 28, 1979	Frank E. Bratkovich, Chairman, Kaylor, PA 16042, phone: (412) 526-5621.
Pennsylvania, Pike, Township of Lehman, 0001A-0004A.	421967	E-11, 12, 14	I	F	Jan. 3, 1975	Dec. 28, 1979	Larry Varwig, Chairman, Township Supervisors, R.D. No. 1, Bushkill, PA 18324, phone: (717) 588-6812.
Pennsylvania, Jefferson, Township of Polk, 0001A-0003A.	421733	E-11, 12, 14	I	F	Dec. 6, 1974	Dec. 28, 1979	Gene Dixon, Chairman, Portland Mills, PA 15850, phone: (814) 328-2546.
Pennsylvania, Clearfield, Township of Union, 0001B-0002B.	421531	N-11, 12, 14	I	F	Jan. 17, 1975, Oct. 22, 1976.	Dec. 28, 1979	Paul Orcutt, Chairman, Board of Supervisors, Township Building, Rockton, PA 15856, phone: (814) 583-7184.
Pennsylvania, Cambria, Township of West Taylor, 0001A.	421450	E-11, 12, 14	I	F	Nov. 22, 1974	Dec. 28, 1979	John Beltz, Chairman, Township Board of Supervisors, 755 Cooper Avenue, Johnstown, PA 15906, phone: (814) 539-4427.
Wisconsin, Sauk, Village of Rock Springs, 01	550403B	E-11, 12, 14	I	F	Dec. 17, 1973, May 21, 1976.	Dec. 28, 1979	Iraland Wagner, Village President, 405 West Broadway, Rock Springs, WI 53961, phone: (606) 524-3775.

[1] Unincorporated area.

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968); effective Jan. 28, 1969 (33 F.R. 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; and delegation of authority to Federal Insurance Administrator, 44 FR 20963).

Issued: November 20, 1979.

Gloria M. Jimenez,

Federal Insurance Administrator.

[FR Doc. 79-38039 Filed 12-11-79; 8:45 am]

BILLING CODE 6718-03-M

Proposed Rules

Federal Register
Vol. 44, No. 240
Wednesday, December 12, 1979

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

Commodity Credit Corporation

7 CFR Parts 1421 and 1446

1980 Peanut Program; Proposed Determinations Regarding a Loan and Purchase Program for the 1980 Crop of Peanuts

AGENCY: Commodity Credit Corporation, U.S. Department of Agriculture.

ACTION: Shortening Comment Period on Proposed Determination.

SUMMARY: On December 4, 1979, a notice was published in the Federal Register (44 FR 69656) that the Secretary of Agriculture proposed to make determinations and issue regulations concerning a loan and purchase program, sales policy, and other related matters, for the 1980 crop of peanuts. The loan and purchase program is authorized by the Agricultural Act of 1949, as amended (hereinafter referred to as the "Act"). The comment period is being shortened in order that these determinations be made at an earlier date.

DATES: Written comments must be received on or before January 11, 1980, in order to be sure of consideration.

ADDRESS: Send comments to Director, Price Support and Loan Division, ASCS, U.S. Department of Agriculture, Room 3741-South Building, P.O. Box 2415, Washington, D.C. 20013.

FOR FURTHER INFORMATION CONTACT: Gypsy Banks, ASCS, (202) 447-6733.

SUPPLEMENTARY INFORMATION: The notice published on December 4, 1979, requested comments with respect to the following 1980-crop peanut program determinations pursuant to the Agricultural Act of 1949, as amended:

1. *The National level of support for 1980 crop quota peanuts.* The Act provides that the Secretary shall make price support available to producers through loans, purchases, or other operations on quota peanuts at such levels as he finds appropriate, but not less than $420 per ton. In determining price support levels, subsection 108(a) of the Act directs the Secretary to take into consideration: (a) Any change in the index of prices paid by farmers for production items, interest, taxes, and wage rates during the period January 1 through December 31, 1979, inclusive, and (b) the the eight factors specified in section 401(b) of the Act, namely, the supply of the commodity in relation to the demand therefore, the levels at which other commodities are being supported, the availability of funds, the perishability of the commodity, the importance of the commodity to agriculture and the national economy, the ability to dispose of stocks acquired through a support operation, the need for offsetting temporary losses of export markets, and the ability and willingness of producers to keep supplies in line with demand.

2. *The national level of support for 1980 crop additional peanuts.* The Act provides that the Secretary shall make price support available to producers through loans, purchases, or other operations on "additional peanuts", which are defined as any peanuts which are marketed from a farm and which are in excess of the marketings of quota peanuts from such farm for the marketing year but not produced in excess of the farm acreage allotment. This subsection requires that the loan rate for 1980 crop additional peanuts shall be announced no later than February 15, 1980, and in determining this rate the Secretary shall take into consideration the demand for peanut oil and peanut meal, expected prices of other vegetable oils and protein meals, and the demand for peanuts in foreign markets.

3. *Sales policy.* The Department also invites comments on a sales policy for additional peanuts received under loan or acquired by CCC under the 1980 program and sold for export for edible use.

Section 359(j) of the Agricultural Adjustment Act of 1938, contained in the Food and Agriculture Act of 1977, provides that additional peanuts received under loan may be sold for domestic edible use at not less than all costs incurred with respect to the peanuts sold, plus: (1) 100 percent of the quota loan value if sold and paid for during the harvest season and upon delivery by the producer, or (2) 105 percent of the quota loan value if sold after delivery but before December 31 of the marketing year, or (3) 107 percent of the quota loan value if sold later than December 31 of the marketing year. In addition to these restrictions on sales of additional peanuts, for domestic edible use, Section 407 of the Agricultural Act of 1949 provides that when giving consideration to establishing sales policy, the Commodity Credit Corporation should give consideration to price, terms, and conditions which will not discourage or deter manufacturers, processors and dealers from acquiring and carrying normal inventories of the current crop. The Corporation shall not sell any basic agricultural commodity or storable nonbasic commodity at less than 5 per centum above current support price for such commodity plus reasonable carrying charges. These restrictions do not apply to the sales of peanuts for the extraction of oil or sales for export.

Proposed Rule

The Secretary of Agriculture proposes to make determinations and issue regulations with regard to the following for 1980-crop peanuts:

(a) The national level of support for quota peanuts.

(b) The national level of support for additional peanuts.

(c) Sales policy for additional peanuts received under loan or acquired by the Commodity Credit Corporation under the 1980 program, and sold for export for edible use.

The December 4 notice provided that written comments must be received on or before February 4 in order to be considered. Producers need to know these program provisions prior to planting in order to make production plans, obtain financing, acquire fuel and seed, and make effective marketing decisions. It is important that producers know the 1980 levels of support and sales policy as early as possible in order that they can make these plans and decisions accordingly.

Although Executive Order 12044 (43 FR 12661) requires at least a 60 day public comment period on proposed significant regulations, exceptions may be made when the Agency determines that this is not possible or not in the public interest. It is hereby found and determined that compliance with the 60-day public comment period is contrary

to the public interest. Accordingly, the comment period is shortened and public comments must be received by January 11, 1980, to be sure of consideration.

Comments will be made available for public inspection at the Office of the Director during regular business hours (8:15 a.m. to 4:45 p.m.).

The proposed determination as outlined in 44 FR 69656 has been reviewed under the USDA criteria established to implement Executive Order 12044, "Improving Government Regulations", and has been classified "significant". An approved Draft Impact Analysis is available from Gypsy Banks, ASCS (202) 447-6733.

Signed at Washington, D.C., on December 7, 1979.

Ray Fitzgerald,

Administrator, Agricultural Stabilization and Conservation Service.

[FR Doc. 79-38113 Filed 12-11-79; 8:45 am]

BILLING CODE 3410-05-M

7 CFR Part 1438

1980 Crop Gum Naval Stores Support Program

AGENCY: Commodity Credit Corporation, USDA.

ACTION: Proposed Rule.

SUMMARY: The purpose of this notice is to advise that the Commodity Credit Corporation, as authorized by the Agricultural Act of 1949, as amended, is considering whether a price support program for 1980-crop gum naval stores should be established, and if so, at what level of support.

The support program would stabilize market prices and protect producers, processors and consumers, and would enable producers to obtain price support for 1980-crop gum naval stores. Written comments are invited from interested persons.

DATE: Written comments must be received on or before February 11, 1980, in order to be sure of consideration.

ADDRESS: Send comments to: Producer Associations Division, Agricultural Stabilization and Conservation Services, P.O. Box 2415, U.S. Department of Agriculture, Washington, D.C. 20013.

FOR FURTHER INFORMATION CONTACT: A. James Firth (ASCS) (202) 447-5978.

SUPPLEMENTARY INFORMATION: The Secretary of Agriculture is granted the authority under Title III ("Other Nonbasic Agricultural Commodities"), Sec. 301, of the Agricultural Act of 1949, as amended, to make available a loan and/or purchase program "to producers for any nonbasic commodity not designated in Title II at a level not in excess of 90 per centum of the parity price for the commodity * * *" Sec. 302 provides that "price support shall, insofar as feasible, be made available to producers of any storable nonbasic agricultural commodity for which such a loan program is in effect and who are complying with such program".

Sec. 401 of the Act requires that the Secretary, in determining whether there shall be a program, consider: (1) The supply of the commodity in relation to the demand therefore, (2) the price levels at which other commodities are being supported, (3) availability of funds, (4) perishability and storability of the commodity, (5) importance of the commodity to agriculture and the national economy, (6) ability to dispose of stocks acquired through a support operation, and (7) the ability and willingness of producers to help keep supplies in line with demand.

Proposed Rule

In view of the interest shown by producers in a support program, the Secretary will consider the alternatives of a loan program for the 1980-crop of gum naval stores, a loan-purchase program for the 1980-crop, or no program in 1980. The loan program to be considered would be a non-recourse loan program as was in effect for the 1979-crop of gum naval stores. The loan-purchase program would be similar to that in effect for the 1976-crop of gum naval stores.

Before making any determination the Department will give consideration to comments, data, views and recommendations submitted in writing, within the comment period, to the Director, Producer Associations Division. All submissions received will be made available for inspection from 8:15 a.m. to 4:45 p.m., Monday through Friday, in Room 5750-South Building, 14th and Independence Avenue, S.W., Washington, D.C. (7 CFR 1.27 (b)).

Note.—This proposal has been determined not significant under USDA criteria for implementing Executive Order 12044, "Improving Government Regulations". A draft Impact Analysis is available from A. James Firth (ASCS) (202) 447-5978.

Signed at Washington, D.C. on December 3, 1979.

John W. Goodwin,

Acting Executive Vice President, Commodity Credit Corporation.

[FR Doc. 79-38068 Filed 12-11-79; 8:45 am]

BILLING CODE 3410-05-M

Farmers Home Administration

7 CFR Part 1960

Special Servicing of Delinquent and Problem Case FmHA Farm Borrowers

AGENCY: Farmers Home Administration, USDA.

ACTION: Proposed rule.

SUMMARY: The Farmers Home Administration (FmHA) proposes to add regulations pertaining to the servicing of delinquent and problem case farm borrowers to the code of Federal Regulations (CFR). The intended effect of these regulations is to lessen the number of delinquent and problem case borrowers by providing for better loan servicing actions through County Supervisors and District Directors. The proposed addition is needed to enable County Supervisors and District Directors to better serve the needs of borrowers who are delinquent or have other problems which may result in them becoming delinquent.

DATES: Comments must be received on or before February 11, 1980.

ADDRESSES: Submit written comments in duplicate to the Office of Chief, Directives Management Branch, Farmers Home Administration, U.S. Department of Agriculture, Room 6346, Washington, D.C. 20250. All written comments made pursuant to this notice will be available for public inspection at the address given above.

FOR FURTHER INFORMATION CONTACT: Mr. Lynn L. Pickinpaugh, FmHA, USDA, Washington, D.C. 20250, (202) 447-2288.

SUPPLEMENTARY INFORMATION: FmHA proposes to add its regulations for special servicing of delinquent and problem case farm borrowers to the CFR by establishing a new Subpart A of Part 1960, Chapter XVIII, Title 7, Code of Federal Regulations.

As proposed, Subpart A of Part 1960 is added and reads as follows:

PART 1960—GENERAL

Subpart A—Special Servicing of Delinquent and Problem Case FmHA Farm Borrowers

Table of Contents

Sec.
1960.1 Introduction.
1960.2 Definitions.
1960.3 Purpose.
1960.4 Period for initiating the annual review of delinquent and other problem cases.
1960.5 Conducting the annual review.
1960.6-1960.10 [Reserved]
1960.11 Use of County Committee.
1960.12 Supervision and servicing by the County Supervisor.

Sec.

1960.13 Followup servicing actions by District Directors and State Office Staff.
1960.14–1980.50 [Reserved]

Authority: 7 USC 1989; SUS 301; Delegation of Authority by the Secretary of Agriculture, 7 CFR 2.23; Delegation of Authority by the Assistant Secretary for Rural Development, 7 CFR 2.70

§ 1960.1 Introduction.

(a) This Subpart prescribes the policies and procedures to be followed in the special servicing of Farmers Home Administration (FmHA) delinquent and problem cases involving farm loans to individuals, farm cooperatives, partnerships, and corporations. It supplements but does not duplicate other FmHA regulations with respect to supervision and servicing activities.

(b) Federal law prohibits discrimination on the basis of race, color, religion, national origin, sex, marital status, age (provided that a person has the capacity to enter into a binding contract), because all or part of a person's income derives from any public assistance program, because a person in good faith has exercised any right under the Federal Consumer Credit Protection Act, or because of a physical or mental handicap (provided the applicant can execute a legally binding contract).

§ 1960.2 Definitions.

(a) "Delinquent" includes all active borrowers owing FmHA loans which are behind schedule.

(b) "Problem case" includes borrowers who are not delinquent on their loans but who are likely to become so or have major problems impairing their progress such as: (1) the lack of adequate resources or income to meet their *full* scheduled annual operating payment; (2) incomplete planned development that has exceeded the estimated completion date shown on Form FmHA 424–1, "Development Plan," without an acceptable reason; (3) the need for improved farm, home, business, or financial management; (4) serious health or family problems; (5) deferring payments for reasons other than development work; (6) deviating from the scheduled Farm and Home Plan without first consulting the County Supervisor, and (7) disposing of security without first getting the consent of the County Supervisor.

§ 1960.3 Purpose.

(a) The purpose of the special servicing of delinquent and problem cases is to assist borrowers to overcome the major problems retarding their progress and to remove any delinquency on FmHA loans. This will be done by: (1) determining the specific reasons for the delinquency or problem; (2) deciding upon corrective actions that should be taken; and (3) initiating and carrying out the actions agreed upon.

(b) The delinquent and problem case review will also be used in training personnel in the proper evaluation of applicants and resources and in the planning, supervising, and servicing aspects of the program.

§ 1960.4 Period for initiating the annual review of delinquent and other problem cases.

(a) Generally, the most effective time to initiate the review is after a reasonable determination can be made with respect to the major production and income for the year and before the major analysis and subsequent planning period. Ordinarily, the period for the initial review should not extend over 60 days.

(b) Once each year the County Supervisor and the District Director will initiate the annual review of delinquent and other problem cases. This will be done during the period established by a State Supplement.

(c) The annual review will be reflected in the State and district plans of work.

§ 1960.5 Conducting the annual review.

The District Director and County Supervisor will review the delinquent and problem cases to determine the special servicing actions to be taken in each case. State Office loan chiefs and specialists will participate in a sufficient number of reviews to keep currently informed about the problems confronting borrowers and the adequacy of the corrective action being taken.

(a) *Determining the causes of delinquency or other problems.* The District Director and County Supervisor will review the case file and other sources to determine the basic reasons for the delinquency or other problems.

(1) They will consider such things as:

(i) The borrower's background, experience, ability, assets and liabilities, and change in financial status.

(ii) The type and scope of operations being carried out.

(iii) The production and income received from each farm and nonfarm source.

(iv) The adequacy and potential of the chattel, land, and other resources.

(v) The amount and purpose of the FmHA and other credit provided and the amount of outstanding debts.

(vi) The repayments made on the indebtedness and whether such payments were in accordance with the borrower's ability.

(vii) The amount spent for capital goods.

(viii) The type and extent of supervisory assistance provided and the attitude of the borrower and the borrower's family toward such assistance.

(ix) Whether the total operation can be successful.

(x) Whether the borrower has maintained and accounted properly for the security and is current on real estate taxes and property insurance.

(2) The review should clearly identify the borrower's major problems. Failure should not be attributed to such factors as adverse weather conditions and low prices when the *major problem actually involves* lack of resources, need for major adjustments in the operations, consolidation, extension or adjustment of debts, or unsatisfactory farm, home, business, or financial management including the acquisition of unnecessary equipment.

(b) *Determining corrective actions to be taken.* During the review a decision must be made as to whether FmHA will continue with the borrower or whether FmHA assistance will be discontinued and action initiated to liquidate the loan. In some instances, it is possible to determine from the information available in the file or from the knowledge of the County Office staff the corrective action that should be taken. In other cases, a visit to the borrower's farm, home, or business enterprise may be required in order to evaluate the possible plans and alternatives for corrective action. The District Director will participate in visits to evaluate especially difficult cases and will make sure that appropriate action is taken. State Office loan chiefs or specialists also will participate in visits in appropriate cases.

(1) For those borrowers who will continue to receive FmHA assistance, decisions must be made as to the specific actions to be taken to correct the major deficiencies, when is the best time to initiate the action, and whether additional FmHA credit will be needed.

(2) There may be a limited number of cases in which neither immediate corrective nor liquidation action is feasible. With such borrowers, decisions will be made concerning the specific servicing actions to be taken to protect both the interest of the Government and the borrower and to collect the loan as soon as practicable under the appropriate policies set forth in Subpart A of Part 1962 of this Chapter and Subpart A of Part 1872 of this Chapter (FmHA Instruction 465.1).

(3) For those borrowers with whom FmHA services will be discontinued,

liquidation action will be initiated in accordance with Subpart A of Part 1962 of this Chapter or Subpart A of Part 1872 of this Chapter (FmHA Instruction 465.1).

(c) *Routines.* (1) State Directors will develop a State form for use in tabulating information on cases to be included in the review. When completed, the form will be prepared in an original and two copies. The original is to be retained in the County Office with a copy for the District Director and a copy for the State Office. The form will include as a minimum the following:

(i) Borrower's name.

(ii) Amount owed.

(iii) Problem or amount delinquent.

(iv) Reasons for problem or delinquency.

(v) Actions to be taken.

(vi) Date actions will be taken.

(vii) Any additional information.

(2) Before the annual review, the County Office Assistant will list all cases which are delinquent, the cases which the County Supervisor indicates are to be reviewed because they are likely to become delinquent in the near future, and those with other serious problems. At the time of the review the County Office Assistant also will assemble the files and area guide cards for use in the review.

(3) Appropriate entries will be made in the running case record to indicate the agreement reached by the District Director and County Supervisor as to the reasons for the delinquency or problems, the actions to be taken, and the time such actions will be initiated. The District Director and the County Supervisor will agree on the information to be entered and will initial the entry.

(4) The County Office Assistant will make appropriate entries on the management system card for followup action.

(5) As actions on the cases are taken, the County Supervisor will indicate briefly such actions on the County Office copy of the list of delinquent borrowers and problem cases. The County Supervisor will also make appropriate entries in the running case record.

(6) The District Director will report to the State Director on Form FmHA 401–1, "Operations Review Questionnaire," when the annual review of all delinquent and problem cases has been accomplished in each County Office unit.

(7) As the District Director follows up on the actions taken in accordance with the provisions of § 1960.13(a) of this Subpart, appropriate notations will be made on the district Directors list of delinquent or problem case borrowers to keep it up-to-date along with the appropriate notations in the running case record. Progress in servicing cases will also be noted in the summary section of Form FmHA 401–1.

§§ 1960.6–1960.10 [Reserved]

§ 1960.11 Use of county committee.

After the annual review, the County Supervisor should discuss with the County Committee any special problems encountered and the nature of the decision made for the corrective actions. The County Supervisor will seek the advice of the County Committee on those borrowers: (a) with complex problems, (b) for whom a tentative decision to discontinue FmHA services has been made, (c) for whom neither corrective action nor immediate liquidation action is feasible, and (d) for whom he/she and the District Director determine that Committee advice is needed. During the year the County Supervisor will report to the Committee the progress being made in carrying out the actions agreed upon for removing delinquencies or correcting other problems.

§ 1960.12 Supervision and servicing by the county supervisor.

(a) The borrowers referred to in this Subpart have unusual circumstances to overcome. Therefore, it is necessary that they receive effective supervision and that diligent loan and security servicing actions are carried out.

(b) The County Supervisor should use the release authority to meet only minimum essential needs when liens are held on crops, livestock, and other chattels. When real estate security is involved and partial releases, leases, or subordination agreements are requested, the County Supervisor should assure that such actions will aid the borrower in overcoming the problem.

(c) When the corrective action agreed upon by the County Supervisor and District Director did not provide for extending additional FmHA assistance, the County Supervisor will not approve or submit for approval any type of FmHA loan application until the facts concerning the need for the loan and the manner in which it will assist the borrower in overcoming the problem have been concurred in by the District Director.

(d) The County Supervisor will conduct a complete analysis on all delinquent and problem case borrower's reported on the annual review who will be continuing their farming operations. Form FmHA 1960–12, "Financial Farm Analysis Summary" will be completed after the analysis is conducted.

§ 1960.13 Followup servicing actions by District Directors and State office staff.

(a) *Followup by the District Director.* The District Director is responsible for seeing that the County Office staff makes specific plans for corrective action with the borrower and that actions agreed upon are carried out. On visits to the County Office, the District Director will review the list of delinquent and other problem cases and take the necessary steps to assure that the actions agreed upon are being carried out in an effective and timely manner. This will include visits to evaluate a sufficient number of such cases to determine whether the desired results are being obtained and to determine what further training is needed by the County Supervisor in servicing such cases. The District Director should continue followup actions periodically as needed to obtain the desired results in each County Office area. The followup should include a thorough review of any subsequent loans being made to the borrower to assure that the plan incorporates the corrective action agreed upon.

(b) *Followup by State Office Staff.* (1) The State Director is responsible for seeing that the special servicing actions prescribed by this Subpart are carried out by the County Supervisors and District Directors.

(2) Loan chiefs and specialist should review a representative sample of delinquent and problem cases during each visit to the County Office to assure a thorough analysis has been made, that appropriate followup action has taken, and to determine what further training, if any, is needed for the District Director and County Supervisor.

(3) The State and/or District offices should periodically review the progress made in servicing these cases.

§§ 1960.14–1960.50 [Reserved]

This proposal has been reviewed under the USDA criteria established to implement Executive Order 12044, "Improving Government Regulations." A determination has been made that this action should not be classified "significant" under those criteria. A Draft Impact Analysis has been prepared and is available from the Office of the Chief, Directives Management Branch, Farmers Home Administration, USDA, Room 6346, Washington, D.C. 20250.

This document has been reviewed in accordance with Subpart G of Part 1901 of this Chapter (FmHA Instruction 1901–G), "Environmental Impact Statements." It is the determination of FmHA that the proposed action does not constitute a major Federal action significantly

affecting the quality of the environment and in accordance with the National Environmental Policy Act of 1969, Pub. L. 91–190, an Environmental Impact Statement is not required.

Dated: November 30, 1979.

Gordon Cavanaugh,

Administrator, Farmers Home Administration.

[FR Doc. 79–38112 Filed 12–11–79; 8:45 am]
BILLING CODE 3410–07–M

DEPARTMENT OF ENERGY

Economic Regulatory Administration

10 CFR Part 570

[Docket No. ERA-R-79-54]

Standby Gasoline Rationing Plan

Correction

In FR Doc. 79–37970, appearing at page 70799 in the issue of Monday, December 10, 1979, the file line was inadvertently omitted from the end of the document. It should have read as follows:

[FR Doc. 79–37970 Filed 12–7–79 10:47 am]
BILLING CODE 6450–01–M

INFORMATION SECURITY OVERSIGHT OFFICE

32 CFR Part 2002

Guidelines for Systematic Review of Foreign Government; Information 30 Years Old or Older

AGENCY: Information Security Oversight Office.

ACTION: Proposed rule.

SUMMARY: Executive Order 12065 (43 FR 28949, July 3, 1978) Section 3–404 and Information Security Oversight Office Directive No. 1 (43 FR 46280, October 5, 1978) require that guidelines for systematic review of foreign government information be developed. The purpose of this proposed rule is to achieve consistency in the declassification of foreign government information by promulgating a single guideline rather than having each agency with original classification authority publish its own version.

DATE: Comments must be received by February 11, 1980.

ADDRESS: Mail comments to the Director, Information Security Oversight Office, GSA/ISOO/Z, 18th and F Streets, NW., Washington, D.C. 20405.

FOR FURTHER INFORMATION CONTACT: Robert W. Wells, Deputy Director, ISOO, at (202) 633–6880.

SUPPLEMENTARY INFORMATION: These guidelines have been coordinated with all agencies having original classification authority.

Michael T. Blouin,

Director, Information Security Oversight Office.

December 7, 1979.

Title 32, Code of Federal Regulations, Chapter XX is amended by adding Part 2002 to read as follows:

PART 2002—GUIDELINES FOR SYSTEMATIC REVIEW OF FOREIGN GOVERNMENT INFORMATION 30 YEARS OLD OR OLDER

Sec.

2002.1 Purpose.
2002.2 Definitions.
2002.3 Scope.
2002.4 Agency responsibilities.
2002.5 Effect of publication.
2002.6 Categories requiring item-by-item review.
2002.7 Referral and decision.
2002.8 Downgrading.

Authority: Sec. 3–404, E.O. 12065, 43 FR 28949, July 3, 1978.

§ 2002.1 Purpose.

These guidelines for the systematic review and declassification of foreign government information have been developed in accordance with the provisions of Section 3–404 of Executive Order 12065, "National Security Information," and Section III.C of Information Security Oversight Office Directive No. 1. All foreign government information constituting permanently valuable records of the United States Government, for which a prior declassification date has not been established, shall be systematically reviewed for declassification as it becomes thirty years old. Foreign government information found to be within one of the specific categories of information listed in § 2002.6 shall be reviewed item-by-item by authorized personnel of the agency or agencies concerned to determine whether continued protection beyond thirty years is needed. All foreign government information not identified in these Guidelines as requiring item-by-item review and for which a prior declassification date has not been established shall be declassified at the end of thirty years from the date of original classification subject, when appropriate, to consultation with the foreign governments or international organizations of governments concerned.

§ 2002.2 Definitions.

"Foreign government information" as used in these Guidelines consists of:

(a) Documents or material provided by a foreign government or governments, international organization of governments, or any element thereof in the expectation, expressed or implied, that the document, material, or the information contained therein is to be held in confidence;

(b) Documents originated by the United States that contain classified information provided, in any manner, to the United States by foreign governments, international organizations of governments, or elements thereof, with the expectation, express or implied, that the information will be held in confidence;

(c) Classified information or material produced by the United States pursuant to or as a result of a joint arrangement, evidenced by an exchange of letters, memorandum of understanding, or other written record, with a foreign government or organization of governments requiring that the information, the arrangement, or both be kept in confidence.

§ 2002.3 Scope.

(a) These Guidelines apply to 30-year old foreign government information which has been received or classified by the United States Government or its agents.

(b) Atomic energy information (including that originated prior to 1947 and not marked as such, that received from the United Kingdom or Canada marked "Atomic," and that received from NATO marked "Atomal") which is defined and identified as Restricted Data or Formerly Restricted Data in Sections 11y and 142d of the Atomic Energy Act of 1954, as amended, is outside the scope of these Guidelines and is not subject to systematic review and may not be automatically downgraded or declassified. Any document containing information within the definition of Restricted Data or Formerly Restricted Data that is not so marked will be referred to the Department of Energy Office of Classification for review and appropriate marking, except for licensing and related regulatory matters which shall be referred to the Division of Security, U.S. Nuclear Regulatory Commission.

§2002.4 Agency responsibilities.

(a) Foreign government information transferred to the General Services Administration for accession into the National Archives of the United States shall be reviewed for declassification by the Archivist of the United States in accordance with Executive Order 12065, the directives of the Information

Security Oversight Office, these Guidelines, any applicable terms of accession, and any supplemental guidelines provided by the agency with classification jurisdiction over the information.

(b) Foreign government information constituting permanently valuable records of the Government (as defined in 44 U.S.C. 2103) that is 30 years old and undergoing systematic review for declassification while in the custody of an agency shall, except as provided in § 2002.3 be reviewed for declassification and downgrading by that agency in accordance with Executive Order 12065, the directives of the Information Security Oversight Office, these Guidelines, and any supplemental internal agency guidelines.

(c) Foreign government information falling within any of the categories listed in § 2002.6 of these guidelines shall be declassified or downgraded only upon specific authorization of the agencies to which the information was furnished by the foreign govenment or international organization of governments concerned and/or which have classification jurisdiction over it. When such information is in the custody of an agency but was furnished to or classified by, or is otherwise under the classification jurisdiction of another agency or agencies the information shall be referred thereto for review. Information so referred shall remain classified until all review agencies have authorized its declassification. If the custodial agency cannot readily identify the agency or agencies having classification jurisdiction, the information shall be referred in accordance with § 2002.7 of these Guidelines for review or further referral.

(d) Foreign government information falling within any of the categories listed in § 2002.6 of these Guidelines appearing in White House documents, which is either identifiable as having been furnished or appears to have been furnished by a foreign government shall be reviewed by designated White House personnel and further referred for review to any other agencies whose classification interest is indicated by the nature or content of the documents.

§ 2002.5 Effect of publication.

(a) Foreign government information is declassified if already published in or cleared by executive branch officials authorized to declassify the information, and/or by the foreign government(s) involved, as appropriate, for publication in any unclassified executive branch publication; or if officially published as unclassified by the foreign government or international organization of governments that furnished the information, unless the fact of the U.S. Government's possession of the information requires continued protection.

(b) The unofficial publication, in any manner, of foreign government information contained in United States or foreign documents, or of substantially similar information, does not in or of itself constitute or permit the declassification of such documents. The original sources of the information, or the means whereby it was acquired by the United States Government, may require continued protection and could preclude declassification. Nevertheless, unofficial publication is a factor to be considered in the systematic review of information and may affect determinations as to requirements for its continued classification protection. However, the classification status of information which concerns or derives from intelligence activities, sources or methods shall not be affected by any unofficial publication of similar or identical information. Final determinations as to the declassification of information identical with or similar to unofficially published information shall be made by the agency or agencies holding classification jurisdiction over the information.

§ 2002.6 Categories requiring item-by-item review.

Foreign government information falling into the specific categories listed below shall be reviewed for declassification in accordance with § 2002.1.

(a) Information exempted from declassification under any joint arrangement evidenced by an exchange of letters, memorandum of understanding, or other written record, with the foreign government or international organization of governments, or element(s) thereof, that furnished the information. Questions concerning the existence or applicability of such arrangements shall be referred to the agency or agencies holding classification jurisdiction over the records under review.

(b) Information related to the safeguarding of nuclear materials or facilities, foreign and domestic, including but not necessarily limited to vulnerabilities and vulnerability assessments of nuclear facilities and Special Nuclear Material.

(c) Nuclear arms control information (see also K).

(d) Information regarding foreign nuclear programs (other than Restricted Data and Formerly Restricted Data), such as:

(1) Nuclear weapons testing.

(2) Nuclear weapons storage and stockpile.

(3) Nuclear weapons effects, hardness, and vulnerability.

(4) Nuclear weapons safety.

(5) Cooperation in nuclear programs including, but not limited to, peaceful and military applications of nuclear energy.

(6) Exploration, production and import of uranium and thorium from foreign countries.

(e) Information concerning intelligence or counterintelligence sources, methods or activities including but not limited to intelligence, counterintelligence and covert action programs, plans, policies, operations, or assessments; or which would reveal or identify:

(1) Any present, past or prospective undercover personnel, installation, unit, or clandestine human agent, of the United States or of a foreign government;

(2) Any present, past or prospective method, procedure, mode, technique or requirement used or being developed by the United States or by foreign governments, individually or in combination, to produce, acquire, transmit, analyze, correlate, assess, evaluate or process intelligence or counterintelligence, or to support an intelligence or counterintelligence source, operation, or activity;

(3) The present, past or proposed existence of any joint United States and foreign government intelligence, counter-intelligence, or covert action activity or facility, or the nature thereof.

(f) Information that could result in or lead to actions which would place an individual in jeopardy directly attributable to disclosure of the information, including but not limited to:

(1) Information identifying any individual or organization as a confidential source of intelligence or counterintelligence.

(2) Information revealing the identity of an intelligence, counterintelligence or covert action agent or agents.

(g) Information about foreign individuals, organizations, or events which, if disclosed, could be expected to:

(1) Adversely affect a foreign country's or international organization's relations with the United States.

(2) Adversely affect present and/or future confidential exchanges between the United States and any foreign government or international organization of governments.

(h) Information related to plan (whether executed or not, whether presented in whole or in part), programs,

operations, negotiations, and assessments shared by one or several foreign governments with the United States, including but not limited to those involving the territory, political regime or government of another country, and which if disclosed could be expected to adversely affect the conduct of U.S. foreign policy or the conduct of another country's foreign policy with respect to a third country or countries. This item would include contingency plans, plans for covert political, military or paramilitary activities or operations by a foreign government acting alone or jointly with the United States Government, and positions or actions taken by a foreign government alone or jointly with the United States concerning border disputes or other territorial issues.

(i) Information concerning arrangements with respect to foreign basing of cryptologic operations and/or foreign policy considerations relating thereto.

(j) Scientific information such as that concerning space, climatology, communications, maritime, undersea, and polar projects, that could be expected to adversely affect current and/or future exchanges of such information between the United States and any foreign governments or international organizations of governments.

(k) Information on foreign policy aspects of nuclear matters, the disclosure of which could be expected to adversely affect cooperation between one or more foreign governments and the United States Government.

(l) Nuclear propulsion information.

(m) Information concerning the establishment, operation, and support of nuclear detection systems.

(n) Information concerning or revealing military or paramilitary escape, evasion, cover or deception plans, procedures, and techniques whether executed or not.

(o) Information which could adversely affect the current or future usefulness of military or defense policies, programs, weapon systems, operations, or plans.

(p) Information concerning research, development, testing and evaluation of chemical and biological weapons and defense systems; specific identification of chemical and biological agents and munitions; and chemical and biological warfare plans.

(q) Technical information concerning weapons systems and military equipment that reveals the capabilities, limitations, or vulnerabilities of such systems or equipment and that could be exploited to destroy, counter, render ineffective or neutralize such weapons or equipment.

(r) Cryptologic information, including cryptologic sources and methods, currently in use. This includes information concerning or revealing the processes, techniques, operations, and scope of signal intelligence comprising communications intelligence, electronics intelligence, and telemetry intelligence, the cryptosecurity and emission security components of communications security, and the communications portion of cover and deception plans.

(s) Information concerning electronic intelligence, telemetry intelligence and electronic warfare (electronic warfare support measures, electronic counter-countermeasures) or related activities, including but not necessarily limited to:

(1) Nomenclature, functions, technical characteristics or descriptions of communications and electronic equipment, its employment/development, and its association with weapon systems or military operations.

(2) The processes, techniques, operations or scope of activities involved in the acquisition, analysis and evaluation of such information, and the degree of success achieved by the above processes, techniques, operations or activities.

(t) Present, past or proposed protective intelligence information relating to the sources, plans, techniques, equipment and methods in carrying out assigned duties of protecting United States Government officials or other protectees abroad and foreign officials while in the United States or United States possessions. This includes information concerning the identification of witnesses, informants and persons suspected of being dangerous to persons under protection.

(u) Information on deposits of foreign official institutions in United States banks and on foreign official institutions' holdings, purchases and sales of long-term marketable securities in the Unites States.

(v) Information concerning economic and policy studies and sensitive assessments or analyses of economic conditions, policies or activities of foreign countries or international organizations of governments received through the Multilateral Development Banks or through the International Monetary Fund (IMF) and the Organization for Economic Cooperation and Development (OECD).

(w) Information described in § 2002.6 (b) thru (v) contained in correspondence, transcripts, memoranda of conversation, or minutes of meetings between the President of the United States and a current or former government official.

(x) Information described in § 2002.6 (b) thru (v) contained in documents originated by or sent to the Assistant to the President for National Security Affairs, his Deputy, members of the National Security Council staff, or any other person performing national security functions on behalf of the White House.

(y) Federal agency originated documents bearing NSC or White House comments relating to categories of information described in § 2002.6 (b) thru (v).

(z) Information as described in § 2002.6 (b) thru (v) contained in correspondence to or from the President, including background briefing memoranda and talking points for meetings between the President and foreign government officials, and discussions of the timing and purposes of such meetings.

(aa) Information as described in § 2002.6 (b) thru (v) contained in agency message traffic originated by White House staff members but sent through agency communication networks.

§ 2002.7 Referral and decision.

(a) When the identity of agencies holding classification jurisdiction over foreign government information is not apparent upon initial inspection, or when reviewing officials do not possess the requitie expertise, the information shall be referred as follows to an agency competent to make the decisions required or further to refer the information for review by the appropriate agency or agencies:

(1) Categories 2002.6 (b) thru (d), Department of Energy or Nuclear Regulatory Commission (as appropriate).

(2) Categories 2002.6 (e) and (f), Central Intelligence Agency.

(3) Categories 2002.6 (g) thru (k), Department of State.

(4) Categories 2002.6 (l) thru (s), Department of Defense.

(5) Categories 2002.6 (t) and (v), Department of the Treasury.

(6) Categories 2002.6 (w) thru (aa), National Security Council.

(b) When agencies have determined on their own authority, and/or after consultation when necessary with other U.S. agencies and with foreign governments or international organizations of governments which furnished the information as appropriate, that information under their jurisdiction no longer requires classification protection, such information shall then be declassified. Such action may involve the

declassification of an entire document, or only portions of a document. If it is determined that classification must be extended beyond 30 years, the provisions of Section III, C, 2(b) of Information Security Oversight Office Directive No. 1 apply.

§ 2002.8 Downgrading.

Foreign government information classified Top Secret may be downgraded to Secret after 30 years unless an agency with classification jurisdiction over it determines on its own authority, or after consultation, as appropriate, with the foreign government or international organization of governments which furnished the information, that it requires continued protection at the Top Secret level.

[FR Doc. 79-38042 Filed 12-11-79; 8:45 am]
BILLING CODE 6320-27-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

32A CFR Part 166

[Docket No. FEMA-PP-32A-166]

Voluntary Agreements: Proposed Standards and Procedures

AGENCY: Federal Emergency Management Agency.

ACTION: Proposed rule.

SUMMARY: The Federal Emergency Management Agency proposes standards and procedures to develop and carry out voluntary agreements under Section 708 of the Defense Production Act of 1950, as amended. Antitrust immunity may be given to representatives of industry or other interests who, under prescribed conditions and with appropriate governmental approval, enter into these voluntary agreements to help provide for the defense of the United States. The Departments of Defense, Interior, Agriculture, Commerce, and Transportation have concurred with the Federal Emergency Management Agency in proposing these rules and intend, after consideration of comments, to promulgate the final rules jointly.

DATE: All comments received on or before February 11, 1980, will be considered before final action is taken on the proposed rules.

ADDRESS: Persons wanting to comment should submit comments in duplicate to the Docket Clerk, Office of the General Counsel, Federal Emergency Management Agency, Washington, D.C. 20472.

FOR FURTHER INFORMATION CONTACT: Mr. Arnold C. Lewis, Acting Chief, Resources Management Division, Federal Emergency Management Agency, Washington, D.C. 20472, telephone number 202/566-1630.

SUPPLEMENTARY INFORMATION: Subsection 708(c)(1) of the Defense Production Act of 1950, as amended (50 U.S.C. App. 2158), hereafter referred to as DPA, provides that:

> * * * upon finding that conditions exist which may pose a direct threat to the national defense or its preparedness programs, the President may consult with representatives of industry, business, financing, agriculture, labor, and other interests in order to provide for the making by such persons, with the approval of the President, of voluntary agreements to help provide for the defense of the United States through the development of preparedness programs and the expansion of productive capacity and supply beyond levels needed to meet essential civilian demand in the United States.

The authority of the President was delegated to the Administrator of General Services Administration by Section 501 of Executive Order 10480, as amended by Executive Order 11956; and, pursuant to Section 1 of Executive Order 12148 has been transferred to the Director of the Federal Emergency Management Agency. This authority, subject to the direction and control of the Director of FEMA, has also been delegated to the Secretaries of Defense, the Interior, Agriculture, Commerce and Transportation, except that for the purpose of carrying out the objectives of Title I of the DPA concerning priority performance of contracts and orders and allocations of materials and facilities, the authority may be exercised only by the Director of the Federal Emergency Management Agency.

Under Subsection 708(e) of the DPA, the individual or individuals to whom the President has delegated his voluntary agreement authority shall promulgate rules, in addition to those in 5 U.S.C. 553, by which voluntary agreements may be developed and carried out. The following rules, establishing the basic framework for the development and carrying out of voluntary agreements, are therefore proposed for joint promulgation by the six officials to whom the President has delegated his voluntary agreement functions under Section 708 of the DPA. The rules are arranged in a chronological manner, leading from the initiation of events to develop a voluntary agreement to the carrying out of an approved voluntary agreement. It should be noted that these proposed rules, if adopted, would apply only to the development and carrying out of voluntary agreements to effectuate the purposes of the DPA and would not apply to the development or carrying out of voluntary agreements under the Energy Policy and Conservation Act.

In addition to the requirements of these rules, once adopted, certain other requirements may pertain to the development of carrying out of voluntary agreements to effectuate the purposes of the DPA. Section 708(i) of the DPA directs the Attorney General and the Chairman of the Federal Trade Commission to promulgate such rules as each deems necessary or appropriate to carry out his responsibility under Section 708 of the DPA.

Interested persons are invited to participate in the making of these rules by submitting written comments or views on or before February 11, 1980. Interested persons shall also have the right at any time to petition for the issuance, amendment, or repeal of a rule. However, as this proposed Rule has been in informal interagency coordination process for some period of time, its immediate adoption upon completion of this notice and public procedure is essential to continuation of existing voluntary agreements. Hence, the effective date of this rule will be the date of publication of the final rule.

This proposal has been reviewed in accordance with Executive Order 12044 and has been determined not to require regulation analysis pursuant to Section 6(b)(2) of that order.

In consideration of the foregoing, the Federal Emergency Management Agency proposes, with the Departments of Defense, the Interior, Agriculture, Commerce, Transportation and the General Services Administration in agreement, to add a new 32A CFR, Part 166 as set forth below.

Dated: December 6, 1979.

John W. Macy, Jr.,
Director, Federal Emergency Management Agency.

PART 166—VOLUNTARY AGREEMENTS UNDER SECTION 708 OF THE DEFENSE PRODUCTION ACT OF 1950, AS AMENDED

Section 1 General provisions.
Section 2 Developing voluntary agreements.
Section 3 Carrying out voluntary agreements.
Section 4 Terminating or modifying voluntary agreements.
Section 5 Public access to records and meetings.

Authority: Sec. 708, Defense Production Act of 1950, as amended (50 U.S.C. App. 2158); E.O. 10480, 3 CFR 1949-1953 Comp. p. 961, as amended.

Sec. 1 General provisions.

(a) Pursuant to Section 708 of the Defense Production Act of 1950, as amended (50 U.S.C. App. 2158), the President, may consult with representatives of industry, business, financing, agriculture, labor, or other interests, and may approve the making of voluntary agreements to help provide for the defense of the United States by developing preparedness programs and expanding productive capacity and supply beyond levels needed to meet essential civilian demand.

(b) Sponsor

(1) As used in this part, the "sponsor" of a voluntary agreement is an officer of the Government who, pursuant to a delegation or redelegation of the functions given to the President by Section 708 of the Defense Production Act of 1950, as amended (DPA), proposes or otherwise provides for the development of carrying out of a voluntary agreement.

(2) The use of voluntary agreements, as authorized by Section 708 of the DPA to help provide for the defense of the United States through the development of preparedness programs, is an activity coordinated by the Director of the Federal Emergency Management Agency, as provided by Sections 101 and 501 (a) of Executive Order 10480, as amended.

(3) The sponsor of a voluntary agreement shall carry out sponsorship functions subject to the direction and control of the Director of the Federal Emergency Management Agency.

(c) This part applies to the development and carrying out under Section 708 of the DPA, as amended, of all voluntary agreements, and the carrying out of any voluntary agreement which was entered into under former Section 708 of the DPA and in effect immediately prior to April 14, 1976, and which is in a period of extension as authorized by Subsection 708(f)(2) of the DPA.

(d) The rules in this part void any provision of a voluntary agreement to which they apply, if that provision is contrary to or inconsistent with them. Each voluntary agreement shall be construed as containing every substantive provision that these rules require, whether or not a particular provision is included in the agreement.

(e) Pursuant to Subsection 708(d) of the DPA, the sponsor may establish such advisory committees as he deems to be necessary for developing or carrying out voluntary agreements. Such advisory committees shall comply with this part as well as with the requirements and procedures of the Federal Advisory Committee Act (Pub. L. 92–463, as amended).

Sec. 2 Developing voluntary agreements.

(a) *Purpose and scope.* This section establishes the standards and procedures by which voluntary agreements may be developed through consultation, pursuant to Subsection 708(c) of the DPA.

(b) *Proposal to develop an agreement.* (1) A sponsor who wishes to develop a voluntary agreement shall submit to the Attorney General and the Director of the Federal Emergency Management Agency a document proposing the agreement. The proposal will include statements as to: The purpose of the agreement; the factual basis for making the finding required in Subsection 708(c)(1) of the DPA; the proposed participants in the agreement; and any coordination with other Federal agencies accomplished in connection with the proposal.

(2) If the Attorney General, after consultation with the Chairman of the Federal Trade Commission, approves this proposal, the sponsor shall then initiate one or more meetings of interested persons to develop the agreement.

(c) *Conduct of meetings held to develop the agreement.* (1) The sponsor shall give to the Attorney General, the Chairman of the Federal Trade Commission, and the Director of the Federal Emergency Management Agency adequate written notice of each meeting to develop a voluntary agreement. The sponsor shall also publish in the Federal Register notice of the time, place, and nature of each meeting at least seven days prior to the meeting.

(2) The sponsor shall chair each meeting held to develop a voluntary agreement. Both the Attorney General and the Chairman of the Federal Trade Commission, or their delegates, shall attend each of these meetings.

(3) Any interested person may attend a meeting held to develop a voluntary agreement, unless the sponsor of the agreement limits attendance pursuant to Section 5 of this part.

(4) Any interested person may, as set out in the Federal Register meeting notice, submit written data and views concerning the proposed voluntary agreement, and at the discretion of the chairman of the meeting, may be given the opportunity for oral presentation.

(d) *Maintenance of records.* (1) The sponsor is responsible for the making of a full and verbatim transcript of each meeting. The chairman shall send this transcript, and any voluntary agreement resulting from the meeting, to the Attorney General, the Chairman of the Federal Trade Commission, the Director of the Federal Emergency Management Agency, and any other repository required by law.

(2) The sponsor of a voluntary agreement shall maintain each meeting transcript and voluntary agreement, and make them available for public inspection and copying to the extent required by Section 5 of this part.

(e) *Effectiveness of agreements.* The following steps must occur before a new voluntary agreement or an extension of an existing agreement may become effective:

(1) The sponsor must certify in writing that the agreement is necessary to carry out the purposes of Subsection 708(c)(1) of the DPA;

(2) The Director of the Federal Emergency Management Agency must approve this certification, and submit it to the Attorney General with a request for a written finding; and

(3) The Attorney General, after consulting with the Chairman of the Federal Trade Commission, must issue a written finding that an agreement with less anticompetitive effect than the one proposed would not reasonably achieve these purposes.

Sec. 3 Carrying out voluntary agreements.

(a) *Purpose and scope.* This section establishes the standards and procedures by which the participants in each approved voluntary agreement shall carry out the agreement.

(b) *Participants.* The participants in each voluntary agreement shall be reasonably representative of the appropriate industry or segment of that industry.

(c) *Conduct of meetings held to carry out an agreement.* (1) The sponsor of a voluntary agreement shall initiate, or approve in advance, each meeting of the participants in the agreement held to discuss problems, determine policies, recommend actions, and make decisions necessary to carry out the agreement.

(2) The sponsor shall provide to the Attorney General, the Chairman of the Federal Trade Commission, and the Director of the Federal Emergency Management Agency adequate prior notice of the time, place, and nature of each meeting, and a proposed agenda of each meeting. The sponsor shall also publish in the Federal Register, reasonably in advance of each meeting, a notice of the time, place, and nature of the meeting. If the sponsor has determined, pursuant to Sections 5 of this part, to limit attendance at the meeting, the sponsor shall publish this Federal Register notice within ten days of the meeting.

(3) Any interested person may attend a meeting held to carry out a voluntary agreement unless the sponsor has restricted attendance pursuant to Section 5 of this part. A person attending a meeting under this section may present oral or written data, views, and arguments subject to any limitations on the manner of presentation that the sponsor may impose.

(4) No meeting shall be held to carry out any voluntary agreement unless a Federal employee, other than a individual employed pursuant to 5 U.S.C. 3109, is in attendance. Any meeting to carry out a voluntary agreement may be attended by the sponsor of the agreement, the Attorney General, the Chairman of the Federal Trade Commission, the Director of The Federal Emergency Management Agency, or their delegates.

(5) Notwithstanding any other provision of this section, a meeting between a single participant and the sponsor solely to deliver or exchange information is not subject to the requirements and procedures of this section provided, that a copy of the information is promptly delivered to the Attorney General, the Chairman of the Federal Trade Commission, and the Director of the Federal Emergency Management Agency.

(d) *Maintenance of records.* (1) The participants in any voluntary agreement shall maintain for five years all minutes of meetings, transcripts, records, documents, and other data, including any communications among themselves or with any other member of their industry, related to the carrying out of the voluntary agreement. The participants shall agree, in writing, to make available to the sponsor, the Attorney General, the Chairman of the Federal Trade Commission and the Director of the Federal Emergency Management Agency for inspection and copying at reasonable times and upon reasonable notice any itme that this section requires them to maintain.

(2) Any person required by this paragraph to maintain records shall indicate specific portions, if any, that that person believes should not be disclosed to the public pursuant to Section 5 of this part, and the reasons therefore. Any item made available to a Government Official named in this paragraph shall be available from that official for public inspection and copying to the extent set forth in Section 5 of the part.

Sec. 4 Terminating or modifying voluntary agreements.

The Attorney General may terminate or modify a voluntary agreement, in writing, after consultation with the Chairman of the Federal Trade Commission and the sponsor of the agreement. The sponsor of the agreement, with the concurrence of or at the direction of the Director of the Federal Emergency Management Agency, may terminate or modify a voluntary agreement, in writing, after consultation with the Attorney General and the Chairman of the Federal Trade Commission. Any person who is a party to a voluntary agreement may terminate his participation in the agreement upon written notice to the sponsor. Any antitrust immunity conferred upon the participants in that agreement by Subsection 708(j) of the DPA shall not apply to any act or omission occurring after the termination of the voluntary agreement. Immediately upon modification of a voluntary agreement, no antitrust immunity shall apply to any subsequent act or omission that is beyond the scope of the modified agreement.

Sec. 5 Public access to records and meetings.

(a) Interested persons may, pursuant to 5 U.S.C. 552, inspect or copy any voluntary agreement, minutes of meetings, transcripts, records, or other data maintained pursuant to these rules.

(b) Except as provided by paragraph (c) of this section, interested persons may attend any part of a meeting held to develop or carry out a voluntary agreement pursuant to these rules.

(c) The sponsor of a voluntary agreement may withhold material from disclosure and restrict attendance at meetings only on the grounds specified in —

(1) Section 552(b)(1) of 5 U.S.C., which applies to matter specifically required by executive order to be kept secret in the interest of the national defense or foreign policy. This section shall be interpreted to include matter protected under Executive Order 11652 of March 8, 1977 (3 CFR 1971–1975 Comp. p. 678), establishing categories and criteria for classification, and

(2) Section 552(b)(3) of 5 U.S.C., which applies to matter specifically exempted for disclosure by statute.

[FR Doc. 79-38028 Filed 12-11-79; 8:45 am]

BILLING CODE 6718-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FRL 1373-1]

Ohio; Approval and Promulgation of Implementation Plans

AGENCY: Environmental Protection Agency.

ACTION: Proposed rule.

SUMMARY: U.S. Environmental Protection Agency (USEPA) proposes to approve a revision to the Ohio State Implementation Plan (SIP) for sulfur dioxide (SO_2) for Columbus and Southern Ohio Electric Company's Poston Power Plant. The revision is requested in order to implement an alternative strategy in which two 200-foot exhaust stacks have been replaced by a single 500-foot stack which is in conformance with "Good Engineering Practice" stack height design. USEPA further proposes to temporarily suspend the October 19, 1979 compliance date established by the Ohio State Implementation Plan for sulfur dioxide pending final rulemaking on the proposed revision to that implementation plan for the Columbus & Southern Ohio Electric Company's Poston Power Plant. In no case will the compliance date be later than June 17, 1980. It is the opinion of Region V that this revision to the Ohio State Implementation Plan should be approved. The purpose of this notice is to invite public comment on USEPA's proposed revision to the Ohio State Implementation Plan.

DATE: Comments must be received on or before January 11, 1980. Requests for a public hearing on this revision must be received no later than December 27, 1979.

ADDRESSES: Comments and requests for a hearing should be submitted to: Steve Rothblatt, Chief, Air Programs Branch, U.S. Environmental Protection Agency, Region V, 230 South Dearborn Street, Chicago, Illinois 60604, (312) 886-6030.

The docket #5A-79-5 for this revision is on file at the above address and at: Central Docket Section, Room 2903B, U.S. Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460.

The docket may be inspected and copied during normal business hours.

FOR FURTHER INFORMATION CONTACT: Patricia Powell, Assistant Regional Counsel, U.S. Environmental Protection

Agency, Region V, Air Programs Branch, 230 South Dearborn Street, Chicago, Illinois 60604, (312) 886-6062.

SUPPLEMENTARY INFORMATION: This proposed rule is an amendment to the federally promulgated Ohio State Implementation Plan (SIP) for sulfur dioxide (SO_2). The revision is specifically for the Columbus & Southern Ohio Electric Company's Poston Power Plant.

On August 27, 1976, (41 CFR 36324) the U.S. Environmental Protection Agency (USEPA) promulgated regulations establishing the SIP for the control of SO_2 for the State of Ohio. On September 19, 1978, Columbus & Southern requested a revision of the federally promulgated sulfur dioxide (SO_2) plan as it applies to Columbus & Southern Ohio Electric's Poston Generating Station in Athens, Ohio. Columbus & Southern Ohio Electric submitted additional information on February 16, March 9, and March 30, 1979.

Columbus & Southern Ohio Electric Company has replaced two 200-foot exhaust stacks with a single 500-foot stack to service Poston's Units 1 through 4. This new stack is a result of a consent and abatement order issued by the Ohio EPA in April of 1975 which required that Columbus & Southern build a 500-foot stack in order to prevent aerodynamic downwash caused by turbulent interference from housing units 5 and 6.

Columbus & Southern submitted an alternative strategy using the CRSTER computer modeling utilizing 5 years of meteorological data from 1970 through 1974 for Huntington, West Virginia for both surface and upper air. The 500-foot stack presently serves units 1 through 4 with an emission limitation of 7.90 lbs. of SO_2 per million BTU. The stack serving units 5 and 6 were modeled to conform to a Good Engineering Practice of 600 feet and at emission levels subject to the New Source Performance Standards. The strategy will attain and maintain the ambient air quality standards.

Since final rulemaking has not occurred, it would be inequitable to require Columbus & Southern to meet the 3.94 emission limitation which is now in existence, because USEPA is now proposing a 7.90 emission limitation for units 1 through 4 based on a modeling analysis that incorporates the use of the 500 foot stack that is presently serving units 1 through 4.

Requiring Columbus to comply with the existing emission limitation based on a stack configuration which is no longer utilized by the Poston facility could cause possible economic disruption due to fuel switching by Columbus & Southern from high sulfur coal to lower sulfur coal. Fuel switching could affect the employment of miners and disrupt Ohio coal production. The economic dislocation in the mining areas due to fuel switching is unwarranted since compliance with existing limitations would not serve a benefit if the emission limitations are revised as we are proposing. Therefore, for the above reasons we are proposing suspending the October 19, 1979, compliance date in addition to revising the emission limitations. In no case will the compliance date be later than June 17, 1980. Final promulgation of this revision will follow an analysis of any comments submitted and will depend on consistency with section 110 of the Clean Air Act. Comments are being solicited.

Note.—The USEPA has determined that this document is not a significant regulation and does not require preparation of a regulatory analysis under Executive Order 12044.

Part 52 of Chapter I, Title 40, Code of Federal Regulations is amended as follows:

Subpart KK—Ohio

1. Section 52.1881 is amended by revision paragraph (b)(14) as follows:

§ 52.1881 Control strategy: Sulfur oxides (sulfur dioxide).

(b) Regulations for the control of sulfur dioxide in the State of Ohio.

* * * * *

(14) In Athens County:

* * * * *

(ii) The Columbus & Southern Ohio Electric Company or any subsequent owner or operator of the Poston Power Plant in Athens County, Ohio shall not cause or permit the emission of sulfur dioxide from the 500 foot stack serving units 1 through 4 at the Poston Power Plant in excess of 7.90 pounds of sulfur dioxide per million BTU actual heat input. The stack serving units 5 and 6 is subject to New Source Performance Standards and is limited to 1.2 pounds of sulfur dioxide per million BTU of actual heat input.

(iii) (Reserved).

Dated: November 29, 1979.

John McGuire,

Regional Administrator.

[FR Doc. 79-38027 Filed 12-11-79; 8:45 am]

BILLING CODE 6560-01-M

INTERSTATE COMMERCE COMMISSION

49 CFR Part 1036

[Ex Parte 252 (Sub 5)] [1]

Elimination of Incentive Per Diem Charges

AGENCY: Interstate Commerce Commission.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Commission is considering whether the incentive per diem (IPD) charges on boxcars and gondolas prescribed in 49 CFR Part 1036 should be eliminated, maintained or modified. Interested parties should comment on:

(a) The effectiveness of the IPD program for plain boxcars, XF boxcars, and plain gondolas,

(b) IPD's effect on rail car shortages, fleet size, and railroad system efficiency,

(c) Whether the incentive per diem (IPD) program should be eliminated or modified based on the full implementation of the revised car-hire formula adopted in Ex Parte No. 334, *Car Service Compensation—Basic Per Diem Charges.*

It has been suggested that the Commission's IPD program has not accomplished the goals it was designed to achieve.

DATES: Statements of intent to participate (an original and one copy) should be filed no later than December 19, 1979. Parties actively participating will be required (1) to file an original and 15 copies with the Commission and (2) to serve on all parties appearing on the service list a copy of all written representations. A service list will be sent to all parties in sufficient time to enable them to comply with the filing deadline. Opening written representations should be filed with the Commission on or before February 11, 1980. Replies should be filed on or before 20 days thereafter.

ADDRESSES: An original and 15 copies of comments, marked "Ex Parte No. 252 (Sub-No. 5)" should be sent to: Office of Proceedings, Room 5356, Interstate Commerce Commission, Washington, D.C. 20423.

FOR FURTHER INFORMATION CONTACT: Richard Felder, (202) 275-7693.

SUPPLEMENTAL INFORMATION: The Board of Directors of the Association of

[1] This proceeding embraces Ex Parte No. 334, *Car Service Compensation—Basic Per Diem Charges*, Ex Parte No. 252 (Sub-No. 1), *Incentive Per Diem Charges (1968) and XF Cars*, and Ex Parte No. 252 (Sub-No. 2), *Incentive Per Diem Charges—Gondolas.*

American Railroads and the American Short Line Railroad Association filed a petition on August 2, 1979, seeking the institution of a rulemaking proceeding to eliminate all IPD charges, rules, and regulations in 49 CFR Part 1036.

A number of letters and petitions requesting institution of or intervention in this proceeding have been received. Preliminary views appear to differ widely. For example, the proposal is endorsed by some boxcar shippers but opposed by some gondola shippers. One carrier suggests that the American Short Line Railroad Association's Board of Directors has acted against the wishes of its membership in sponsoring the August 2 petition. Another carrier supports the AAR–ASLRA petition at the same time that it is intervening in a court proceeding to support our decision extending IPD to gondolas.

The petition offers two basic reasons for eliminating IPD. First, IPD has not been effective, and second, it is alleged that revised basic car hire charges established in *Car Service Compensation—Basic Per Diem Charges,* 361 I.C.C. 189 (1979) will provide sufficient incentive to encourage the purchase, acquisition, and efficient utilization of freight cars without the levying of IPD charges. These concerns of the railroad industry and our previously announced intention to review the IPD program, *Car Service Compensation—Basic Per Diem Charges, supra,* at 195, are more than ample grounds to institute this proceeding. An added factor is the recent completion of a study of the IPD program by our Office of Policy and Analysis. That staff study, along with comments on the study, prepared by several other Commission offices, is being released to the public to coincide with the institution of this proceeding. These documents are intended to highlight many of the issues which we will explore in this rulemaking. Copies may be obtained from the Office of the Secretary, Publications (Room 2229) Interstate Commerce Commission, Washington, D.C. 20423, Telephone 202–275–7307.

The petitioners have raised the critical issue of the effectiveness of the IPD program. They are not convinced that the program has achieved the goals it was designed to accomplish. They question whether IPD is needed to stimulate the purchase of equipment in view of the June 1, 1979 backlog of 125,354 cars on order with car builders. This is the highest level since December 1, 1956. In the area of car utilization and distribution they note the dramatic decline in the number of trips per year each car has made over the ten-year life of the IPD program. Plain unequipped boxcars made 17.4 trips in 1969 and only 12.0 trips in 1978. During the same period, equipped boxcars, which are not subject to IPD charges, experienced a decline from 15.3 trips to 14.0 trips per year. It is the petitioners' belief that the IPD program's most demonstrable effect has been the rapid empty movement of cars off line to minimize IPD costs. Without IPD, they envision more cars being loaded and placed in return revenue service. Deterioration of freight car utilization appears not to be limited to those car types subject to IPD. Accordingly, the comments should try to isolate the impact of IPD on car utilization and distribution.

We are extremely concerned by the railroad industry's perception of the effectiveness of the IPD program. The bulk of this proceeding will be devoted to evaluating the public response to the railroad industry's assessment of IPD. We are particularly interested in receiving comments which analyze the costs and benefits of the IPD program to the railroad industry and to the public.

The comments should specifically address the adequacy of revised basic per diem charges and the idea that IPD charges are not necessary to stimulate investment in cars found to be in short supply. Revised basic per diem charges include a cost of capital component of 11.94%. The combined interest rate provided by basic per diem and incentive per diem is 20% on gondolas, 24% on XF boxcars, and 18% on XM boxcars. Petitioners are concerned that the combined charges are resulting in a transfer of income from railroads to outside investors at levels beyond what is required to induce investment in railroad equipment.

We are prepared to eliminate our IPD regulations in the public comments persuade us that the IPD program should not be continued. To prepare for this possibility comments should be submitted concerning the disposition of earmarked IPD funds. While this proceeding is pending, we intend to continue to process matters which relate to the IPD program. Ex Parte No. 252 (Sub-No. 3), *Use of Incentive Per Diem Funds,* served April 21, 1978, and Ex Parte No. 252 (Sub-No. 4) *Level of Incentive Per Diem Charges,* served October 11, 1979, will be decided in the near future. We approach this proceeding with an open mind and the intention to adopt changes in the IPD program or order its elimination if these options are appropriate. We will, of course, continue the judicial defense of our decision to impose IPD on gondolas in the interim.

This proceeding does not appear to be a major Federal action significantly affecting the quality of the human environment or the consumption of energy. However, comments on environment on environment issues, if any, should be filed in response to this notice.

(49 U.S.C. 11122, 5 U.S.C. 553.)

Decided: November 29, 1979.

By the Commission. Chairman O'Neal, Vice Chairman Stafford, Commissioners Gresham, Clapp, Christian, Trantum, Gaskins and Alexis. Commissioner Christian not participating.

Agatha L. Mergenovich,
Secretary.

[FR Doc. 79-38074 Filed 12-11-79; 8:45 am]
BILLING CODE 7035-01-M

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49 CFR Parts 1060 and 1082

[Ex Parte No. 372]

Notice to Shippers of Freight Refused or Unclaimed at Destination

AGENCY: Interstate Commerce Commission.

ACTION: Notice of Proposed Rulemaking.

SUMMARY: The Commission proposes to adopt rules requiring motor common carriers of property and freight forwarders to notify shippers by wire, within specified time limits, when freight is refused or unclaimed at destination. The purpose of the proposal is to prevent the accrual of unnecessary storage charges, to expedite the release of carrier equipment, and to conserve carrier terminal and warehouse space.

DATES: Interested persons may submit written comments on or before January 28, 1980.

ADDRESS: Send comments and 10 copies, if possible, to: Room 5356, Interstate Commerce Commission, Washington, D.C. 20423.

FOR FURTHER INFORMATION CONTACT: Martin E. Foley, (202) 275–7348.

SUPPLEMENTARY INFORMATION: At the present time the Commission has no regulations which govern notifying shippers that their freight has been refused or unclaimed. Although rail carriers have long held themselves out to notify consignors by wire within 24 hours of a shipment's refusal, most motor common carriers and forwarders hold themselves out only to make a "diligent effort" to notify them. Their tariffs, in many cases, do not explicitly state that this effort will be made by any certain method (or within any specified period of time); but the customary

method of notification consists of mailing—either by regular, certified or registered mail—a Notice of Refused or Undelivered Freight.

Under the present postal service, these notices may not reach their destination until several days, and sometimes weeks, after they are mailed. Nevertheless, motor carrier and forwarders tariffs almost uniformly stipulate that refused and unclaimed freight will be considered stored "immediately" and that storage charges will begin to accrue the first 7:00 a.m. after the date of mailing.

The effects of these provisions are threefold: First, they insure that storage charges begin to accumulate before the onhand notice is even received by the shipper, effectively eliminating any free time for the owner to give further disposition advice to the carrier; second, they shift the carrier's liability from that of a common carrier (insurer of the goods) to that of a warehouseman (for negligence only) as soon as the shipment is refused or becomes otherwise undeliverable; third, carrier equipment and dock space is needlessly tied up while awaiting disposition from the consignor.

To counteract the unnecessary accrual of storage charges, shippers have tried various tactics—from printing "contingency" disposition instructions on bills of lading and shipping labels to issuing blanket letters authorizing carriers to return all refused shipments without waiting for notification and written disposition. The carriers, in turn, have negated these efforts with tariff rules which declare that such methods will *not* be recognized as authority to return or reconsign undelivered or refused shipments. In Docket No. 36820, *Disposition of Undelivered Freight, Eastern Central Carriers* (no print), decided October 16, 1978, Review Board No. 4 found that such rules were just, reasonable and otherwise lawful. As a result, it is a virtual impossibility for a shipper whose freight has been refused or unclaimed to avoid paying storage charges.

The rules proposed in the appendix to this notice are designed to balance these "instant" storage provisions with a mandatory notification process that is both prompt and inexpensive. Basically, the rules would require carriers to notify the shipper within 24 hours after a shipment's refusal. Where refusal is not involved but unclaimed freight is still on hand at destination after three days, the notice would have to transmitted within 24 hours of the three-day period's expiration. These notices would be required to transmitted by "wire", which encompasses, for our purposes here, all methods of electronic communication. The rules also provide for a waiver of storage charges (when the carrier fails to send notice as required) and for appropriate tariff publication.

The anticipated effects of the proposed rules, if adopted are: (1) The prevention of unnecessary storage charge accrual; (2) the prompt release of carrier equipment; and (3) the conservation of carrier terminal and warehouse space now used to house refused and unclaimed shipments awaiting disposition. By decreasing the time that shipments are held in storage, the rules should also reduce the likelihood of loss and damage occurring to those shipments.

While the rules in some instances could increase carrier notification costs, they could reduce them in others. For example, the cost of mailing a certified letter from Washington, D.C. to New York City is $1.40 if a return receipt is requested. The cost for a registered letter is $3.15. A mailgram, however, which would comply with the proposed rules, can be sent for $2.95. The cost of a direct-dialed three-minute telephone call during regular business hours is only 71 cents, (excluding tax).

In many cases, compliance with the rules would require neither a telegram, a mailgram nor a long-distance telephone call, since almost all carriers' terminals and offices are equipped with teletype, telex, "long" lines, or other in-house communications devices. On refused or unclaimed single-line shipments the carrier's destination agent could transmit the information by one of these devices to its origin agent, who in turn could notify the shipper by a local telephone call.

While some motor carrier and forwarder tariffs now allow for notification by "telegraph" in certain instances, this will usually be done only upon specific shipper requests and at shipper expense. Rail carriers, on the other hand, have traditionally borne the cost of wire notification themselves. Since the benefits of prompt notification accrue to the carrier as well as to the shipper, the proposed rule makes no provision for the expense of notification to be passed on to consignors.

This rulemaking proceeding is instituted under the authority of sections 553 and 559 of the Administrative Procedure Act (5 U.S.C. 553 and 559) and section 10321 of Subtitle IV (49 U.S.C. 10321).

This decision does not appear to affect significantly the quality or the human environment of energy consumption.

We propose to adopt the rules set forth in the appendix to this notice.

Decided: November 16, 1979.

By the Commission, Chairman O'Neal, Vice Chairman Stafford, Commissioners Gresham, Clapp, Christian, Trantum, Gaskins and Alexis. Commissioners Trantum and Gaskins dissenting.

Agatha Mergenovich,

Secretary.

Commissioner Trantum, Dissenting

I vote to reject the draft notice.

While I recognize the concerns of the Bureau of Traffic, and indeed of shippers, I find the stated intention difficult to reconcile with economic fact. If electronic communication is both cheaper and faster than the mail, carriers in a competitive environment will necessarily begin to use it or suffer a cost disadvantage. Moreover, given a choice, shippers will prefer those carriers whose "diligent efforts" are considerable and adequate to those whose are not. Thus, our intent to encourage carriers (a) to notify shippers, and (b) to use electronic means to do so would appear to be achieved most effectively by continuing our efforts to introduce more competition into the trucking industry.

Commissioner Gaskins, Dissenting

I vote to reject the draft notice.

I am not convinced that the actions of a Director General taken 60 years ago in regulating another transportation mode form any basis at all for this proposal. Notification of unclaimed shipments is an aspect of good service. Putting household goods movements aside, it seems that shippers can recognize bad service when confronted with it and have the solution right at hand—move their business to another carrier. This proposal to directly regulate particular aspects of service seems unnecessary and incongruous in light of the Commission's apparent intention to rely more heavily on competition to ensure adequate service.

Appendix.—Proposed Rules

The Commission proposes to amend Chapter X, Subchapter A, of Title 49 of the Code of Federal Regulations, by adding Parts 1060 (Motor Carriers) and 1082 (Freight Forwarders) to read as follows:

PART 1060—NOTICE TO CONSIGNORS OF FREIGHT REFUSED OR UNCLAIMED AT DESTINATION

Sec.

1060.1 Notice by wire required.
1060.2 Failure to send required notice.
1060.3 Tariff requirements.
1060.4 Bills of lading conditions.

Authority: Secs. 553, 559, Administrative Procedure Act (5 U.S.C. 553, 559); sec. 10321 of Subtitle IV (49 U.S.C. 10321)

§ 1060.1 Notice by wire required.

(a) When freight is refused or unclaimed at destination, notice to that effect shall be transmitted by wire to the consignor or owner within the time limitations set forth in paragraphs (b)

and (c) of this section. For the purposes of applying this rule, the term "wire" shall be construed to mean any form of electronic communications, including telephone, telegram, teletype, telex and mailgram. If notice is transmitted by telephone, a written record shall be maintained by the carrier.

(b) *Refused Freight.* When freight is refused at destination, a notice to that effect shall be transmitted as required by paragragh (a) of this section within 24 hours (exclusive of Saturdays, Sundays and legal holidays) after the carrier is advised of refusal.

(c) *Unclaimed Freight.* When freight is unclaimed or undeliverable at destination through no fault of the carrier and remains on hand undelivered at the expiration of three days (exclusive of Saturdays, Sundays and legal holidays) after the date notice of arrival has been sent or given to the consignee, a notice to that effect shall be transmitted as required by paragraph (a) of this section within 24 hours of the three day period's expiration.

§ 1060.2 Failure to send required notice.

When a carrier fails to send the consignor the required notice of refused or unclaimed freight, the consignor shall not be charged storage fom the first 7:00 a.m. after the notice should have been sent to the first 7:00 a.m. following the date notice is actually sent: *Provided,* That if, through error, the required notice is transmitted bv mail instead of by wire, this waiver of liability for storage charges shall be terminated with the date the mailed notice is received by the consignor.

§ 1060.3 Tariff requirements.

All motor common carriers of property subject to 49 U.S.C. 10521 *et seq.,* shall publish notification rules in their tariffs consistent with the regulations in this section.

§ 1060.4 Bills of lading conditions.

Nothing in this part shall be construed as waiving or nullifying the conditions of the bill of lading contract with respect to the disposition of refused or unclaimed freight.

PART 1082—NOTICE TO CONSIGNORS OF FREIGHT REFUSED OR UNCLAIMED AT DESTINATION

Sec.

1082.1 Notice by wire required.
1082.2 Failure to send required notice.
1082.3 Tariff requirements.
1082.4 Bills of lading conditions.

Authority: Secs. 553, 559, Administrative Procedure Act (5 U.S.C. 553, 559); sec. 10321 of Subtitle IV (49 U.S.C. 10321)

§ 1082.1 Notice by wire required

(a) When freight is refused or unclaimed at destination notice to that effect shall be transmitted by wire to the consignor or owner within the time limitations set forth in paragraphs (b) and (c) of this section. For the purposes of applying this rule, the term "wire" shall be construed to mean any form of electronic communications, including telephone, telegram, teletype, telex and mailgram. If notice is transmitted by telephone, a written record shall be maintained by the forwarder.

(b) *Refused Freight.* When freight is refused at destination, a notice to that effect shall be transmitted as required by paragraph (a) of this section within 24 hours (exclusive of Saturdays, Sundays and legal holidays) after the freight forwarder is advised of refusal.

(c) *Unclaimed Freight.* When freight is unclaimed or undeliverable at destination through no fault of the freight forwarder and remains on hand undelivered at the expiration of three days (exclusive of Saturdays, Sundays and legal holidays) after the date notice of arrival has been sent or given to the consignee, a notice to that effect shall be transmitted as required by paragraph (a) of this section within 24 hours of the three-day period's expiration.

§ 1082.2 Failure to send required notice.

When a freight forwarder fails to send the consignor the required notice of refused or unclaimed freight, the consignor shall not be charged storage from the first 7:00 a.m. after the notice should have been sent to the first 7:00 a.m. following the date notice is actually sent; *Provided,* That if, through error, the required notice is transmitted by mail instead of by wire, this waiver of liability for storage charges shall be terminated with the date the mailed notice is received by the consignor.

§ 1082.3 Tariff requirements.

All freight forwarders subject to 49 U.S.C. 10561 shall publish notification rules in their tariffs consistent with the regulations in this section.

§ 1082.4 Bills of lading conditions.

Nothing in this part shall be construed as waiving or nullifying the conditions of the bill of lading contract with respect to the disposition of refused or unclaimed freight.

[FR Doc. 79-38076 Filed 12-11-79; 8:45 am]
BILLING CODE 7035-01-M

49 CFR Part 1127

[Ex Parte 293 (Sub-2)]

Standards for Determining Rail Service; Continuation Subsidies

AGENCY: Rail Services Planning Office, Interstate Commerce Commission.

ACTION: Withdrawal of notice of proposed rulemaking.

SUMMARY: The Rail Service Planning Office (RSPO) is withdrawing the proposed amendment to the Standards for Determining Rail Service Continuation Subsidies (Standards), which would have altered the method for assigning of fringe benefit costs for train and engine employees. After conducting further analysis and after reviewing the comments received, RSPO believes that the proposed amendment would not provide the intended improvement in the accuracy of the assignment of fringe benefit costs.

EFFECTIVE DATE: December 7, 1979.

FOR FURTHER INFORMATION CONTACT: James R. Wells, 202-275-7283.

SUPPLEMENTARY INFORMATION: On September 19, 1979 (44 FR 54324), RSPO published a proposed amendment to the Standards that would have modified the assignment of fringe benefit costs for train and engine employees. The fringe benefit costs, for these employees, would have been allocated to a branch line based solely upon straight time and overtime wages paid and would have excluded any constructive allowance payments.

Comments on the proposed amendment were received from the New York State Department of Transportation (NY DOT), Consolidated Rail Corporation (Conrail), and the Maryland Department of Transportation (MD DOT). Conrail and NY DOT indicated that RSPO had not established that a change in the assignment of fringe benefit costs was necessary. MD DOT supported the proposed amendment.

As noted in the report accompanying the proposed amendment, RSPO believed that a change in the basis of assignment of fringe benefit costs was necessary in order to preclude the assignment of greater fringe benefit costs to a branch line than were actually incurred by the carrier. The overassignment could occur in the operation of a subsidized line where employees are entitled to substantial payments for constructive allowances. There are situations where crew members may receive, in addition to their normal daily wages, as much as eight hours extra pay for deadheading. In such a situation, the current

methodology could result in the assignment of fringe benefit costs in excess of those actually incurred, assuming that an employees' total monthly compensation, including constructive allowances, exceeds the $1,908 maximum taxable base for railroad retirement. However, some crew members are not continuously employed during a month. Consequently, these employees may not receive total compensation, including constructive allowances, in excess of $1,908, and their fringe benefit costs would be understated if the assignment were based solely on straight time and overtime compensation.

RSPO has no desire to provide a remedy for one problem while creating another and consequently is withdrawing the proposed amendment until such time as more data and information are developed that would result in a practical resolution of this problem.

This is not a major Federal action significantly affecting the quality of the human environment within the meaning of the National Environmental Policy Act of 1969.

This withdrawal of the proposed rule is published under the authority of 49 U.S.C. 10362.

Issued: December 7, 1979 by Alexander Lyall Morton, Director, Rail Services Planning Office.

By the Commission.

Agatha Mergenovich,

Secretary.

[FR Doc. 79-38075 Filed 12-11-79; 8:45 am]

BILLING CODE 7035-01-M

Notices

Federal Register
Vol. 44, No. 240
Wednesday, December 12, 1979

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF AGRICULTURE

Federal Grain Inspection Service

Limited Interim Exemption From Mandatory Inspection and Weighing Requirements

AGENCY: Federal Grain Inspection Service (FGIS).

ACTION: Notice of limited exemption from the mandatory inspection and weighing requirements.

SUMMARY: Notice is given that a 15,000 metric-ton interim exemption from the mandatory grain inspection and weighing requirements of section 5 of the United States Grain Standards Act, as Amended (7 U.S.C. 71, *et seq.*, hereafter the "Act"), will again be available during calendar year 1980 to exporters who in 1979 exported less than 15,000 metric tons of grain from the United States, provided certain requirements are met.

EFFECTIVE DATE: January 1, 1980.

FOR FURTHER INFORMATION CONTACT: James R. Conrad, U.S. Department of Agriculture, FGIS, Compliance Division, Washington, D.C. 20250, telephone (202) 447-9300.

SUPPLEMENTARY INFORMATION: The Federal Grain Inspection Service has again decided to grant, on an interim basis, a limited exemption from the mandatory inspection and weighing requirements of section 5 of the Act. The provisions for this exemption will terminate on December 31, 1980, or upon the effective date of regulations implementing Public Laws 94-583 and 95-113 which amended the Act (7 U.S.C. 71, *et seq.*). These regulations were proposed in the Federal Register on March 2, 1979 (44 FR 11920). The exemption will apply for the first 15,000 metric tons of grain exported from the United States during the 1980 calendar year by an exporter who qualifies under the conditions hereinafter set out.

Exemptions granted to exporters during 1979 expire on December 31, 1979. These exporters who qualify and would like to avail themselves of the exemption during 1980 must reapply for the exemption as hereinafter set out.

To be eligible to apply for this interim exemption, an exporter must have exported less than 15,000 metric tons of grain during the 1979 calendar year and must have exported less than 15,000 metric tons of grain from the United States prior to the date of request during the 1980 calendar year. For the purposes of this Notice, the term "exporter" means:

(1) Any grain elevator, warehouse, or other storage or handling facility that loads or ships any bulk or sacked grain in a final carrier or container in which the grain is to be transported from the United States; or

(2) Any person who acquires ownership of grain and thereafter directly exports the grain or causes the grain to be directly exported from the United States without further handling of the grain by a grain eleator, warehouse, or other grain storage or handling facility.

A request for interim exemption shall be filed in writing with FGIS by the exporter. The request must contain a statement showing the total quantity of grain exported during the 1979 calendar year and the total quantity of grain exported to date during the 1980 calendar year. Upon review by FGIS, the applicant will be notified of approval or denial of the exemption.

Reporting requirements on shipments by exporters have been modified. FGIS will no longer require notification by telephone of each shipment and will no longer require information on the approximate date the shipment will leave the United States.

For each shipment under the exemption, the following information shall be submitted in writing to FGIS by or on the day of loading:

1. The kind and quantity of grain to be shipped.
2. Type of shipment (bulk, sacked, containerized).
3. Name and location of the facility from which the grain is being shipped (include FGIS control number assigned to the facility).
4. Date of loading of shipment.
5. Point of export.
6. Destination of shipment.
7. Identification of shipment, which shall include either railcar number(s), truck or trailer license number(s), container number(s), or name of the export vessel (as applicable).

This information shall be forwarded to the U.S. Department of Agriculture, FGIS, Compliance Division, Washington, D.C. 20250, telephone (202) 447-9300.

Exporters using this interim exemption must also:

1. Maintain complete records of all export shipments, including the exempted shipments.
2. Make these records available to FGIS upon request for verification purposes.

The exemption from official weighing for truck and rail shipments of grain exported into Canada from other than export port locations, published in the Federal Register dated October 20, 1978, shall not be affected by any of the provisions in this Notice. (See Federal Register, Vol. 43, No. 204, page 49027).

Date: December 7, 1979.

D. R. Galliart,
Acting Administrator.

BILLING CODE 3410-02-M

Forest Service

AMAX Inc., Proposed Molybdenum Mining and Milling Operation, Gunnison National Forest, Gunnison County, Colo.; Public Meetings To Review and Comment on the Scope of the AMAX, Inc., Mt. Emmons Project Environmental Impact Statement

The Department of Agriculture, Forest Service shall hold meetings for the public to review and comment on the scope of the Mt. Emmons Project Environmental Impact Statement.

Meetings will be held at the following locations and times:

Gunnison, CO., County Courthouse, 201 W. Virginia Ave., Commissioner's Meeting Room, January 10, 1980, 1:30-3:30 p.m.
Denver, CO., Jefferson County Library, 10200 W. 20th Ave., January 14, 1980, 7:00-9:00 p.m.
Crested Butte, CO., Town Hall, 306 3rd St., January 16, 1980, 7:00-9:00 p.m.
Paonia, CO., Moller Memorial Hall, Grand Ave., January 17, 1980, 7:00-9:00 p.m.

Principal topics to be addressed are: (1) Public Issues; (2) Coordination with other Agencies; (3) Environmental Analysis Schedule; (4) Standards and Criteria; and (5) Air Quality Related

Values, Land Exchange, and Electrical Power Supply.

A preliminary scoping paper will be available to the public and cooperating agencies in late December, 1979. Copies of the paper or additional information can be obtained by contacting: Mt. Emmons Project Team Leader, 216 N. Colorado, Gunnison, Colorado, 81230, (303) 641-0471.

Written comments concerning the scope of the proposed project are encouraged. These should be sent to: Jimmy R. Wilkins, Forest Supervisor, Grand Mesa, Uncompahgre and Gunnison National Forests, 11th and Main, Delta, Colorado, 81416. Comments should be submitted by January 25, 1980.

Dated: November 30, 1979.

Jimmy R. Wilkins,

Forest Supervisor.

Nels A. Arneson,

Acting Forest Supervisor.

[FR Doc. 79-38092 Filed 12-11-79; 8:45 am]

BILLING CODE 3410-11-M

Coronado National Forest Grazing Advisory Board; Meeting

The Coronado National Forest Grazing Advisory Board will meet at 10:00 a.m., January 22, 1980, at the Federal Building, Room 7X, 301 W. Congress, Tucson, Arizona. The purpose of this meeting is to discuss allotment management planning and the use of range betterment funds.

The meeting will be open to the public. Persons who wish to attend should notify Larry Allen, Coronado Supervisor's Office, telephone 602-792-6418. Written statements will be filed with the board before or after the meeting.

The board has established the following rule for public participation: Nonmembers are asked to withhold comments until the close of business.

K.R. Weissenborn,

Forest Supervisor.

November 29, 1979.

[FR Doc. 79-37872 Filed 12-11-79; 8:45 am]

BILLING CODE 3410-11-M

CIVIL AERONAUTICS BOARD

[Docket 37199]

American Airlines, Inc., Civil Penalties for Violations of Part 250; Assignment of Enforcement Proceeding

This proceeding is hereby assigned to Chief Judge Joseph J. Saunders.

Dated at Washington, D.C., December 6, 1979.

Joseph J. Saunders;

Chief Administrative Law Judge.

[FR Doc. 79-38101 Filed 12-11-79; 8:45 am]

BILLING CODE 6320-01-M

[Order 79-12-17; Docket 37221]

Atlanta-Chicago/Rockford Show Cause Proceeding

AGENCY: Civil Aeronautics Board.

ACTION: Notice of Order 79-12-17, The Atlanta-Chicago/Rockford Show Cause Proceeding, Docket 37221.

SUMMARY: The Board is proposing to grant Atlanta-Chicago/Rockford unrestricted nonstop authority to Republic Airlines, Inc., and any other fit, willing and able applicant, the fitness of which can be established by officially noticeable material. The compete text of this order is available as noted below.

DATES: All interested persons having objections to the Board issuing the proposed authority shall file, and serve upon all persons listed below, no later than January 14, 1980, a statement of objection, together with a summary of the testimony, statistical data, and other material expected to be relied upon to support the stated objections, (additional data:) All existing and further applicants who have not filed (A) illustrative service proposals, (B) environmental evaluations, and (C) estimates of fuel to be consumed in the first year are directed to do so no later than December 27, 1980.

ADDRESSES: Objections to issuance of a final order should be filed in the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428, in Docket 37221, which we have entitled the *Atlanta-Chicago/Rockford Show Cause Proceeding.*

FOR FURTHER INFORMATION CONTACT: Lucille J. Mellema, Bureau of Domestic Aviation, Civil Aeronautics Board, 1825 Connecticut Ave., Washington, D.C. 20428, (202) 673-5105.

SUPPLEMENTARY INFORMATION: Objections should be served upon: Republic Airlines, Inc., the Michigan Aeronautics Commission, the mayors of the cities of Atlanta, Chicago, and Rockford, the Governors of the States of Georgia, Illinois and Michigan, the Departments of Transportation and the Aviation Administrations of the States of Georgia, Illinois and Michigan, and the managers of Chicago Midway Airport, Chicago O'Hare Airport and Greater Rockford Airport.

The complete text of Order 79-12-17 is available from our Distribution Section, Room 516, 1825 Connecticut Avenue, N.W. Washington, D.C. Persons outside the metropolitan area may send a postcard request for Order to the Distribution Section, Civil Aeronautics Board, Washington, D.C., 20428.

By the Bureau of Domestic Aviation: December 5, 1979.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 79-38102 Filed 12-11-79; 8:45 am]

BILLING CODE 6320-01-M

[Dockets 33361, 32645, and 32646]

Former Large Irregular Air Service Investigation; (Application of Royal Air Service, Inc.)

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding will be held on January 22, 1980, at 9:30 a.m. (local time), in Courtroom 203B, United States Court House and Federal Building, 299 East Broward Boulevard, Ft. Lauderdale, Florida, before me.

For information concerning the issues involved and other details in this proceeding, interested persons are referred to the prehearing conference report served November 9, 1978, and other documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., December 5, 1979.

Marvin H. Morse,

Administrative Law Judge.

[FR Doc. 79-38100 Filed 12-11-79; 8:45 am]

BILLING CODE 6320-01-M

COMMISSION ON CIVIL RIGHTS

Rhode Island Advisory Committee; Agenda and Notice of Open Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a planning meeting of the Rhode Island Advisory Committee (SAC) of the Commission will convene at 5:00 p.m. and will end at 7:00 p.m., on January 9, 1980, at the Third World Center, 115 Angell Street, Providence, Rhode Island.

Persons wishing to attend this open meeting should contact the Committee Chairperson, or the New England Regional Office of the Commission, 55 Summer Street, 8th Floor, Boston, Massachusetts 02110.

The purpose of this meeting is to continue work on planning conference and the census project.

This meeting will be conducted pursuant to the provision of the Rules and Regulations of the Commission.

Dated at Washington, D.C., December 7, 1979.

John L. Binkley,

Advisory Committee Management Officer.

[FR Doc. 79-38043 Filed 12-11-79; 8:45 am]

BILLING CODE 6335-01-M

DEPARTMENT OF COMMERCE

Industry and Trade Administration

Computer Systems Technical Advisory Committee; Changed Meeting

The meeting of the Computer Systems Technical Advisory Committee scheduled for Wednesday, December 19, 1979, has been rescheduled for Wednesday, January 9, 1980, at 9:30 a.m. in Room 3708, Main Commerce Building, 14th Street and Constitution Avenue, NW., Washington, D.C. The agenda and other information relating to the Committee meeting, as published in the Federal Register (44 FR 68503) on Thursday, November 29, 1979, remain unchanged.

Dated: December 7, 1979.

Kent Knowles,

Director, Office of Export Administration, Bureau of Trade Regulation.

[FR Doc. 79-38118 Filed 12-11-79; 8:45 am]

BILLING CODE 3510-25-M

Hardware Subcommittee of the Computer Systems Technical Advisory Committee; Changed Meeting

The meeting of the Hardware Subcommittee of the Computer Systems Technical Advisory Committee scheduled for Tuesday, December 18, 1979, has been rescheduled for Tuesday, January 8, 1980, at 1:30 p.m. in Room 3708, Main Commerce Building, 14th Street and Constitution Avenue, NW., Washington, D.C. The agenda and other information relating to the Subcommittee meeting, as published in the Federal Register (44 FR 68003) on Wednesday, November 28, 1979, remain unchanged.

Dated: December 7, 1979.

Kent Knowles,

Director, Office of Export Administration, Bureau of Trade Regulation.

[FR Doc. 79-38119 Filed 12-11-79; 8:45 am]

BILLING CODE 3510-25-M

Licensing Procedures Subcommittee of the Computer Systems Technical Advisory Committee; Changed Meeting

The meeting of the Licensing Procedures Subcommittee of the Computer Systems Technical Advisory Committee scheduled for Tuesday, December 18, 1979, has been rescheduled for Tuesday, January 8, 1980, at 9:30 a.m. in Room 3708, Main Commerce Building, 14th Street and Constitution Avenue NW., Washington, D.C. The agenda and other information relating to the Subcommittee meeting, as published in the Federal Register (44 FR 67489) on Monday, November 26, 1979, remain unchanged.

Dated: December 7, 1979.

Kent Knowles,

Director, Office of Export Administration, Bureau of Trade Regulation.

[FR Doc. 79-38117 Filed 12-11-79; 8:45 am]

BILLING CODE 3510-25-M

National Oceanic and Atmospheric Administration

Issuance of Permit To Take and Import Endangered Species

On October 15, 1979, Notice was published in the Federal Register (44 FR 59262), that an application had been filed with the National Marine Fisheries Service by Dr. Howard E. Winn, Graduate School of Oceanography University of Rhode Island, Kingston, Rhode Island 02881, for a Scientific Research and Scientific Purposes permit to take 50 humpback whales by biopsy dart sample, to import specimen materials from 25 humpback whales taken in the aboriginal hunt in Bequia, to import specimen materials from humpback whales found dead, and to perform acoustic and underwater observations which may cause potential harrassment to 60 individuals.

Notice is hereby given that on December 7, 1979, the National Marine Fisheries Service issued a Scientific Research and Scientific Purposes Permit, as authorized by the provisions of the Marine Mammal Protection Act (16 U.S.C. 1361–1407), and the Endangered Species Act (16 U.S.C. 1531–1543) to Dr. Howard E. Winn subject to certain conditions set forth therein.

Issuance of this Permit, as required by the Endangered Species Act of 1973, is based on a finding that such Permit: (1) Was applied for in good faith; (2) will not operate to the disadvantage of the endangered species which are the subject of this Permit; and (3) will be consistent with the purposes and policies set forth in Section 2 of the Endangered Species Act of 1973. This Permit was also issued in accordance with, and is subject to, Parts 220 and 222 of Title 50 CFR, the National Marine Fisheries Service regulations governing endangered species permits.

The Permit is available for review in the following offices:

Assistant Administrator for Fisheries, National Marine Fisheries Service, 3300 Whitehaven Street, N.W., Washington, D.C.;

Regional Director, National Marine Fisheries Service, Southwest Region, 300 South Ferry Street, Terminal Island, California 97031;

Regional Director, National Marine Fisheries Service, Northeast Region, 14 Elm Street, Federal Building, Gloucester, Massachusetts 01930;

Regional Director, National Marine Fisheries Service, Southeast Region, 9450 Koger Boulevard, St. Petersburg, Florida 33702;

Regional Director, National Marine Fisheries Service, Northwest Region, 1700 Westlake Avenue, North, Seattle, Washington 98109; and

Regional Director, National Marine Fisheries Service, Alaska Region, P.O. Box 1668, Juneau, Alaska 99802.

Dated: December 7, 1979.

Winfred H. Meibohm,

Executive Director, National Marine Fisheries Service.

[FR Doc. 79-38105 Filed 12-11-79; 8:45 am]

BILLING CODE 3510-22-M

Issuance of Permit

On October 30, 1979, Notice was published in the Federal Register (44 FR 62323), that an application had been filed with the National Marine Fisheries Service by Dr. David C. Schneider and Ms. Ann F. Mason, Manomet Bird Observatory, Box 936, Manomet, Massachusetts 02345, to take by marking up to 200 harbor seals (*Phoca vitulina*) for the purpose of scientific research.

Notice is hereby given that on December 7, 1979, and as authorized by the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361–1407), the National Marine Fisheries Service issued a Scientific Research Permit for the above taking to Dr. Schneider and Ms. Mason, subject to certain conditions set forth therein.

The Permit is available for review in the following offices: Assistant Administrator for Fisheries, National Marine Fisheries Service, 3300 Whitehaven Street, N.W., Washington, D.C.; and Regional Director, National Marine Fisheries Service, Northeast Region, 14 Elm Street, Federal Building, Gloucester, Massachusetts 01930.

Dated: December 7, 1979.

Winfred H. Meibohm,

Executive Director, National Marine Fisheries Service.

[FR Doc. 79-38106 Filed 12-11-79; 8:45 am]

BILLING CODE 3510-22-M

Receipt of Application for Permit

Notice is hereby given that an Applicant has applied in due form for a Permit to take marine mammals as authorized by the Marine Mammal Protection Act 1972 (16 U.S.C. 1361–1407), and the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR Part 216).

1. Applicant: (a) Name: Dr. Daniel P. Costa, (b) Address: Scripps Institute of Oceanography, La Jolla, California 92093.

2. Type of Permit: Scientific Research.

3. Name and Number of Animals: Northern elephant seals (Mirounga angustirostris) 25.

4. Type of Take: Blood samples will be colleced from 15 lactating females to study changes in blood metabolites during fasting. Five lactating females will be injected with radioisotoper to follow rates of energy and water production. Blood will also be sampled from their pups to follow energy and water transfer in the pups. Those five females will also be radio-tagged to monitor their activities when they return to feeding.

5. Location of Activity: Ano Nuevo State Park, San Mateo, CA; the Farallon Islands off San Francisco, CA; or the mainland.

6. Permit of Activity: 3 years.

Concurrent with the publication of this notice in the Federal Register the Secretary of Commerce is forwarding copies of this application to the Marine Mammal Commission and the Committee of Scientific Advisors.

Written data or views, or requests for a public hearing on this application should be submitted to the Assistant Administrator for Fisheries, National Marine Fisheries Service, Department of Commerce, Washington, D.C. 20235, on or before January 11, 1980. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular application would be appropriate. The holding of such hearing is at the discretion of the Assistant Administrator for Fisheries.

All statement and opinions contained in this application are summaries of those of the Applicant and do not necessarily reflect the views of the National Marine Fisheries Service.

Documents submitted in connection with the above application are available for review in the following offices: Assistant Administrator for Fisheries, National Marine Fisheries Service, 3300 Whitehaven Street, N.W., Washington, D.C.; and Regional Director, National Marine Fisheries Service, Southwest Region, 300 South Ferry Street, Terminal Island, California 90731.

Dated: December 4, 1979.

William Aron,

Director, Office of Marine Mammals/ Endangered Species, National Marine Fisheries Service.

[FR Doc. 79-38103 Filed 12-11-79; 8:45 am]

BILLING CODE 3510-22-M

[Docket No. Sub-B-38A]

Trans-Pacific Fish Co., et al.; Permission To Transfer Operation of Fishing and Processing Vessel

Trans-Pacific Fish Co. (a wholly owned subsidiary of Trans-Pacific International Industries, Inc.), Sjong Enterprises, Inc., Uri Enterprises, Inc., Hasting Enterprises, Inc. (State of Washington corporations), and John R. Boggs, each of whom own an undivided twenty percent interest in the fishing and processing vessel ARCTIC TRAWLER (ex SEAFREEZE ATLANTIC), have applied for permission to transfer the operation of this 267-foot, 1,593-gross-ton vessel which was constructed with the aid of a fishing vessel construction-differential subsidy pursuant to the Fishing Fleet Improvement Act, 46 U.S.C. 1401–1413 (the "Act"). The vessel is presently authorized to operate in the fishery for groundfish (consisting of cod, cusk, haddock, hake, pollock, and ocean perch), whiting, herring, squid, mackerel, and calico scallops.

The application seeks additional authority to operate in the fishery for bottomfish (consisting of true cod, ling cod, atka mackerel, cod, Pacific hake, Pacific pollock, all Pacific rockfish of the genus *sebastes* and *sebastolobus,* all Pacific flounders and sole of the genus *pleuronectidae bothidiae* (except halibut), capelin and other smelts, and sablefish in the Pacific Ocean).

The Act provides in relevant part:

> The Secretary in the exercise of his discretion, after notice and a public hearing, may approve the transfer of any vessel constructed with the aid of a subsidy to another fishery . . . where he determines that such transfer would enable such vessel to operate in a newly developed fishery not yet utilized to its capacity by operators of efficient vessels.

Notice is hereby given that the National Oceanic and Atmospheric Administration, National Marine Fisheries Service, has under consideration approval of the applicant's request as outlined. The principal factors and conditions under consideration in reviewing the applicant's request are described below.

The ARCTIC TRAWLER's fishery would primarily be Pacific bottomfish if this change of the vessel's fishery is authorized. Applicant considers the Pacific bottomfishery to be a newly developed fishery within the meaning of the Act. United States vessels utilize only a small fraction of Pacific bottomfishery resources and the Pacific bottomfishery has been largely exploited by foreign vessels. A world market has already been developed for Pacific bottomfish, most of which is utilized by foreign fishermen and a percentage of which is subsequently imported into the United States. An increased U.S. catch and/or increased U.S. exports of Pacific bottomfish could replace imported products and/or increase U.S. exports of fisheries products. Further, the entrance of the ARCTIC TRAWLER into Pacific bottomfishing could demonstrate the willingness and capacity of U,S. vessels to compete with and displace foreign fishing effort within the U.S. Fishery Conservation Zone and its successful operation could stimulate commitment of more vessels to the development of the domestically underutilized Pacific bottomfishery. The U.S. catch of bottomfish off Alaska amounted in 1978 to approximately 1 percent of the optimum yield for bottomfish in that area of the U.S. Fishery Conservation Zone.

The applicant's request for an expanded fishery also includes capelin and other smelts and sablefish. A domestically underutilized capelin resource is reported to be available in the Bering Sea. There are no U.S. vessels presently engaged in this fishery. Any capelin harvested by the ARCTIC TRAWLER would probably be converted into fish meal. Other smelts, if any, would probably be caught incidentally in the harvesting of capelin. The domestic harvest of sablefish presently equals only 50 percent of the estimated optimum yield of sablefish in the U.S. Fishery Conservation Zone. About 30 percent of the total available sablefish resource in the U.S. Fishery Conservation Zone is presently allocated to foreign vessels.

There is presently no evidence that the operation by the applicant of the ARCTIC TRAWLER in the fishery for bottomfish (consisting of true cod, ling cod, atka makerel, cod, Pacific hake, Pacific polock, all Pacific rockfish of the genus *sebastes* and *sebastolobus,* all

Pacific flounders and sole of the genus *pleuronectidae bothidiae* (except halibut), capelin and other smelts, and sablefish) would cause economic hardship to the operation of U.S. vessels operating in this fishery. Present evidence indicates that this fishery is a newly developed fishery not yet utilized to its capacity by operators of domestic vessels. Based on the foregoing, the National Oceanic and Atmospheric Administration, National Marine Fisheries Service, is currently reviewing this application in light of the purposes of the Act and is soliciting public comments on the merits of the application as well as the necessity for a public hearing prior to making an administrative determination about the application.

Comments should be submitted in writing to the Chief, Financial Services Division, National Marine Fisheries Service, NOAA, Washington, D.C. 20235, and received no later than January 11, 1980.

In your comments please indicate whether you desire to participate in a public hearing and, if so, the convenient location for such a hearing. No public hearing will be scheduled unless public comment indicates a significant reason for doing so.

Winfred H. Meibohm,

Executive Director, National Marine Fisheries Service.

[FR Doc. 79-38104 Filed 12-11-79; 8:45 am]

BILLING CODE 3510-22-M

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

New Export Visa and Exempt Certification System for Cotton, Wool and Man-Made Fiber Textile Products from India; Correction

In FR Doc. 79-36762, appearing at page 68504 in the issue for Thursday, November 29, 1979, paragraph four of the notice document appearing on page 68405 should have read as follows:

Effective Date: On January 7, 1980 for textile and apparel products exported on and after that date. Textile and apparel products that have been exported before January 7, 1980 and which have been visaed or certified in accordance with the previous administrative arrangement shall not be denied entry.

On page 68505, paragraph two of the letter to the Commissioner of Customs should have read as follows:

Under the terms of the Arrangement Regarding International Trade in Textiles done at Geneva on December 20, 1973, as extended on December 15, 1977; pursuant to the Bilateral Cotton, Wool and Man-Made Fiber Textile Agreement of December 30, 1977, as amended, between the Governments of the United States and India, and in accordance with the provisions of Executive Order 11651 of March 3, 1972, as amended by Executive Order 11951 of January 6, 1977, you are directed, effective on January 7, 1980, and until further notice, to prohibit entry into the United States for consumption or withdrawal from warehouse for consumption of cotton, wool and man-made fiber textile and apparel products in Categories 300-369, 400-469 and 600-669, produced or manufactured in India and exported on or after January 7, 1980 which are not visaed or certified in accordance with the procedures outlined below. Merchandise exported before January 7, 1980 which has been visaed or certified in accordance with previously established procedures shall not be denied entry.

Edward Gottfried,

Acting Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 79-37976 Filed 12-11-79; 8:45 am]

BILLING CODE 3510-25-M

CONSUMER PRODUCT SAFETY COMMISSION

Privacy Act of 1974; System of Records

AGENCY: Consumer Product Safety Commission.

ACTION: Announcement of New System of Records.

SUMMARY: The purpose of this document is to announce the intention of the Consumer Product Safety Commission, Directorate for Field Operations, to create a new Field Work Tracking System of Records to monitor the assignment and completion of tasks within the Directorate.

DATES: Comments must be received on or before February 11, 1980.

ADDRESSES: Comments should be sent to the Secretary Consumer Product Safety Commission, Washington, D.C. 20207.

FOR FURTHER INFORMATION CONTACT: Joseph F. Rosenthal, Office of General Counsel, Consumer Product Safety Commission, Washington, D.C. 20207, telephone (202) 634-7770.

SUPPLEMENTARY INFORMATION: Many of the enforcement, data collection, and education activities of the Consumer Product Commission are performed by the thirteen Area Offices administered by the Commission's Directorate for Field Operations. The Directorate currently utilizes its computerized Field Work Tracking System to manage these activities. Whenever a task is assigned to an Area Office investigator, a record is entered into a computer on the nature of the task, the Area Office performing it, the office where it originated, and the estimated date of completion. When the task is completed, the computer record is updated by adding the actual hours spent and the actual completion date. Management can use this Field Work Tracking System to review outstanding or completed assignments for a given assigning office or Area Office, for a specified type of task, for a specified time period or, more generally, for specified values of any one or any combination of data elements contained in the records. These records presently do not identify the person to whom a task is assigned and do not constitute a system of records as defined by the Privacy Act.

The Directorate for Field Operation intends to modify its Field Work Tracking System by adding the employee number of the employee to whom a task is assigned. This is a unique number assigned to each employee of the Consumer Product Safety Commission. The additional capability of retrieving records by employee number will enable Area Office management to assure efficient distribution of assignments to employees and to track employees' ability to meet target dates. Access to these records will continue to be limited to authorized employees of the Consumer Product Safety Commission.

If no adverse comments are received from the public, the Office of Management and Budget, or the Congress, the new system of records will be implemented on February 11, 1980.

Dated: December 7, 1979.

Sadye E. Dunn,

Secretary, Consumer Product Safety Commission.

SYSTEM NAME:

Field Work Tracking System—CPSC-20

SYSTEM LOCATION:

Consumer Product Safety Commission, Directorate for Field Operations, 5401 Westbard Avenue, Washington, D.C. 20207, and the Area Offices listed in Appendix I.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Professional, non-managerial, staff members of CPSC Area Offices who are performing work assignments covered by the system.

CATEGORIES OF RECORDS IN THE SYSTEM:

The records contain information on work assignments performed by CPSC Area Offices. The data included are: CPSC identification number of the

assigned employee; assignment identification number; organizational unit initiating the assignment and Area Office performing the assignment; program, project and activity codes; assignment, target, interim, and completion dates; number of activities performed; actual hours required to complete the assignment; and a narrative description of the assignment.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

15 U.S.C. 2051 et seq.; 44 U.S.C. 3101.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

These records, or a compilation of these records, are used by the Directorate for Field Operations and its Area Offices as a management aid to:

(a) Track the status of field assignments

(b) Track the progress against planned goals.

(c) Compare Area Office performance

(d) Identify resource allocation deficiencies

(e) Provide reports to top level CPSC management on field accomplishment.

In addition, within each Area Office, the Area Office management will use the records, or a compilation of information from the records, to:

(a) Assure efficient distribution of assignments to employees.

(b) Track employees' ability to meet target dates in relation to performance standards.

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Records are stored on computer magnetic media. Hard copies of the records are stored at the Consumer Product Safety Commission, Directorate for Field Operations, 5401 Westbard Avenue, Bethesda, Maryland 20207, and the Area Offices listed in Appendix I.

RETRIEVABILITY:

The records may be retrieved by any one or any combination of the data items.

SAFEGUARDS:

Access to the computer data is restricted to Area Office personnel and Field Operations Directorate staff at Headquarters through the use of computer access passwords. Hard copies of the records are kept in lockable file drawers.

RETENTION AND DISPOSAL:

Records are retained indefinitely.

SYSTEM MANAGER(S) AND ADDRESS:

Associate Executive Director for Field Operations, Consumer Product Safety Commission, 5401 Westbard Avenue, Washington, D.C. 20207

NOTIFICATION PROCEDURE:

Same as System Manager.

RECORD ACCESS PROCEDURES:

Same as System Manager.

CONTESTING RECORD PROCEDURES:

Same as System Manager

RECORD SOURCE CATEGORIES:

Information in this system of records comes from employees performing the recorded assignments and their supervisors.

Appendix I

Area Offices:

Atlanta Area Office, 1330 West Peachtree Street, NW., Atlanta, Georgia 30309.

Boston Area Office, 100 Summer Street, 16th Floor, Room 1607, Boston, Massachusetts 02110.

Chicago Area Office, 230 S. Dearborn Street, Room 2945, Chicago, Illinois 60604.

Cleveland Area Office, Plaza Nine Building, Room 520, 55 Erie View Plaza, Cleveland, Ohio 44114.

Dallas Area Office, Room 410C, 500 South Ervay, Dallas, Texas 75201.

Denver Area Office, Suite 938, Guaranty Bank Bldg., 817 17th Street, Denver, Colorado 90202.

Kansas City Area Office, Suite 1500, Traders National Bank Bldg., 1125 Grand Avenue, Kansas City, Missouri 64206.

Los Angeles Area Office, 3660 Wilshire Boulevard, Suite 1100, Los Angeles, California 90010.

Minneapolis Area Office, Room 650, Federal Bldg., Fort Snelling, Twin Cities, Minnesota 55111.

New York Area Office, 6 World Trade Center, Vesey Street, 6th Floor, New York, New York 10048.

Philadelphia Area Office, 10th Floor, 400 Market Street, Philadelphia, PA 19106.

Seattle Area Office, Federal Building, Room 3240, 915 Second Avenue, Seattle, Washington 98174.

San Francisco Area Office, Suite 500, 100 Pine Street, San Francisco, California 94111.

[FR Doc. 79-38115 Filed 12-11-79; 8:45 am]
BILLING CODE 6355-01-M

DEPARTMENT OF DEFENSE

Department of the Army

Fort Hood, Tex.; Filing of Environmental Impact Statement

The Army, on December 7, 1979, provided the Environmental Protection Agency a Draft Environmental Impact Statement (DEIS) concerning the ongoing missions at Fort Hood, Texas. The alternatives of maintaining, discontinuing, or changing missions at Fort Hood are analyzed. Copies of the statement have been forwarded to concerned Federal, State, and local agencies. Interested organizations or individuals may obtain copies for the cost of reproduction from the Directorate of Facilities Engineering, Environmental Office, Fort Hood, Texas 76544.

In the Washington area, copies may be seen during normal duty hours, in the Environmental Office, Office of Assistant Chief of Engineers, Room 1E676, Pentagon, Washington, DC 20310, telephone: (202) 694-3434.

John T. Nash,

Acting Deputy for Environment, Safety and Occupational Health OASA (IL&FM).

[FR Doc. 79-38087 Filed 12-11-79; 8:45 am]
BILLING CODE 3710-08-M

Corps of Engineers, Department of the Army

Intent To Prepare a Draft Environmental Impact Statement (DEIS) for the Port Gibson, Miss., Small Navigation Project.

AGENCY: U.S. Army Corps of Engineers, DOD.

ACTION: Notice of Intent to Prepare a Draft Environmental Impact Statement (DEIS).

SUMMARY: 1. *Description of Action:* The proposed project, under study in accordance with Section 107 of the River and Harbor Act of 1960, as amended, provides for port facilities on the Mississippi River in Claiborne County near Port Gibson, Mississippi.

2. *Reasonable Alternatives.* No action; an on-river port, using the Mississippi River as harbor, together with adjacent 10-acre industrial fill and access road constructed above 100-year flood frequency elevation; and a proposal for dredging an off-river channel 400 feet long, 150 feet wide, and a minimum of 9 feet deep, an 800-foot-long and 400-foot-wide turning basin, together with 10-acre raised industrial landfill and access road, are alternatives being considered.

3. *Description of Scoping Process.*

a. *Public involvement.* Coordination has been maintained with the general public and interested agencies during project studies. One or more public meetings involving interested governmental agencies, groups, and individuals will be held during the study period.

b. *Issues analyzed in the EIS.* Impacts of the project on water quality, recreational opportunities, the aquatic and terrestrial ecosystems, endangered species, socioeconomic elements, and archeological sites.

c. *Assignment for input into the EIS.* No specific assignments other than the Corps of Engineers as lead agency.

d. *Environmental review and consultation requirements.* Review by Federal, state, and local agencies and interested groups and individuals.

4. *Scoping Meeting Schedule.* A scoping meeting will not be held.

5. *Date DEIS Will Be Available to Public.* April 1980.

ADDRESS: *Questions about DEIS can be answered by:* Mr. Jack Hurdle, U.S. Army Corps of Engineers, Vicksburg District, P.O. Box 60, Vicksburg, Mississippi, Phone: FTS 542–5961, Commercial (601) 634–5961.

Dated: December 5, 1979.

Samuel P. Collins, Jr.,

Colonel, Corps of Engineers, District Engineer.

[FR Doc. 79-38095 Filed 12-11-79; 8:45 am]

BILLING CODE 3710-GX-M

Office of the Secretary

Defense Science Board Task Force on ECM; Advisory Committee Meeting

The Defense Science Board Task Force on ECM will meet in closed session January 8–9, 1980 at the Pentagon, Washington, D.C.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of Defense for Research and Engineering on scientific and technical matters as they affect the perceived needs of the Department of Defense.

The Task Force will discuss potential technical solutions to several current problems in electronic counter-measure.

In accordance with 5 U.S.C. App. I 10(d)(1976), it has been determined that this Defense Science Board Task Force meeting concerns matters listed in 5 U.S.C. 552b(c)(1)(1976), and that accordingly, this meeting will be closed to the public.

Dated: December 7, 1979.

H. E. Lofdahl,

Director, Correspondence and Directives, Washington Headquarters Services, Department of Defense.

[FR Doc. 79-38110 Filed 12-11-79; 8:45 am]

BILLING CODE 3810-70-M

Defense Science Board Task Force on B-52 Structural Response; Meeting

The Defense Science Board Task Force on B–52 Structural Response will meet in closed session 9–10 January 1980 at Defense Nuclear Agency, Alexandria, Virginia.

The mission of the Defense Science Board is to advise the Secretary of Defense and the Under Secretary of Defense for Research and Engineering on overall research and engineering policy and to provide long-range guidance to the Department of Defense in these areas.

The Task Force will review nuclear blast and thermal structural response of B–52 aircraft and related subjects and will provide recommendations for appropriate actions.

In accordance with 5 U.S.C. App. I 10(d) (1976), it has been determined that this Defense Science Board Task Force meeting concerns matters listed in 5 U.S.C. 552b(c)(1) (1976), and that accordingly, this meeting will be closed to the public.

Dated: December 7, 1979.

H. E. Lofdahl,

Director, Correspondence and Directives, Washington Headquarters Services, Department of Defense.

[FR Doc. 79-38111 Filed 12-11-79; 8:45 am]

BILLING CODE 3810-70-M

Task Force on Evaluation of Audit, Inspection and Investigative Components of the Department of Defense; Meeting

Pursuant to the Federal Advisory Committee Act, as amended, Section 10, 5 U.S.C. app. Section 10 (1976), notice is hereby given that a meeting of the Task Force on Evaluation of Audit, Inspection and Investigative Components of the Department of Defense will be held on 27 December 1979 from 1000 to 1100 in room 3D973, The Pentagon, Washington, D.C.

The mission of the Task Force is to advise Congress and the Secretary of Defense with respect to the effectiveness of the audit, inspection and investigative components of the Department of Defense.

The meeting will be open to the public.

H. E. Lofdahl,

Director, Correspondence and Directives, Washington Headquarters Services, Department of Defense.

December 6, 1979.

[FR Doc. 79-38109 Filed 12-11-79; 8:45 am]

BILLING CODE 3810-70-M

DEPARTMENT OF ENERGY

Compliance With the National Environmental Policy Act; Intent To Prepare Environmental Impact Statement and Conduct a Public Scoping Meeting

AGENCY: Department of Energy.

ACTION: Notice of Intent to prepare a Draft Environmental Impact Statement (DEIS) for a processing facility to immobilize high-level liquid radioactive wastes in Cattaraugus County, New York, and to conduct a public scoping meeting.

SUMMARY: The Department of Energy (DOE) announces its intent to prepare a DEIS to assess the environmental implications of a proposed DOE action to fund or cost-share the construction and operation of a processing facility to immobilize high-level liquid radioactive wastes currently being stored in underground tanks at the Western New York Nuclear Service Center in Cattaraugus County, West Valley, New York.

Interested agencies, organizations, and the general public desiring to submit comments or suggestions for consideration in connection with the preparation of this DEIS are invited to do so. Interested agencies, organizations, and the general public are also invited to attend a public scoping meeting which will be held on February 2, 1980 in order to assist DOE in identifying significant environmental issues and the appropriate scope of the EIS. Upon completion of the DEIS, its availability will be announced in the Federal Register, at which time comments will be solicited.

Written comments may be submitted to: Dr. Goetz K. Oertel, Director, Division of Waste Products, Mail Station B–107, GTN, U.S. Department of Energy, Washington, DC 20545, (301) 353–3641.

For general information on the EIS process contact: NEPA Affairs Division, Office of the Assistant Secretary for Environment, U.S. Department of Energy, ATTN: Ms. Carol M. Borgstrom, Room 4G–064, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 252–4600.

DATES: Scoping meeting, February 2, 1980, in West Valley, N.Y.; written comments due, February 20, 1980.

Background Information

The Nuclear Service Center is located in a rural area about 30 miles southeast of Buffalo, New York. The site encompasses about 3,445 acres, of which less than 250 acres are dedicated to a nuclear reprocessing plant and supporting facilties. The existing facilities at the Center include a spent fuel receiving and storage facility, the only commercial nuclear fuel reprocessing plant ever to operate in the United States, a high-level liquid waste storage facility, a Nuclear Regulatory Commission-licensed waste burial ground and a New York State-licensed waste burial ground.

The chemical reprocessing operation used to recover uranium and plutonium produced high-level liquid radioactive wastes, which are being stored safely in two underground tanks, The plant is now being maintained in a shutdown condition.

The largest volume of the liquid waste was produced from the normal operation of the reprocessing plant using the Purex process. Initially this waste was highly acidic, but was neutralized by the addition of excess sodium hydroxide before transfer to one of the waste storage tanks. The neutralization process caused the fission product elements, with the exception of cesium, to precipitate and form a "sludge" at the bottom of the tank. Approximately 560,000 gallons of neutralized waste is stored in a carbon steel tank.

A second type of liquid waste was produced from processing a small batch of thorium-uranium fuel using the Thorex process. This waste was not neutralized because the thorium would have precipitated out of solution. The approximate 12,000 gallons of acidic waste is stored in a cooled stainless steel tank.

In 1978 Congress directed DOE to conduct a study of the Center. That study was to particularly address disposal of the stored high-level liquid waste including a program for the solidification of the wastes for permanent burial. In November 1978 DOE issued a report entitled "Western New York Nuclear Service Center Study," TID-28905-1 and -02, for public comment. Public meetings were held in West Valley and in Buffalo, New York, for the purpose of soliciting comments on that study. Those comments, as well as written comments received, were transmitted with the report to the Congress on February 23, 1979.

A major public recommendation was that the high-level liquid wastes should be immobilized as soon as practicable. The West Valley Tank Decontamination and Decommissioning Task Group, comprised of concerned members of the public as well as members of local, state and federal organizations, stated that "Our strongest recommendation which we intend to carry the highest priority and urgency, is that development of technology for immobilizing the high-level liquid wastes at West Valley be started immediately and work begun as soon as the technology is developed. . . . However, action taken under this criterion must not be construed to qualify as completion of the work needed to properly decommission the facility."

The EIS will provide environmental input to decisions on immobilization, selection of an immobilization strategy option, and construction of a proposed immobilization facility. The preferred alternative of waste immobilization for shipment to an off-site Federal repository is compared to "interim" immobilization, "on-site" and "no-action" alternatives. The EIS will analyze whether the proposed action will preclude any reasonable alternatives for the remainder of the Center. Additionally, the EIS will address the cumulative effect of the impacts of the proposed action and the impacts of reasonably foreseeable future actions which may be taken with respect to other areas of the Center.

Conceptual design studies on this project will begin in 1980. Detailed design activities could be initiated in 1981 to be followed by construction activities which would support facility operation in 1987. Immobilization process operations could be completed in 1990 with subsequent transport off-site. On-site storage of the immobilized waste would be provided, as necessary, until a Federal repository is available.

The conceptual design phase will be funded by the Federal Government. The detailed design, procurement, construction, and operation phases for the project could either be funded by the Government or cost-shared with New York State.

The purpose of this Notice is to present pertinent background information regarding the proposed scope and content of the draft EIS and to solicit comments and suggestions for consideration in its preparation. The environmental and socioeconomic impacts of the proposed immobilization facility will be assessed in the DEIS.

Identification of Environmental and Socioeconomic Issues

The following issues will be analyzed during the preparation of the EIS. This list is not intended to be all inclusive, nor is it intended to be a predetermination of impacts.

(1) The effects of the proposed action on the community of Cattaraugus County, New York, including labor immigration.

(2) The exposure of the public to radiation.

(3) The effects of potential accidents and radioactive releases on human health, water supply and ecology.

(4) The effects of the project on present and future land use.

(5) The effects of the project on local water resources including the Buttermilk and Cattaraugus creeks.

(6) The effects of potential natural phenomena.

(7) The effects of off-site transportation of the immobilized waste.

Alternatives including the Proposed Action:

A. Preferred Alternative

Removal of the high-level liquid wastes from the storage tanks, conversion to an immobile form * suitable for shipment to a high-level waste Federal repository, followed by decontamination and decommissioning of the facilities used in connnection with the project. The EIS will address all three phases of the project: immobilization, transport, and decontamination and decommissioning of the facilities used in connection with the project, including potential mitigating measures.

Within this alternative, there are several strategy options.

Option 1: The project will remove the high-level wastes from the storage tanks, separate the major fraction of the radioactivity from the salt, concentrate

* Glass will be used as the reference waste form for the immobilization process. Because of their advanced stage of development, borosilicate glass monoliths are utilized as the reference waste form in the analyses in this statement. However, these analyses do not imply a decision to actually use this waste form. An updated environmental review of the waste form options will be prepared at the time the waste form selection is made.

These analyses are carried out using glass properties and characteristics which are believed reasonably attainable with near-term technology. Since another waste for would not be chosen unless it had equal or better processing and product characteristics than assumed herein for borosilicate glass monoliths, the EIS calculations can be considered limiting for any waste form in that they should represent the worst conditions expected. A large R&D program is being conducted on other waste forms at a variety of national laboratories, universities, and industrial plants. The decision on waste form is expected in the 1984 time frame.

and immobilize the high-level radioactivity into a solid suitable for disposal, provide for on-site interim storage of the immobilized product until a federal repository is available, and provide for on-site disposal of the decontaminated salt cake.

Option 2: Remove all high-level liquid wastes from the Center. Option 2 is the same as Option 1 except that the decontaminated salt is transported off-site for disposal upon completion of the immobilization process.

Option 3: Immobilize the entire contents of the waste tanks without chemical separation. This option is similar to Option 1 except that the salt is solidified with the other wastes and transported off-site.

B. "Interim" Immobilization Alternative

This alternative provides for removal of the waste from the storage tanks and conversion to an interim waste from which is subsequently transported off-site for conversion into a form suitable for disposal in a federal repository. On-site and off-site disposal of decontaminated salt cake will be analyzed.

Each of the above strategy options will be analyzed for the case of deferred availability of the Federal repository.

C. "On-Site" Alternative

In-tank solidification of high-level liquid wastes. This option incorporates the wastes in a concrete mixture and lets the mixture solidify in the existing tanks.

D. "No-Action" Alternatives

Option 1: Indefinite storage of wastes in tanks. This is the "no action" option.

Option 2: Defer action until a decision is made regarding the site of the first Federal repository with interim storage in tanks.

E. Options Excluded from Detailed Consideration

(1) On-Site Hydraulic Shale Fracture. Shale fracture has been eliminated from consideration in the EIS. There is the potential for natural gas recovery operations near the site at a future date. Massive hydraulic fracturing techniques used to recover the natural gas may reduce the isolation capacities of the shales and also cause changes in the groundwater system. For these reasons this alternative is not being included in the EIS.

Comments and Scoping Meeting

All interested parties are invited to submit comments or suggestions and to attend a scoping meeting in connection with the preparation of the EIS. Those desiring to submit comments or suggestions for issues to be addressed in the Draft EIS should submit them to the following address:

Outline for West Valley Draft EIS, ATTN: Dr. Goetz K. Oretel, Director, Division of Waste Products, Mail Station B-107, GTN, U.S. Department of Energy, Washington, DC 20545.

Those wishing to participate in the scoping process may also attend a public meeting to be held at West Valley Central School gymnasium, West Valley, New York, beginning at 8:30 am and extending through 6:00 pm, if necessary, on February 2, 1980. Written and oral comments will be given equal weight.

The meeting will not be conducted as an evidentiary hearing and those who choose to make statements may not be cross-examined by other speakers. To provide the Department of Energy with as much pertinent information as possible and as many views as can reasonably be obtained, and to provide interested persons with equitable opportunities to express their views:

1. Those individuals desiring to make oral comments should mail their requests to:

Mrs. Joanne M. Passaglia, West Valley Scoping Meeting, Mail Station B-107, GTN, U.S. Department of Energy, Washington, DC 20545.

DOE reserves the right to arrange the schedule of presentations to be heard and to establish procedures governing the conduct of the meeting. Interested individuals and organizations should notify DOE of their desire to speak prior to January 24, 1980, so that DOE may, in turn, notify prospective speakers of the schedule for presentation, prior to the date of the meeting. Requests should include a telephone number for such notification. In order to maximize the number of presentations and assure a broad spectrum of viewpoints, five minutes will be allotted to each speaker. Depending upon the number of persons requesting to be heard, DOE may allow more time for representatives of organizations. Those persons wishing to speak on behalf of an organization should identify their organizational affiliation in their request. Persons who have not submitted a request to speak in advance, may register to speak at the scoping meeting, and will be called on to present their comments, if time permits.

2. Should any speaker desire to provide further information for the record subsequent to the meeting, it may be submitted in writing by February 20, 1980.

A transcript of the meeting will be retained by DOE and made available for inspection at the Public Reading Room, Room GA-152, Forrestal Bldg., 1000 Independence Ave., NW, Washington DC 20585 between the hours of 8:00 am and 4:30 pm, Monday through Friday.

Upon completion of the Draft EIS, its availability will be announced in the Federal Register and public comments will again be solicited.

Those not desiring to submit comments or suggestions at this time but who would like to receive a copy of the Draft EIS for review and comments when it is issued should notify G. K. Oertel at the above address. Those seeking further information may inquire with the above contact or:

NEPA Affairs Division, Office of the Assistant Secretary for Environment, U.S. Department of Energy, ATTN: Ms. Carol M. Borgstrom, Room 4G-064, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20585, (202) 252-4600.

Copies of the documents currently planned to be used in the preparation of the Draft EIS are available for public inspection at: the West Valley Central School, West Valley, New York 14171; the Town of Concord Public Library, 123 North Buffalo Street, Springville, New York 14141; the Buffalo and Erie County Public Library, Repository #3, Lafayette Square, Buffalo, New York 15203; the Albany Public Library, 161 Washington Avenue, Albany, New York 12210; and the Tompkins County Public Library, Ithaca, New York 14850. Copies of report TID-28905-1 and -2 may be obtained by writing to the following address: West Valley Center Report, ATTN: Mr. Randy Wilson, Department of Energy, New York Regional Office, Room 3200, 26 Federal Plaza, New York, New York 10007.

In addition, copies of the documents are available for inspection at the following DOE locations:

Public Reading Room, Room GA-152, 1000 Independence Ave., SW, Washington, DC 20585.

Chicago Operations Office, 9800 South Cass Avenue, Argonne, Illinois 60639

Chicago Operations and Regional Office, 175 West Jackson Boulevard, Chicago, Illinois 60604.

Idaho Operations Office, 550 Second Street, Idaho Falls, Idaho 83401.

Nevada Operations Office, 2753 South Highland Drive, Las Vegas, Nevada 89114.

Albuquerque Operations Office, National Atomic Museum, Kirkland Air Force Base East, Albuquerque, New Mexico 87715.

Oak Ridge Operations Office, Federal Building, Oak Ridge, Tennessee 37830.

Richland Operations Office, Federal

Building, Richland, Washington 99352.

Energy Information Center, 215 Fremont Street, San Francisco, California 94105.

Savannah River Operations Office, Savannah River Plant, Aiken, South Carolina 29801.

Regional Energy/Environment Information Center, Denver Public Library, 1357 Broadway, Denver, Colorado 80210.

All suggestions, comments and questions submitted to G. K. Oertel prior to February 20, 1980 will be carefully considered in the preparation of the Environmental Impact Statement.

Dated at Washington, DC this 6th of December 1979.

For the United States Department of Energy.

Ruth C. Clusen,

Assistant Secretary for Environment.

[FR Doc. 79-37974 Filed 12-10-79; 8:45 am]

BILLING CODE 6450-01-M

Office of Assistant Secretary for International Affairs

Proposed Subsequent Arrangement; Peaceful Uses of Atomic Energy

Pursuant to section 131 of the Atomic Energy Act of 1954, as amended (42 U.S.C. 2160) notice is hereby given of a proposed "subsequent arrangement" under the Agreement for Cooperation Between the Government of the United States of America and the International Atomic Energy Agency (IAEA) on the Peaceful Uses of Atomic Energy.

The subsequent arrangement to be carried out under the above mentioned agreement involves the provisions of the following materials as the U.S. gift of special nuclear material to the IAEA for 1979:

5.65 kilograms of urnaium, containing 1.124 kilograms of U-235 (19.9%) for an IAEA research reactor project in Indonesia.

In accordance with section 131 of the Atomic Energy Act of 1954, as amended, it has been determined that the furnishing of this nuclear material will not be inimical to the common defense and security. This subsequent arrangement will take effect no sooner than fifteen days after the date of publication of this notice.

For the Department of Energy.

Dated: December 10, 1979.

Fred F. McGoldrick,

Acting Director for Nuclear Affairs, International Nuclear and Technical Programs.

[FR Doc. 79-38258 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

Economic Regulatory Administration

[ERA Docket No. 79-CERT-098]

Florida Power & Light Co.; Certification of Eligible Use of Natural Gas To Displace Fuel Oil

Florida Power & Light Company (Florida Power) filed an application for certification of an eligible use of natural gas to displace fuel oil at Six of its power plants in Florida with the Administrator of the Economic Regulatory Administration (ERA) pursuant to 10 CFR Part 595 on September 27, 1979. Notice of that application was published in the Federal Register (44 FR 65432, November 13, 1979) and an opportunity for public comment was provided for a period of ten (10) calendar days from the date of publication. No comments were received.

The ERA has carefully reviewed Florida Power's application in accordance with 10 CFR Part 595 and the policy considerations expressed in the Final Rulemaking Regarding Procedures for Certification of the Use of Natural Gas to Displace Fuel Oil (44 FR 47920, August 16, 1979). The ERA has determined that Florida Power's application satisfies the criteria enumerated in 10 CFR Part 595, and, therefore, has granted the certification and transmitted that certification to the Federal Energy Regulatory Commission. A copy of the transmittal letter and the actual certification are appended to this notice.

Issued in Washington, D.C., on December 5th, 1979.

Paul T. Burke,

Acting Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

Appendix I

Department of Energy,
Washington, D.C.

Re ERA Certification of Eligible Use; ERA Docket No. 79-CERT-098; Florida Power & Light Co.

December 6, 1979.

Mr. Kenneth F. Plumb,
Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street NE., Washington, D.C.

Dear Mr. Plumb: Pursuant to the provisions of 10 CFR Part 595, I am hereby transmitting to the Commission the enclosed certification of an eligible use of natural gas to displace fuel oil. This certification is required by the Commission as a precondition to interstate transportation of fuel oil displacement gas in accordance with the authorizing procedures in 18 CFR Part 284, Subpart F. As noted in the certificate, it is effective for one year from the date of issuance, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. A copy of the enclosed certification is also being published in the Federal Register and provided to the applicant.

Should the Commission have any further questions, please contact Mr. Finn K. Neilsen, Director, Import/Export Division, Economic Regulatory Administration, 2000 M Street, N.W., Room 4126, Washington, D.C. 20461, telephone (202) 254-8202. All correspondence and inquiries regarding this certification should reference ERA Docket No. 79-CERT-098.

Sincerely,

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

Certification by the Economic Regulatory Administration to the Federal Energy Regulatory Commission of the Use of Natural Gas for Fuel Oil Displacement by the Florida Power & Light Co.

[ERA Docket No. 79-CERT-098]

Application for Certification

Pursuant to 10 CFR Part 595, Florida Power & Light Company (Florida Power) filed an application for certification of an eligible use of 75,000 Mcf of natural gas per day at six of its power plants in Florida with the Administrator of the Economic Regulatory Administration (ERA) on September 27, 1979. The application states that the eligible seller of the gas is Consumers Power Company (Consumers) and that the gas will be transported by the Trunkline Gas Company and the Florida Gas Transmission Company. The application indicates that the use of this natural gas is estimated to displace 1,618 barrels of No. 6 fuel oil (1.0% sulfur) per day at the Cape Canaveral Plant, 602 barrels of No. 2 fuel oil (0.3% sulfur) per day at the Lauderdale Plant, 2,705 barrels of No. 2 fuel oil (0.3% sulfur) per day at the Port Everglades Plant, 3,275 barrels of No. 6 fuel oil (1.0% sulfur) per day at the Riviera Plant, 124 barrels of No. 6 fuel oil (1.0% sulfur) per day at the Sanford Plant, and 2,640 barrels of No. 6 fuel oil (1.0% sulfur) per day at the Turkey Point Plant. The application also indicates the neither the gas nor the displaced fuel oil will be used to displace coal in the applicant's facilities.

Certification

Based upon a review of the information contained in the application, as well as other information available to ERA, the ERA hereby certifies, pursuant to 10 CFR Part 595, that the use of 75,000 Mcf of natural gas per day at Florida Power's Cape Canaveral, Lauderdale, Port Everglades, Riviera, Sanford, and Turkey Point power plants purchased from Consumers is an eligible use of gas within the meaning of 10 CFR Part 595.

Effective Date

This certification is effective upon the date of issuance, and expires one year from that date, unless a shorter period of time is required by 18 CFR Part 284, Subpart F. It is effective during this period of time for the use of up to the same certified volumes of natural gas at the same facilities purchased from the same eligible seller.

Issued in Washington, D.C., on December 5th, 1979.

Doris J. Dewton,

Assistant Administrator, Office of Petroleum Operations, Economic Regulatory Administration.

[FR Doc. 79-37975 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

Federal Energy Regulatory Commission

[Docket No. E-8851]

Alabama Power Co.; Filing

December 4, 1979.

The filing Company submits the following:

Take notice that on November 1, 1979, Alabama Power Company tendered for filing a revised cost of service study and amendments to its rate schedules for the period September 12, 1974 to October 1, 1976. This filing is in accordance with the Commission's Opinion No. 54 in the above captioned case.

A copy of this filing has been served upon all parties to this proceeding.

Any person desiring to be heard or to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10) All such protests should be filed on or before December 24, 1979. Protests will be considered by the Commission in determining the appropriate action to be taken. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38005 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. CP80-93, et al.; Docket No. ST80-12]

Border Gas, Inc., and Lo-Vaca Gathering Co.; Application and Consolidation

December 5, 1979.

Take notice that on November 16, 1979, Lo-Vaca Gathering Company (Lo-Vaca), Post Office Box 500, San Antonio, Texas 78292, filed an application pursuant to Section 311(a)(2) of the Natural Gas Policy Act of 1978 (NGPA) and §§ 281.122 and 284.127 of the Commission's regulations to transport gas for Transwestern Pipeline Company (Transwestern) for a term of twelve (12) years, all as more fully described in the application on file with the Commission and available for public inspection.

Lo-Vaca states that said transportation is necessary to effectuate delivery of excess Mexican natural gas delivered to Border Gas, Inc. (Border) and resold to domestic interstate pipelines. This Mexican gas is to be transported through the interstate facilities of Texas Eastern Transmission Corporation (Tetco), it is stated. Lo-Vaca avers that Tetco has requested to resell one third of its entitlement in the Mexican volumes to Transwestern and deliver said volumes to an existing connection of Tetco with Lo-Vaca near Angleton, Brazoria County, Texas, with redelivery to Transwestern near Waha, Pecos County, Texas.

It is stated that the charge for such transportation by Lo-Vaca will be based on a rate schedule, presently on file with the Railroad Commission of Texas, permissible under § 284.123(b) of the Commissions regulations. Total maximum daily quantities to be transported are stated to be up to 27,500 Mcf per day with additional volumes from time to time as may be agreed between the parties. Lo-Vaca also states that deliveries will commence pursuant to § 284.122 of the Commission's regulations for a period of up to two years.

On November 30, 1979, six applications filed pursuant to sections 3 and 7 of the Natural Gas Act were noticed and consolidated in Docket Nos. CP80-93, *et al.* Since this application may involve common questions of law and fact, it will therefore be consolidated in Docket Nos. CP80-93, *et al.* for all purposes pursuant to §§ 1.20(b) and 3.5(a)(6) of the Commission Rules and Regulations.

Any person desiring to be heard or to make any protest with reference to said application should, on or before December 14, 1979, file with the Commission, 825 North Capitol Street, NE, 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 consolidated proceeding. Any person wishing to become a party to the consolidated proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with Commission's Rules.

Any party filing a notice of intervention or petition to intervene in Docket Nos. CP80-93, *et al.*, need not file in this docket.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-37999 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER76-495]

Carolina Power & Light Co.; Filing

December 4, 1979.

The filing company submits the following:

Take notice that on November 1, 1979, Carolina Power and Light Company (CPL) filed the following documents pursuant to the Commission's letter order of October 2, 1979 in the above-styled proceeding:

1. Resale Service Schedule RS-11E, as contained in 2nd Revised Sheet Nos. 5 through 7 of the Company's FERC Electric Tariff, Original Volume No. 1, for service to electric membership corporations during the period May 1, 1976 through December 28, 1977;

2. Resale Service Schedule RS-11F, as contained in the Company's FERC Electric Tariff, Original Volume No. 1, for service to municipal and private distribution utilities during the period May 1, 1976 through December 28, 1977; and

3. Carolina Power & Light's cost of service study, dated October 23, 1979, which is the underlying document for the above rate schedules.

The enclosed cost of service study complies with the requirements of the Commission's October 2, 1979 order and Opinion Nos. 19 and 19-A, except with regard to the Commission's determination of the net salvage ratio for steam production plants.

This filing is without prejudice to the Company's appeal of Opinion Nos. 19 and 19-A, and by making it, the Company does not waive any rights it may have as a result of that appeal.

A copy of this filing has been sent to all parties to this proceeding.

Any person desiring to be heard or to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8 and 1.10). All such protests should be filed on or before December 28, 1979. Protests will be considered by the Commission in determining the appropriate action to be taken. Copies of this filing are on file

with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38008 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. EL79-8]

Central Power & Light Co. et al.; Order Granting Rehearing for Further Consideration

Issued: December 3, 1979.

An "Application for Rehearing" of the "Order Denying Rehearing and Modifying Prior Order," issued in this docket on October 3, 1979 has been filed by Central Power and Light Company, Public Service Company of Oklahoma, Southwestern Electric Power Company, and West Texas Utilities Company (collectively referred to as "CSW").

In the October 3, 1979 order, the Commission, *inter alia,* denied CSW's request for exemption from certain orders of the Texas Public Utility Commission under section 205 of the Public Utility Regulatory Policies Act.[1]

In order to afford additional time for consideration of the issues raised in CSW's pleading, it is appropriate and proper in the administration of the Federal Power Act and in the public interest to grant rehearing of the Commission's October 3, 1979 order for the limited purpose of further consideration.

The Commission Orders: (A) Rehearing of the order in this docket issued October 3, 1979 is hereby granted for the limited purpose of further consideration.

(B) The Secretary shall promptly publish this order in the Federal Register.

By the Commission.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38000 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. RP79-76]

Cities Service Gas Co.; Revised Notice of Proposed Rate Changes

December 4, 1979.

Take notice that on November 28, 1979, Cities Service Gas Company (Cities Service) tendered for filing a revised tariff sheet in Docket No. RP79-76. Such sheet is Substitute Fifth Revised Sheet No. 6.

Cities Service states that the purpose of Substitute Fifth Revised Sheet No. 6 is to reflect certain adjustments or revisions as required by the Commission's orders issued July 20, 1979 and September 17, 1979, in Docket No. RP79-76.

Cities Service states that copies of its filing were served on all jurisdictional customers, interested state commissions and all parties to the proceedings in Docket Nos. RP79-76 and RP72-142.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 C.F.R. 1.8, 1.10). All such petitions or protests should be filed on or before December 18, 1979. 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 proceedings. 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. 79-38009 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Dockets Nos. RP74-82, et al.]

Columbia Gas Transmission Corp., et al.; Filing of Pipeline Refund Reports and Refund Plans

December 4, 1979.

Take notice that the pipelines listed in the Appendix hereto have submitted to the Commission for filing proposed refund reports or refund plans. The date of filing, docket number, and type of filing are also shown on the Appendix.

Any person wishing to do so may submit comments in writing concerning the subject refund reports and plans. All such comments should be filed with or mailed to the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, on or before December 18, 1979. Copies of the respective filings are on file with the Commission and available for public inspection.

Kenneth F. Plumb,

Secretary.

Appendix

Filing date	Company	Docket No.	Type filing
6/29/79..	Columbia Gas Transmission Corp.	RP74-82.....	Report.
10/16/79..	Midwestern Transmission Co.	RP71-16.....	Report.
11/15/79..	Tennessee Gas Pipeline Co.	RP75-13.....	Report.

Appendix—Continued

Filing date	Company	Docket No.	Type filing
11/21/79..	Southern Natural Gas Co.	RP77-31.....	Report.

[FR Doc. 79-38010 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. CP80-68]

Columbia LNG Corp.; Application

December 4, 1979.

Take notice that on November 9, 1979, Columbia LNG Corporation (Applicant), 20 Montchanin Road, Wilmington, Delaware 19807, filed in Docket No. CP80-68 an application pursuant to section 3 of the Natural Gas Act for authorization to change the point of importation of volumes of liquefied natural gas (LNG) which Applicant has been previously authorized to import at Cove Point, Maryland, to a point of importation at Elba Island, Georgia, during the period from November 1, 1979, through March 31, 1980; for a certificate of public convenience and necessity pursuant to section 7(c) of the Natural Gas Act authorizing the financing of the related increase in the transportation costs for such LNG deliveries to Elba Island; the resale of regasified LNG received during such period to Columbia Gas Transmission Corporation (Columbia Transmission); and the recovery of the related costs of the proposed transaction, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that it is presently authorized to import volumes of LNG equivalent to approximately 300,000 Mcf of natural gas per day at Cove Point, Maryland, pursuant to the Commission order in Docket No. CP71-68 issued August 22, 1979, at an import ceiling price of $1.15 per million Btu's adjusted for boil-off pursuant to Applicant's LNG sales agreement with El Paso Algeria Corporation (El Paso Algeria), plus transportation charges and additional costs incurred in serving the public convenience and necessity.

It is stated that Southern Energy Company (Southern Energy) is presently authorized to import volumes of LNG equivalent to approximately 350,000 Mcf of natural gas per day at its terminal in Elba Island, Georgia, pursuant to its LNG sales agreement with El Paso Algeria, under terms and conditions similar to those of Columbia LNG.

Applicant states that on October 6, 1979, an explosion occurred at the receiving terminal at Cove Point,

[1] 16 U.S.C. 824, Public Law No. 95-617 (1978).

Maryland, which has resulted in the inability of such terminal to receive and regasify the previously authorized quantities of LNG which El Paso Algeria had scheduled for delivery to Applicant at Cove Point.

Applicant states that in order to restore the LNG supply that had been scheduled for delivery to the Cove Point terminal, Applicant and Southern Energy entered into a cargo sharing agreement dated October 31, 1979, and into a related terminaling agreement, also dated October 31, 1979. Applicant further states that by terms of said agreements Applicant and Southern Energy would share certain cargoes of LNG to be delivered to Elba Island during the period from November 1, 1979, to March 31, 1980, to the extent that the damage to Cove Point prevents Applicant from receiving full deliveries of its LNG from El Paso Algeria. Applicant asserts that the cargo sharing agreement would enable it to receive at Elba Island volumes of LNG up to the difference between the volumes which are scheduled to be delivered to Applicant at Cove Point from November 1, 1979, to March 31, 1980, and the amounts which are to be delivered by Applicant to Columbia Transmission at Loudoun, Virginia, during such period. It is stated that the terminal agreement provides Southern Energy would receive, regasify and deliver to Southern Natural Gas Company (Southern Natural), for the Applicant's account, the regasified LNG to be received at Elba Island, pursuant to the cargo sharing agreement. Applicant asserts that it would pay a charge of 4.0 cents per million Btu of regasified LNG delivered to Southern Natural at Elba Island, for Applicant's account. Applicant further states that it would provide the volumes of LNG necessary for the fuel requirements for the regasification of its share of the LNG.

Applicant states that the LNG volumes that it would receive at Elba Island would be subject to adjustment necessitated by significant variations from projected levels in Southern Natural's gas supply, storage volumes or system requirements, including such adjustments as would cause a cargo destined for Elba Island to be sold in full to Southern Energy.

Applicant states that such volumes of LNG as it requests authority to import are required by its sole customer, Columbia Transmission, in order to meet its design market requirements.

Any person desiring to be heard or to make any protest with reference to said application should on or before December 14, 1979, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rule of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to jurisdiction conferred upon the Federal Energy Regulatory 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 or its designee on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and import authorization are required by the public convenience and necessity and not inconsistent with the public interest. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearings is required, further notice of such hearing will be duly given.

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

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38011 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER80-114]

Columbus & Southern Ohio Electric Co.; Filing

December 4, 1979.

The filing Company submits the following:

Take notice that Columbus and Southern Ohio Electric Company on November 30, 1979, tendered for filing proposed changes in its F.P.C. Electric Service Tariff contained in FERC Docket No. ER77-529. The proposed changes would increase revenues from jurisdictional sales and service by $3,563,758 based on the twelve-month period ending December 31, 1980. The form of the fuel adjustment clause contained in the proposed rate schedule has not been changed or altered from that which was in effect prior to the filing and conforms with present Commission regulations concerning the form of such clauses.

The Company requests waiver of the notice requirements contained in § 35.3 of the Commission's regulations and asks that the rate schedule be made effective February 1, 1980. The Company states that the additional revenue is needed to help to offset increases in the cost of providing electric service as well as increases in the cost of facilities and capital required to provide such services.

A copy of the filing has been served upon the Cities of Westerville, Jackson and Columbus, and the Village of Glouster.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.W., Washington, D.C. 20426, in accordance with Sections 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 December 28, 1979. 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 application are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38012 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER80-106]

Commonwealth Edison Co.; Proposed Tariff Change

December 4, 1979.

The filing Company submits the following:

Take notice that Commonwealth Edison Company on November 27, 1979 tendered for filing proposed changes in its FERC Electric Service Tariff, Rate 78. The proposed changes would not increase or decrease revenues from jurisdictional sales and service.

The changes proposed are an increase in the base cost of fuel per kilowatthour stated in Rider 20 Fuel Adjustment and an offsetting change in the stated energy charges of Rate 78.

Copies of the filing were served upon the public utility's jurisdictional customers and the Illinois Commerce Commission.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 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 December 24, 1979. 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 application are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38013 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER80-105]

Connecticut Light & Power Co.; Initial Rate Schedule

December 4, 1979.

The filing Company submits the following:

Take Notice that on November 27, 1979, the Connecticut Light and Power Company (CL&P) tendered for filing as an initial rate schedule of an exchange agreement (the "Agreement") between CL&P and The Hartford Electric Light Company (HELCO) (the NU Companies); and Ludlow Electric Light Department (Ludlow). The Agreement, dated as of June 1, 1979, provides for the NU Companies to exchange capacity in Middletown Unit No. 4 and Montville Unit No. 6, both mid-range fossil-fired steam units, for gas turbine capacity from the Ludlow system.

The Agreement provides that the parties will determine prior to Monday of each week during the term of the Agreement whether it is economically advantageous to the parties that an exchange, pursuant to the Agreement, shall take place during that week. Ludlow will pay capacity charges to the NU Companies in an amount equal to the capacity exchanged during the week times $0.00274 times the number of hours during each week subject to a pro rata deduction for any hour during which Ludlow calls for receipts from or deliveries to the NU Companies and the NU Companies are unable to meet such demands. Ludlow will purchase energy from such units at the incremental cost of providing such energy. The NU Companies will pay Ludlow's incremental cost of providing any energy taken by the NU Companies pursuant to the Agreement.

CL&P requests an effective date of November 16, 1979 for the Agreement.

HELCO and Ludlow have filed certificates of concurrence in this docket.

The Agreement has been executed by the NU Companies and by Ludlow and copies have been mailed to each of them.

CL&P further states that the filing is in accordance with section 35 of the Commission's Regulations.

Any persons desiring to be heard or to protest said filing should file a petition to intervene or protest for the Federal Energy Regulatory Commission, 825 North Capitol Street, NE, Washington, D.C. 20426 in accordance with Sections 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 December 24, 1979. Protests will be considered by the Commission in determining appropriate action 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. 79-38014 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. EL80-2]

City of Gallup, N. Mex. v. Public Service Co. of New Mexico; Extension of Time

December 5, 1979.

On November 23, 1979, Public Service Company of New Mexico filed a motion with the Commission for an extension of time to respond to the Complaint filed October 9, 1979, by the City of Gallup, New Mexico. The motion states that the Company requires additional time to adequately respond to certain statements in the Complaint concerning their contract with the City of Gallup and to certain questions of fact and law which are set forth in the Complaint.

Upon consideration, notice is hereby given that an extension of time is granted to an including December 17, 1979, for the filing of a response to the Complaint of the City of Gallup in the subject proceeding.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38001 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER80-107]

Illinois Power Co.; Filing Modification No. 8

December 4, 1979.

The filing Company submits the following:

Take notice that Illinois Power Company ("Illinois Power") on November 27, 1979, tendered for filing proposed Modification No. 8 to the Interconnection Agreement ("Agreement") dated March 30, 1973 between Central Illinois Light Company ("CILCO") and Illinois Power. The Commission has previously designated the March 30, 1973 Agreement as Illinois Power Rate Schedule FPC No. 63 and CILCO Rate Schedule FPC No. 14.

The parties state that Modification No. 8 incorporates a proposed revision to Service Schedule D, Interchange Energy, which provides for revised treatment of Economy Energy transactions between Illinois Power and CILCO to become effective January 15, 1980.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 in accordance with 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 December 24, 1979. 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 application are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38015 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Dockets Nos. ER80-9 and ER79-166]

Kansas City Power & Light Co.; Order Accepting and Suspending Rate Increase, Granting Intervention, Establishing Procedures, and Consolidating Proceedings

December 4, 1979.

On October 5, 1979, Kansas City Power & Light Company (KCPL) tendered for filing increased rates for firm power service under service agreements with four partial-

requirements municipal customers.[1] The tendered rates are identical to those for firm power sales to KCPL's full-requirements municipal customers under adjudication in Docket No. ER79-166. On March 28, 1979, the proposed full-requirement rates were accepted for filing and suspended for five months to become effective August 31, 1979, subject to refund.[2]

The proposed rates in this docket would increase by $139,470, or 14 percent revenues from the three of the four partial-requirements customers who reserved capacity during the year ending November 30, 1979. There were no sales to the fourth customer during this period. KCPL requests a waiver of the Commission's notice requirements to permit an effective date of August 31, 1979, for the increased rates to partial-requirements customers.

Notice of the filing in Docket No. ER80-9 was issued on October 15, 1979. On November 5, 1979, Garnett and Osawatomie, Kansas (Cities) filed a petition to intervene and request for suspension.

KCPL's proposed rates have not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory, preferential or otherwise unlawful. We shall accept the proposed rates for filing and suspend their effectiveness for five months to become effective May 5, 1980, subject to refund. Because the proposed rates are identical to those proposed in Docket No. ER79-166, these two dockets will be consolidated for purposes of hearing and decision. The hearing in Docket No. ER79-166 has been scheduled to commence on December 10, 1979, by order of Presiding Judge David W. Miller.[3] If the Cities conclude that there will be inadequate time to prepare for this hearing, they should immediately bring the matter to the attention of the Presiding Judge.

The Commission orders: (A) KCPL's request for waiver of the notice requirements of § 35.3 of the Commission's Regulations is hereby denied.

(B) Pending a hearing and decision thereon, KCPL's proposed rates are hereby accepted for filing and suspended for five months to become effective May 5, 1980, subject to refund.

(C) Docket No. ER80-9 hereby is consolidated with Docket No. ER79-166 for the purpose of a hearing and decision thereon.

(D) The Cities are hereby permitted to intervene in this proceeding subject to the Rules and Regulations of the Commission; *Provided, however,* that the participation of these intervenors shall be limited to matters set forth in their petition to intervene; and *Provided, further,* that the admission of these intervenors shall not be construed as recognition by the Commission that they might be aggrieved because of any order or orders by the Commission entered in this proceeding.

(E) The Secretary shall promptly publish this order in the Federal Register.

By the Commission.

Kenneth F. Plumb,

Secretary.

Appendix—Rate Schedule Designations; Service Schedule C-MPA-5 for Firm Power Service

Baldwin City, Kansas: Schedule C-MPA-4, Supplement No. 7 to KCPL's Rate Schedule FERC No. 85.

Garnett, Kansas: Schedule C-MPA-4, Supplement No. 7 to KCPL's Rate Schedule FERC No. 78.

Osawatomie, Kansas: Schedule C-MPA-4, Supplement No. 7 to KCPL's Rate Schedule FERC No. 77.

Carrollton, Missouri: Schedule C-MPA-4, Supplement No. 7 to KCPL's Rate Schedule FERC No. 86.

[FR Doc. 79-38002 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[1] The four customers are the City of Carrollton, Missouri, and the Cities of Garnett, Osawatomie, and Baldwin City, Kansas. See Appendix for rate schedule designations.

[2] In an order issued on August 30, 1979, we accepted for filing a revised cost of service and rates conforming to certain summary dispositions in the March 28, 1979, order.

[3] Order Changing Procedural Dates, Docket No. ER79-166 (September 25, 1979).

[Docket No. ER80-109]

Louisiana Power & Light Co.; Filing December 4, 1979.

The filing Company submits the following:

Take notice that on November 28, 1979, Louisiana Power & Light Company (LP&L) tendered for filing a Letter Agreement dated September 18, 1979 between LP&L and Gulf States Utilities Company (GSU).

This Letter Agreement provides for the transmission of power and energy by LP&L to GSU.

LP&L proposed an effective date of January 1, 1980, and therefore requests waiver of the Commission's notice requirements.

LP&L states that copies of the filing were served on Gulf States Utilities Company and the Louisiana Public Service Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 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 December 26, 1979. Protests will be considered in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38015 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER80-108]

Missouri Public Service Co.; Proposed Tariff Change

December 4, 1979.

The filing Company submits the following:

Take notice that Missouri Public Service Company, on November 27, 1979, tendered for filing proposed changes in F.E.R.C. Electric Service Tariffs for Wholesale Firm Power Service to supersede and replace those rate provisions of contract rate schedules presently in effect and on file with the Commission which relate to eight (8) wholesale customers located in the State of Missouri as follows:

Wholesale customer	Superseding and replacing
1. City of El Dorado Springs	Supplements No. 3 and 4 to Supplement No. 2 to FPC Rate Schedule No. 35.
2. City of Galt	Supplements No. 4 and 5 to FERC Rate Schedule No. 38.
3. City of Gilman City	Supplements No. 1 and 2 to FPC Rate Schedule No. 29.
4. City of Harrisonville	Supplements No. 4 and 5 to FERC Rate Schedule No. 39.
5. City of Liberal	Supplements No. 3 and 4 to Supplement No. 2 to FPC Rate Schedule No. 36.
6. City of Odessa	Supplements No. 1 and 2 to FPC Rate Schedule No. 31.
7. City of Pleasant Hill	Supplements No. 3 and 4 to Supplement No. 2 to FPC Rate Schedule No. 34.
8. City of Rich Hill	Supplements No. 3 and 4 to Supplement No. 2 to FPC Rate Schedule No. 37.

The purposes of filing the proposed Municipalities—Resale Rate Schedule are:

(1) To cover the increased cost of service including fuel, labor, materials, cost of money, taxes and environmental requirements.

(2) To increase revenues to produce a more reasonable rate of return of 9.22 percent on the Company's investment. Company earned 1.46 percent rate of

return from Municipalities—Resale for the test year ending June 30, 1979.

(3) To encourage municipalities to improve their load factor in a manner that will help improve the Company's load factor thus tending to lower the system cost per KWH. A summer-winter differential has been retained for this specific purpose.

(4) To revise the fuel adjustment rider for the Municipalities of Gilman City and Odessa to comply with FPC Order No. 517 issued November 13, 1974 in Docket No. R-479 and Section 35.14 of the Commission's Regulations.

(5) To establish a uniform rate and fuel adjustment rider for all Municipalities—Resale customers.

(6) To revise the fuel adjustment rider base cost through a roll-in to base rate energy charges.

Copies of the filing were served upon the eight (8) Municipalities—Resale customers whose rates and charges would be affected thereby, and upon the Public Service Commission of Missouri.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 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 December 24, 1979. 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. Plumb,

Secretary.

[FR Doc. 79-38017 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. RP76-91]

Montana-Dakota Utilities Co.; Order Approving Settlement

November 30, 1979.

On October 10, 1979, Montana-Dakota Utilities Co. (MDU) filed, pursuant to § 1.18(e) of the Commission's rules of practice and procedure, a Stipulation and Agreement in Settlement of Remaining Issues. The proposed settlement resolves all remaining issues concerning MDU's curtailment plan, except for matters related to the Staff's investigation of environmental matters. The settlement is joined in by all the active participants in the proceeding, including the Staff.

By this order, we approve the settlement, find the proposed revisions of MDU's curtailment plan to be just reasonable, and grant the necessary waivers and adjustments under our regulations so as to allow the settlement to be implemented as of December 1, 1979.

Background

On April 26, 1976, MDU filed certain tariff sheets constituting its proposed curtailment plan. MDU's plan called for the phased reduction of deliveries to certain low priority customers and, as originally filed, had no limitation on the attachment of new customers. Several of MDU's customers protested, claiming *inter alia*, that there was no justification for MDU to curtail deliveries, but if there was, then there was no justification for MDU to continue attaching new customers. By order issued June 17, 1976, the Federal Power Commission accepted MDU's curtailment tariff sheets, suspended their effectiveness until October 1, 1976, and convened a hearing on the justness and reasonableness of MDU's curtailment plan.[1]

During the course of the hearing, MDU negotiated a settlement agreement with all the intervenor-customers. The settlement was not unanimous, however, since it was objected to by the Commission Staff.

As part of the settlement agreement MDU proposed on an interim basis to restrict its attachment of new customers as follows:

> MDU will limit its new connections to 4,000 for each calendar year beginning January 1, 1977, and will restrict such connections to residential and small commercial customers and those hospitals, schools, and public institutions for which commitments have already been made. Such new connections will only be made as long as new reserve additions since January 1, 1976, average 30 Bcf per year. MDU may continue adding new customers within such limitation at least until December 31, 1978, and any Commission order of permanent duration which prohibits growth will be prospective in effect from the later of December 31, 1978, or sixty days after such order becomes final and no longer subject to judicial review.

The parties hereto believe this proposal is equitable to everyone concerned and that it should be approved as an interim disposition of the 'growth' issue. The permanent 'growth' issue will be reserved for final disposition by the Commission after hearing.[2]

MDU filed the Stipulation and Agreement with the Commission, offering it in settlement of its curtailment proceeding, Docket No. RP76-91. In addition, MDU filed with the Commission certain revised curtailment tariff sheets intended to implement the terms of the Settlement. The Commission, however, rejected a portion of the "Interim Restriction on Growth" provision quoted above, and required MDU to file a revised tariff sheet whose restriction on growth reads as follows:

> 2.10 *Interim Restriction on Growth.* Seller will limit its new connections to 4,000 for each calendar year beginning January 1, 1977 and will restrict such connections to residential and small commercial customers and those hospitals, schools, and public institutions for which commitments have already been made. Such new connections will only be made as long as new reserve additions since January 1, 1976 average 30 Bcf per year.[3]

While the Commission considered MDU's settlement proposal, the Presiding Judge pursued the hearing to a conclusion on the issues contested by Staff. The Presiding Judge issued two initial decisions: the first, issued April 19, 1977, dealt with Staff's objections to the curtailment plan as proposed in MDU's settlement; the second, issued May 16, 1977, addressed the so-called permanent growth issue, i.e., whether MDU should continue attaching new customers after December 31, 1978. Exceptions were taken to both initial decisions.

By order issued November 17, 1978, in Docket Nos. RP72-89, *et al.*, the Commission, *inter alia*, temporarily suspended its consideration of the MDU curtailment proceeding pending a more thorough consideration of the effects upon MDU's curtailment plan of the Natural Gas Policy Act of 1978 (NGPA). Further, the Commission remanded the proceeding to the Presiding Judge for the convening of a conference among the parties to assess the impact of NGPA.

It was in this procedural context that MDU filed, on January 15, 1979, its proposed "First Revised Sheet No. 56" which would change the then-effective Section 2.10 to read as follows:

> 2.10 *Interim Restriction on Growth.* Seller will limit its new connection to 7,500 for each calendar year beginning January 1, 1979 and will restrict such connections to residential

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[1] "Order Accepting for Filing and Suspending Effectiveness of Tariff Sheets, Providing for Formal Hearing and Granting Petitions to Intervene."

[2] Stipulation and Agreement in Settlement Curtailment Proceeding filed with the Commission on August 31, 1976, p. 9.

[3] "Substitute Original Sheet No 56," issued on November 26, 1976 to comply with Commission order dated November 17, 1976.

and small commmercial customers. Such new connections will only be made as long as new reserve additions since January 1, 1978 average 40 Bcf per year.

The proposed effective date of the new tariff sheet was February 15, 1979. Over objections by certain of MDU's customers, the Commission accepted the tariff submittal for filing, but suspended its effectiveness for five months until July 15, 1979.[4]

Certain of MDU's customers applied for rehearing of the February 14, 1979 order, but in an order issued on June 11, 1979, the Commission denied rehearing.[5] In the June 11, 1979 order, the Commission also affirmed, for the most part, the Presiding Judge's first initial decision, finding the curtailment plan agreed upon in the settlement to be just and reasonable. Certain parties [6] petitioned the United States Court of Appeals for the District of Columbia Circuit for review of the Orders of February 14 and June 11, 1979.[7]

After MDU's Janurary 15, 1979 filing, the Commission issued Order No. 29 [8] to implement section 401(a) of the NGPA, which prescribed permanent rules with respect to the preference accorded to high priority and essential agricultural uses in the curtailment plans of interstate pipelines. The Commission has also issued Order No. 55,[9] which made alternative fuel determinations for certain essential agricultural uses.

Pursuant to the orders of February 14 and June 11, 1979 in Docket No. RP76-91, several prehearing conferences have been held, and evidentiary hearings were held in Billings, Montana on August 14 and 15, 1979, on the issue of limiting growth on the MDU system in the future.

Settlement discussions have also been held, resulting in the filing of the instant settlement in which MDU, all the active intervenors in this proceeding, and the Commission Staff have joined.

[4] "Order Accepting for Filing But Suspending Tariff Sheet, Providing for Evidentiary Hearing, and Granting Intervention," issued February 14, 1979.

[5] *Columbia Gas Transmission Corporation, et al.*, Docket Nos. RP72-89 et al., "Order Following 180-Day Suspension of Curtailment Proceedings to Permit Assessment of Effects of NGPA," pages 9-13, 15.

[6] The Great Western Sugar Company, Holly Sugar Corporation, Pete Lien & Sons, Inc., Dakota Block Company, and Hardy Salt Company.

[7] Case No. 79-1876.

[8] "Final Regulation for the Implementation of Section 401 of the Natural Gas Policy Act," Docket No. RM79-15, issued May 2, 1979 (18 CFR 281.201, *et seq.*).

[9] "Interim Rule-Determination of Alternative Fuels for Essential Agricultural Users," Docket No. RM79-40, issued October 26, 1979.

Summary of Proposed Settlement

The proposed settlement can be summarized as follows:

Growth: Article II of the Settlement Agreement allows MDU to make up to 5,000 new high priority connections in 1979 and up to 7,500 new high priority connections in each of the calendar years 1980 through 1983. The connection of customers in 1980 through 1983 is subject to reduction, however, in the event that MDU is not successful in attaching enough reserves to support the permissible growth. Under the terms of the settlement, the availability of 40,000 MMcf of net reserve additions justifies 7,500 new high priority connections. Article II also contains the rules for determining the availability of reserves, including a carry-forward formula applicable to those years when reserve additions are above or below 40,000 MMcf. If MDU is required pursuant to Article II to reduce the number of new connections which it might make in a calendar year, it will do so by filing a new tariff sheet setting forth the permissible number of connections. If MDU desires to change the rule governing new connections after December 31, 1983, it must file tariff sheets doing so no later than July 31, 1983, with a proposed effective date of January 1, 1984. Article III provides that conservation realized by MDU's residential and commercial customers shall be treated the same as reserve additions.

New Priorities of Service: Article IV provides new priorities of service under MDU's curtailment plan as follows:

Priority 1—Residential, small commercial (less than 50 Mcf on a peak day) schools, hospitals and similar institutions, and any other requirements the curtailment of which the Secretary of Energy determines would endanger life, health or maintenance of physical property.

Priority 2(a)—Essential agricultural use requirements of less than 300 Mcf on a peak day at a single location and essential agricultural use requirements at locations using 300 Mcf or more on a peak day for non-boiler fuel purposes.

Priority 2(b)—Large commercial requirements (50 Mcf or more on a peak day); industrial requirements for plant protection; essential industrial process or feedstock use; small industrial requirements (less than 50 Mcf on a peak day); and requirements of the U.S. Government for national defense purposes.

Priority 2(c)—Essential agricultural use requirements at locations using 300 Mcf or more on a peak day for boiler fuel purposes.

Priority 3—All industrial requirements not specified in Priorities 2(a), 2(b), or 2(c) where the total annual industrial requirements at a single location are 36,720 Mcf or less.

Priority 4—All large industrial requirements not specified in Priorities 2(a), 2(b), 2(c), or 3.

Article IV also provides new definitions of essential industrial feedstock and process gas and of boiler fuel and states that the classification of MDU's customers in accordance with the new priorities and definitions will be set forth in the index of requirements to be filed by MDU in implementation of the settlement.

Agricultural Rule: Article V provides that MDU will offer its essential agricultural users annual contracts for 100 percent of their essential agricultural uses (including boiler fuel) through June 30, 1983. If MDU desires to change the treatment accorded to its essential agricultural users after that date, it shall file new tariff sheets effecting the change no later than February 1, 1983, with a proposed effective date of July 1, 1983. Any such new tariff sheets may not be suspended beyond July 2, 1983.

Large Industrial Service: Article VI provides that MDU will offer its large industrial customers annual contracts for 100 percent of their Priority 2(b) or 3 base period requirements, if any, and for at least 20 percent of their Priority 4 base period requirements, if any, through the period ending June 30, 1983. The annual requirements of two customers are increased somewhat in order to reflect recent market changes, although there has been no increase in plant capacity.

Curtailment: Article VII provides that if MDU is unable to deliver to its customers the annual contract quantities specified in Articles V and VI, MDU will curtail its customers in accordance with the priorities of service set forth in Article IV.

Interruptions: Article VIII provides for plant protection service to those customerse without alternate fuel capability and establishes the interruption priority for those customers who have converted to coal under Section 2.6(c) of MDU's curtailment plan.

Master Meters: Article IX provides that all new mobile home court connections will be on an individual meter basis and that all existing master meter mobile home courts which desire to convert to individual meters may do so.

Definitions: Article X provides that, to the extent permitted by law, the meaning of terms specifically defined in the settlement shall not be changed by

any inconsistent definitions promulgated after filing of the settlement.

Modifications: Article XI provides that MDU shall not have the right to file any tariff changes inconsistent with the settlement during the period of its effectiveness.

Withdrawal of Appeal: Article XII provides that the appeal of the Commission's orders of February 14 and June 11, 1979 shall be held in abeyance pending Commission consideration of the settlement and, upon approval of the settlement, shall be the subject of a motion to dismiss.

Effectiveness: Article XIII provides that the settlement is effective as among the parties ratifying it as of the date of filing the settlement with the Secretary of the Commission. This effectiveness is subject to the right to withdraw within 15 days after issuance of a final Commission order that conditions or substantially modifies the settlement to the detriment of the party withdrawing. Article XIII also provides that the settlement shall terminate as of 12:00 a.m. on January 1, 1984.

Interim Implementation: Article XIV provides that MDU shall apply for an adjustment under section 502(c) of the NGPA so as to allow the settlement to become effective pending Commission action thereon, if the Commission has not acted in time for the settlement to become effective on December 1, 1979.

Reservations and Termination of Proceedings: Article XV contains the standard reservation provisions, and Article XVI provides that upon issuance of a final and non-appeable Commission order approving the settlement, the proceedings in Docket No. RP76-91 shall be terminated as to all issues except those related to the Staff's investigation of environmental matters.

Discussion

The settlement is significantly broader than the single issue raised by MDU's tariff sheet filing of January 15, 1979, which provided for an increase in the number of new high priority connections permissible each year. In addition to allowing such an increase, subject to the conditions set forth in Article II, the parties have provided for specific treatment of essential agricultural uses over the period ending on June 30, 1983, have revised the priorities of service in the curtailment plan, and have made other changes as described above.

In our order of June 11, 1979 we said:

> Our evaluation of this case indicates the controveries here should, once again, be resoluable through negotiation. Accordingly, the Administrative Law Judge shall convene a settlement conference in the near future, but at his and the parties' mutual convenience. Hearings shall commence only after the Judge determines further settlement discussions will likely be futile.

In addition, in issuing our permanent rule concerning the treatment of essential agricultural uses, we said at page 10:

> In past curtailment proceedings the parties have often arrived at a settlement of all issues without resort to adjudicatory proceedings before the Commission. This procedure may be appropriate here and nothing in the rule preclude s any interstate pipeline and its customers from proposing, as a settlement, a curtailment plan that differs from that set out in our rule. Such a settlement will be evaluated by the Commission in light of its responsibility to meet the statutory goal of protecting, to the maximum extent practicable, high-priority users and essential agricultural users.

The parties have proposed what is essentially a four-year settlement that embraces not only the growth issue, but also the issues raised by passage of section 401 of the NGPA. Strong evidence of the reasonableness of this settlement for MDU's system is derived from the wide range of interests represented by those persons who have ratified and commented favorably on the settlement. Those persons include MDU, Holly Sugar Corporation, Pete Lien & Sons, Inc., Dakota Block Company, Hardy Salt Company, Homestake Mining Company, Midwestern Homes, Inc., Baroid Petroleum Services Division of NL Industries, Inc., Pierce Packing Company, Lovell Clay Products Company, Midland Empire Packing Company, Midland Foods Distributors, Inc., Dresser Industries, Inc., Hebron Brick Company, The Great Western Sugar Corporation, and Commission Staff. After reviewing the comments that had been filed, the Presiding Judge certified the proposed settlement as uncontested and recommended that it be approved as a "reasonable accomodation which will eliminate lengthy and expensive litigation."

The proposed settlement varies from Order No. 29 in three respects. First, large commercial requirements, industrial requirements for plant protection, essential industrial process or feedstock use, other small industrial requirements and requirements of the United States Government for national defense purposes are placed in Priority 2(b) ahead of large boiler fuel requirements of essential agricultural users. Second, the current requirements of essential agricultural users would not be increased to take account of plant expansion that would increase essential agricultural requirements to a level of 300 Mcf or more on a peak day at a single location. Third, essential agricultural users would not be subjected to an alternative fuel test until July 1, 1983. MDU has requested an adjustment under section 502(c) of the NGPA of the requirements of Commission Order Nos. 29 and 55 to the extent necessary to implement the proposed settlement.[10]

None of these three variances in contested by any party. These variances form an integral part of a comprehensive settlement that was arrived at through accommodation and compromise by many competing interests. Accordingly, we will grant MDU the requested adjustment exempting it from the application of Order No. 29 and Order No. 55.

We find that the proposed settlement provides the requisite measure of protection for high priority and essential agricultural uses mandated by the NGPA. The proposal presents a suitable alternative to the requirements of Order No. 29 for meeting those statutory objectives. Moreover, the proposed settlement provides a reasonable resolution of the remaining issues present in this lengthy curtailment proceeding. Accordingly, we approve the settlement.

The Commission finds and orders; (1) The Stipulation and Agreement filed by MDU on October 10, 1979, constitutes a fair and reasonable means of implementing section 401 of the Natural Gas Policy Act and is consistent with the objectives of Commission Order Nos. 29, 29-A, 29-B and 29-C.

(2) MDU is hereby granted an adjustment in accordance with Section 502(c) of the NGPA exempting it from the application of Order Nos. 29, 29-A, 29-B and 29-C and Order No. 55 to the extent necessary to implement the proposed settlement.

(3) The October 10, 1979 Stipulation and Agreement is hereby approved.[11] The tariff provisions proposed by MDU to implement the settlement are just and reasonable. MDU is directed to file tariff sheets implementing the settlement within 15 days of issuance of this order. The Commission finds it appropriate to waive its regulations to the extent necessary to permit the tariff sheets to become effective as of December 1, 1979.

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[10] Order No. 55 was issued on October 26, 1979, after MDU had filed its settlement proposal. On October 31, 1979, MDU filed an "Application for Adjustment in Order to Implement Settlement Agreement." That application requested the adjustment from Order Nos. 29 and 55 so that MDU could implement its settlement without modification.

[11] Our action here makes further proceedings in Docket No. SA80-19 unnecessary, and that proceeding will be terminated.

(4) Docket No. RP76–91 is hereby terminated as to all issues except those arising from continuation by Staff of its investigation of environmental matters.

(5) The Commission's approval of this settlement shall not constitute approval of or precedent regarding any principle of issue in this proceeding.

By the Commission. Commissioner Holen, dissenting, filed a separate statement as part of the original document.

Kenneth F. Plumb,

Secretary.

BILLING CODE 6450-01-M

[Docket No. RP80–54]

Natural Gas Pipeline Co. of America; Proposed Changes in FERC Gas Tariff

December 4, 1979.

Take notice that on November 30, 1979, Natural Gas Pipeline Company of America (Natural) tendered for filing to be a part of its FERC Gas Tariff, Second Revised Volume No. 2, the below listed tariff sheets:

Second Revised Sheet No. 390
Third Revised Sheet No. 653
Third Revised Sheet No. 668
Third Revised Sheet No. 695
Second Revised Sheet No. 1097

Natural states that these tariff sheets have been revised to reflect rate reductions to various transportation charges under Rate Schedules X–46, X–62, X–63, X–67, and X–93 in accordance with the terms of their respective tariffs.

Natural states that the basic factors used, e.g. rate of return, depreciation rate, tax rates, etc., are those approved in Docket No. RP78–78 and that the cost of service used is either identical to that approved in RP78–78 or derived therefrom.

Copies of this filing were served upon parties to Docket No. RP78–78 and the affected customers listed below:

El Paso Natural Gas Company
Columbia Gas Transmission Corporation
Texas Eastern Transmission Corporation
Northern Natural Gas Company
Sea Robin Pipeline Company

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Section 1.8 and 1.10 of the Commission's Rules of Practice and Procedures (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before December 19, 1979. 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. Plumb,

Secretary.

[FR Doc. 79-38019 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. RP79–75]

Northwest Pipeline Corp.; Change in Rates

December 4, 1979.

Take notice that on November 27, 1979, Northwest Pipeline Corporation ("Northwest") tendered for filing and acceptance as part of its FERC Gas Tariff, Original volume No. 1, Twenty-fifth Revised Sheet No. 10.

Twenty-fifth Revised Sheet No. 10, inter alia, reflects the revised funding unit for the Gas Research Institute ("GRI") approved by the Commission in Opinion No. 64 issued October 2, 1979. Such revised funding unit is to become effective January 1, 1980.

Northwest is concurrently filing at Docket No. RP72–154 its "Reduced PGA" pursuant to FERC Order No. 49 issued September 28, 1978 at Docket No. RM79–14. Such filing contains certain rate adjustments required by FERC Order No. 49 also to be effective January 1, 1980. Accordingly both rate adjustments are reflected on Twenty-fifth Revised Sheet No. 10 which is proposed to be effective January 1, 1980.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 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 December 19, 1979. 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. Plumb,

Secretary.

[FR Doc. 79-37990 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. TA80–1–37]

Northwest Pipeline Corp.; Change in Rates Pursuant to Purchased Gas Cost Adjustment and Increment Pricing Provision

December 4, 1979.

Take notice that on November 27, 1979, Northwest Pipeline Corporation ("Northwest") tendered for filing a proposed change in rates applicable to service rendered under rate schedules affected by and subject to revised Article 16, *Purchased Gas Cost Adjustment and Incremental Pricing Provision* contained in its FERC Gas Tariff, Original Volume No. 1. Such change is for the purpose of implementing Order No. 49 issued by the Commission on September 28, 1979 at Docket No. RM79–14. Order NO. 49 implements the Incremental Pricing Provisions of Title II of the Natural Gas Policy Act of 1978 ("NGPA").

As part of the instant notice, Northwest tendered Twenty-fifth Revised Sheet No. 10 setting forth a revised Statement of Rates and Original Sheet No. 10–B reflecting projected incremental surcharges pursuant to Order No. 49, all as more fully explained in the instant filing.

Northwest is concurrently filing a notice of change in rates pursuant to the Article 17, *Gas Research Adjustment Charge Provision*, also contained in Northwest's Volume No. 1 Tariff. Such rate change is made pursuant to Opinion No. 64 issued by the Commission on October 2, 1979 at Docket No. RP79–75. Both rate adjustments are to become effective pursuant to their respective Commission authorizations on January 1, 1980. Therefore Twenty-fifth Revised Sheet No. 10 includes both rate adjustments and is proposed to become effective January 1, 1980. Original Sheet No. 10–B is also proposed to become effective on January 1, 1980.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 in accordance with Sections 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 December 19, 1979. 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. Plumb,

Secretary.

[FR Doc. 79-37991 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Project No. 2814]

City of Paterson; Extension of Time

December 6, 1979.

On November 7, 1979, the City of Paterson filed a motion with the Commission for an extension of time to submit responses to Petitions to Intervene, filed October 24, 1979 and October 29, 1979, respectively, by the North Jersey District Water Supply Commission and the Hackensack Water Company, in this proceeding. The Motion states that the City of Paterson needs additional time to prepare a comprehensive analysis of the complex issues in the case and to explore the factual and legal contentions of the petitioners.

Upon consideration, notice is hereby given that an extension is granted to and including December 12, 1979, for the filing of responses to Petitions to Intervene in this proceeding.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38003 Filed 12-7-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER77-277]

Pennsylvania Power Co.; Extension of Time

December 6, 1979.

On November 29, 1979, the Pennsylvania Power Company filed a request with the Commission for an extension of time to file Briefs on Exceptions to the Initial Decision issued November 7, 1979, in the above-docketed proceeding. In support of this request, the motion states that parties to this proceeding are presently engaged in settlement discussions and that Commission Staff and intervening parties support this request for an extension.

Upon consideration, notice is hereby given that an extension of time for filing Briefs on Exceptions is granted to and including January 7, 1980. Briefs Opposing Exceptions shall be filed on or before January 28, 1980.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38004 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER78-410]

Philadelphia Electric Co.; Compliance Filing

December 4, 1979.

The filing Company submits the following:

Take notice that on November 19, 1979, Philadelphia Electric Company (Philadelphia) filed a notice of compliance with the Commission's order of October 4, 1979 in the above captioned case.

Philadelphia states that in accordance with the settlement agreement, a refund of $115,578.57 was made by Philadelphia to Conowingo Power Company, and a refund of $16,673.69 was made the Susquehanna Electric Company. These refunds, which include interest at 9% per annum, were made to Conowingo Power Company on November 3, 1979.

A copy of this filing has been supplied to the Pennsylvania Public Utility Commission, the Public Service Commission of Maryland and Peoples Counsel of Maryland.

Any person desiring to be heard or to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such protests should be filed on or before December 24, 1979. Protests will be considered by the Commission in determining the appropriate action to be taken. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-37993 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER80-110]

Public Service Co. of Colorado; Filing an Amendment to Rate Schedule

December 4, 1979.

Take notice that Public Service Company of Colorado (PSCo) on November 28, 1979 tendered for filing an Amendment to FERC Rate Schedule No. 20 with the Town of Julesburg, Colorado (Town).

PSCo states that the Amendment provides for an additional 6 percent loss factor pursuant to a wheeling service agreement and adjusts that rate to reflect the Settlement Agreement in Docket No. ER78-507.

PSCo states that copies of the filing were served upon all parties to the Amendment and affected state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such protests or petitions should be filed on or before December 26, 1979. 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 proceedings. Any person wishing to serve 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. 79-37994 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER80-111]

Tampa Electric Co.; Filing

December 4, 1979.

The filing Company sumbits the following:

Take notice that on November 27, 1979, Tampa Electric Company (Tampa) tendered for filing an Agreement for Interchange Service between Utilities Commission City of New Smyrna Beach (New Smyrna Beach) and Tampa. Tampa asks that the Agreement be permitted to become effective on December 1, 1979, so that Economy Interchange transactions between Tampa and New Smyrna Beach may be initiated as soon as possible. Tampa requests waiver of the Commission's notice requirements to allow for such effective date.

Copies of the filing were served upon New Smyrna Beach and the Florida Public Service Commission, according to Tampa.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, D.C. 20426 in accordance with the requirements of Sections 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 December 26, 1979. 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 should file a petition to intervene. Copies of this application are

on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-37996 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER80-112]

Upper Peninsula Power Co.; Proposed Rate Change

December 4, 1979.

The filing Company submits the following:

Take notice that on November 29, 1979 the Upper Peninsula Power Company (UPPCO) tendered for filing proposed changes in the rate schedules for service to the Alger-Delta Cooperative Electric Association, The Ontonagon County Rural Electrification Association, Village of Baraga, City of Gladstone, Village of L'Anse, City of Negaunee, and to the Wisconsin Electric Power Company.

The Upper Peninsula Power Company asserts that the filing is in accordance with Part 35 of the Commission's Regulations. UPPCO states that the schedule in the rate filed will supersede the schedule presently on file with this Commission.

The proposed changes would increase revenue from these jurisdictional sales by $237,332 based on the 12-month period ended August 31, 1979. UPPCO requests an effective date for the proposed increase of January 31, 1980.

The reason stated by UPPCO for the increase is to overcome the revenue deficiency from this type of service occasioned by the continued inflationary impact on its costs.

Copies of the filing were served upon UPPCO's affected jurisdictional customers, and the Michigan Public Service Commission.

Any person desiring to be heard or to protest such filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426 in accordance with Sections 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 December 26, 1979. 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. Plumb,

Secretary.

[FR Doc. 79-37997 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. ER80-113]

Western Power Division, Central Telephone & Utilities Corp.; Notice of Proposed Changes in Rates and Charges

December 4, 1979.

The filing Company submits the following:

Take notice that on November 30, 1979, Western Power Division, Central Telephone & Utilities Corporation (Western Power) tendered for filing proposed changes to its present rate schedules for service to its REA Cooperative customers as follows:

Substitute Rate Schedule 80-CWh-2 for Rate Schedule 78-CWh-2.

for service to its Municipal Wholesale customers as follows:

Substitute Rate Schedule 80-MWh-2 for Rate Schedule 78-MWh-2.

for service to Central Kansas Electric Cooperative, Inc. (an interconnected transmission and distribution utility) as follows:

Substitute Schedule 80-A for firm power service for present Schedule 78-A.

and for service to interconnected municipal utilities (the cities of Anthony, Attica, Beloit, Hoisington, Kingman, Pratt, Osborne, Stockton, Russell and Washington, Kansas) as follows:

Substitute revised Schedule 80-A1 for firm power service for present Schedule 78-A1.

Western Power proposed February 1, 1980, as the effective date of these new rate schedules and states that copies of this filing were served upon each of its wholesale customers affected by this filing and the Kansas State Corporation Commission.

The proposed rate schedules, according to Western Power, will produce in the case of its REA Cooperative customers a 38.21% increase in revenue, in the case of its Municipal Wholesale customers a 39.72% revenue, in the case of Central Kansas Electric Cooperative, Inc., a 29.61% increase in revenue and in the case of the interconnected municipal utilities a 38.36% increase in revenue over projected unadjusted test period revenue, the test period being the 12 months ending December 31, 1980.

The fuel adjustment clause in the present rate schedules for all wholesale customers affected by this filing are in conformity with Section 35.14 of the Commission's Regulations as amended by Order No. 517 issued November 13, 1974. The rate of return projected for the test year of 1980 under present rates on sales to REA Cooperatives is 0.33% on sales to the Municipal Wholesale customers 1.44%, on sales to Central Kansas Electric Cooperatives, Inc., 1.13% and on sales to the interconnected municipal utilities 1.26%.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 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 December 28, 1979. 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. Plumb,

Secretary.

[FR Doc. 79-37998 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Dockets Nos. CS67-25, Et al.]

Applications for "Small Producer" Certificates[1]

December 4, 1979.

Take notice that each of the Applicants listed herein has filed an application pursuant to section 7(c) of the Natural Gas Act and § 157.40 of the Regulations thereunder for a "small producer" certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce, all as more fully set forth in the applications which are on file with the Commission and open to public inspection.

It appears reasonable and consistent with the public interest in this case to prescribe a period shorter than 10 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to make any protest with reference to said application should on or before December 12, 1979, file with the Federal Energy Regulatory Commission,

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.

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 Energy Regulatory Commission by sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will held without further notice before the Commission on all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission in its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

Kenneth F. Plumb,

Secretary.

Docket No. *Dated filed*		*Applicant*
CS67-25...	[1]3-12-79	Parker & Parsley, Inc., et al. (Parker & Parsley, et al.) P.O. Box 3178, One Marrienfeld Place, Suite 333, Midland, Texas 79702.
CS71-1052.	[1]6- 4-79	A. O. Phillips Oil Company (Estate of A. O. Phillips), 603 Wilson Building, Corpus Christi, Texas 78476.
CS75-275.	[1]6- 1-79	Worldwide Energy Corporation (WECO Development Corporation), Ste. 1600; 1700 Broadway, Denver, Colorado 80290.
CS78-112.	[1]6- 5-79	Antelope Production Company (Antelope Gas Products Company), 800 Building of the Southwest, Midland, Texas 79701.

[1]NGPA filing reflecting change in designation. Certificate holder has confirmed that certificate should be redesignated accordingly.

[FR Doc. 79-37932 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[No. 123]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

December 3, 1979.

The Federal Energy Regulatory Commission received notices from the jurisdictional agencies listed below of determinations pursuant to 18 CFR 274.104 and applicable to the indicated wells pursuant to the Natural Gas Policy Act of 1978.

Arkansas Oil and Gas Commission

1. Control number (FERC/State)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)

1. 80-06667
2. 03-131-00000-0000-1
3. 108 000 000
4. Diamond Shamrock Corporation
5. Ben R Dolan No 1-C
6. Witcherville
7. Sebastian AR
8. 8.0 million cubic feet
9. November 16, 1979
10. Arkansas Louisiana Gas Company

1. 80-06668
2. 03-131-00000-0000-2
3. 108 000 000
4. Diamond Shamrock Corporation
5. Ben R Dolan No 1-T
6. Witcherville
7. Sebastian AR
8. 1.0 million cubic feet
9. November 16, 1979
10. Arkansas Louisiana Gas Company

1. 80-06669
2. 03-131-10062-0000-1
3. 108 000 000
4. Diamond Shamrock Corporation
5. C W Gasaway No 1-C
6. Witcherville
7. Sebastian AR
8. 2.0 million cubic feet
9. November 16, 1979
10. Arkansas Louisiana Gas Company

1. 80-06670
2. 03-131-10062-0000-2
3. 108 000 000
4. Diamond Shamrock Corporation
5. C W Gasaway No 1-T
6. Witcherville
7. Sebastian AR
8. 3.0 million cubic feet
9. November 16, 1979
10. Arkansas Louisiana Gas Company

1. 80-06671
2. 03-131-10023-0000-1
3. 108 000 000
4. Diamond Shamrock Corporation
5. James A Gilker No 1-UT
6. Witcherville
7. Sebastian AR
8. 1.0 million cubic feet
9. November 16, 1979
10. Arkansas Louisiana Gas Company

1. 80-06672
2. 03-131-10023-0000-2
3. 108 000 000
4. Diamond Shamrock Corporation
5. James A Gilker No 1-LT
6. Witcherville
7. Sebastian AR
8. 1.0 million cubic feet
9. November 16, 1979
10. Arkansas Louisiana Gas Company

1. 80-06673
2. 03-131-10058-0000
3. 108 000 000
4. Diamond Shamrock Corporation
5. J D Kezer No 1-35
6. Witcherville
7. Sebastian AR
8. 6.0 million cubic feet
9. November 16, 1979
10. Arkansas Louisiana Gas Company

1. 80-06674
2. 03-131-10029-0000
3. 108 000 000
4. Diamond Shamrock Corporation
5. Herman Sterling No 1
6. Witcherville
7. Sebastian AR
8. 7.0 million cubic feet
9. November 16, 1979
10. Arkansas Louisiana Gas Company

1. 80-06675
2. 03-131-10127-0000
3. 103 000 000
4. Diamond Shamrock Corporation
5. Henry Hearn #1
6. Witcherville
7. Sebastian AR
8. 73.0 million cubic feet
9. November 16, 1979
10. Arkansas Louisiana Gas Company

New Mexico Department of Energy and Minerals, Oil Conservation Division

1. Control Number (FERC/State)
2. API Well Number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS Area name
7. County, State or Block No.
8. Estimated Annual volume
9. Date received at FERC
10. Purchaser(s)

1. 80-06677
2. 30-045-22541-0000
3. 103 000 000
4. Northwest Pipeline Corporation
5. Cox Canyon Unit #20
6. Blanco PC
7. San Juan NM
8. 135.0 million cubic feet
9. November 19, 1979
10. Northwest Pipeline Corporation El Paso Natural Gas Co

1. 80-06678
2. 30-045-22573-0000
3. 103 000 000
4. Northwest Pipeline Corporation
5. Cox Canyon Unit #21
6. Blanco PC
7. San Juan NM
8. 161.0 million cubic feet
9. November 19, 1979

10. Northwest Pipeline Corporation El Paso Natural Gas Co
1. 80-06679
2. 30-025-26236-0000
3. 102 000 000
4. Getty Oil Company
5. Getty 36 State Com No 1
6. East Grama Ridge-Morrow
7. Lea NM
8. 657.0 million cubic feet
9. November 19, 1979
10. Tuco Inc
1. 80-06680
2. 30-025-25324-0000
3. 102 000 000
4. Getty Oil Company
5. Getty 35 State No 1
6. East Grama Ridge-Morrow
7. Lea NM
8. 913.0 million cubic feet
9. November 19, 1979
10. Tuco Inc
1. 80-06681
2. 30-015-22475-0000
3. 102 000 000
4. J C Barnes Oil Company
5. No 1 Little Squaw Comm
6. Wildcat
7. Eddy NM
8. 1095.0 million cubic feet
9. November 19, 1979
10. El Paso Natural Gas Company

Ohio Department of Natural Resources, Division of Oil and Gas
1. Control Number (FERC/State)
2. API Well Number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS Area name
7. County, State or Block No.
8. Estimated Annual volume
9. Date received at FERC
10. Purchaser(s)
1. 80-06493/07460
2. 34-167-25006-0014
3. 103 000 000
4. Appalachian Petroleum Corporation
5. J Loar #1
6.
7. Washington OH
8. 3.5 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06494/0761
2. 34-053-20464-0014
3. 103 000 000
4. Altheirs Oil Inc
5. Hobet Mining #1
6. Addison Twp
7. Gallia OH
8. 3.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06495/0762
2. 34-053-20465-0014
3. 103 000 000
4. Altheirs Oil Inc
5. Hobet Mining #1
6. Addison Twp
7. Gallia OH
8. 3.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06496/07463
2. 34-127-24018-0014
3. 103 000 000
4. Altheirs Oil Inc
5. Greenlawn Memory Gardens #1
6. Reading Twp
7. Perry OH
8. 6.0 million cubic feet
9. November 15, 1979
10. Foraker Gas Company
1. 80-06497/07464
2. 34-127-24140-0014
3. 103 000 000
4. Altheirs Oil Inc
5. David Nash #2
6. Reading Twp (Golf course)
7. Perry OH
8. 7.0 million cubic feet
9. November 15, 1979
10. Foraker Gas Company
1. 80-06498/07465
2. 34-127-24139-0014
3. 103 000 000
4. Altheirs Oil Inc
5. D. R. Nash #1
6. Reading Twp (Golf course)
7. Perry OH
8. 7.5 million cubic feet
9. November 15, 1979
10. Foraker Gas Company
1. 80-06499/07466
2. 34-127-24122-0014
3. 103 000 000
4. Altheirs Oil Inc
5. Ben Ricketts—USA #3
6. Saltlick Twp
7. Perry OH
8. 7.5 million cubic feet
9. November 15, 1979
10. Nico-Fibers Inc
1. 80-06500/07467
2. 34-127-24212-0014
3. 103 000 000
4. Altheirs Oil Inc
5. Forquer-Bowe #1
6. Saltlick Twp
7. Perry OH
8. 5.5 million cubic feet
9. November 15, 1979
10. Nico-Fibers Inc
1. 80-06501/07468
2. 34-127-24328-0014
3. 103 000 000
4. Altheirs Oil Inc
5. James Rickets/USA #3
6. Monday Creek Twp
7. Perry OH
8. 6.0 million cubic feet
9. November 15, 1979
10. Nico-Fibers Inc
1. 80-06502/07469
2. 34-133-22072-0014
3. 103 000 000
4. New Frontier Exploration Inc
5. S R S Unit #1
6.
7. Portage OH
8. 30.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Company
1. 80-06503/06622
2. 34-067-20228-0014
3. 108 000 000
4. Resource Exploration Inc
5. Pyle #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp
1. 80-06504/06623
2. 34-067-20180-0014
3. 108 000 000
4. Resource Exploration Inc
5. Cutlip #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp
1. 80-06505/06624
2. 34-067-20206-0014
3. 108 000 000
4. Resource Exploration Inc
5. Floyd #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp
1. 80-06506/06625
2. 34-067-20223-0014
3. 108 000 000
4. Resource Exploration Inc
5. Anderson #2
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp
1. 80-06507/06626
2. 34-067-20286-0014
3. 108 000 000
4. Resource Exploration Inc
5. Phillips #6
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp
1. 80-06508/06627
2. 34-067-20162-0014
3. 108 000 000
4. Resource Exploration Inc
5. Overholt #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp
1. 80-06509/06628
2. 34-067-20170-0014
3. 108 000 000
4. Resource Exploration Inc
5. Lorie Minerals #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp
1. 80-06510/06630
2. 34-067-20173-0014
3. 108 000 000
4. Resource Exploration Inc
5. R Dunlap #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp

1. 80-06511/06631
2. 34-067-20175-0014
3. 108 000 000
4. Resource Exploration Inc
5. Burkhart #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp

1. 80-06512/06632
2. 34-067-20177-0014
3. 108 000 000
4. Resource Exploration Inc
5. Traster #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp

1. 80-06513/06633
2. 34-067-20165-0014
3. 108 000 000
4. Resource Exploration Inc
5. Ireland #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp

1. 80-06514/06634
2. 34-067-20218-0014
3. 108 000 000
4. Resource Exploration Inc
5. Smith #4
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp

1. 80-06515/07174
2. 34-157-21513-0014
3. 108 000 000
4. The Mutual Oil & Gas Company
5. Tonelotti Unit #1
6.
7. Tuscarawas OH
8. 4.0 million cubic feet
9. November 15, 1979
10. The East Ohio Gas Company

1. 80-06516/07237
2. 34-115-21623-0014
3. 103 000 000
4. ONeal Productions Inc
5. Paul Smith #1
6.
7. Morgan OH
8. 13.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Company

1. 80-06517/07288
2. 34-119-24433-0014
3. 103 000 000
4. Charles O Lighthizer
5. Anderson Well #1
6. Dorothy Anderson #1
7. Muskingum OH
8. .0 million cubic feet
9. November 15, 1979
10. Columbia Gas Trans Co

1. 80-06518/07399
2. 34-115-21806-0014
3. 103 000 000
4. The Benatty Corporation
5. Harlan Rex #2
6.
7. Morgan OH
8. 25.0 million cubic feet
9. November 15, 1979
10. The East Ohio Gas Company

1. 80-06519/07400
2. 34-119-24712-0014
3. 103 000 000
4. The Benatty Corporation
5. J Staley #1
6.
7. Muskingum OH
8. 25.0 million cubic feet
9. November 15, 1979
10. The East Ohio Gas Company

1. 80-06520/07401
2. 34-167-24087-0014
3. 103 000 000
4. Tri-City Drilling Company
5. Silas Woodruff #2
6.
7. Washington OH
8. 5.0 million cubic feet
9. November 15, 1979
10. River Gas Company

1. 80-06521/07402
2. 34-151-23013-0014
3. 103 000 000
4. MB Operating Co Inc
5. M & L Garman Jr #1
6.
7. Stark OH
8. 5.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06522/07403
2. 34-153-20704-0014
3. 103 000 000
4. City of Cuyahoga Falls
5. City Cuyahoga Falls #1
6.
7. Summit OH
8. 50.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Co

1. 80-06523/07405
2. 34-157-23346-0014
3. 103 000 000
4. Floyd E Kimble DBA Red Hill Dev
5. Swihart-Andrews #1
6.
7. Tuscarawas OH
8. 14.0 million cubic feet
9. November 15, 1979
10.

1. 80-06524/07506
2. 34-157-23363-0014
3. 103 000 000
4. Floyd E Kimble DBA Red Hill Dev
5. L Marburger #1
6.
7. Tuscarawas OH
8. 31.0 million cubic feet
9. November 15, 1979
10.

1. 80-06525/07407
2. 34-157-23385-0014
3. 103 000 000
4. Floyd E Kimble DBA Red Hill Dev
5. William Marino #4
6.
7. Tuscarawas OH
8. 25.0 million cubic feet
9. November 15, 1979
10.

1. 80-06526/07408
2. 34-031-23394-0014
3. 103 000 000
4. Jadoil Inc
5. Archie & Louise Williamson #1
6.
7. Coshocton OH
8. 5.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06527/07409
2. 34-031-23389-0014
3. 103 000 000
4. Jadoil Inc
5. Archie & Louise Williamson #2
6.
7. Coshocton OH
8. 7.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06528/07411
2. 34-089-23631-0014
3. 103 000 000
4. American Well Management Company
5. Kreager No 1
6.
7. Licking OH
8. .0 million cubic feet
9. November 15, 1979
10.

1. 80-06529/07412
2. 34-089-23678-0014
3. 103 000 000
4. American Well Management Company
5. Fisk No 2
6.
7. Licking OH
8. 18.0 million cubic feet
9. November 15, 1979
10.

1. 80-06530/07413
2. 34-089-23636-0014
3. 103 000 000
4. American Well Management Company
5. Boyd No 2
6.
7. Licking OH
8. 18.0 million cubic feet
9. November 15, 1979
10.

1. 80-06531/07414
2. 34-089-23635-0114
3. 103 000 000
4. American Well Management Company
5. Boyd No 3
6.
7. Licking OH
8. 18.0 million cubic feet
9. November 15, 1979
10.

1. 80-06532/07415
2. 34-007-21182-0014
3. 103 000 000
4. Clarence K Tussell Jr
5. G Hill #1
6.
7. Ashtabula OH
8. 30.0 million cubic feet
9. November 15, 1979
10.

1. 80-06533/07416
2. 34-075-22235-0014
3. 103 000 000
4. Berwell Energy Inc
5. Victor Neal No 1

6.
7. Holmes OH
8. 36.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Trans Co

1. 80-06534/07417
2. 34-119-24923-0014
3. 103 000 000
4. Patrick T Donnelly DBA Landprovest
5. L A Robertson #2
6.
7. Muskingum OH
8. 35.0 million cubic feet
9. November 15, 1979
10.

1. 80-06535/07418
2. 34-167-24860-0014
3. 103 000 000
4. Page P Blakemore
5. Ralph Lindamood #1
6. Liberty
7. Washington OH
8. 19.0 million cubic feet
9. November 15, 1979
10.

1. 80-06536/07419
2. 34-167-24693-0014
3. 103 000 000
4. Page P Blakemore
5. Loyd Romick #1
6. Grandview
7. Washington OH
8. 28.0 million cubic feet
9. November 15, 1979
10.

1. 80-06537/07420
2. 34-167-24438-8001-4
3. 103 000 000
4. Page P Blakemore
5. Virgil Amos #1
6. Grandview
7. Washington OH
8. 230 million cubic feet
9. November 15, 1979
10.

1. 80-06538/07421
2. 34-167-24372-0014
3. 103 000 000
4. Page P Blakemore
5. Knowlton Heirs #1
6. Grandview
7. Washington OH
8. 25.0 million cubic feet
9. November 15, 1979
10.

1. 80-06539/07422
2. 34-167-24692-0014
3. 103 000 000
4. Page P Blakemore
5. Orville Brown #1
6. Grandview
7. Washington OH
8. 16.0 million cubic feet
9. November 15, 1979
10.

1. 80-06540/07423
2. 34-007-21183-0014
3. 103 000 000
4. Clarence K Tussel Jr
5. Leventhal-Oas #1
6.
7. Ashtabula OH
8. 30. million cubic feet
9. November 15, 1979
10.

1. 80-06541/07424
2. 34-167-24642-0014
3. 103 000 000
4. Trend Exploration Limited
5. Trend #1 Cunningham
6. Coolville
7. Washington Oh
8. 10.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission

1. 80-06542/07425
2. 34-009-21941-0014
3. 103 000 000
4. Trend Exploration Limited
5. Trend #1 Lamp
6. Coolville
7. Athens OH
8. 130.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission

1. 80-06543/07427
2. 34-075-22183-0014
3. 103 000 000
4. B T Simpson Jr
5. John & Marble Mackey #2 2183
6. Killbuck
7. Holmes OH
8. 62.5 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06544/07428
2. 34-167-24983-0014
3. 103 000 000
4. Berresford Inter Prises Inc
5. Thomas Davis #1
6. Big Run Allotment
7. Washington OH
8. 15.0 million cubic feet
9. November 15, 1979
10.

1. 80-06545/07429
2. 34-155-21260-0014
3. 103 000 000
4. Berea Oil and Gas Corp
5. Markovich #1
6.
7. Trumbull OH
8. 32.4 million cubic feet
9. November 15, 1979
10. East Ohio Gas Co

1. 80-06546/07430
2. 34-119-24902-0014
3. 103 000 000
4. The Oxford Oil Co
5. Kinkade-Swingle Unit #2
6. N-R
7. Muskingum OH
8. 9.0 million cubic feet
9. November 15, 1979
10.

1. 80-06547/07431
2. 34-031-23552-0014
3. 103 000 000
4. The Oxford Oil Co
5. Paul E Robinson #1
6. N-R
7. Goshocton OH
8. 11.0 million cubic feet
9. November 15, 1979
10.

1. 80-06548/07432
2. 34-157-23307-0014
3. 103 000 000
4. The Oxford Oil
5. E Markley Unit #1
6. N-R
7. Juscarawas OH
8. 10.0 million cubic feet
9. November 15, 1979
10.

1. 80-06549/07433
2. 34-157-23393-0014
3. 103 000 000
4. Belden & Blake and Co L P No 72
5. D&B Becker #1-904
6.
7. Tuscarawas OH
8. 36.5 million cubic feet
9. November 15, 1979
10.

1. 80-06550/07434
2. 34-151-23073-0014
3. 103 000 000
4. Belden & Blake and Co L P No 72
5. C & F Yates Comm 2-908
6.
7. Stark OH
8. 36.5 million cubic feet
9. November 15, 1979
10.

1. 80-06551/07435
2. 34-151-23069-0014
3. 103 000 000
4. Belden & Blake and Co L P No 72
5. W & E Frase Comm #1-909
6.
7. Stark OH
8. 36.5 million cubic feet
9. November 15, 1979
10.

1. 80-06552/07436
2. 34-151-23063-0014
3. 103 000 000
4. Belden & Blake and Co L P No 72
5. J & S Ritzert Comm #1-910
6.
7. Stark OH
8. 36.5 million cubic feet
9. November 15, 1979
10.

1. 80-06553/07437
2. 34-151-23066-0014
3. 103 000 000
4. Belden & Blake and Co L P No 72
5. Ben Willen #3-916
6.
7. Stark OH
8. 36.5 million cubic feet
9. November 15, 1979
10.

1. 80-06554/07438
2. 34-151-23056-0014
3. 103 000 000
4. Belden & Blake and Co L P No 72
5. C Ianello Comm #2-906
6.
7. Stark OH
8. 36.5 million cubic feet
9. November 15, 1979
10.

1. 80-06555/07439
2. 34-155-21293-0014
3. 103 000 000
4. Gasearch Inc
5. #1 Karagis-Ziegler
6.
7. Trumbull OH
8. 100.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06556/07440
2. 34-155-21294-0014
3. 103 000 000
4. Gasearch Inc
5. #2 Karagis
6.
7. Trumbull OH
8. 100.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corporation

1. 80-06557/07441
2. 34-099-21111-0014
3. 103 000 000
4. Rowley & Brown Petroleum Corp
5. Keich #1
6.
7. Mahoning OH
8. 27.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Company

1. 80-06558/07442
2. 34-167-24687-0014
3. 103 000 000
4. Braden Development Company
5. Lloyd Cullen #1
6.
7. Washington OH
8. 73.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Trans Corp

1. 80-06559/07443
2. 34-119-24820-0014
3. 103 000 000
4. Berea Oil and Gas Corporation
5. Herron #1
6.
7. Muskingum OH
8. 21.6 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission

1. 80-06560/07444
2. 34-119-24825-0014
3. 103 000 000
4. Berea Oil and Gas Corporation
5. Herron Unit #2
6.
7. Muskingum OH
8. 7.2 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission

1. 80-06561/07446
2. 34-155-21289-0014
3. 103 000 000
4. Berea Oil and Gas Corporation
5. Mosora #2
6.
7. Trumbull OH
8. 18.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission

1. 80-06562/07447
2. 34-121-24702-0014
3. 103 000 000
4. Guernsey Petroleum Corporation
5. Watson 3ME
6.
7. Noble OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Trans Co East Ohio Gas Co

1. 80-06563/07448
2. 34-121-24703-0014
3. 103 000 000
4. Guernsey Petroleum Corporation
5. Watson 4ME
6.
7. Noble OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Trans Co East Ohio Gas Co

1. 80-06564/07449
2. 34-073-22098-0014
3. 103 000 000
4. Quaker State Oil Refining Corp
5. Sunday Creek Coal #8 69141-8
6.
7. Hocking OH
8. 36.5 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06565/07450
2. 34-073-22134-0014
3. 103 000 000
4. Quaker State Oil Refining Corp
5. Sunday Creek Coal #23 69141-23
6.
7. Hocking OH
8. 12.8 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06566/07451
2. 34-073-22130-0014
3. 103 000 000
4. Quaker State Oil Refining Corp
5. Sunday Creek Coal #24 69141-24
6.
7. Hocking OH
8. 36.5 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06567/07452
2. 34-073-22133-0014
3. 103 000 000
4. Quaker State Oil Refining Corp
5. Sunday Creek Coal #25 69141-25
6.
7. Hocking OH
8. 7.3 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06568/07453
2. 34-073-22132-0014
3. 103 000 000
4. Quaker State Oil Refining Corp
5. Sunday Creek Coal #26 69141-26
6.
7. Hocking OH
8. 7.3 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06569/07454
2. 34-075-22151-0014
3. 103 000 000
4. Willian F Hill
5. Robert L Starner #1
6.
7. Holmes OH
8. 9.0 million cubic feet
9. November 15, 1979
10.

1. 80-06570/01231
2. 34-121-21732-0014
3. 108 000 000
4. Guernsey Petroleum Corporation
5. Phelps-Rayner 2G
6.
7. Noble OH
8. 3.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Co

1. 80-06571/01174
2. 34-059-21229-0014
3. 108 000 000
4. Guernsey Petroleum Corporation
5. Nicholson 1
6.
7. Guernsey OH
8. 8.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp

1. 80-06572/01232
2. 34-119-23439-0014
3. 108 000 000
4. Guernsey Petroleum Corporation
5. Mitchell-Mell 1G
6.
7. Muskingum OH
8. 6.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Co

1. 80-06573/01252
2. 34-121-21978-0014
3. 108 000 000
4. Guernsey Petroleum Corp
5. Williams 1 MD
6.
7. Noble OH
8. 8.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Co

1. 80-06574/02089
2. 34-157-22210-0014
3. 108 000 000
4. Resource Exploration Inc
5. Hartzler #1
6.
7. Tuscarawas OH
8. 7.5 million cubic feet
9. November 15, 1979
10. East Ohio Gas Co

1. 80-06575/02118
2. 34-133-20555-0014
3. 108 000 000
4. Nucorp Energy Company
5. Lietzow-Cowan #1
6.
7. Portage OH
8. 11.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Co

1. 80-06576/02217
2. 34-157-22206-0014
3. 108 000 000
4. Resource Exploration Inc
5. Reidenbach #1
6.
7. Tuscarawas OH
8. 7.5 million cubic feet
9. November 15, 1979
10. East Oho Gas Co

1. 80-06577/02985
2. 34-157-21946-0014
3. 108 000 000
4. L & M Exploration Inc
5. Chitti #2
6.
7. Tuscarawas OH
8. 2.0 million cubic feet
9. November 15, 1979
10. Bonanza Gas Line

1. 80-06578/02986
2. 34-157-21920-0014
3. 108 000 000
4. L & M Exploration Inc
5. Chitti #1

6.
7. Tuscarawas OH
8. 2.0 million cubic feet
9. November 15, 1979
10. Bonanza Gas Line
1. 80-06579/03119
2. 34-151-22302-0014
3. 108 000 000
4. L & M Exploration
5. Fox #3
6.
7. Stark OH
8. 1.9 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06580/03199
2. 34-099-20885-0014
3. 108 000 000
4. Berea Oil and Gas Corporation
5. M Steiskal #2
6.
7. Mahoning OH
8. 20.2 million cubic feet
9. November 15, 1979
10. East Ohio Gas Co
1. 80-06581/04015
2. 34-099-20136-0014
3. 108 000 000
4. Buckeye Oil Producing Co
5. Birr #1
6.
7. Mahoning OH
8. 12.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Company
1. 80-06582/04016
2. 34-099-20146-0014
3. 108 000 000
4. Buckeye Oil Producing Co
5. Birr #3
6.
7. Mahoning OH
8. 7.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Company
1. 80-06583/04017
2. 34-151-21038-0014
3. 108 000 000
4. Buckeye Oil Producing Co
5. Bledsoe #1
6.
7. Stark OH
8. 11.0 million cubic feet
9. November 15, 1979
10. East Ohio Gas Company
1. 80-06584/04019
2. 34-169-21077-0014
3. 108 000 000
4. Buckeye Oil Producing Co
5. Ramseyer #1
6.
7. Wayne OH
8. 2.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06585/04020
2. 34-089-21281-0014
3. 108 000 000
4. Buckeye Oil Producing Co
5. McKee #2
6.
7. Licking OH
8. .4 million cubic feet
9. November 15, 1979
10. National Oil & Gas Corporation
1. 80-06586/04021
2. 34-089-23322-0014
3. 108 000 000
4. Buckeye Oil Producing Co
5. McKee #3
6.
7. Licking OH
8. .4 million cubic feet
9. November 15, 1979
10. National Oil & Gas Corporation
1. 80-06587/04366
2. 34-169-21076-0014
3. 108 000 000
4. A W Yenne
5. John Lengacher #1-B
6. Wayne
7. Wayne OH
8. 1.1 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Co
1. 80-06588/04371
2. 34-045-20588-0014
3. 108 000 000
4. Reliance Management Co
5. Franks Unit #1
6.
7. Fairfield OH
8. 8.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06589/04596
2. 34-009-21767-0014
3. 108 000 000
4. Reliance Management Co
5. Charles Curtis #1
6.
7. Athens OH
8. 1.2 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06590/04597
2. 34-009-21781-0014
3. 108 000 000
4. Reliance Management Co
5. Charles Curtis #3
6.
7. Athens OH
8. 1.4 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06591/04599
2. 34-009-21778-0014
3. 108 000 000
4. Reliance Management Co
5. Charles Curtis #2
6.
7. Athens OH
8. 1.2 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp.
1. 80-06592/04637
2. 34-031-20900-0014
3. 108 000 000
4. A W Yenne
5. Sandy & Nellie Miller #1
6. Coshocton
7. Coshocton OH
8. .4 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Co
1. 80-06593/04638
2. 34-031-21269-0014
3. 108 000 000
4. A W Yenne
5. Byron & Nellie Foster #1
6. Coshocton
7. Coshocton OH
8. 1.9 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Co
1. 80-06594/04927
2. 34-115-21254-0014
3. 108 000 000
4. Reliance Management Co
5. Ophelia Stanely #2
6.
7. Morgan OH
8. 2.5 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06595/04928
2. 34-115-21255-0014
3. 108 000 000
4. Reliance Management Co
5. Delmar Wells #3
6.
7. Morgan OH
8. 2.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06596/04929
2. 34-115-21226-0014
3. 108 000 000
4. Reliance Management Co
5. Delmar Wells #2
6.
7. Morgan OH
8. 2.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06597/04930
2. 34-115-21128-0014
3. 108 000 000
4. Reliance Management Co
5. Ophelia Stanley #1
6.
7. Morgan OH
8. 2.0 million cubic feet
9. November 15, 1979
10. Columbia Gas Transmission Corp
1. 80-06598/06422
2. 34-007-20394-0014
3. 108 000 000
4. Stark Oilfield Services Inc
5. Schommer #1
6. Lenox
7. Ashtabula OH
8. 20.0 million cubic feet
9. November 15, 1979
10. The East Ohio Gas Co
1. 80-06599/06612
2. 34-067-20231-0014
3. 108 000 000
4. Resource Exploration Inc
5. Putman-Majors #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp
1. 80-06600/06613
2. 34-157-21830-0014
3. 108 000 000
4. Resource Exploration Inc
5. Anderegg #2
6.
7. Tuscarawas OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp

1. 80-06601/06620
2. 34-067-20184-0014
3. 108 000 000
4. Resource Exploration Inc
5. Phillips #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp
1. 80-06602/06621
2. 34-067-20229-0014
3. 108 000 000
4. Resource Exploration Inc
5. Keefer #1
6.
7. Harrison OH
8. 12.0 million cubic feet
9. November 15, 1979
10. Columbus Gas Transmission Corp.

Oklahoma Corporation Commission

1. Control Number (FERC/State)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)
1. 80-06682/00836
2. 35-129-20253-0000
3. 107 000 000
4. Dyco Petroleum Corporation
5. King #1
6. Reydon West
7. Roger Mills, OK
8. 3000.0 million cubic feet
9. November 19, 1979
10. El Paso Natural Gas Company, Kansas-Nebraska Natural Gas Co, Panhandle Eastern Pipeline Co
1. 80-06683/04200
2. 35-051-20725-0000
3. 107 000 000
4. Andover Oil Company
5. McCuriley #18-1
6.
7. Grady, OK
8. 180.0 million cubic feet
9. November 19, 1979
10. Arkansas Louisiana Gas Company
1. 80-06684/01077
2. 35-129-20304-0000
3. 107 000 000
4. Natomas North America Inc
5. Simmons #1-A
6. Carpenter West
7. Roger Mills, OK
8. 1400.0 million cubic feet
9. November 19, 979
10. Michigan Wisconsin Pipe Line Co., El Paso Natural Gas Co
1. 80-06685/04203
2. 35-129-20388-0000
3. 107 000 000
4. L G Williams Oil Company Inc
5. Mitchell 13-1
6. West Reydon
7. Roger Mills County, OK
8. 500.0 million cubic feet
9. November 19, 1979
10. El Paso Natural Gas Company
1. 80-06686/00871
2. 35-045-20694
3. 102 000 000
4. The Rosewood Corporation
5. H C Smith No 1 045-56584
6. S E Arnet (Morrow SD)
7. Ellis, OK
8. 185.0 million cubic feet
9. November 19, 1979
10. Northern Natural Gas Company
1. 80-06687/01063
2. 35-051-20726-0000
3. 107 000 000
4. Damson Oil Corporation
5. Weaver 1-28
6. Laverty
7. Grady, OK
8. 500.0 million cubic feet
9. November 19, 1979
10. Cities Service Gas Company
1. 80-06688/03753
2. 35-009-20270-0000
3. 107 000 000
4. The GHK Company
5. Clark 1-32
6. Carpenter
7. Beckham, OK
8. 350.0 million cubic feet
9. November 19, 1979
10. Michigan-Wisconsin Pipe Line Co., Panhandle Eastern Pipeline Co
1. 80-06689A/00907
2. 35-059-20582-0000
3. 103 000 000
4. Champlin Petroleum Company
5. Goering Unit #2 (Hoover)
6. Laverne
7. Harper, OK
8. 100.0 million cubic feet
9. November 19, 1979
10. Colorado Interstate Gas Company, Michigan Wisconsin Pipeline Co
1. 80-06589B/00907
2. 35-059-20582-0000
3. 103 000 000
4. Champlin Petroleum Company
5. Goering Unit #2 (Tonkawa)
6. Laverne
7. Harper, OK
8. 7.0 million cubic feet
9. November 19, 1979
10. Colorado Interstate Gas Company, Michigan Wisconsin Pipeline Co
1. 80-06690/01066
2. 35-051-00000-0000
3. 108 000 000
4. Continental Oil Company
5. Lola Lawrence A No 1
6. E Tuttle
7. Grady, OK
8. 3.5 million cubic feet
9. November 19, 1979
10. Mobil Oil Corporation
1. 80-06691/01031
2. 35-037-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Wattie No 3
6. Big Pond
7. Creek, OK
8. 11.2 million cubic feet
9. November 19, 1979
10. Kerr-McGee Corp
1. 80-06692/00989
2. 35-139-20950-0000
3. 103 000 000
4. Anadarko Production Co
5. Strokes A No 1
6. North Richland Center
7. Texas, OK
8. 151.0 million cubic feet
9. November 19, 1979
10. Panhandle Eastern Pipeline Co
1. 80-06693/00984
2. 35-007-21464-0000
3. 103 000 000
4. Falcon Petroleum Company
5. Hill B No 1 007-55940
6. Northwest Dombey
7. Beaver, OK
8. 329.0 million cubic feet
9. November 19, 979
10. Panhandle Eastern Pipe Line
1. 80-06694/00977
2. 35-139-20900-0000
3. 108 000 000
4. Continental Oil Company
5. E H Taylor No 1
6. Hugoton
7. Texas, OK
8. 4.5 million cubic feet
9. November 19, 1979
10. Cities Service Gas Co
1. 80-06695/00968
2. 35-007-21338-0000
3. 103 000 000
4. Arco Oil and Gas Company
5. Hattie B Eyer #3
6. Clear Lake West
7. Beaver, OK
8. 10.9 million cubic feet
9. November 19, 1979
10. El Paso Natural Gas Company
1. 80-06696/00985
2. 35-007-21571-0000
3. 103 000 000
4. Falcon Petroleum Company
5. Clark No 1 007-56429
6. Northwest Dombey
7. Beaver, OK
8. 292.0 million cubic feet
9. November 19, 1979
10. Panhandle Eastern Pipe Line
1. 80-06697/00811
2. 35-081-00000-0000
3. 103 000 000
4. C & C Energy Co
5. Mary Grotheer No 1
6. Skellyville
7. Lincoln, OK
8. 159.7 million cubic feet
9. November 19, 1979
10. Cities Service Gas Co
1. 80-06698/00772
2. 35-139-21046-0000
3. 103 000 000
4. Southland Royalty Co
5. Lehmbeck #1-30
6. North Hooker Chester
7. Texas OK
8. .0 million cubic feet
9. November 19, 1979
10. Kansas Nebraska Natural Gas Co
1. 80-06699/00990
2. 35-139-20934-0000
3. 103 000 000
4. Anadarko Production Co
5. Blowey A No 2
6. Guymon Lower Morrow
7. Texas OK

8. 7.0 million cubic feet
9. November 19, 1979
10. Phillips Petroleum Co

1. 80-06700/00887
2. 35-047-21445-0000
3. 103 000 000
4. Champlin Petroleum Company
5. Frank Bird A #2
6. N E Enid
7. Garfield OK
8. 38.0 million cubic feet
9. November 19, 1979
10. Champlin Petroleum Co (Enid Plant)

1. 80-06701/00916
2. 35-059-20723-0000
3. 103 000 000
4. Tenneco Oil Company
5. Howard 3-12
6. Selman East
7. Harper OK
8. 11.0 million cubic feet
9. November 19, 1979
10. Delhi Gas Pipeline Corp

1. 80-06702/00917
2. 35-059-20671-0000
3. 103 000 000
4. Tenneco Oil Company
5. Howard 2-12
6. Selman East
7. Harper OK
8. 55.0 million cubic feet
9. November 19, 1979
10. Delhi Gas Pipeline Corp

1. 80-06703/03056
2. 35-051-20708-0000
3. 107 000 000
4. An-Son Corporation
5. State #1-30
6. State #1-30
7. Grady County OK
8. 912.0 million cubic feet
9. November 19, 1979
10. Arkansas-Louisiana Gas Co

1. 80-06704/03541
2. 35-009-20272-0000
3. 107 000 000
4. Helmerich & Payne Inc
5. Littauer No 1
6. West Mayfield
7. Beckham OK
8. 420.0 million cubic feet
9. November 19, 1979
10. Michigan Wisconsin Pipe Line Company, Oklahoma Natural Gas Co

1. 80-06705/00570
2. 35-093-00000-0000
3. 108 000 000
4. Ladd Petroleum Corporation
5. Boehs-d (M-4) #2
6. Ringwood
7. Major OK
8. 11.6 million cubic feet
9. November 19, 1979
10. Oklahoma Natural Gas Gathering

1. 80-06706/00564
2. 35-047-00000-0000
3. 108 000 000
4. Ladd Petroleum Corporation
5. Karbon
6. Sooner Trend
7. Garfield OK
8. 6.6 million cubic feet
9. November 19, 1979
10. Exxon Company USA

1. 80-06707/00568
2. 35-091-00000-0000
3. 108 000 000
4. Ladd Petroleum Corporation
5. Percy #1
6. Ringwood
7. Major OK
8. 16.8 million cubic feet
9. November 19, 1979
10. Oklahoma Natural Gas Gathering

1. 80-06708/00581
2. 35-091-00000-0000
3. 108 000 000
4. Ladd Petroleum Corporation
5. D-12 Mississippi
6. Ringwood
7. Major OK
8. 3.6 million cubic feet
9. November 19, 1979
10. Oklahoma Natural Gas Gathering

1. 80-06709/00872
2. 35-045-20716-0000
3. 102 000 000
4. The Rosewood Corporation
5. Sherrill No 1 045-56586
6. S E Arnett (Morrow SD)
7. Ellis OK
8. 76.0 million cubic feet
9. November 19, 1979
10. Northern Natural Gas Company

1. 80-06710/0399
2. 35-009-20235-0000
3. 107 000 000
4. Helmerich & Payne Inc
5. Adkerson No 2
6. West Mayfield
7. Beckham OK
8. 2555.0 million cubic feet
9. November 19, 1979
10. Michigan Wisconsin Pipeline Company, Oklahoma Natural Gas Co

1. 80-06711/01470
2. 35-051-20682-0000
3. 107 000 000
4. John C Oxley
5. Roy Harris No 1
6. Chitwood
7. Grady OK
8. .0 million cubic feet
9. November 19, 1979
10.

1. 80-06712/03923
2. 35-039-20235-0000
3. 107 000 000
4. Harper Oil Company
5. Coulson No 1
6. W Arapaho
7. Custer OK
8. 730.0 million cubic feet
9. November 19, 1979
10. Natural Gas Pipeline Company of America

1. 80-06713/04249
2. 35-129-20389-0000
3. 107 000 000
4. El Paso Natural Gas Company
5. White #1
6. Undesignated Morrow Upper
7. Roger Mills OK
8. 1460.0 million cubic feet
9. November 19, 1979
10. El Paso Natural Gas Company

1. 80-06714/04276
2. 35-009-20265-0000
3. 107 000 000
4. Natomas Gas Pipeline Company
5. Patten No 1
6. Wildcat
7. Beckham OK
8. 791.0 million cubic feet
9. November 19, 1979
10. Natural Gas Pipeline Company

1. 80-06715/03055
2. 35-051-20670-0000
3. 107 000 000
4. An-Son Corporation
5. Long #1
6. Long #1
7. Grady County OK
8. 219.0 million cubic feet
9. November 19, 1979
10. Arkansas-Louisiana Gas Co

1. 80-06716/02319
2. 35-129-
3. 107 000 000
4. L R French Jr
5. Little Blue Sheep No 1
6. Reydon
7. Roger Mills OK
8. 38.5 million cubic feet
9. November 19, 1979
10. El Paso Natural Gas Co

1. 80-06717/04290
2. 35-129-20396-0000
3. 107 000 000
4. El Paso Natural Gas Company
5. Conrad #1A
6. Reydon W Morrow Upper
7. Roger Mills OK
8. 1095.0 million cubic feet
9. November 19, 1979
10. El Paso Natural Gas Company

Texas Railroad Commission, Oil and Gas Division

1. Control number (FERC/State)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)

1. 80-06603/02468
2. 42-087-26192-0000
3. 108 000 000
4. El Paso Natural Gas Company
5. Morgan A #1
6. Panhandle East
7. Collingsworth TX
8. 10.4 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

1. 80-06604/02467
2. 42-087-26129-0000
3. 108 000 000
4. El Paso Natural Gas Company
5. Laycock 11
6. Panhandle East
7. Collingsworth TX
8. 12.4 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

1. 80-06605/02466
2. 42-087-26003-0000
3. 108 000 000
4. El Paso Natural Gas Company
5. Bednorz 1
6. Panhandle East

7. Collingsworth TX
8. 1.8 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

1. 80-06606/04494
2. 42-357-00000-0000
3. 108 000 000
4. Graham-Michaelis Corporation
5. Barrett #1
6. Perryton
7. Ochiltree TX
8. 13.0 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

1. 80-06607/04476
2. 42-065-00000-0000-
3. 108 000 000
4. Donald W Jackson
5. Karen (00044) No 9
6. Panhandle Carson County
7. Carson TX
8. 15.5 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Co

1. 80-06608/04460
2. 42-065-00000-0000
3. 108 000 000
4. Donald W Jackson
5. Karen (00044) No 2
6. Panhandle Carson County
7. Carson TX
8. 6.0 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Co

1. 80-06609/06168
2. 42-065-00000-0000-
3. 108 000 000
4. Getty Oil Company
5. Schafer Ranch No 29
6. Panhandle
7. Carson TX
8. .0 million cubic feet
9. November 15, 1979
10. Getty Oil Company Natural Gas Plant Northern Natural Gas Co

1. 80-06610/06170
2. 42-065-00000-0000-
3. 108 000 000
4. Getty Oil Company
5. Schafer Ranch No 22
6. Panhandle
7. Carson TX
8. 3.0 million cubic feet
9. November 15, 1979
10. Getty Oil Company Natural Gas Plant Northern Natural Gas Co

1. 80-06611/06401
2. 42-065-00000-0000-
3. 108 000 000
4. Getty Oil Company
5. Schafer Ranch No 28
6. Panhandle
7. Carson TX
8. 3.0 million cubic feet
9. November 15, 1979
10. Getty Oil Company Natural Gas Plant Northern Natural Gas Co

1. 80-06612/06405
2. 42-065-00000-0000
3. 108 000 000
4. Getty Oil Company
5. Schafer Ranch No 18
6. Panhandle
7. Carson TX
8. 3.0 million cubic feet
9. November 15, 1979
10. Getty Oil Company Natural Gas Plant Northern Natural Gas Co

1. 80-06613/06428
2. 42-065-00000-0000
3. 108 000 000
4. Getty Oil Company
5. Schafer Ranch No 17
6. Panhandle
7. Carson TX
8. 3.0 million cubic feet
9. November 15, 1979
10. Getty Oil Company Natural Gas Plant Northern Natural Gas Co

1. 80-06614/04450
2. 42-065-00000-0000
3. 108 000 000
4. Donald W Jackson
5. Biggs-Holcomb (02466) No 1
6. Panhandle Carson County
7. Carson TX
8. 4.5 million cubic feet
9. November 15, 1979
10. Getty Oil Company

1. 80-06615/04447
2. 42-065-00000-0000
3. 108 000 000
4. Donald W Jackson
5. Eller (02373) No 1
6. Panhandle Carson County
7. Carson TX
8. 16.5 million cubic feet
9. November 15, 1979
10. Getty Oil Company

1. 80-06616/04444
2. 42-065-00000-0000
3. 108 000 000
4. Donald W Jackson
5. Karen (00044) No 10
6. Panhandle Carson County
7. Carson TX
8. 18.5 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Co

1. 80-06617/04408
2. 42-065-00000-0000
3. 108 000 000
4. Donald W Jackson
5. Karen (00044) No 8
6. Panhandle Carson County
7. Carson TX
8. 3.5 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Co

1. 80-06618/04402
2. 42-065-00000-0000
3. 108 000 000
4. Donald W Jackson
5. Karen (00044) No 4
6. Panhandle Carson County
7. Carson TX
8. 6.5 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Co

1. 80-06619/05223
2. 42-341-00000-0000
3. 108 000 000
4. Diamond Shamrock Corporation
5. Coffee C No 3
6. Panhandle West
7. Moore TX
8. 8.0 million cubic feet
9. November 15, 1979
10. Northern Natural Gas Co Panhandle Eastern Pipe Line Co

1. 80-06620/05179
2. 42-341-00000-0000
3. 108 000 000
4. Diamond Shamrock Corporation
5. Robertson B No 2
6. Panhandle West
7. Moore TX
8. 8.0 million cubic feet
9. November 15, 1979
10. Northern Natural Gas Co Panhandle Eastern Pipe Line Co

1. 80-06621/04979
2. 42-341-00000-0000
3. 108 000 000
4. Diamond Shamrock Corporation
5. F E Smith No 2
6. Panhandle West
7. Moore TX
8. 8.0 million cubic feet
9. November 15, 1979
10. Northern Natural Gas Co Panhandle Eastern Pipe Line Co

1. 80-06622/4940
2. 42-065-00000-0000
3. 108 000 000
4. Donald W Jackson
5. Karen (00044) No 7
6. Panhandle Carson County
7. Carson TX
8. 14.7 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Co

1. 80-06623/04547
2. 42-483-00000-0000
3. 108 000 000
4. Graham-Michaelis Corporation
5. Joyner #1
6. Panhandle East
7. Wheeler TX
8. 13.5 million cubic feet
9. November 15, 1979
10. Warren Petroleum Co

1. 80-06624/04523
2. 42-483-00000-0000
3. 108 000 000
4. Graham-Michaelis Corporation
5. Barbee #1
6. Panhandle East
7. Wheeler TX
8. 16.1 million cubic feet
9. November 15, 1979
10. Warren Petroleum Co

1. 80-06625/04500
2. 42-435-30823-0000
3. 108 000 000
4. Amoco Production Company
5. Randee Fawcett Trust C No 4
6. Sawyer/Canyon
7. Sutton TX
8. 1.0 million cubic feet
9. November 15, 1979
10. Lone Star Gas Company

1. 80-06626/07318
2. 42-365-00000-0000
3. 108 000 000
4. Getty Oil Co
5. Werner-Goodson No 2 ID #33554
6. Carthage (Paluxy)
7. Panola TX
8. 11.2 million cubic feet
9. November 15, 1979
10. Texas Gas Transmission Corp

1. 80-06627/07319
2. 42-365-00000-0000
3. 108 000 000

4. Getty Oil Co
5. Werner-Thompson NO 1 ID #30218
6. Carthage (Pettit Lo)
7. Panola TX
8. 18.0 million cubic feet
9. November 15, 1979
10. Texas Gas Transmission Corp

1. 80-06628/07322
2. 42-365-00000-0000
3. 108 000 000
4. Getty Oil Co
5. J B Baker #2 ID #33183
6. Carthage (Paluxy)
7. Panola TX
8. 3.0 million cubic feet
9. November 15, 1979
10. Texas Gas Transmission Corp

1. 80-06629/02465
2. 42-087-26064-0000
3. 108 000 000
4. El Paso Natural Gas Company
5. Davis 1
6. Panhandle East
7. Collingsworth TX
8. 4.1 million cubic feet
9. November 15, 1979
10. El Pason Natural Gas Company

1. 80-06630/02464
2. 42-087-26079-0000
3. 108 000 000
4. El Paso Natural Gas Company
5. Gierhart X 1
6. Panhandle East
7. Collingsworth TX
8. 4.5 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

1. 80-06631/02463
2. 42-483-20072-0000
3. 108 000 000
4. El Paso Natural Gas Company
5. Laycock 4-B
6. Panhandle East
7. Wheeler TX
8. 14.2 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

1. 80-06632/00821
2. 42-105-00000-0000
3. 108 000 000
4. Suburban Propane Gas Corporation
5. Suburban Propane Gas Corp et al 6 U
6. Ozona Canyon Sand Field
7. Crockett County TX
8. 10.7 million cubic feet
9. November 15, 1979
10. Northern Natural Gas Company

1. 80-06633/00739
2. 42-401-00000-0000
3. 108 000 000
4. Geological Exploriation Co
5. Rosie Lee Ferguson #1 RRC #15986
6. Danville (Lower Pettit)
7. Rusk TX
8. 6.0 million cubic feet
9. November 15, 1979
10. Lone Star Gas Co

1. 80-06634/00447
2. 42-087-00000-0000
3. 108 000 000
4. Hubert K Elrod
5. The Annette-Stafford #1
6. Panhandle East
7. Collingsworth TX
8. 11.0 million cubic feet
9. November 15, 1979
10. Warren Petroleum Company

1. 80-06635/01584
2. 42-215-00000-0000
3. 108 000 000
4. Mobil Oil Corporation
5. Edinburg Unit No 9 62720
6. Edinburg/9950 FB-B
7. Hidalgo TX
8. 17.9 million cubic feet
9. November 15, 1979
10. Tennessee Gas Pipeline Company

1. 80-06636/01574
2. 42-497-00000-0000
3. 108 000 000
4. McCommons Oil Company
5. T M Wimbley #1
6. Boonsville Bend
7. Wise TX
8. 10.0 million cubic feet
9. November 15, 1979
10. Natural Gas Pipeline Co of Amer

1. 80-06637/01194
2. 42-203-00000-0000
3. 108 000 000
4. Brammer Engineering Inc
5. J B Hyde #1
6. Bethany
7. Harrison TX
8. 11.6 million cubic feet
9. November 15, 1979
10. United Gas Pipe Line Company

1. 80-06638/00956
2. 42-105-30401-0000
3. 108 000 000
4. Wood & Locker Inc
5. L B Cox No 1-U
6. Cox (Canyon)
7. Crockett TX
8. 9.0 million cubic feet
9. November 15, 1979
10. Delhi Gas Pipeline Corp The Permian Corp

1. 80-06639/03159
2. 42-179-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Saunders G H No 2
6. Panhandle Gray
7. Gray TX
8. 3.0 million cubic feet
9. November 15, 1979
10. Coltexo Corp

1. 80-06640/03154
2. 42-421-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Ring No 1
6. Texas Hugoton
7. Sherman TX
8. .6 million cubic feet
9. November 15, 1979
10. Michigan Wisconsin Pipeline Co

1. 80-06641/03153
2. 42-233-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Trammell D No 1
6. Panhandle West
7. Hutchinson TX
8. 5.4 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co Panhandle Eastern Pipeline Co

1. 80-06642/03152
2. 42-233-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Gulf Sanford A No 2
6. Panhandle West
7. Hutchinson TX
8. 8.6 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co Panhandle Eastern Pipeline Co

1. 80-06643/03151
2. 42-233-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Stevens R No 1
6. Panhandle West
7. Hutchinson TX
8. 2.7 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co Panhandle Eastern Pipeline Co

1. 80-06644/03150
2. 42-065-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Cooper C No 6
6. Panhandle Carson
7. Carson TX
8. 3.5 million cubic feet
9. November 15, 1979
10. Getty Oil Co

1. 80-06645/02992
2. 42-105—00842-0000
3. 108 000 000
4. American Petrofina Company of Texas
5. Davidson #1
6. Hunt Baggett Strawn
7. Crockett TX
8. 11.0 million cubic feet
9. November 15, 1979
10. Northern Natural Gas Company

1. 80-06646/02489
2. 42-067-26117-0000
3. 108 000 000
4. El Paso Natural Gas Company
5. Knoll #3
6. Panhandle East
7. Collingsworth TX
8. 10.9 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

1. 80-06647/03179
2. 42-065-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Thornburg No 6
6. Panhandle Carson
7. Carson TX
8. 3.1 million cubic feet
9. November 15, 1979
10. Getty Oil Co

1. 80-06648/03178
2. 42-179-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Skoog-B No 2
6. Panhandle Gray
7. Gray TX
8. .6 million cubic feet
9. November 15, 1979
10. Getty Oil Co

1. 80-06649/03172
2. 42-065-00000-0000
3. 108 000 000
4. Phillips Petroleum Company

5. Cooper C No 4
6. Panhandle Carson
7. Carson TX
8. 1.0 million cubic feet
9. November 15, 1979
10. Getty Oil Co

1. 80-06650/03166
2. 42-065-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Cooper C No 17
6. Panhandle Carson
7. Carson TX
8. 1.5 million cubic feet
9. November 15, 1979
10. Getty Oil Co

1. 80-06651/03180
2. 42-065-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Thornburg No 7
6. Panhandle Carson
7. Carson TX
8. .2 million cubic feet
9. November 15, 1979
10. Getty Oil Co

1. 80-06652/03181
2. 42-233-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Thom-A No 2
6. Panhandle-Hutchison
7. Hutchinson TX
8. .9 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

1. 80-06653/03183
2. 42-233-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Turner Harris No 2
6. Panhandle Hutchinson
7. Hutchinson TX
8. .2 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

1. 80-06654/03185
2. 42-233-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. West Stinnett U No 1-03
6. Panhandle Hutchison
7. Hutchinson TX
8. 1.0 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

1. 80-06655/04400
2. 42-065-00000-0000
3. 108 000 000
4. Donald W Jackson
5. Karen (00044) No 3
6. Panhandle Carson County
7. Carson TX
8. 10.5 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Co

1. 80-06656/03696
2. 42-435-30821-0000
3. 108 000 000
4. Amoco Production Company
5. Edwin S Mayer Jr No 17
6. Swayer/Canyon
7. Sutton TX
8. 8.0 million cubic feet
9. November 15, 1979
10. Lone Star Gas Company

1. 80-06657/03658
2. 42-237-00000-0000
3. 108 000 000
4. Gulf Oil Corporation
5. Fayette Yates No 8
6. Boonsville (Bend Congolmerate)
7. Jack TX
8. 7.3 million cubic feet
9. November 15, 1979
10. Natural Gas Pipeline Co of America

1. 80-06658/03542
2. 42-267-00000-0000
3. 108 000 000
4. Ladd Petroleum Corporation
5. Granstaff #1
6. Toto
7. Parker TX
8. 7.5 million cubic feet
9. November 15, 1979
10. Lone Star Gas Company

1. 80-06659/035539
2. 42-367-00000-0000
3. 108 000 000
4. Ladd Petroleum Corporation
5. Anderson #1
6. Toto
7. Parker TX
8. 15.2 million cubic feet
9. November 15, 1979
10. Lone Star Gas Company

1. 80-06660/03526
2. 42-435-30483-0000
3. 108 000 000
4. Amoco Production Company
5. H E Glasscock et al No 2
6. Sawyer/Canyon
7. Sutton TX
8. 13.0 million cubic feet
9. November 15, 1979
10. Lone Star Gas Company

1. 80-06661/03486
2. 42-375-00000-0000
3. 108 000 000
4. Cig Exploration Inc
5. Bivins A-150R
6. Panhandle West Red Cave
7. Potter TX
8. 13.0 million cubic feet
9. November 15, 1979
10. Colorado Interstate Gas Co

1. 80-06662/03484
2. 42-375-30236-0000
3. 108 000 000
4. Cig Exploration Inc
5. Masterson 95R
6. Panhandle West Red Cave
7. Potter TX
8. 18.0 million cubic feet
9. November 15, 1979
10. Colorado Interstate Gas Co

1. 80-06663/03479
2. 42-233-00000-0000
3. 108 000 000
4. Cig Exploration Inc
5. Dunaway 1R
6. Panhandle West Red Cave
7. Hutchinson TX
8. 4.0 million cubic feet
9. November 15, 1979
10. Colorado Interstate Gas Co

1. 80-06664/03210
2. 42-233-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Thompson—E No 13
6. Panhandle—Hutchinson
7. Hutchinson TX
8. 2.7 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

1. 80-06665/03209
2. 42-233-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Thom—A No. 6
6. Panhandle—Hutchinson
7. Hutchinson TX
8. .2 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

1. 80-06666/03186
2. 42-233-00000-0000
3. 108 000 000
4. Phillips Petroleum Company
5. West Stinnett U No 4-02
6. Panhandle Hutchinson
7. Hutchinson TX
8. 1.2 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

Utah Division of Oil, Gas and Mining

1. Control Number (FERC/State)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)

1. 80-06676/K-111-1(1)
2. 43-047-30385-0000
3. 102 000 000
4. Belco Development Corporation
5. Natural Buttes Unit 31-12B 30385
6. Natural Buttes Unit
7. Uintah
8. 10.0 million cubic feet
9. November 16, 1979
10. Colorado Interstate Gas Co

The applications for determination in these proceedings together with a copy or description of other materials in the record on which such determinations were made are available for inspection, except to the extent such material is treated as confidential under 18 CFR 275.206, at the Commission's Office of Public Information, Room 1000, 825 North Capitol Street, N.E., Washington, D.C. 20426.

Persons objecting to any of these final determinations May, in accordance with 18 CFR 275.203 and 18 CFR 275.204, file a protest with the Commission on or before December 27, 1979.

Please reference the FERC control number in all correspondence related to these determinations.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38006 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[No. 122]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

December 3, 1979

The Federal Energy Regulatory Commission received notices from the jurisdictional agencies listed below of determinations pursuant to 18 CFR 274.104 and applicable to the indicated wells pursuant to the Natural Gas Policy Act of 1978.

California Department of Conservation, Division of Oil and Gas

1. Control Number (FERC/STATE)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)

1. 80-06454/79-6-0064
2. 04-095-20390-0000
3. 103 000 000
4. McCulloch Oil & Gas Corp
5. McCulloch No 1-21 Hastings Ranch
6. Lindsey Slough Prospect
7. Solano County CA
8. 913.0 million cubic feet
9. November 10, 1979
10. Pacific Gas and Electric

Louisiana Office of Conservation

1. Control Number (FERC/STATE)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)

1. 80-06465/79-2664
2. 17-075-22587-0000
3. 102 000 000
4. Exxon Corporation
5. Orleans Levee Board B No 9
6. Potash
7. Plaquemines LA
8. 700.0 million cubic feet
9. November 15, 1979
10. United Gas Pipe Line Co

1. 80-06466/79-2767
2. 17-001-20770-0000
3. 102 000 000
4. Ross Production Company
5. Ronkartz No. 1
6. North Crowley
7. Acadia Parish LA
8. 316.0 million cubic feet
9. November 15, 1979
10. Continental Oil Company

Montana Board of Oil and Gas Conservation

1. Control Number (FERC/STATE)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)

1. 80-06355/3-79-26
2. 25-071-21586-0000
3. 108 000 000
4. Midlands Gas Corporation
5. 2271 1-22 Lewis Miller
6. Bowdoin
7. Phillips MT
8. 8.0 million cubic feet
9. November 14, 1979
10. Kansas-Nebraska Natural Gas Co Inc

1. 80-06356A/8-79-252
2. 25-035-06665-0000
3. 108 000 000
4. Hardrock Oil Company
5. McNamer #1
6. Cut Bank
7. Glacier MT
8. 3.4 million cubic feet
9. November 14, 1979
10. Treasure State Pipe Line Company

1. 80-06356B/8-79-252
2. 25-035-06665-0000
3. 108 000 000
4. Hardrock Oil Company
5. McNamer #2
6. Cut Bank
7. Glacier MT
8. 3.4 million cubic feet
9. November 14, 1979
10. Treasure State Pipe Line Company

1. 80-06357/8-79-251
2. 25-035-06651-0000
3. 108 000 000
4. Hardrock Oil Company
5. Midland Realty Company #1
6. Cut Bank
7. Glacier MT
8. 5.1 million cubic feet
9. November 14, 1979
10. Treasure State Pipe Line Company

New Mexico Department of Energy and Minerals, Oil Conservation Division

1. Control Number (FERC/STATE)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)

1. 80-06455
2. 30-025-02914-0000
3. 108 000 000
4. Phillips Petroleum Company
5. East Vacuum GB/SA unit TR 2801 No 01
6. Vacuum GB/SA
Lea NM
8. 6.0 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

1. 80-06456
2. 30-025-01321-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Phillips-E State No 1
6. Maljamar GB/SA
7. Lea NM
8. .1 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

1. 80-06457
2. 30-025-01328-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Phillips-E State No 6
6. Maljamar GB/SA
7. Lea NM
8. .3 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

1. 80-06458
2. 30-025-01521-0000
3. 108 000 000
4. Phillips Petroleum Company
5. Philmex No 5
6. Maljamar GB/SA
7. Lea NM
8. .4 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

1. 80-06459
2. 30-041-00000-0000
3. 108 000 000
4. Getty Oil Company
5. Hobbs T No 15
6. Chaveroo San Andres
7. Roosevelt NM
8. 3.0 million cubic feet
9. November 15, 1979
10. Cities Service Co

1. 80-06460
2. 30-045-00000-0000
3. 108 000 000
4. C & E Operators Inc
5. Brown #1 F 930 11
6. Aztec Pictured Cliffs
7. San Juan NM
8. 16.7 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

1. 80-06461
2. 30-025-00000-0000
3. 108 000 000
4. Getty Oil Company
5. Lovington San Andres #5
6. Lovington San Andres
7. Lea NM
8. .7 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Company

1. 80-06462
2. 30-045-10988-0000
3. 108 000 000
4. El Paso Natural Gas Company
5. San Juan 32-9 Unit #64
6. Blanco-Mesaverde Gas
7. San Juan NM
8. 24.1 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

1. 80-06463
2. 30-025-00000-0000
3. 108 000 000
4. Getty Oil Company
5. Lovington San Andres #2
6. Lovington San Andres
7. Lea NM
8. .4 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Company

1. 80-06464

2. 30-039-06813-0000
3. 108 000 000
4. El Paso Natural Gas Company
5. San Juan 27-5 unit #18 PC
6. Tapacito-Pictured Cliffs Gas
7. Rio Arriba NM
8. 14.0 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

Oklahoma Corporation Commission

1. Control number (FERC/State)
2. API will number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)

1. 80-06467/00870
2. 35-045-20725-0000
3. 102 000 000
4. The Rosewood Corporation
5. H C Smith No 2 045-56585
6. S E Arnett (Morrow SD)
7. Ellis OK
8. 200.0 million cubic feet
9. November 15, 1979
10. Northern Natural Gas Company

1. 80-06468/00874
2. 35-093-21445-0000
3. 103 000 000
4. Tennaco Oil Company
5. McKee 1-11
6. Dane
7. Major OK
8. 255.0 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Company

1. 80-06469/00845
2. 35-039-20192-0000
3. 103 000 000
4. Tennaco Oil Company
5. Hatcher 2-30
6. Anthon NW
7. Custer OK
8. 500.0 million cubic feet
9. November 15, 1979
10. Michigan Wisconsin Pipeline Co

1. 80-06470/00755
2. 35-007-21513-0000
3. 103 000 000
4. Natural Gas Anadarko Inc
5. Patzkowsky #1-30
6. Unassigned
7. Beaver OK
8. 100.0 million cubic feet
9. November 15, 1979
10. Northern Natural Gas Company

1. 80-06471/00180
2. 35-093-21272-0000
3. 103 000 000
4. Ashland Exploration Inc
5. J L Boehs #1-33
6. Seiling NE
7. Major OK
8. 48.4 million cubic feet
9. November 15, 1979
10. Michigan Wisconsin Pipeline Co

1. 80-06472/00904
2. 35-151-20738-0000
3. 103 000 000
4. Southland Royalty Company
5. Buckland 1-8
6. SW Avard
7. Woods OK
8. 125.0 million cubic feet
9. November 15, 1979
10. Panhandle Eastern

1. 80-06473/00905
2. 35-151-20830-0000
3. 103 000 000
4. Southland Royalty Co
5. Hagler #1-4
6. SW Avard Chester
7. Woods OK
8. 350.0 million cubic feet
9. November 15, 1979
10. Panhandle Eastern Pipeline Co

1. 80-06474/00911
2. 35-059-20714-0000
3. 103 000 000
4. Cimarron Petroleum Corporation
5. Carriger No 78-2
6. Lovedale
7. Harper OK
8. 16.5 million cubic feet
9. November 15, 1979
10. Michigan Wisconsin Pipeline Company

1. 80-06475/00912
2. 35-059-20623-0000
3. 103 000 000
4. Cimarron Petroleum Corporation
5. Woolfolk No 78-1
6. Lovedale
7. Harper OK
8. 22.5 million cubic feet
9. November 15, 1979
10. Michigan Wisconsin Pipeline Company

1. 80-06476/00914
2. 35-059-20690-0000
3. 103 000 000
4. Cimarron Petroleum Corporation
5. Woolfolk No 78-3
6. Lovedale
7. Harper OK
8. 22.5 million cubic feet
9. November 15, 1979
10. Michigan Wisconsin Pipeline Company

1. 80-06477/00915
2. 35-059-20719-0000
3. 103 000 000
4. Cimarron Petroleum Corporation
5. Carriger No 78-1
6. Lovedale
7. Harper OK
8. 16.5 million cubic feet
9. November 15, 1979
10. Michigan Wisconsin Pipeline Company

1. 80-06478/00832
2. 35-129-20280-0000
3. 103 000 000
4. El Paso Natural Gas Company
5. Thurmond #3
6. Undesignated Oklahoma
7. Roger Mills OK
8. 250.0 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Company

1. 80-06479/00613
2. 35-007-21317-0000
3. 103 000 000
4. Natural Gas Anadarko Inc
5. Byrum #1-23
6.
7. Beaver OK
8. 150.0 million cubic feet
9. November 15, 1979
10. Northern Natural Gas Company

1. 80-06480/00902
2. 35-151-20652-0000
3. 103 000 000
4. Texas Oil & Gas Corp
5. Kelln A No 1
6. S Waynoka
7. Woods OK
8. 304.0 million cubic feet
9. November 15, 1979
10. Uncontracted

1. 80-06481/00897
2. 35-093-02142-9000
3. 103 000 000
4. Ghamplin Petroleum Company
5. Velma Proffitt #2
6. E Chaney Dell
7. Major OK
8. 14.0 million cubic feet
9. November 15, 1979
10. Champlin Petroleum Co

1. 80-06482/00929
2. 35-019-21855-0000
3. 103 000 000
4. Tennaco Oil Company
5. Lowery #1-10
6. Hewitt East
7. Carter OK
8. 252.0 million cubic feet
9. November 15, 1979
10. Natural Gas Operations Company

1. 80-06483/00893
2. 35-047-21579-0000
3. 103 000 000
4. Champlin Petroleum Company
5. State School #5
6. N E Enid
7. Garfield OK
8. 75.0 million cubic feet
9. November 15, 1979
10. Champlin Petroleum Company (Enid Plant)

1. 80-06484/00892
2. 35-047-21298-0000
3. 103 000 000
4. Champlin Petroleum Company
5. Doris Reed #2
6. N E Enid
7. Garfield OK
8. 26.0 million cubic feet
9. November 15, 1979
10. Champlin Petroleum Co (Enid Plant)

1. 80-06485/00891
2. 35-047-21446-0000
3. 103 000 000
4. Champlin Petroleum Company
5. State School #4
6. N E Enid
7. Garfield OK
8. 18.0 million cubic feet
9. November 15, 1979
10. Champlin Petroleum Co (Enid Plant)

1. 80-06486/00889
2. 35-047-21704-0000
3. 103 000 000
4. Champlin Petroleum Company
5. E H Roever #2
6. N E Enid
7. Garfield OK
8. 37.0 million cubic feet
9. November 15, 1979
10. Champlin Petroleum Company (Enid Plant)

1. 80-06487/00890

2. 35-047-21297-0000
3. 103 000 000
4. Champlin Petroleum Company
5. Milo G Reed #2
6. N E Enid
7. Garfield OK
8. 60.0 million cubic feet
9. November 15, 1979
10. Champlin Petroleum Company (Enid Plant)

1. 80-06488/00830
2. 35-129-20279-0000
3. 103 000 000
4. EL Paso Natural Gas Company
5. Bryan Berry 6 #1
6. West Cheyenne
7. Roger Mills OK
8. 4740.0 million cubic feet
9. November 15, 1979
10. EL Paso Natural Gas Company

1. 80-06489/00888
2. 35-047-21296-0000
3. 103 000 000
4. Champlin Petroleum Company
5. Bonnie Johnson #2
6. N E Enid
7. Garfield OK
8. 21.0 million cubic feet
9. November 15, 1979
10. Champlin Petroleum Company (Enid Plant)

1. 80-06490/00883
2. 35-047-21603-0000
3. 103 000 000
4. Champlin Petroleum Company
5. Powell Fee Unit #2
6. N E Enid
7. Garfield OK
8. 100.0 million cubic feet
9. November 15, 1979
10. Champlin Petroleum Company (Enid Plant)

1. 80-06491/00884
2. 35-047-21606-0000
3. 103 000 000
4. Champlin Petroleum Company
5. Tank Farm #2
6. N E Enid
7. Garfield OK
8. 18.0 million cubic feet
9. November 15, 1979
10. Champlin Petroleum Company (Enid Plant)

1. 80-06492/00743
2. 35-007-21433-0000
3. 103 000 000
4. Cimarron Petroleum Corporation
5. Jett No 36
6. NE Ivanhoe
7. Beaver OK
8. 206.8 million cubic feet
9. November 15, 1979
10. Northern Natural Gas Company

West Virginia Department of Mines; Oil and Gas Division

1. Control number (FERC/State)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)

1. 80-06378
2. 47-005-00306-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Peytona Coal Co 27-439
6.
7. Boone WV
8. 7.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06379
2. 47-005-00313-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Cassingham 23-441
6.
7. Boone WV
8. 1.3 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06380
2. 47-005-00304-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Mamie Ballard 3-436
6.
7. Boone WV
8. 1.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06381
2. 47-005-00294-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Peytona Coal Co 25-431
6.
7. Boone WV
8. 6.8 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06382
2. 47-005-00299-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Mamie Ballard 2-434
6.
7. Boone WV
8. 2.1 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06383
2. 47-005-00300-0000
3. 108 000 000
4. Industrial Gas Corporation
5. D E Price 1-435
6.
7. Boone WV
8. 1.6 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06384
2. 47-005-00381-0000
3. 108 000 000
4. Industrial Gas Corporation
5. J G Roberts 4-481
6.
7. Boone WV
8. 2.8 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06385
2. 47-005-00290-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Allen & Pryor 19-428
6.
7. Boone WV
8. 2.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06386
2. 47-005-00291-0000
3. 108 000 000
4. Industrial Gas Corporation
5. H C Ballard 3-430
6.
7. Boone WV
8. 3.6 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06387
2. 47-005-00100-0000
3. 108 000 000
4. Industrial Gas Corporation
5. J E Powell 4-401
6.
7. Boone WV
8. 2.0 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06388
2. 47-005-00111-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Cassingham 21-403
6.
7. Boone WV
8. 16.1 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06389
2. 47-005-00110-0000
3. 108 000 000
4. Industrial Gas Corporation
5. S M Wheeler 2-402
6.
7. Boone WV
8. 1.9 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06390
2. 47-005-00159-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Thos Miller 1-341

6.
7. Boone WV
8. 3.6 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06391
2. 47-005-00293-0000
3. 108 000 000
4. Industrial Gas Corporation
5. J G Roberts
6. 3-432
7. Boone WV
8. 1.1 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06392
2. 47-005-00358-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Allen & Pryor 20-465
6.
7. Boone WV
8. 2.1 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06393
2. 47-005-00875-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Peytona Coal Co 18-354
6.
7. Boone WV
8. 6.9 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06394
2. 47-005-00851-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Peytona Coal Co 17-336
6.
7. Boone WV
8. 6.1 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06395
2. 47-005-00082-0000
3. 108 000 000
4. Industrial Gas Corporation
5. J E Powell 3-400
6.
7. Boone WV
8. .9 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06396
2. 47-005-00085-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Cassingham 19-384A
6.
7. Boone WV
8. 1.8 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06397
2. 47-005-00690-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Siler Coal Land Co 15-699
6.
7. Boone WV
8. .7 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06398
2. 47-005-00693-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Siler Coal Land Co 16-707
6.
7. Boone WV
8. 2.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06399
2. 47-005-00706-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Allen & Pryor 44-715
6.
7. Boone WV
8. 6.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06400
2. 47-005-00605-0000
3. 108 000 000
4. Industrial Gas Corporation
5. P K Miller 2-672
6.
7. Boone WV
8. 2.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06401
2. 47-005-00612-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Allen & Pryor 41-675
6.
7. Boone WV
8. 1.0 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06402
2. 47-005-00657-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Allen & Pryor 42-687
6.
7. Boone WV
8. 2.0 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc.

1. 80-06403
2. 47-005-00673-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Little Coal LD Co B29-688
6.
7. Boone WV
8. 8.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06404
2. 47-005-00674-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Little Coal LD Co B30-689
6.
7. Boone WV
8. 2.5 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06405
2. 47-005-00675-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Little Coal LD Co B31-690
6.
7. Boone WV
8. 9.5 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06406
2. 47-005-00676-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Little Coal LD Co B32-691
6.
7. Boone WV
8. 6.3 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libber-Owens-Ford Co Owens-Illinois Inc

1. 80-064407
2. 47-005-00446-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Bull Creek 14-557
6.
7. Boone WV
8. 12.1 million cubic feet
9. November 14, 1979
10. Libbey-Owens-Ford

1. 80-06408
2. 47-005-00501-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Cassingham 37-610
6.
7. Boone WV
8. 1.5 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06409
2. 47-005-00345-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Peytona Coal Co 29-457

6.
7. Boone WV
8. 7.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Hungtington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06410
2. 47-005-00350-0000
3. 108 000 000
4. Industrial Gas Corporation
5. V G Van De Lind 2-459
6.
7. Boone WV
8. 3.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06411
2. 47-005-00356-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Cassingham 26-462
6.
7. Boone WV
8. 1.9 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06412
2. 47-005-01103-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Allen & Pryor 14-346
6.
7. Boone WV
8. 1.7 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens Ford Co Owens-Illinois Inc

1. 80-06413
2. 47-005-01106-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Allen & Pryor 17-369
6.
7. Boone WV
8. 6.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06414
2. 47-005-01105-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Allen & Pryor 16-361
6.
7. Boone WV
8. 1.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06415
2. 47-005-01110-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Cassingham 17-364
6.
7. Boone WV
8. .7 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Northwest Pipeline Coporation

1. 80-06416
2. 47-005-00343-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Peytona Coal Co 28-448
6.
7. Boone WV
8. 7.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06417
2. 47-005-00341-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Little Coal Ld Co B16-455
6.
7. Boone WV
8. 1.6 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06418
2. 47-005-00318-0000
3. 108 000 000
4. Industrial Gas Corporation
5. John Stollings 1-442
6.
7. Boone WV
8. 3.7 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06419
2. 47-005-00340-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Cassingham 24-454
6.
7. Boone WV
8. 1.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06420
2. 47-005-00862-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Peytona Coal Co 19-373
6.
7. Boone WV
8. 17.3 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06421
2. 47-005-00030-0000
3. 108 000 000
4. Industrial Gas Corporation
5. J E Powell 2-386
6.
7. Boone WV
8. 5.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06422
2. 47-005-00035-0000
3. 108 000 000
4. Industrial Gas Corporation
5. W H Echols 1-392
6.
7. Boone WV
8. 1.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06423
2. 47-005-00360-0000
3. 108 000 000
4. Industrial Gas Corporation
5. S M Wheeler 1-394
6.
7. Boone WV
8. 2.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06424
2. 47-005-00380-0000
3. 108 000 000
4. Industrial Gas Corporation
5. L F Echols 1-391
6.
7. Boone WV
8. 1.7 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06425
2. 47-005-00390-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Cassingham 20-390
6.
7. Boone WV
8. 3.3 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06426
2. 47-005-00044-0000
3. 108 000 000
4. Industrial Gas Corporation
5. V A Van De Lind 1-396
6.
7. Boone WV
8. 2.0 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06427
2. 47-005-00155-0000
3. 108 000 000
4. Industrial Gas Corporation
5. J G Roberts 2-406
6.
7. Boone WV
8. 1.8 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06428
2. 47-005-00151-0000
3. 108 000 000

4. Industrial Gas Corporation
5. B S Ballard 1–332
6.
7. Boone WV
8. 1.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06429
2. 47–005–00146–0000
3. 108 000 000
4. Industrial Gas Corporation
5. Little Coal Ld Co B12–405
6.
7. Boone WV
8. 3.7 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06430
2. 47–005–00180–0000
3. 108 000 000
4. Industrial Gas Corporation
5. J E Powell 5–414
6.
7. Boone WV
8. 2.6 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06431
2. 47–005–00186–0000
3. 108 000 000
4. Industrial Gas Corporation
5. J E Powell 6–415
6.
7. Boone WV
8. 2.0 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06432
2. 47–005–00262–0000
3. 108 000 000
4. Industrial Gas Corporation
5. Peytona Coal Co 23–420
6.
7. Boone WV
8. 5.3 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06433
2. 47–005–00270–0000
3. 108 000 000
4. Industrial Gas Corporation
5. S M Wheeler 3–421
6.
7. Boone WV
8. 2.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06434
2. 47–005–00272–0000
3. 108 000 000
4. Industrial Gas Corporation
5. W G Van De Lind 1–423
6.
7. Boone WV
8. 5.9 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06435
2. 47–005–00276–0000
3. 108 000 000
4. Industrial Gas Corporation
5. Peytona Coal Co 24–424
6.
7. Boone WV
8. 7.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–6436
2. 47–005–00286–0000
3. 108 000 000
4. Industrial Gas Corporation
5. Mamie Ballard 1–426
6.
7. Boone WV
8. 2.9 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06437
2. 47–005–00366–0000
3. 108 000 000
4. Industrial Gas Corporation
5. Allen & Pryor 21–471
6.
7. Boone WV
8. 1.0 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06348
2. 47–045–00527–0000
3. 108 000 000
4. Industrial Gas Corporation
5. T H Harvey 6–976
6.
7. Logan WV
8. 6.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06439
2. 47–045–00528–0000
3. 108 000 000
4. Industrial Gas Corporation
5. T H Harvey 7–977
6.
7. Logan WV
8. 5.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06440
2. 47–099–00950–0000
3. 108 000 000
4. Industrial Gas Corporation
5. Hoard Baldwin 36–914
6.
7. Wayne WV
8. 2.3 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06441
2. 47–099–00441–0000
3. 108 000 000
4. Industrial Gas Corporation
5. Polly Smith 1–916
6.
7. Wayne WV
8. 4.3 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06442
2. 47–099–00588–0000
3. 108 000 000
4. Industrial Gas Corporation
5. Polly Smith 2–917
6.
7. Wayne WV
8. 3.6 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06443
2. 47–099–00748–0000
3. 108 000 000
4. Industrial Gas Corporation
5. F E Mathewson 3–815
6.
7. Wayne WV
8. 1.7 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06444
2. 47–099–00813–0000
3. 108 000 000
4. Industrial Gas Corporation
5. Louisa Collins 5–844
6.
7. Wayne WV
8. 1.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06445
2. 47–099–00788–0000
3. 108 000 000
4. Industrial Gas Corporation
5. FE Mathewson 4–819
6.
7. Wayne WV
8. 2.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80–06446
2. 47–043–01173–0000
3. 108 000 000
4. Industrial Gas Corporation
5. Island Creek Mining 12–910
6.
7. Lincoln WV
8. 2.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06447
2. 47-043-01177-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Elwood Runyan 2-963
6.
7. Lincoln WV
8. 8.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06448
2. 47-043-01178-0000
3. 108 000 000
4. Industrial Gas Corporation
5. F F Starcher 9-947
6.
7. Lincoln WV
8. 6.4 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06449
2. 47-043-01179-0000
3. 108 000 000
4. Industrial Gas Corporation
5. Island Creek Mining 17-948
6.
7. Lincoln WV
8. 4.7 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

1. 80-06450
2. 47-043-01180-0000
3. 108 000 000
4. Industrial Gas Corporation
5. R H Ronk 1-940
6.
7. Lincoln WV
8. 5.2 million cubic feet
9. November 14, 1979
10. Houdaille Industries Inc Huntington Alloys Inc Libbey-Owens-Ford Co Owens-Illinois Inc

Wyoming Oil and Gas Conservation Commission

1. Control Number (FERC/STATE)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume.
9. Date received at FERC
10. Purchaser(s)

1. 80-06358/NG-282-79
2. 49-009-21313-0000
3. 102 000 000
4. Davis Oil Company
5. Lucille No 1
6. Mikes Draw
7. Converse WY
8. 22.0 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Company

1. 80-06359/NG-283-79
2. 49-009-21444-0000
3. 102 000 000
4. Davis Oil Company
5. Lucille No 4
6. Mikes Draw
7. Converse WY
8. 50.0 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Company

1. 80-06360/NG-284-79
2. 49-009-21466-0000
3. 102 000 000
4. Davis Oil Company
5. Fred State No 1
6. Mikes Draw
7. Converse WY
8. 121.0 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Company

1. 80-06361/NG-285-79
2. 49-009-21513-0000
3. 102 000 000
4. Davis Oil Company
5. Fred State No 2
6. Mikes Draw
7. Converse WY
8. 35.0 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Company

1. 80-06362/NG-280-79
2. 49-013-20710-0000
3. 107 000 000
4. Michigan Wisconsin Pipe Line Company
5. Lysite #1-11
6. Lysite
7. Fremont County WY
8. 1500.0 million cubic feet
9. November 15, 1979
10. Michigan Wisconsin Pipe Line Company Colorado Interstate Corp

1. 80-06363/NG-266-79
2. 49-037-21400-0000
3. 107 000 000
4. Texaco Inc
5. Table Rock Unit Well No 39X
6. Table Rock
7. Sweetwater WY
8. 1500.0 million cubic feet
9. November 15, 1979
10. Colorado Interstate Gas Company

1. 80-06364/NG-288-79
2. 49-037-20931-0000
3. 103 000 000
4. Davis Oil Company
5. Storm Shelter Unit No 8
6. Storm Shelter
7. Sweetwater WY
8. 35.0 million cubic feet
9. November 15, 1979
10. Panhandle Eastern Pipeline Company

1. 80-06365/NG-288A-79
2. 49-037-20974-0000
3. 103 000 000
4. Davis Oil Company
5. Storm Shelter Unit No 9
6. Storm Shelter
7. Sweetwater WY
8. 35.0 million cubic feet
9. November 15, 1979
10. Panhandle Eastern Pipeline Company

1. 80-06366/NG-288-79
2. 49-009-21506-0000
3. 102 000 000
4. Davis Oil Company
5. Miles G 2
6. Mikes Draw
7. Converse WY
8. 22.0 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Company

1. 80-06367/NG-276-79
2. 49-007-20407-0000
3. 102 000 000
4. Amoco Production Company
5. Coal Gulch Unit B Well #1
6. Coal Gulch
7. Carbon WY
8. 180.0 million cubic feet
9. November 15, 1979
10. Cities Service Gas Company

1. 80-06368/NG-278-79
2. 49-007-20394-0000
3. 102 000 000
4. Amoco Production Company
5. Champlin 242 Amoco E Well #1
6. Echo Springs
7. Sweetwater WY
8. 730.0 million cubic feet
9. November 15, 1979
10. Cities Service Gas Company

1. 80-06369/NG-287-79
2. 49-037-21447-0000
3. 103 000 000
4. Husky Oil Company
5. #15-15 UPRR Baxter
6. Wildcat
7. Sweetwater WY
8. 365.0 million cubic feet
9. November 15, 1979
10. Panhandle Eastern Pipeline Co

1. 80-06370/NG-270-79
2. 49-045-21294-0000
3. 103 000 000
4. Davis Oil Company
5. No 1 Fortitude State
6. Todd
7. Weston WY
8. 60.0 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Company

1. 80-06371/NG-274-79
2. 49-005-25135-0000
3. 103 000 000
4. Continental Oil Company
5. Conoco Wright 28 No 9
6. House Creek
7. Campbell WY
8. 16.2 million cubic feet
9. November 15, 1979
10. Phillips Petroleum

1. 80-06372/NG-279-79
2. 49-007-20316-000
3. 102 000 000
4. Amoco Production Company
5. Creston III Unit Well #3
6. Wildcat
7. Carbon WY
8. 550.0 million cubic feet
9. November 15, 1979
10. Cities Service Gas Company

1. 80-06373/NG-277-79
2. 49-037-21053-0000
3. 102 000 000
4. Amoco Production Company
5. Five Mile Gulch Unit Well #3
6. Five-Mile Gulch
7. Sweetwater WY
8. 100.0 million cubic feet
9. November 15, 1979
10. Cities Service Gas Company

1. 80-06374/NG-281-79
2. 49-009-21380-0000

3. 103 000 000
4. General American Oil Company of Texas
5. Dilts 12-1
6. Powell
7. Converse WY
8. 180.0 million cubic feet
9. November 15, 1979
10. Montana-Dakota Utilities Co
1. 80-06375/NG-291-79
2. 49-007-20331-0000
3. 102 000 000
4. Michigan Wisconsin Pipeline Company
5. Creston #1-27
6. Creston Nose
7. Carbon WY
8. 365.0 million cubic feet
9. November 15, 1979
10. Michigan Wisconsin Pipe Line Company
1. 80-06376/NG-290-79
2. 49-023-20298-0000
3. 103 000 000
4. John J Christmann
5. Red Gap 3-28
6. South Hogsback
7. Lincoln WY
8. 220.0 million cubic feet
9. November 15, 1979
10. Northwest Pipeline Corp Northwest Pipeline Corporation
1. 80-06377/NG-269-79
2. 49-009-21504-0000
3. 103 000 000
4. Davis Oil Company
5. Thelma #1
6. Mikes Draw
7. Converse WY
8. 18.0 million cubic feet
9. November 15, 1979
10. Phillips Petroleum Company
1. Control number (FERC/State)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)
1. 80-06349/G9-415
2. 17-709-40319-00D2-0
3. 102 000 000
4. Gulf Oil Corporation
5. Eugene Is 252 #G-4D OCS G-0983
6. Eugene Island
7. 252
8. 4212.0 million cubic feet
9. November 14, 1979
10. Sea Robin Pipeline Texas Eastern Transmission Corp
1. 80-06352/G9-793
2. 17-708-40184-0000-0
3. 102 000 000
4. Shell Oil Company
5. A-6
6. South Marsh Island
7. 115
8. .0 million cubic feet
9. November 14, 1979
10. Transcontinental Gas Pipe Line Company
1. 80-06353/G9-798
2. 17-708-40222-0000-0
3. 102 000 000
4. Shell Oil Company
5. A-9
6. South Marsh Island
7. 115
8. 843.0 million cubic feet
9. November 14, 1979
10. Transcontinental Gas Pipe Line Company
1. 80-06354/G9-799
2. 17-708-40168-0000-0
3. 102 000 000
4. Shell Oil Company
5. A-3
6. South Marsh Island
7. 115
8. .0 million cubic feet
9. November 14, 1979
10. Transcontinental Gas Pipe Line Company
1. 80-06452/G9-420
2. 17-709-40319-00D1-0
3. 102 000 000
4. Gulf Oil Corporation
5. Eugene Is 252 OCS G-0983 #G-4
6. Eugene Island
7. 252
8. 1944.0 million cubic feet
9. November 15, 1979
10. Sea Robin Pipeline Texas Eastern Transmission Corp
1. Control number (FERC/State)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)
1. 80-06350/G9-6-46
2. 42-711-40333-0000-0
3. 102 000 000
4. Aminoil Development Inc
5. OCS-G-2557 well No B-1
6. West Cameron
7. 612
8. 1800.0 million cubic feet
9. November 14, 1979
10. Natural Gas Pipeline Company of America Transcontinental Gas Pipeline Co Tennessee Gas P/L National Fuels Co United Gas P/L Mich-Wisc P/L Co
1. 80-06351/G9-682
2. 42-711-40309-0000-0
3. 102 000 000
4. Aminoil Development Inc
5. OCS-G-2412 well No A-1
6. High Island
7. A-317
8. 1825.0 million cubic feet
9. November 14, 1979
10. Natural Gas Pipeline Company of America Michigan Wisconsin Pipeline Co
1. 80-06453/G9-647
2. 42-711-40373-0001-0
3. 102 000 000
4. Aminoil Development Inc
5. OCS-G-2743 well No B-7
6. High Island
7. A-349
8. 1800.0 million cubic feet
9. November 15, 1979
10. Natural Gas Pipeline Co of America Transcontinental Gas Pipeline Co Tennessee Gas P/L National Fuels Co United Gas P/L Mich-Wisc P/L Co
1. Control number (FERC/State)
2. API well number
3. Section of NGPA
4. Operator
5. Well name
6. Field or OCS area name
7. County, State or block No.
8. Estimated annual volume
9. Date received at FERC
10. Purchaser(s)
1. 80-06451/NM-3419-79
2. 30-045-08575-0000-0
3. 108 000 000 denied
4. Amoco Production Company
5. Heath Gas Com J #1
6. Basin Dakota
7. San Juan NM
8. 21.0 million cubic feet
9. November 15, 1979
10. El Paso Natural Gas Co

The applications for determination in these proceedings together with a copy of description of other materials in the record on which such determinations were made are available for inspection, except to the extent such material is treated as confidential under 18 CFR 275.206, at the Commission's Office of Public Information, room 1000, 825 North Capitol Street NE., Washington, D.C. 20426.

Persons objecting to any of these final determinations may, in accordance with 18 CFR 275.203 and 18 CFR 275.204, file a protest with the Commission on or before December 27, 1979.

Please reference the FERC control number in all correspondence related to these determinations.

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-38007 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[Docket No. TC80-12]

South Georgia Natural Gas Co.; Order Approving Settlement

Issued: November 30, 1979.

The settlement we approve here (by granting an exception to Order No. 29) implements section 401(a) of the Natural Gas Policy Act of 1978 (NGPA) [1] for the system of South Georgia Natural Gas Company (South Georgia). Section 401(a) affords a preference to high priority and essential agricultural uses in the curtailment plans of interstate pipelines. Order No. 29 [2] requires certain named interstate pipelines, including South Georgia, to establish two priority classifications in their curtailment plans

[1] For a summary of section 401(a) and the administrative actions taken to implement it, including Order No. 29, see *Northwest Pipeline Corporation*, Docket No. TC79-137, "Order Approving Settlement," issued October 18, 1979.

[2] "Final Regulation for the Implementation of Section 401 of the Natural Gas Policy Act," Docket No. RM79-15, issued May 2, 1979, 18 CFR 281.201 *et seq.*

conforming to the statutory definitions of high priority and essential agricultural uses. Volumes attributable to these uses are to be reflected in the pipeline's tariff in the form of an index of entitlements. Curtailments of volumes attributable to all lower priorities must be completed before curtailment of any volumes attributable to high priority or essential agricultual uses is permitted.

At the time of promulgation of Order No. 29, the Commission expressed its willingness to consider settlements at variance with the rule:

> In past curtailment proceedings the parties have often arrived at a settlement of all issues without resort to adjudicatory proceedings before the Commission . . . (N)othing in the rule precludes any interstate pipeline and its customers from proposing, as a settlement, a curtailment plan that differs from that set out in our rule. Such a settlement will be evaluated by the Commission in light of its responsibility to meet the statutory goal of protecting, to the maximum extent practicable, high priority users and essential agricultural uses. (Preamble to Final Regulations, pp. 10–11.)

In approving a settlement of section 401 matters that departed from Order No. 29 for the system of Northwest Pipeline Corporation, we emphasized that rigid adherence to Order No. 29 will not be required where a suitable alternative is proposed. There we said:

> The Commission wishes to emphasize its flexibility under section 401 and its willingness to exercise its flexible authority thereunder, in the forum of an adjustment proceeding or in the context of a settlement. To this end, the Commission has openly encouraged the entry into settlements which meet the requirements of Section 401 even though the settlement may deviate from Order No. 29.[3]

We also called special attention to the Joint Explanatory Statement of the Committee on Conference for the NGPA, which expresses a clear desire to avoid disruption of existing curtailment plans upon implementation of section 401. With this background, we turn to the settlement proposed by South Georgia.

On October 1, 1979, South Georgia filed its proposed settlement [4] in accordance with § 1.18(e) of the Commission's Rules of Practice and Procedure. (18 CFR 1.18(e)). South Georgia served its proposal on all of its customers and interested state commissions. Notice of the proposed settlement was issued by the Commission on October 5, 1979, and published in the Federal Register on October 15, 1979 (44 FR 59281). South Georgia, the Georgia Municipal Association (comprised of most of the municipalities that purchase gas from South Georgia) and the Commission staff filed comments supporting the settlement; no one filed comments in opposition.

In its statement in support of the proposed settlement, South Georgia states that its curtailment plan is implemented through an Index of Requirements by which customers with high priority requirements receive increased deliveries based upon the decrease in system mean temperature below 70 degrees fahrenheit. The plan limits the deliveries in priority-of-service categories 1 through 5 to each distributor's contractual quantity. As the temperature-sensitive requirements of high-priority customers increase, the volume of gas within the contractual quantity that is available to serve priorities 2 through 5 decreases. At the same time that South Georgia is limiting its customers to contract demand for priorities 1 through 5,[5] South Georgia may also be serving gas above contract demand as authorized overrun gas when the available supply makes this possible. Authorized overrun volumes are restricted to Priorities 6 through 9. The operation of these provisions requires South Georgia's distributor customers to utilize their peakshaving supplies on peak days. South Georgia states that if essential agricultural uses were included in Priority 2.1 during the winter season (as would happen under Order No. 29), the combination of a tremendous volume of temperature-sensitive high priority requirements and the quantity limitations in contracts between South Georgia and its customers would mean that a substantial portion of essential agricultural uses would not be served.

In order to provide better service to essential agricultural uses, South Georgia and its customers propose to place essential agricultural uses in a new Priority 6.1 instead of 2.1 during the winter season. With this change, volumes of gas attributable to essential agricultural uses would not be subject to contractual quantity limitations. Therefore, the first gas volumes served to any customer whose deliveries under South Georgia's curtailment plan have reached its contractual quantity would be for essential agricultural uses.[6]

South Georgia requests approval of its proposal to place essential agricultural users in Priority (6.1) during the winter

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[3] *Northwest Pipeline Corporation*, Docket No. TC79-137, "Order Approving Settlement, issued October 18, 1979.

[4] South Georgia's revised curtailment priorities are as follows:

8.2 Curtailment Priorities

Should Seller have a deficiency in gas supplies needed to fulfill the total gas requirements of its system, Seller shall curtail deliveries of gas to its customers in accordance with the priority-of-service categories, with category (9) being the lowest priority:

(1) High Priority Requirements.

(2.1) Summer season (April 1–October 31) Essential Agricultural Use Requirements.

(2.2) Large commercial requirements (50 Mcf or more on a peak day), firm industrial requirements for plant protection, feedstock and process needs, and pipeline customer storage injection requirements.

(3) All industrial requirements not specified in (2.1), (2.2), (4), (5), (6.1), (6.2), (7), (8), or (9).

(4) Firm industrial requirements for boiler fuel use at least than 3,000 Mcf per day, but more than 1,500 Mcf per day, where alternate fuel capabilities can meet such requirements.

(5) Firm industrial requirements for large volume (3,000 Mcf or more per day) boiler fuel use where alternate fuel capabilities can meet such requirements.

(6.1) Winter Season (November 1–March 31), Essential Agricultural Use Requirements.

(6.2) Interruptible reqirements of more than 300 Mcf per day, but less than 1,500 Mcf per day, where alternate fuel capabilities can meet such requirements.

(7) Interruptible requirements of intermediate volumes from 1,500 Mcf per day through 3,000 Mcf per day, where alternate fuel capabilities can meet such requirements.

(8) Interruptible reqirements of more than 3,000 Mcf per day, but less than 10,000 Mcf per day, where alternate fuel capabilities can meet such requirements.

(9) Interruptible requirements of more than 10,000 Mcf per day, where alternate fuel capabilities can meet such requirements. We note that essential agricultural uses are in either Priority 2.1 or 6.1, depending upon the season of the year.

[5] In effect the limit applies only to priorities 1 through 3 since South Georgia has no customers in priorities 4 and 5.

[6] In data supplied in support of the proposed settlement, South Georgia compared (in Attachment No. 4 to its filing) the volume of gas allocated for essential agricultural uses (EAU) at various system mean temperatures under the settlement plan and under a strict Order No. 29 plan. The comparison was made at South Georgia's projected supply level of 95 Mmcf per day for the 1979–80 winter period and at a conservative supply level of 85 Mmcf per day.

95,000 MCF Sales Level

Mean temperature	EAU served (settlement plan)	EAU served (order 29 plan)
35	15,236	8,324
40	15,372	8,813
45	15,628	9,441
50	16,382	12,019
55	17,044	15,555
60	17,551	17,163
65	17,551	17,551
70	17,551	17,551

85,000 MCF Sales Level

Mean temperature	EAU served (settlement plan)	EAU served (order 29 plan)
35	13,731	8,324
40	14,505	8,813
45	15,628	9,441
50	16,382	12,019
55	17,044	15,555
60	17,551	17,163
65	17,551	17,551
70	17,551	17,551

period instead of filing a strict Order No. 29 plan.[7] During the summer season, when the temperature sensitive load is largely absent, the requirements of essential agricultural users can be protected by placing them in Priority (2.1), as contemplated by Order No. 29. *Pro Forma* tariff sheets, including an Index of Requirements, reflecting these provisions were included with South Georgia's filing.

The Commission staff supported South Georgia's proposed settlement, but conditioned its support upon provision being made for the convening of a settlement conference to revise the curtailment plan if South Georgia's projected supplies became so low that essential agricultural users would not receive service during the winter months that was equal to or greater than they would have received had such users been placed in Priority (2.1). In its reply comments filed on October 26, 1979, South Georgia indicated that it would not object to the inclusion of such a condition in the order approving the settlement.[8]

We find that the proposed settlement and the procedures therein specified, as modified by South Georgia's suggested language in footnote 7, provide the requisite measure of protection for high priority and essential agricultural uses mandated by the NGPA. The proposal presents a suitable alternative to Order No. 29 for meeting those statutory objectives. Accordingly, we grant the requested exception to Order No. 29 and approve the settlement.[9]

The Commission finds and orders

(1) The October 1, 1979 Settlement Agreement proposed by South Georgia, with the addition of the language set forth in footnote 7 hereof, constitutes a just and reasonable means of implementing Section 401(a) of the Natural Gas Policy Act and is consistent with the objectives of Commission Order Nos. 29, 29–A, 29–B and 29–C.

(2) South Georgia is hereby granted an adjustment in accordance with section 502(c) of the NPGA excepting it from the application of Commission Order Nos. 29, 29–A, 29–B and 29–C to the extent that those orders require South Georgia to include essential agricultural use requirements in Priority 2 during the winter season and to curtail fully deliveries to customers below Priority 2 before curtailing Priority 2 volumes.

(3) The October 1, 1979 Settlement Agreement as conditioned herein is hereby approved.[10] South Georgia shall file tariff sheets implementing the Settlement Agreement, including the proposed language set forth in footnote 7, within 10 days of issuance of this order. The Commission finds it appropriate to waive its regulations to the extent necessary to permit the tariff sheets to become effective as of December 1, 1979.

(4) The Commission's approval of this settlement shall not constitute approval of or precedent regarding any principle or issue in this proceeding.

By the Commission. Commissioner Holden, concurring, filed a separate statement appended hereto.[11]

Kenneth F. Plumb,

Secretary.

[FR Doc. 79-37995 Filed 12-11-79; 8:45 am]

BILLING CODE 6450-01-M

[7] We treat this request as an adjustment request under section 502(c) of the NGPA and grant the relief requested in the form of an exception, to the extent necessary to implement South Georgia's proposed settlement, from the Order No. 29 requirements that essential agricultural uses be placed in Priority 2 and that all deliveries to customers below Priority 2 be fully curtailed before Priority 2 entitlement are curtailed.

[8] South Georgia proposes the following language to satisfy the condition: "South Georgia shall file a supply forecast with the Commission in April and in September of each year. Should any such forecast project average daily winter season volumes to be less than 75 Mmcf per day, South Georgia shall be required to convene promptly a settlement conference of its customers for the purpose of agreeing on such changes to South Georgia's curtailment plan as may be thought necessary to protect high-priority and EAU requirements. South Georgia shall promptly make such filings with the Commission as are necessary to place into effect any such agreement". South Georgia states that the supply level of 75 Mmcf per day is appropriate because below that level substantial curtailment of the essential agricultural use requirements of its resale customers may be required.

[9] Approval of this settlement does not relieve South Georgia of its obligations under Order No. 55, "Interim Rule-Determination of Alternative Fuels for Essential Agricultural Users," Docket No. RM79-40, issued October 26, 1979.

[10] Our action here makes unnecessary any further proceedings in Docket No. SA80-20, and that proceeding will be terminated.

[11] Concurring statement filed with original document.

ENVIRONMENTAL PROTECTION AGENCY

[OPP-30030A; FRL 1373-5]

Elimination of Authorization for Confidential Formula Statement Clarification

AGENCY: Office of Pesticide Programs, Environmental Protection Agency (EPA or the Agency).

ACTION: Clarification of prior notice.

SUMMARY: This notice clarifies an earlier notice concerning the elimination of the requirement that an applicant wishing the Agency to consider another person's confidential formula statement as part of his application obtain the other person's consent. This clarification concerns data entitled to "exclusive use" protection.

FOR FURTHER INFORMATION CONTACT: Mr. John Street, Policy and Liaison Staff, Registration Division (TS-767), EPA, 401 M St., SW., Washington, DC 20460, telephone number 202/426-2510.

SUPPLEMENTARY INFORMATION: On August 15, 1979, EPA published a notice in the Federal Register (44 FR 47809) announcing the elimination of the requirement that applicants for pesticide registration submit authorization for the Agency to refer to confidential formula information in Agency files where the identity of the ingredient is unknown to the applicant because it is supplied by another manufacturer. However, the August 15, 1979, notice failed to mention the "exclusive use" provision of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) section 3(c)(1)(D). Accordingly, that notice is hereby rescinded, and the Agency's policy concerning EPA use of confidential formula statement is as follows.

Under section 3 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended, an applicant for the registration of a pesticide is required to identify the ingredients of his proposed product. Applications are often accompanied by requests that the Environmental Protection Agency (EPA) refer to confidential information such as a formula statement, submitted by some other person. An applicant who does not know the composition of a particular ingredient of his product which he obtains, in the form of a registered product, from another person, has in the past been required to obtain the other person's authorization for the Agency to refer to confidential formula information in Agency files. Without such authorization, EPA has been prohibited by FIFRA Section 3(c)(1)(D) from referring to the other person's confidential formula statement to complete the applicant's own composition statement.

The 1978 Federal Pesticide Act amended FIFRA section 3(c)(1)(D) by deleting the prohibition against unconsented use of confidential information by the Agency in issuing registrations. (Such information is still protected from disclosure outside the Agency to the extent provided by section 10 of FIFRA).

Therefore, effective August 15, 1979, the Agency will no longer require an applicant for a pesticide registration to submit authorization letters relating to confidential information in our files.

There is one exception to this. Under amended FIFRA section 3(c)(1)(D)(i), data supporting applications for certain products containing "new" active ingredients are entitled to a period of "exclusive use" protection, during which period EPA may not consider the data in support of another person's application without the data submitter's consent. Under this "exclusive use" provision, a composition statement, like other data, may be protected. In such cases EPA will, of course, require applicants to obtain the written consent of the person whose data is protected by the "exclusive use" provision.

In addition, some data-submitting firms engaged in litigation with EPA have obtained injunctions or stipulations which restrict EPA's right to make unconsented use of data they submitted. Compliance by EPA may necessitate applicant submission of letters of authorization from the data submitters.

Dated: December 3, 1979.

Douglas D. Campt,

Director, Registration Division.

[FR Doc. 79-38064 Filed 12-11-79; 8:45 am]

BILLING CODE 6560-01-M

[PF-160; FRL 1373-6]

Filing of Pesticide Petitions

AGENCY: Office of Pesticide Programs, Environmental Protection Agency (EPA or the Agency).

ACTION: Notice of filing.

SUPPLEMENTARY INFORMATION: EPA gives notice that the following petitions have been submitted to the Agency for consideration.

PP OF2280. Mobay Chemical Corp., PO Box 4913, Kansas City, MO 64120. Proposes that 40 CFR 180.338 be amended by establishing tolerances for residues of the insecticide 6-methyl-1,3-dithiolo[4,5-*b*] quinoxalin-2-one in or on the raw agricultural commodities apricots and cherries at 0.02 part per million (ppm). The proposed analytical method for determining residues is gas chromatography equipped with a flame photometric detector.

PP OF2281. The Dow Chemical Co., PO Box 1706, Midland, MI 48640. Proposes that 40 CFR 180.342 be amended by establishing tolerances for the combined residues of the insecticide chlorpyrifos [*O,O*-diethyl *O*-(3,5,6-trichloro-2-pyridyl) phosphorotioate] in or on the raw agricultural commodities alfalfa green forage at 4.0 ppm and alfalfa hay at 15.0 ppm. The proposed analytical method for determining residues is gas chromatography equipped with a hydrogen flame ionization detector.

COMMENTS/INQUIRIES: Comments may be submitted, and inquiries directed to Acting Product Manager (PM-12), Mr. Charles Mitchell, Room E-335, Registration Division (TS-767), Office of Pesticide Programs, EPA, 401 M St., SW, Washington, DC 20460, telephone number 202/426-2635. Comments submitted should bear a notation indicating the petition number to which the comments pertain. Comments may be made at any time while the petition is pending before the Agency. Written comments filed in connection with this notice will be available for public inspection in the Product Manager's office from 8:30 a.m. to 4:00 p.m., Monday through Friday, excluding holidays.

(Section 408(d)(1) Federal Food, Drug, and Cosmetic Act (21 U.S.C. 346a))

Dated: December 4, 1979.

Douglas D. Campt,

Director, Registration Division.

[FR Doc. 79-38065 Filed 12-11-79; 8:45 am]

BILLING CODE 6560-01-M

[OPP-66058; FRL 1373-4]

Intent To Cancel Registrations of Certain Pesticide Products

AGENCY: Office of pesticide Programs, Environmental Protection Agency (EPA or the Agency).

ACTION: Notice of intent to cancel pesticide registrations.

SUPPLEMENTARY INFORMATION: EPA has been advised by the following firms of their desire to voluntarily cancel registration of the products listed herein:

EPA registration No.	Product name	Registrant
707-137	Vacor Ratkiller	Rohm & Haas Co., Independence Mall West, Philadelphia, Pa. 19105.
707-139	DLP-787 House Mouse Killer	Do.
707-140	DLP-787	Do.
707-141	Vacor Rat and Mouse Killer	Do.
876-214	Vegatrol A-2D-2T Herbicide for Brush Control	Velsicol Chemical Corp., 341 East Ohio St., Chicago, Ill. 60611.
876-216	Vegatrol LV-2D-2T Herbicide for Brush Control	Do.
876-217	Vegatrol BE-4D Herbicide	Do.
876-219	Vegatrol BE-2D-2T Herbicide for Brush Control	Do.
876-220	Vegatrol BE-4T Herbicide for Brush Control	Do.
876-221	Vegatrol 6-D Herbicide	Do.
876-226	Vegatrol O-6T Herbicide for Brush Control	Do.
876-227	Vegatrol LV-4T Herbicide	Do.
876-228	Vegatrol LY-4T Herbicide for Brush Control	Do.
876-229	Vegatrol LY-6T Herbicide for Brush Control	Do.
876-230	Vegatrol O-4T Herbicide for Brush Control	Do.
876-232	Vegatrol LV-6D Herbicide	Do.
2935-375	Red-Top Methyl Parathion Thiodan 2.0 C.O. Spray	Wilbur Ellis Co., 191 West Shaw Ave., Suite 107, Fresno, Calif. 93074.

The Agency has agreed that such cancellations shall be effective January 11, 1980, unless within this time the registrant, or other interested person with the concurrence of the registrant, requests that the registration be continued in effect. The registrants were notified by certified mail of this action.

The Agency has determined that the sale and distribution of these products produced on or before the effective date of cancellation may legally continue in commerce until the supply is exhausted, or for one year after the effective date of cancellation, whichever is earlier; provided that the use of these products is consistent with the label and labeling registered with EPA. Furthermore, the sale and use of such existing stocks have been determined to be consistent with the purposes of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) as amended. Production of these products as pesticide formulations after the effective date of cancellation will be considered to be a violation of the Act.

Requests that the registration of these products be continued, may be submitted in triplicate to the Process Coordination Branch, Registration Division (TS-792), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW, Washington, DC 20460.

Comments may be filed regarding this notice. Written comments should bear a notation indicating the OPP document control number "[OPP-66058]" and the EPA registration number/product name to which the comments pertain. Any comments filed regarding this notice will be available for public inspection in the Office of Process Coordination Branch at the above address from 8:30 a.m. to 4:00 p.m., Monday through Friday, excluding holidays.

(Section 6(a)(1) of FIFRA as amended (86 Stat. 973, 89 Stat. 751, 7 U.S.C. 136))

Dated: December 5, 1979.

Edwin L. Johnson,

Deputy Assistant Administrator for Pesticide Programs.

[FR Doc. 79-38063 Filed 12-11-79; 8:45 am]

BILLING CODE 6560-01-M

[OPP-30173; FRL 1373-3]

Receipt of Application To Register a Pesticide Product Containing New Active Ingredient

AGENCY: Office of Pesticide Programs, Environmental Protection Agency (EPA or the Agency).

ACTION: Notice of receipt of application.

SUPPLEMENTARY INFORMATION: BASF Wyandotte Corp., 100 Cherry Hill Rd., Parsippany, NJ 07054, has submitted an application to EPA to register the pesticide product Ronilan Fungicide (EPA File Symbol 969-LG) containing 50 percent of the active ingredient 3-(3,5-dichlorophenyl)-5-ethenyl-5-methyl-2,4-oxazolidinedione which has not been included in any previously registered pesticide product. The application proposes that the pesticide be classified for general use as a fungicide to control botrytis rot on strawberries.

Notice of approval or denial of this application to register Ronilan Fungicide will be announced in the Federal Register. Except for such material protected by section 10 of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) as amended (92 Stat. 819; 7 U.S.C. 136) and the regulations thereunder (40 CFR Part 162), the test data and other scientific information deemed relevant to the registration decision may be made available after approval under the provisions of the Freedom of Information Act. The procedure for requesting such data will be given in the Federal Register if an application is approved. Notice of receipt of this application does not indicate a decision by the Agency on the application.

COMMENTS/INQUIRIES: Interested persons are invited to submit written comments on the application. Comments may be submitted, and inquiries directed, to Product Manager (PM) 21, Mr. Henry Jacoby, Room E-305, Registration Division (TS-767), Office of Pesticide Programs, EPA, 401 M St., SW, Washington, DC 20460, telephone number 202-755-2562.

The comments must be received on or before January 11, 1980, and should bear a notation indicating the EPA "File Symbol 7696-LG". Comments received within the specified time period will be considered before a final decision is made; comments received after the specified time period will be considered only to the extent possible without delaying processing of the application. The label furnished by BASF Wyandotte Corp. as well as all written comments filed in connection with this notice, will be available for public inspection in the Product Manager's office from 8:30 a.m. to 4:00 p.m., Monday through Friday, excluding holidays.

(Section 3(c)(4), FIFRA and 40 CFR 162.)

Dated: December 3, 1979.

Douglas D. Campt,

Director, Registration Division.

[FR Doc. 79-38062 Filed 12-11-79; 8:45 am]

BILLING CODE 6560-01-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

Addition of New System of Records

AGENCY: United States Fire Administration, FEMA.

ACTION: Notice of a new system of records.

SUMMARY: The United States Fire Administration, Federal Emergency Management Agency proposes to establish a new system of records subject to the Privacy Act of 1974.

DATE: The system shall be effective as proposed without further notice January 11, 1980, unless comments or actions are received on or before that date which would result in a contrary determination.

ADDRESS: Send comments to Registrar, National Fire Academy, Route 1, Box 10A, Emmitsburg MD 21727.

FOR FURTHER INFORMATION CONTACT: Duncan Sells, Area Code 301-447-6555.

SUPPLEMENTARY INFORMATION: FEMA has submitted a new system report to OMB regarding this new system in accordance with OMB Circular A-108 Transmittal Memoranda No. 1 and No. 3 which provides guidance regarding the preparation and submission of reports of intent to establish or alter systems of records under the Privacy Act.

Pursuant to section 2(f) of the Circular, as added by Transmittal Memorandum 3, OMB has been requested to waive the 60-day advance notice requirement of the Circular because a delay of 60 days would not be in the public interest. The Fire Academy is scheduled to open January 20, 1980, and it is required that the application forms and other data be ready for use by then.

FA-1

System name:

Student Application Records, National Fire Academy.

System location:

Office of the Registrar, National Fire Academy, Route 1, Box 10A, Emmitsburg, MD 21727

Categories of individuals in the system:

Applicants and former applicants for admission to the courses and programs of the National Fire Academy.

Categories of records in the system:

The system contains the application forms and other information submitted by applicants. Information collected will include but not be limited to name, social security number, sex, date of birth, education level, home address and job title.

Authority for maintenance of the system:

Public Law 93-498, Federal Fire Prevention and Control Act.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses:

Information contained in the system is used to determine eligibility for participation in the courses and programs of the National Fire Academy.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the systems:

Storage:

Records are stored on microfilm and paper.

Retrievability:

Manual.

Safeguards:

System records will be contained in locked file cabinets in the Office of the Registrar.

Retention and disposal:

Paper records retained for one year, then transferred to microfilm for permanent retention.

System manager(s) and address:

Registrar, National Fire Academy, Route 1, Box 10A, Emmitsburg, MD 21727.

Access location—if different from location of system and system manager:

Registrar, National Fire Academy, Route 1, Box 10A, Emmitsburg, MD 21727

Notification procedure:

A person can determine whether the System contains information pertaining to him or her by submitting a written request to the Registrar. The request should contain the requestor's name,

social security number, current address and telephone number.

Records access procedures:

Individuals shall have access to their records in the System by submitting a written request to the Registrar. The request shall contain at least the requestor's name, social security number, current address, telephone number and be signed by the requestor. Access will be granted within a reasonable time, not to exceed 45 calendar days from receipt of the request in the Office of the Registrar.

Contesting record procedures:

The rules for contesting records in the System may be obtained from the Office of the Registrar, National Fire Academy.

Record source categories:

Records are obtained from the applicants employers, educational institutions and recommendations.

Bill Combs,

Director, Public Affairs.

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GENERAL SERVICES ADMINISTRATION

GSA Standards of Conduct

November 30, 1979.

1. *Purpose.* This order transmits a copy of the Standards of Conduct. These standards apply to every employee, from the Administrator to the newest entrance employee, and will be rigidly enforced.

2. *Background.* We in GSA are responsible for the effective and efficient expenditure and administration of billions of dollars in Federal funds and resources. We not only have to comply with the minimum standards of ethical conduct, we must conduct our official duties in a manner beyond suspicion or reproach.

The casual lunch or dinner with a contractor with whom we do business may not, in the minds of GSA employees, influence them; however, it is the avoidance of even the perception of wrongdoing that is important.

Our unquestioned integrity in dealing with day-to-day tasks can do much to restore our credibility in the minds of the American taxpayers. If you have to ask the question whether or not your actions meet the criteria of ethical conduct in the attached Standards of Conduct, don't proceed further with the action.

3. *Action.* Each supervisor shall ensure that all subordinate employees are briefed thoroughly regarding the standards and their meanings. A signed GSA Form 2160, Acknowledgment of Receipt of GSA Standards of Conduct, shall be obtained from every GSA employee, including special Government employees (and every new employee hereafter) acknowledging that he or she has received a copy of the GSA Standards of Conduct, has read it, has been briefed regarding it, and understands its contents. The GSA Form 2160 shall be filed in the employee's official personnel folder where it will be maintained for Inspector General review.

4. *Training.* A training program covering the standards will be conducted by the Office of Ethics (K). All questions regarding the attached standards should be addressed to that office, telephone 566-1212.

5. *Forms.* This order provides for the use of revised GSA Form 2160, December 1979, Acknowledgment of Receipt of GSA Standards of Conduct. Supplies of the form may be obtained in the usual manner. Action should be taken to dispose of the previous editions of revised GSA Form 2160.

R. G. Freeman III,

Administrator of General Services.

Part 7. Standards of Conduct

Section 1. General

86. *Enforcement of standards.* Set forth below are the fundamental rules of ethics in the conduct of Government business that are mandatory for all who serve in the General Services Administration. These rules are in addition to the criminal laws and other laws governing conduct of Federal employees. Like the laws, they will be strictly interpreted and firmly enforced. Ignorance of these rules or laxity in observance or enforcement of them will not be condoned. They are the prime responsibility of all GSA personnel.

87. *Definitions.* In this directive, the following terms have the meaning shown:

a. "Special Government employee" means an officer or employee who has been employed to perform temporary duties, with or without compensation, for not more than 130 days during any period of 365 consecutive days, either on a full-time or intermittent basis (18 U.S.C. 202(a)).

b. "Employee" means any officer or employee of GSA who is not a special Government employee.

c. "Person" means an individual, corporation, company, association, firm, partnership, society, joint stock company, or any other organization or institution.

d. "GSA personnel" means all GSA employees, including special Government employees.

e. "Gratuity" means any gift, favor, entertainment, hospitality, transportation, loan, or any other tangible thing, and any intangible benefit (for example, a discount, passes, or promotional vendor training) given to or on behalf of GSA employees or their spouses, minor children, or households, for which fair market value is not paid by the recipient or the U.S. Government.

f. "Standards of Conduct Counsellors"—See paragraph 88b.

g. "Appropriate supervisor" means that supervisor within the chain of authority who is acquainted with the duties of the subordinate GSA personnel concerned and has the duty to determine the existence and effect of any conflict of interests of the personnel. Ordinarily, this will be the immediate supervisor of the GSA personnel concerned.

88. *Responsibilities.* a. Heads of Services and Staff Offices and Regional Administrators.

(1) Heads of Services and Staff Offices and Regional Administrators are responsible for ensuring (1) that all GSA personnel under their supervision are familiar with and understand the standards of conduct and statutes governing conflicts of interest and post employment restrictions; (2) that all GSA personnel under their supervision are informed of and are familiar with the identity of their appropriate supervisor; and (3) that disciplinary or remedial action is taken in the case of all GSA personnel who violate these standards or related laws and regulations, and against supervisors who fail to carry out their responsibilities in taking or recommending disciplinary or remedial action in these cases.

(2) Heads of Services and Staff Offices and Regional Administrators shall ensure that GSA personnel under their supervision are given a copy of this directive and an oral standards of conduct briefing following receipt. New GSA personnel shall likewise receive a copy and a briefing preceding employment or promptly following assumption of duties. Each individual receiving such briefing shall attest in writing to attendance at the briefing, and that he or she has the standards of conduct and comprehends the requirements imposed. All GSA personnel shall be reminded at least semi-annually of their duty to comply with required standards of conduct by Heads of Services and Staff offices and Regional Administrators. All GSA personnel shall be provided with a copy

of all revisions to the standards of conduct and be required to attest in writing to receiving and understanding them.

(3) Heads of Services and Staff Offices and Regional Administrators shall bring the contents of this directive to the attention of the principal officer of each contractor doing significant business with GSA, and shall periodically utilize the opportunity afforded by conferences with representatives of industry and others transacting business with the GSA to direct attention to these GSA standards of conduct regulations.

b. The Special Counsel to the Administrator for Ethics is the Agency Standards of Conduct Counsellor and Designated Agency Ethics Official.

(1) The Special Counsel to the Administrator for Ethics shall designate Deputy Standards of Conduct Counsellors. Those designated shall be responsible for providing advice and assistance to GSA personnel on all questions arising from the operation and implementation of this directive. They shall also be responsible for the proper review, including audits, coordination, and advice, regarding all standards of conduct problems.

(2) The Special Counsel to the Administrator for Ethics shall supervise the adequacy of the advice and training in standards of conduct provided to all GSA personnel and shall be responsible for the timely collection and review of all Confidential Statements of Employment and Financial Interests (GSA Forms 2157 and 2158) and of all Financial Disclosure Reports (Standard Forms 278 and 278A). In these matters the Deputy Standards of Conduct Counsellors shall be subject to the policy guidance and direction of the Special Counsel to the Administrator for Ethics.

c. Supervisors shall (1) ensure that all GSA personnel under their supervision are instructed in and understand the standards of conduct required by this directive and the law governing conflicts of interest and postemployment restrictions and adhere to them at all times; and (2) take or recommend disciplinary or remedial action in the case of those who violate the standards or related laws and regulations.

d. All GSA personnel are required (1) to be fully familiar with the standards of conduct covered in this directive and the laws governing conflict of interest and postemployment restrictions; (2) to comply strictly with them; and (3) to maintain the highest standards of ethical conduct in transacting the Government's business. When in doubt as to the permissibility under this directive of any action on their part, they shall not act until they have received the advice of a Standards of Conduct Counsellor or Deputy Standards of Conduct Counsellor.

89. *Proper conduct of official activities.* a. GSA personnel shall become familiar with the scope of authority for, and the limitations concerning, the activities for which they have responsibilities.

b. GSA personnel shall not make or recommend any expenditure of funds or take or recommend any action known or believed to be in violation of U.S. laws, Executive Orders, or applicable directives, instructions, or regulations.

c. In case of doubt as to the propriety of a proposed action or decision in terms of regulation or law, GSA personnel shall consult Legal Counsel or, if appropriate, the Special Counsel to the Administrator for Ethics or a Deputy Standards of Conduct Counsellor to ensure the proper and lawful conduct of GSA activities.

90. *Equal opportunity.* GSA personnel shall scrupulously adhere to the GSA program of equal opportunity regardless of race, color, religion, sex, age, handicap, or nation origin.

91 and 92. [*Reserved*]

Section 2. Standards of Conduct for GSA Personnel

93. *Proper conduct of official activities.* a. GSA personnel shall observe the requirements of courtesy, consideration, and promptness in dealing with the public.

b. GSA personnel shall avoid any action, whether or not specifically prohibited by this directive, which might result in or create the appearance of:

(1) Using public office for private gain;

(2) Giving preferential treatment to any person;

(3) Impeding Government efficiency or economy;

(4) Losing complete independence or impartiality;

(5) Making a Government decision outside official channels; or

(6) Affecting adversely the confidence of the public in the integrity of the Government.

94. *Business dealings on behalf of the Government.* a. Those who represent the Government in business dealings have positions of trust and grave responsibility that require them to observe the highest ethical standards. Practices that may be customary in the private business world are not necessarily acceptable for GSA personnel, who are held to a higher standard of public trust.

b. GSA personnel shall not knowingly deal on behalf of the Government with present or former Government personnel whose participation in the transaction would be in violation of a statute, regulation, or policy set forth in this directive.

c. *Impartiality in conduct of official business.* GSA personnel shall not allow themselves to be placed in a position in which a conflict of interest might arise or might justifiably be suspected. Such a conflict may arise or appear to a arise by the acceptance of gratuities or by any action which could reasonably be interpreted as influencing the strict impartiality that must prevail in all business relationships involving the Government. Strict impartiality is ofter difficult to maintain when business relationships are allowed to become overly personal. GSA personnel shall ensure that persons doing business or attempting to do business with the agency, or representing business entities, are not permitted to ingratiate themselves to the extent that GSA personnel hesitate to deny requests for special treatment or otherwise to follow the rule of strict impartiality when officially dealing with such persons.

d. *Conflicts of interest.* (1) Affiliations and Financial Interests. GSA personnel shall not engage in any personal, business, or professional activity, or receive or retain any direct or indirect financial interest, which places them in a position of conflict or apparent conflict between their private interests and the public interests of the United States related to the duties or responsibilities of their GSA positions. For the purpose of this prohibition, the private interests of a spouse and a minor child are treated as private interests of the GSA personnel.

(2) Using Inside Information. GSA personnel shall not use, directly or indirectly, inside information to further a private gain for themselves or others if that information is not generally available to the public and was obtained by reason of their GSA positions.

(3) Using GSA Position. GSA personnel are prohibited from using their official positions to induce, coerce, or in any manner influence any person, including subordinates, to provide any improper benefit, financial or otherwise, to themselves or others.

(4) Disqualification or Divestiture Requirements. Unless otherwise expressly authorized by action taken under 18 U.S.C. 208, all GSA personnel who have affiliations or financial interests which create conflicts, or appearances of conflicts, of interests with their official duties must disqualify themselves from any official activities that are related to those affiliations or

interests or the entities involved. A written disqualification must be sent to an individual's superior and immediate subordinates whenever it appears possible that the individual's official functions will affect those affiliations, interests, or entities. If the individual cannot adequately perform official duties after such disqualification, he must divest himself of such involvement or be removed from that position.

(5) Membership in Associations. GSA personnel who are members or officers of non-Governmental associations or organizations must avoid activities on behalf of the association or organization that are incompatible with their official Government positions, and must not accept an office proffered because of their Government position and not as a result of a bona fide election.

(6) Commercial Soliciting by GSA Personnel. To eliminate the appearance of coercion, intimidation, or pressure from grade or position, full-time GSA personnel, except special Government employees, are prohibited from making personal commercial solicitations for sales, at any time, on or off duty, to GSA personnel who are under their supervision at any level.

(a) This limitation includes, but is not limited to, the solicitation and sale of insurance, stocks, mutual funds, real estate, and any other commodities, goods, or services.

(b) This prohibition is not applicable to the one-time sale by an individual of his own personal property or privately owned dwelling or to the off-duty employment of GSA personnel as employees in retail stores, or other situations not including solicited sales.

(c) See 18 U.S.C. 205 regarding prohibitions applicable to participation of special Government employees in particular matters involving a specific party or parties.

e. *Acceptance of gratuities.* (1) Acceptance of gratuities (no matter how innocently tendered or received) from those who have or seek business dealings with GSA may be a source of embarrassment to the recipient, and may impair public confidence in the integrity of the conduct of the Government's business. It is emphasized that prohibited conflicts and apparent conflicts of interest can sometimes arise even from relationships and transactions that the persons concerned perceive as inconsequential.

(2) Except as provided in (3) below, GSA personnel and ther spouses, minor children, and members of their households shall not solicit, accept, or agree to accept any gratuity for themselves, members of their families, or others, either directly or indirectly from or on behalf of a GSA contractor. A GSA contractor is a person or entity which:

(a) Is engaged in or seeks business or financial relations of any sort with any GSA component;

(b) Conducts operations or activities that are either regulated by a GSA component or significantly affected by GSA decisions; or

(c) Has interests that may be substantially affected by the performance or nonperformance of the official duties of GSA personnel.

(3) This general prohibition does not apply to the following:

(a) The continued participation in employee welfare or benefit plans of a former employer when permitted by law and approved by the appropriate Standards of Conduct Counsellor;

(b) Trophies, entertainment, prizes, or awards for public service or achievement or given in games or contests which are clearly open to the public or which are officially approved for GSA personnel participation;

(c) Things available to the public generally (such as university scholarships and attendance at free exhibitions by GSA contractors at public trade fairs);

(d) Participation by GSA personnel in civic and community activities when the involvement of GSA contractors is remote from the business purposes of any contractor who is sponsoring, supporting, or participating in the activity (for example, participation in a Little League or Combined Federal Campaign luncheon which is subsidized by a GSA contractor);

(e) Social activities engaged in by GSA officials or their representatives with local civic leaders as part of community relations programs of GSA;

(f) Instances in which the interests of the Government are served by participation of a GSA employee in widely attended luncheons, dinners, and similar gatherings sponsored by industrial, technical, or professional associations for the discussion of matters of mutual interest. Participation in such events is permitted only when the host is the association and not a private company and only when approved by the employee's supervisor as being a part of or related to his official duties. Acceptance of gratuities, food, or refreshments from a private company in connection with such association's activities is forbidden.

(g) Situations in which participation by GSA personnel at public ceremonial activities of mutual interest to industry or local communities and GSA serves the interests of the Government and acceptance of the invitation is approved by the head of the activity to which the invitee is attached;

(h) Contractor-provided transportation, meals, or overnight accommodations in connection with official business when arrangements for Government or commercial transportation, meals, or accommodations are clearly impracticable and prior approval of the appropriate supervisor is obtained if practicable and the recipient reports the circumstances in writing to the appropriate supervisor as soon as possible;

(i) Attendance or participation of GSA personnel in gatherings, including social events such as receptions, which are hosted by foreign governments or international organizations, provided that the acceptance of the invitation is approved by the head of the activity to which the invitee is attached or, when there is doubt as to the propriety of acceptance, by higher authority;

(j) Customary exchanges of gratuities between GSA personnel and their friends and relatives or the friends and relatives of their spouses, minor children, or members of their household where the circumstances make it clear that it is that relationship rather than the business of the persons concerned which is the motivating factor for the gratuity and where it is clear that the gratuity is not paid for by any person or entity described in e(2), above; and

(k) Situations in which, in the sound judgment of the individual concerned or his or her superior, the Government's interest will be served by GSA personnel participating in activities otherwise prohibited. In such case, a written report of the circumstances shall be made by the individual or his or her appropriate superior in advance of acceptance; or when an advance report is not possible, within 48 hours after acceptance, to the appropriate supervisor and to the appropriate standards of conduct counsellor or Deputy Counsellor.

(4) GSA personnel who are offered or receive unsolicited gratuities (or have gratuities received for them) in circumstances not in conformance with the standards of this section, shall promptly report the circumstances to the appropriate supervisor for a determination as to proper disposition and shall report the matter fully to the Inspector General. The appropriate supervisor shall consult with the Standards of Conduct Counsellor or Deputy Standards of Conduct Counsellor.

95. *Contributions.* GSA personnel shall not solicit contributions from other GSA personnel for a gift to an employee

in a superior official position. A person in a superior official position shall not accept a gift presented as a contribution from employees receiving less salary than himself or herself. GSA personnel shall not make a donation as a gift to a person in a superior official position (5 U.S.C. 7351). These prohibitions do not apply to a voluntary gift of nominal value (or a donation in a nominal amount) made on a special occasion such as marriage, illiness, resignation, transfer, or retirement.

96. *Outside employment.* GSA personnel may engage in outside employment or other outside activity not incompatible with the full and proper discharge of the duties and responsibilities of his or her Government job.

a. GSA personnel who engage in outside employment shall report that fact in writing to their supervisor, and shall supply such additional details concerning the nature of that employment as may be required by the supervisor (or a standards of conduct counsellor in some cases), to assist in determining whether the employment is compatible with the full and proper discharge of the employee's official duties. If the supervisor determines that the outside employment is prohibited by this section, the supervisor shall so advise the employee and inform the employee of the consequences of such employment. Standards of Conduct Counsellors are available to assist supervisor in making such determinations. Activities listed in subparagraph d below are exceptions to this rule and require no notification.

b. *Guidelines and limitations.* Outside employment or other outside activity is incompatible with the full and proper discharge of an employee's duties and responsibilities, and hence is prohibited, if:

(1) It would involve the violation of a Federal or State statute, a local ordinance, Executive order, or regulation to which the employee is subject.

(2) It would give rise to a real or apparent conflict of interest situation.

(3) It would involve acceptance of a fee, compensation, gift, payment of expense, or any other thing of monetary value in circumstances in which acceptance might result in, or create the appearance of, a conflict of interest.

(4) It might bring discredit upon, or reasonably cause unfavorable criticisim of, the Government or GSA or lead to relationships which might impair public confidence in the integrity of the Government or GSA.

(5) It would involve work with any contractor or subcontractor for GSA or would otherwise involve work for any person or organization which may be in a position to gain advantage in its dealings with the Government through the exercise of the employee's official duties.

(6) It would identify GSA or the employee officially with any organization manufacturing, distributing, or advertising a product. In any permissible outside employment, care shall be taken to ensure that names and titles of employees are not used to give the impression that the activity or product is officially endorsed or approved by GSA or is part of GSA activities.

(7) It would involve use of the employee's time during official working hours.

(8) It would involve use by the employee of official facilities, e.g., office space, office machines or supplies, or the services of other employees during duty hours.

(9) It would be of such extent or nature as to interfere with the efficient performance of the employee's Government duties, or impair the employee's mental or physical capacity to perform them in an acceptable manner.

(10) It would involve use of information obtained as a result of Government employment that is not freely available to the general public in that it either has not been made available to the general public or would not be made available on request. Written authorization for the use of any such information may be given when the Administrator determines that such use would be in the public interest. Further guidelines appear in subparagraph c below.

(11) It involves the practice of law as an outside professional activity for a fee or other compensation by an incumbent of an attorney position, except that such employee may serve as paid counsel in those instances and conditions specified in 18 U.S.C. 205.

(12) It involves the receipt of salary or anything of monetary value from a private source as compensation for services to the Government (18 U.S.C. 209).

c. Use of Goverment information or expertise. (1) GSA personnel are encouraged to engage in teaching, lecturing, and writing that is not prohibited by law, Executive order, Office of Personnel Management (OPM) regulations, or the provisions of this part. They shall not, however, with or without compensation, engage in teaching, lecturing, or writing that depends on information obtained as a result of Government employment, except when that information has been made available to the general public or will be made available on request, or when the Administrator gives written authorization for use of nonpublic information on the basis that the use is in the public interest. This prohibition includes teaching, lecturing, or writing for the purpose of the special preparation of persons for an examination of the Office of Personnel Management or Board of Examiners for the Foreign Service.

(2) Except as provided in paragraph 97 (and further qualified below), GSA personnel are prohibited from accepting fees, reimbursements, or honoraria for speaking, lecturing, or writing, or for appearing as expert witnesses before State agencies, unless all the following conditions exist:

(a) Acceptance from the person or entity tendering or funding it would not be prohibited under paragraph 94e;

(b) The individual presents himself as a private citizen and not in an official capacity;

(c) Such private activities do not interfere with the individual's official duties; and

(d) The individual's appearance or writing is not part of his or her official duties, does not involve materials which official duties require the individual to prepare or provide, and does not depend on information obtained as a result of Government employment, except when that information has been published or is generally available to the public upon request, or it will be made generally available to the public and the official authorized to release such information to the public gives written authorization for the use of nonpublic information on the basis that the use is in the public interest.

(3) Unless there is a definite Government position on a matter addressed in the appearance or writing and the individual has been authorized by superior authorities to present that position officially, he shall expressly present his views on that matter as his own and not as those of the Government.

(4) By Executive order the Administrator and Inspector General shall not receive compensation or anything of monetary value for any consultation, lecture, discussion, writing, or appearance the subject matter of which is devoted substantially to responsibilities, programs, or operations of this agency, or which draws substantially on official data or ideas which have not become part of the body of public information.

d. GSA personnel who engage in the following activities with or without

compensation, are not required to notify their supervisor:

(1) Participation in the activities of national or State political parties when not prohibited by law.

(2) Participation in the affairs of, or acceptance of an award for a meritorious public contribution or achievement given by, a charitable, religious, professional, social, fraternal, nonprofit educational, public service, or civic organization.

e. Prior written approval of the immediate supervisor is required for an employee to engage in any outside employment while on sick leave from GSA employment. Except under unusual circumstances where the facts warrant the granting of permission, employees are prohibited from engaging in other employment, either during working hours or outside working hours, during periods of sick leave.

97. *Reimbursements.* a. Acceptance of accomodations, subsistence, or services, furnished in kind, in connection with official travel from sources other than those indicated in paragraph 94e above is authorized only when the individual is to be a speaker, panelist, project officer, or other bona fide participant in the activity attended and when such attendance and acceptance is authorized by the order-issuing authority as being in the overall Government interest.

b. Except as indicated in paragraph 97a above, GSA personnel may not accept personal reimbursement from any source for expenses incident to official travel, unless authorized by their supervisor consistent with guidance provided by the appropriate Standards of Conduct Counsellor (pursuant to 5 U.S.C. 4111 or other statutory authority). Rather, reimbursement must be made to the Government by check payable to the Treasurer of the United States. Personnel will be reimbursed by the Government in accordance with regulations relating to reimbursement.

c. In no case shall GSA personnel accept, either in kind or for cash reimbursement, benefits which are extravagant or excessive in nature.

d. When accomodations, subsistence or services in kind are furnished to GSA personnel by non-U.S. Government sources, consistent with this subsection, appropriate deductions shall be reported and made in the travel, per diem, or other allowances payable.

98. *Use of Government facilities, property, and staff.* GSA personnel shall not directly or indirectly use, take, or dispose, or allow the use, taking, or disposing of, Government property, facilities, or services, of any kind, incuding property leased to the Government, for other than officially approved purposes. Government facilities, property, and staff (such as stationery, stenographic and typing assistance, or duplication and chauffeur services) shall be used only for official Government business. GSA personnel have a positive duty to protect and conserve Government property.

99. *Misuse of information.* For the purpose of furthering a private interest, GSA personnel shall not, except as provided in subpar. 96c, directly or indirectly use, or allow the use of, official information obtained through or in connection with their GSA employment which has not been made available to the general public. Criminal penalties are imposed for disclosure of classified or confidential information.

100. *Disclosure of information.* Disclosure of information from records shall conform with the provisions of the Freedom of Information and Privacy Acts (5 U.S.C. 522).

101. *Use of position titles in connection with commercial enterprises.* GSA employees are prohibited from using their titles or positions in connection with any commercial enterprise or in endorsing any commercial product. This does not preclude author identification for materials published in accordance with GSA procedures.

102. *Indebtedness.* GSA personnel shall pay their just financial obligations in a proper and timely manner, especially those imposed by law, such as Federal, State, or local taxes. For the purposes of this paragraph, a "just financial obligation" means one acknowledged by the employee, or reduced to judgment by a court. In a dispute between GSA personnel and an alleged creditor, GSA will not undertake to determine the validity or amount of a disputed debt.

103. *Gambling, betting, and lotteries.* GSA personnel shall not participate, while on property owned or leased by the Government or while on duty for GSA, in any gambling acitvity, including the operation of a gambling device, participating in a lottery or pool, participating in a game for money or property, or selling or purchasing a numbers slip or ticket, except as otherwise lawfully authorized.

104. *General conduct prejudicial to the Government.* GSA personnel shall not engage in cirminal, infamous, dishonest, immoral, or notoriously disgraceful conduct or other conduct prejudicial to the Government.

104.1 *Intermediaries.* In any relations with the public, GSA personnel shall not recommend or suggest the use of any non-Government person (individual, firm, corporation, or other entity) offering service as intermediary, consultant, agent, representative, attorney, expediter, or specialist for the purpose of assisting in any negotiations, transactions, or other business with GSA.

104.2. *Lending or borrowing money.* GSA personnel shall not lend money for profit to other GSA personnel or lend money for profit to any other person on Government premises. A supervisor shall not borrow money from a subordinate under any circumstances. This prohibition is not applicable to recognized employee credit unions or employee welfare plans.

104.3 *Political activity.* a. GSA employees shall not take an active part in political management or in political campaigns; however, political acitivity in some local elections is permissible. Prohibited activities and exceptions thereto are set forth in subchapter III of chapter 73 of title 5, U.S.C., and chapter 733 of the Federal Personnel Manual.

b. GSA special Government employees are subject to the political activity restrictions of subchapter III of chapter 73 of title 5, U.S.C., and 18 U.S.C. 602, 603, 607, and 608 while in an active duty status only and for the entire 24 hours of any day of actual employment.

c. Advice on this subject is available from any GSA counsel.

104.4 *Reporting suspected irregularities.* It is the obligation of GSA personnel to report immediately any apparent or suspected violation of a statute, order, regulation or directive in connection with any operation of GSA. The report shall be made to the Assistant Inspector General for Investigations in the Central Office or to the Director, Field Investigations Office, in the regional offices and to the appropriate supervisor of the person making the report. GSA personnel shall cooperate with investigations and representatives conducting official investigations and furnish signed statements under oath if appropriate.

104.5 *Purchase of Government property.* GSA personnel shall not purchase for themselves or for any other person, either directly or indirectly any Government property, personal or real, being sold by GSA. This prohibition also applies to any member of their immediate household, and may be waived in writing by the Administrator in appropriate cases. This prohibition does not apply to the purchase of items sold by GSA-operated stores of a retail nature and offered to the general public at pre-determined fixed prices.

104.6 *Purchase of real estate.* GSA personnel whose official duties are in

any way related to the acquisition or disposal of real estate or interests therein or to the maintenance or improvement of real estate shall not, directly or indirectly, purchase any real estate or interest therein except for occupancy as their personal residence unless a full disclosure of the proposed transaction is made in writing to the appropriate supervisor who shall consult with the Special Counsel to the Administrator for Ethics (regional counsel in a region), and the prior written approval of the appropriate supervisor is obtained. A copy of the approval shall be promptly furnished by the supervisor to the GSA General Counsel. Surplus real property may not be purchased under any circumstances. (See par. 104.5)

104.7 *Use of intoxicants.* GSA personnel shall not use intoxicants habitually to excess (5 U.S.C. 7352). Intoxicants shall not be consumed at work or on Government-owned or leased premises.

104.8 *Use of Government vehicles.* GSA personnel shall not use or authorize the use of Government-owned or leased motor vehicles or aircraft for other than official purposes (31 US.C. 638(c)) and shall operate such vehicles or aircraft in strict compliance with all applicable laws.

104.9 *Use of official telephones.* GSA personnel shall not use Federal Telecommunications System or commercial telephone facilities for long-distance calls unless specifically authorized to do so.

104.10 *Use of Government records.* GSA personnel shall not knowingly and willfully and unlawfully conceal, remove, mutilate, falsify, or destroy any Government document or record (18 U.S.C. 2085, 2071).

104.11. *Post-employment conflict of interest.* a. Enforcement responsibility. (1) Individual. It is the obligation of all GSA personnel, upon ending service with GSA, to review the post-employment restrictions imposed by law and to determine the restrictions applicable to that individual's future employment and dealings with the agencies of the Federal Government. The limitations are summarized in regulations of the Office of Government Ethics, Office of Personnel Management.

(2) Procedures. It is the responsibility of the Assistant Administrator for Human Resources and Organization to establish procedures to insure that departing GSA personnel are furnished information regarding post-employment limitations and that qualified individuals are made available to provide advice upon request.

(3) General enforcement authority. The Ethics in Government Act and the implementing regulations are enforced by the GSA, the Department of Justice and the Office of Government Ethics.

b. Scientific and Technological Communications. Contacts with GSA that otherwise would be subject to the post-employment prohibitions may be authorized if the following requirements are met:

(1) The GSA office receiving the contact or communication is advised by the former officer or employee, or by the organization represented by that individual, of the prior employment status of the individual and the general subject matter to be communicated. Notice will given in advance of any communication, if possible.

(2) The subject matter of the communications is limited to scientific and technological exchanges. These may include discussions of feasibility, risk, cost, and speed of implementation.

(3) The GSA office receiving the communication or participating in the discussions maintains copies of the written communications and written summaries of any discussions.

c. Exemption for persons with special qualifications in a technical discipline.

(1) Scope of the exemption. A former Government officer or employee may be exempted from the restrictions on post-employment practices if the following conditions are met:

(a) The Administrator certifies that:

1. the former Government employee has outstanding qualifications in a scientific, technological, or other technical discipline;

2. the former employee is acting with respect to a particular matter which requires such qualifications; and

3. that the national interest would be served by the former Government employee's participation;

(b) The certification is published in the Federal Register.

(2) Limitations. The use of this exemption will be limited to instances where the former Government employee's involvement is needed on so continuous and comprehensive a basis that compliance with the procedures adopted for communication of technological information or other actions to isolate the former Government employee from other aspects of the matter, would be burdensome and impractical.

(3) GSA Registry. The Assistant Administrator for Human Resources and Organization shall establish a registry for current employees, where the nature of their qualifications in one or more technical fields is certified after review by a supervisor, as a basis for establishing such qualifications in connection with, and to expedite a later request for, certification should the necessity for such request arise. Employees in any component of the GSA may apply, through their supervisors, for positions on this registry. A separate record will be maintained by the Office of the Assistant Administrator for Human Resources and Organization listing those former employees for whom the certification has been granted.

104.12 through 104.24. [*Reserved.*]

Section 3. Statements of Employment and Financial Interests

104.25. *General.* Employees and special Government employees in specified positions (other than those required to file Financial Disclosure Reports on Standard Form 278 and 278A) are required to file statements of employment and financial interests. GSA Forms 2157 and 2158, Confidential Statement of Employment and Financial Interests (For Use by Special Government Employees of GSA), shall be used for this purpose.

104.26. *Criteria for selection of positions subject to filing requirement.* The following criteria govern selection of positions subject to the requirement of filing Confidential Statements of Financial Interests. Personnel designated to file Financial Disclosure Reports (Standard Forms 278 and 278A) are not subject to this requirement.

a. Positions in grade GS–13 or above under 5 U.S.C. 5332, or at a comparable pay level under another authority, the incumbents of which are responsible for making Government decisions or taking a Government action in regard to:

(1) Contracting or procurement;

(2) Administering or monitoring grants or subsidies;

(3) Regulating or auditing private or other non-Federal enterprise; or

(4) Other activities where the decision or action has an economic impact on the interests of any non-Federal enterprise.

b. Positions in grade GS–13 or above under 5 U.S.C. 5332, or at a comparable pay level under another authority, the duties of which require the incumbent to report employment and financial interests to avoid involvement in possible conflicts-of-interest situations and to carry out the purpose of law, Executive order, and GSA regulations.

c. Positions below grade GS–13 under 5 U.S.C. 5332, or at a comparable pay level under another authority, that meet the criteria in a or b above, and which have been specifically designated as exceptions essential to protect the integrity of the Government by avoiding employee involvement in conflicts of

interest or apparent conflicts-of-interest situations.

d. Positions that meet the criteria of a. above may be excluded from the reporting requirement when:

(1) Duties are such that the likelihood of involvement in a conflicts-of-interest situation is remote;

(2) Duties are at such a level of responsibility that submission of a statement is not necessary because of the degree of supervision and review over the incumbent or the inconsequential effect on the integrity of the Government.

e. With respect to special Government employees, a statement of employment and financial interests is required only when the special Government employee is hired as a consultant or expert.

104.27. *Identification of positions, the incumbents of which must file Confidential Statements of Employment and Financial Interests. a: Heads of Central office and Regional office Services and Staff offices shall promptly submit a recommendation to the Special Counsel to the Administrator for Ethics (through the regional counsel in the regions) identifying the specific positions that should be designated as requiring the incumbent to submit Confidential Statements of Employment and Financial Interests. The Assistant Administrator for Human Resources and Organization or the Assistant Regional Administrator for Administration will recommend any positions not in a service or staff office; for example, those in the Administrator's or Regional Administrator's immediate office.*

b. The recommendations shall contain a position description and a description of the incumbents of the specified positions by name, title, grade, and organizational location.

c. The Special Counsel to the Administrator for Ethics will review the recommendations and will designate each position that he determines requires the incumbent to file a Confidential Statement of Employment and Financial Interests.

d. All future positions that qualify under the specified criteria shall be promptly processed in the manner provided above, so that the required statements may be submitted not later than 30 days after the employee's entrance on duty. With respect to a special Government employee, the statement shall be submitted not later than the time of his or her employment.

e. Any incumbent of a designated position who holds that position on an "acting" basis for more than 30 days in a calendar year, continuously or otherwise, shall file a statement.

104.28. *Annual statements.* Annual statements shall be submitted on or before July 31 each year, containing information current as of June 30 of that year. A complete statement is required even if it reflects no change since the last statement submitted. Notwithstanding the filing of the annual statement, GSA personnel shall at all times avoid acquiring a financial interest that could result, or taking an action that could result, in a conflict of interests. Each special Government employee shall keep the statement current throughout his or her employment with GSA by the submission of supplementary statements.

104.29. *Interests of relatives.* The interest of a spouse, minor child, or other member of an employee's immediate household is considered to be an interest of the employee. For the purpose of this section, "member of an employee's immediate household" means those blood relations who are residents of the employee's household and excludes in-laws. These provisions also apply to special Government employees.

104.30. *Information not known by employee.* If information required to be included on a statement including a description of holdings placed in trust, is not known to the employee but is known to another person, the employee shall request that other person to submit information in his or her behalf.

104.31. *Information excluded.* An employee is not required to submit information relating to the employee's connection with, or interest in, a professional society or a charitable, religious, social, fraternal, recreational, public service, civic, or political organization or a similar organization not conducted as a business enterprise. For this purpose, educational and other institutions doing research and development or related work involving grants of money from or contracts with the Government are deemed "business enterprises" and are required to be included in an employee's statement. These provisions also apply to special Government employees.

104.32. *Confidentiality of statements.* Statements of employment and financial interests shall be held in confidence. Access to information from the statements shall not be disclosed except to carry out the purpose of this directive.

104.33. *Effect of statements on other requirements.* The requirement for the Confidential Statement of Employment and Financial Interests is in addition to, and not in substitution for, or in derogation of, any similar requirement imposed by law, order, or regulation, except that GSA personnel required to submit Financial Disclosure Reports (Standard Form 278 or 278A) are not required to submit Confidential Statements of Employment and Financial Interests. The submission of a statement by GSA personnel does not permit them or any other person to participate in a matter in which that participation is prohibited by law, order, or regulation. These provisions also apply to special Government employees.

104.34. *Procedure in obtaining statements.* a. For annual submissions, the appropriate supervisor shall have delivered to the incumbent of each position designated by the Administrator two copies of the statement of employment and financial interests form on or before June 30. The original of the completed form must be returned to the appropriate supervisor no later than July 31. The services of a Deputy Standards of Conduct Counsellor are available to advise and counsel the submitter if requested.

b. The personnel office shall be responsible for ensuring that a completed statement of employment and financial interests is obtained from new GSA personnel who are subject to the requirement before or at the time of entrance on duty. Such statements shall be forwarded for review by the personnel office to the appropriate supervisor and then to a Deputy Standards of Conduct Counsellor, as appropriate.

104.35. *Responsibility for review of statements.* The "appropriate supervisor" as defined in paragraph 87g above is responsible for receiving and promptly reviewing all statements of employment and financial interests submitted by subordinates, and for promptly endorsing his or her comments thereon and forwarding them to the Deputy Standards of Conduct Counsellor for further review and disposition.

104.36. *Resolving conflicts of interests.* a. When in the review of a statement of employment and financial interests, the "appropriate supervisor" or a Deputy Standards of Conduct Counsellor has reason to believe that a possible conflict of interests exists or requires more information on which to make a judgment, the submitter shall be offered an opportunity to provide additional information or to furnish any explanation deemed pertinent. This information must be documented for the file and incorporated into the statement.

b. When, after consideration of the explanation offered, a determination is made that a conflict or possible conflict of interests exists, an effort shall be made by the appropriate supervisor, in

consultation with the Deputy Standards of Conduct Counsellor, to resolve the conflict in manner that is mutually acceptable. When a conflict or possible conflict of interest exists that cannot be satisfactorily resolved at the regional level, the Deputy Standards of Conduct Counsellor shall refer the case to the Special Counsel to the Administrator for Ethics.

c. If efforts of the Special Counsel are unsuccessful in resolving a conflict or apparent conflict, the case will be referred by the Special Counsel to the Administrator for Ethics for resolution by the Administrator.

d. Remedial action directed by the Administrator may include, but is not limited to, one or more of the following:

(1) Disqualification for a particular assignment;

(2) Change in assigned duties;

(3) Divestment by the employee or special Government employee of his conflicting interests;

(4) Establishment of a blind trust;

(5) Disciplinary action, including removal.

104.37. *Employee complaint against filing requirement.* An employee required to file a statement of employment and financial interests who believes that the position has been improperly included under these regulations may request a review of such inclusion in accordance with the GSA Grievance Procedure.

104.38. *Inconsequential financial interests.* Financial interests of the following type are deemed too remote or too inconsequential to affect the integrity of the employee's service and need not be reported:

Investments in State or local government bonds and investments in shares of a widely diversified mutual fund or regulated investment company.

104.39 and 104.40. [Reserved]

Section 4. Financial Disclosure Reports

104.41. *General.* The Ethics in Government Act of 1978 as amended (the Act) requires that GSA personnel in specified positions file periodic Financial Disclosure Reports. For these individuals, this requirement is in lieu of the Confidential Statement of Employment and Financial Interests required by Executive order. Standard Form 278 shall be used by employees filing annual reports and termination of employment reports. Standard Form 278A shall be used by employees required to file assumption of duty reports.

104.42. *Who must file.* GSA personnel occupying positions specified in Title II of the Act or positions designated by the Director of the Office of Government Ethics, Office of Personnel Management.

104.43. *Notice of obligation to file.* a. The Assistant Administrator for Human Resources and Organization shall record in each relevant position description that the incumbent is required to file a Financial Disclosure Report. He shall provide each such person with the appropriate report form upon assumption of the duties of the position, upon termination of such duties, and annually no later than 30 days prior to the May 15th filing deadline prescribed by the Act. Vacancy announcements for appropriate positions shall contain a statement that the incumbent will be subject to the financial disclosure requirements of the Act.

b. When providing each form, the Assistant Administrator for Human Resources and Organization shall send the recipient, by name, a memorandum explaining when and where to file, and shall provide the Special Counsel to the Administrator for Ethics and the individual's appropriate supervisor with a copy of the memorandum.

104.44. *When to file.* a. Within 30 calendar days of assuming a position described in Title II of the Act, unless the individual has left another position described in Section II within 30 days prior to assuming the new position. Individuals coming to a position in GSA described in Title II of the Act from a similar position in another agency shall furnish a copy of their last report filed with the former agency to the Special Counsel to the Administrator for Ethics through their appropriate supervisor.

b. Within 30 calendar days of terminating employment in a position requiring the incumbent to submit Financial Disclosure Reports.

c. No later than May 15 of each calendar year, if the employee occupied a position described in Section II of the Act during the preceding calendar year and performed those duties for more than 60 days in that year.

104.45. *Where to file.* Reports shall be filed with the Special Counsel to the Administrator for Ethics through the individual's appropriate supervisor.

104.46. *Extensions of time.* The Special Counsel to the Administrator for Ethics may extend the date of filing for 20 calendar days, and an additional 15 calendar days upon a written request stating good cause. GSA personnel desiring additional time shall make their request to the Special Counsel, who shall forward the request to the Office of Government Ethics.

104.47. *Review of reports.* a. A reporting individual shall submit the report to his or her appropriate supervisor for review. The appropriate supervisor shall, within ten days of receipt, make a signed and dated statement in the Comments section of the report, stating whether or not the report reveals a conflict or the appearance of a conflict with the employee's official duties, and shall immediately forward the report to the Special Counsel to the Administrator for Ethics by the most expeditious means, meanwhile taking action to avoid the reporting individual's participation in matters involving a conflict.

b. The Special Counsel shall ensure that all reports are reviewed on a priority basis, and in any event, within 60 days of filing.

c. If the Special Counsel concludes that the reporting individual is in compliance with applicable laws or regulations, that finding shall be entered on the report, the report signed and dated, and the appropriate supervisor duly notified.

d. If the Special Counsel believes that additional information is required, the reporting individual shall be informed of the information required and the time by which it must be submitted.

e. If, on the basis of the information provided, the Special Counsel concludes that a reporting individual is not in compliance with applicable laws and regulations, the reporting individual and his or her appropriate supervisor shall be so notified. The reporting individual shall be afforded a reasonable opportunity for a written or oral response. After consideration or the response, the Special Counsel shall reach an opinion as to whether or not the individual is in compliance.

104.48. *Procedures for resolving noncompliance.*

a. If, after opportunity for an oral or written response, the Special Counsel to the Administrator for Ethics concludes the individual is not in compliance, the Special Counsel shall notify the individual and, after an opportunity for personal consultation (if practicable), notify the reporting individual of the steps considered appropriate for assuring compliance, and the date by which those steps should be taken. Steps may include: (1) Divestiture; (2) restitution; (3) establishment of a blind trust; (4) request for an exemption under section 208(b) of Title 18, United States Code; (5) voluntary request for transfer, reassignment, limitation of duties, or resignation.

b. If steps for assuring compliance are not taken by the employee by the date set, the matter shall be referred by the Special Counsel to the Administrator for Ethics to the Administrator for appropriate disposition.

104.49. *Penalties for failure to comply with reporting requirements.* a. The Special Counsel to the Administrator for Ethics shall report to the Administrator the name of any individual who willfully fails to file a report; who willfully fails to report required information; or who is reasonably believed to have willfully falsified a report.

b. The Administrator will afford the individual an opportunity to explain his or her actions. Any unresolved matter will be referred to the Attorney General, and administrative disciplinary action may also be instituted.

104.50. *Public access and copying.* Financial Disclosure Reports are available for public inspection and copying in accordance with the Act. Financial Disclosure Reports are filed in GSA's Office of General Counsel, Washington, DC 20405.

104.51. *Notices of conflicts and potential conflicts.* The Special Counsel to the Administrator for Ethics shall maintain and periodically publish a list of those circumstances which have resulted or may result in noncompliance with conflict of interest laws or regulations. Absence of a particular item from this list shall not be construed as an indication that the situation does not constitute a conflict or appearance of a conflict of interests or a violation of laws or regulations.

104.52. [Reserved]

Section 5. Miscellaneous Statutory Provisions

104.53. *Summary of pertinent conflict of interest laws.* a. *18 U.S.C. 203.* Prohibitions in subsection (a) of this statute are encompassed by prohibitions in 18 U.S.C. 205 below. Subsection (b) makes it unlawful to offer or to pay compensation, the solicitation or receipt of which is barred by subsection (a).

b. *18 U.S.C. 205.* (1) This section prohibits Government personnel from acting as agent or attorney for anyone else before a department, agency, or court in connection with any particular matter in which the United States is a party or has a direct and substantial interest.

(2) The following exemptions are allowed:

(a) Section 205 does not prevent Government personnel from giving testimony under oath or making statements required to be made under penalty of perjury or contempt or from representing another person, without compensation, in a disciplinary, loyalty, or other personnel matter.

(b) Section 205 also authorizes a limited waiver of its restrictions and those of section 203 for the benefit of an officer or employee, including a special Government employee, who represents his or her own parents, spouse, or fiduciary. The waiver is available only if approved by the official making appointments to the position. In no event does the waiver extend to representation of any such person in matters in which he or she has participated personally and substantially or which, even in the absence of such participation, are the subject of his or her official responsibility.

(c) Finally, section 205 gives the head of a department or agency the authority to allow a special Government employee to represent his or her regular employer or other outside organization in the performance of work under a Government grant or contract, if the department or agency head certifies and publishes in the Federal Register, that the national interest requires such representation.

c. *18 U.S.C. 208.* (1) Subsection (a) requires executive branch personnel to refrain from participating as Government personnel in any matter in which they, their spouses, minor children, or partners have financial interests or in which businesses or nonprofit organizations with which such personnel are connected or are seeking employment have financial interests. A "particular matter" may be less concrete than an actual contract, but is something more specific than rule making or abstract scientific principles. The test is whether the individual might reasonably anticipate that his or her Government action, or the decision in which he or she participates or with respect to which he or she advises, will have a direct and predictable effect upon such financial interests.

(2) Subsection (b) permits agencies to grant an ad hoc exemption from subsection (a) of the outside financial interest is deemed not substantial enough to affect the integrity of Government services. Categories of financial interests may also be made nondisqualifying by a general regulation published in the Federal Register.

d. *18 U.S.C. 209.* Subsection (a) prevents executive branch personnel from receiving, and anyone from paying them, any salary or supplementation of salary from a private source as compensation for their Government service. Subsection (b) permits participation in a bona fide pension plan or other employee welfare or benefit plan maintained by a former employer. Subsection (c) exempts special Government employees and anyone serving the Government without compensation. Subsection (d) exempts contributions, awards, or other expenses under the Government Employees Training Act (5 U.S.C. 2301–2319).

e. *18 U.S.C. 207, Applicable to former Government personnel.* (1) *Restrictions applicable to all former officers and employees.* (a) Permanent bar. A former Government employee is permanently barred from serving as agent or attorney for anyone other than the United States before any Government office or agency on any particular matter involving specific parties in which the former officer or employee had participated personally and substantially while with the Government.

(b) Two-year bar. A restriction similar to the one summarized above prevents a former employee for two years from representational activities on all particular matters which were actually pending under the former employee's "official responsibility" during the one-year period prior to the termination of such responsibility.

(2) *Restrictions applicable only to "senior employees." (a) Identification of "senior employees": There are three types of senior employees. Two are named automatically by statute: civilians at the Executive Level and active duty military personnel at grades O–9 or above. The third group consists of persons holding positions that first must be "designated" as senior employees by the Director of the Office of Government Ethics. The positions must involve significant decision-making or supervisory responsibility and be at a basic rate of pay of GS–17 or above or within the Senior Executive Service, or, in the case of military members, be held by active duty officers at grades O–7 or O–8.*

(b) Two-year ban on assisting in representation by personal presence. A former senior employee may not assist in the representation of another person by personal presence at an appearance before the Government on any particular matter in which the former employee personally and substantially participated while with the Government.

(c) One-year ban on attempts to influence former agency. A former senior employee may not represent another person or himself in attempting to influence his own former agency on a matter pending before, or of substantial interest to, such agency. Certain communications are exempted from this provision. These include communications by former senior employees who are employed by State or local governments or by certain educational or medical institutions. Other exempt communications are those that are purely social or informational, communications on matters that are personal, including any expressions of

personal views where the former employee has no pecuniary interest, and responses to a former agency's requests for information.

(3) *Scientific and technological communications.* The prohibitions discussed above do not apply with respect to communications made solely for the purpose of furnishing scientific or technological information under specific procedures.

(4) *Implementing regulations.* Detailed regulations implementing this law have been published by the Director, Office of Government Ethics.

104.54. *Laws applicable to GSA personnel.* There are legal prohibitions concerning the following activities which may subject present and former GSA personnel to criminal or other penalties:

a. Aiding, abetting, counseling, commanding, inducing, or procuring another to commit a crime under any criminal statute (see 18 U.S.C. 2).

b. Concealing or failing to report to proper authorities the commission of a felony under any criminal statute if such personnel knew of the actual commission of the crime (see 18 U.S.C. 4).

c. Conspiring with one or more persons to commit a crime under any criminal statute or to defraud the United States, if any party to the conspiracy does any act to effect the object of the conspiracy (see 18 U.S.C. 371).

d. Lobbying with appropriated funds (see 18 U.S.C. 1913).

e. Disloyalty and striking (see 5 U.S.C. 7311, 18 U.S.C. 1918).

f. Disclosure of classified information (see 18 U.S.C. 798, 50 U.S.C. 783); and disclosure of confidential information (see 18 U.S.C. 1905).

g. Habitual use of intoxicants to excess (see 5 U.S.C. 7352).

h. Misuse of a Government vehicle (see 31 U.S.C. 638a(c)(2)).

i. Misuse of the franking privilege (see 18 U.S.C. 1719).

j. Deceit in an examination or personnel action in connection with Government employment (see 18 U.S.C. 1917).

k. Committing fraud or making false statements in a Government matter (see 18 U.S.C. 1001).

l. Mutilating or destroying a public record (see 18 U.S.C. 2071).

m. Counterfeiting and forging transportation requests (see 18 U.S.C. 508).

n. Embezzlement of Government money or property (see 18 U.S.C. 641); failing to account for public money (see 18 U.S.C. 643); and embezzlement of the money or property of another person in the possession of an employee by reason of his Government employment (see 18 U.S.C. 654).

o. Unauthorized use of documents relating to claims from or by the Government (see 18 U.S.C. 285).

p. Certain political activities (see 5 U.S.C. 7321–7327 and 18 U.S.C. 602, 603, and 607).

q. Any person who is required to register under the Foreign Agents Registration Act of 1938 (see 18 U.S.C. 219) may not serve the Government as an officer or employee. The section does not apply to Reserves who are not on active duty or who are on active duty for training, or a special Government employee in any case in which the department head certifies to the Attorney General that his or her employment by the United States Government is in the national interest.

r. Soliciting contributions for gifts or giving gifts to superiors, or accepting gifts from subordinates (see 5 U.S.C. 7351).

s. Acceptance of excessive honorariums (see 2 U.S.C. 441(i)).

t. Acceptance, without the consent of the Congress, of any present, emolument, office or title, of any kind whatever, from any king, prince, or foreign State by a person holding any office of profit or in trust of the Federal Government. (Art. 1, Sec. 9, U.S. Constitution, and Pub. L. 95–105, Foreign Gifts and Decorations Act of 1966, as amended). (See 5 U.S.C. 7342.)

104.55 *Code of ethics for Government service* (adopted by House Concurrent Resolution, HR Con Res 175, 86th Congress (1958)). It provides:

a. *Any person in Government service should:* (1) Put loyalty to the highest moral principles and to country above loyalty to persons, party, or Government department.

(2) Uphold the Constitution, laws, and legal regulations of the United States and all governments therein and never be a party to their evasion.

(3) Give a full day's labor for a full day's pay; giving to the performance of his duties his earnest effort and best thought.

(4) Seek to find and employ more efficient and economical ways of getting tasks accomplished.

(5) Never discriminate unfairly by the dispensing of special favors or privileges to anyone, whether for remuneration or not; and never accept, for himself or his family, favors or benefits under circumstances which might be construed by reasonable persons as influencing the performance of his governmental duties.

(6) Make no private promises of any kind binding upon the duties of office, since a Government employee has no private word which can be binding on public duty.

(7) Engage in no business with the Government, either directly or indirectly, which is inconsistent with the conscientious performance of his governmental duties.

(8) Never use any information coming to him confidentially in the performance of governmental duties as a means of making private profit.

(9) Expose corruption wherever discovered.

(10) Uphold these principles, ever conscious that public office is a public trust.

[FR Doc. 79-38091 Filed 12-11-79; 8:45 am]
BILLING CODE 6820-34-M

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Assistant Secretary for Health

Annual Report for the National Committee on Vital and Health Statistics; Filed With Library of Congress

Announcement is made that pursuant to section 13 of Public Law 92–463, the Annual Report for the National Committee on Vital and Health Statistics has been filed with the Library of Congress.

Copies are available to the public for inspection at the Library of Congress, Special Forms Reading Room, Main Building, or weekdays between 9 a.m. and 4:30 p.m. at the Department of Health, Education, and Welfare, Department Library, North Building, Room 1436, 330 Independence Avenue, S.W., Washington, D.C. 20201, telephone (202) 245–6791. Copies may be obtained from Mr. James A. Smith, National Center for Health Statistics, 3700 East-West Highway, Room 2–12, Hyattsville, Maryland 20872, telephone (301) 436–7122.

Dated: December 6, 1979.

Marilyn McCarroll,

Executive Secretary, Office of Health Research, Statistics, and Technology.

[FR Doc. 79-38107 Filed 12-11-79; 8:45 am]
BILLING CODE 4110-84-M

Health Resources Administration

Application Announcement for Grants for Minority Oriented Primary Care Medical Education Programs

The Bureau of Health Manpower, Health Resources Administration, announces that applications for Grants for Minority Oriented Primary Care

Medical Education Programs are now being accepted under Section 788(d) of the Public Health Service Act for support in the development of innovative interdisciplinary primary care medical education programs particularly suited to the needs of underserved minority communities. Eligible applicants are public or nonprofit schools of allopathic medicine or osteopathic medicine which are located in a State and which admitted or propose to admit their first class after July 1, 1974. The following project requirements also apply:

Project Requirements for the Overall Project

1. The applicant must be either an accredited school of allopathic medicine, osteopathic medicine or be engaged in the development of a new school of medicine.

2. The proposed project director must have relevant experience and training for directing the project.

3. Evidence of insititutional commitment to continue project acitivities at the end of grant support must be demonstrated.

Project Requirements Relating to Each Program Component

Each proposed component must:

1. Be conducted in accordance with the purposes of this grant program.

2. Include a statement of objectives for the program component and a detailed plan for achieving these objectives, including timetable(s) for implementation.

3. Demonstrate an appropriate administrative and organizational plan to facilitate achievement of stated objectives.

4. Demonstrate available, adequate qualified faculty, staff, equipment, patient census, facilities, and other resources required for the conduct of the proposed program.

5. Propose component directors who have relevant experience and training for directing the pertinent program components.

6. Provide a plan for the systematic evaluation of the project including the evaluation of student performance, when applicable, and the extent to which program and educational objectives are met.

7. Provide evidence that the key collaborative arrangements required for the conduct of the program component have been made or will be made on a timely basis.

Priority for funding will be given to schools that train a disproportionately large number of minority physicians. To meet this priority, more than 25 percent of the enrolled undergraduates must be minorities.

Approximately $1 million is expected to be available in fiscal year 1980 for grants.

Questions concerning the business and grants management aspects of grants should be directed to: Grants Management Officer (D-31), Bureau of Health Manpower, HRA, Center Building, Room 4-27, 3700 East-West Highway, Hyattsville, Md. 20782, Phone: (301) 436-6564.

To be considered for fiscal year 1980 funding, applications must be received by the Grants Management Officer, Bureau of Health Manpower, Health Resources Administration, at the above address no later than December 21, 1979. Should additional programmatic information be required, please contact: Chief, Multidisciplinary Systems and Programs Branch, Division of Medicine, Bureau of Health Manpower, HRA, Center Building, Room 4-50, 3700 East-West Highway, Hyattsville, Md. 20782, Phone: (301) 436-6724.

Henry A. Foley,

Adminsitrator.

December 7, 1979.

[FR Doc. 79-38181 Filed 12-11-79; 8:45 am]

BILLING CODE 4110-83-M

Health Services Administration

National Advisory Council on the National Health Corps Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), announcement is made of the following National Advisory body scheduled to meet during the month of January 1980:

Name: National Advisory Council on the National Health Service Corps.

Date and Time: January 22-23, 1980, 9:00 a.m.

Place: Conference Room F-H, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857.

Open for entire meeting.

Purpose: The Council will advise and make appropriate recommendations on the National Health Service Corps (NHSC) program as mandated by legislation. It will also review and comment on proposed regulations promulgated by the Secretary under provisions of the legislation.

Agenda: Agenda items include discussions of: The NHSC site application process; scholarship and recruitment; the NHSC placement policy; and the NHSC special initiatives on prison health, environmental health, and mental health.

The meeting is open to the public for observation and participation. Anyone wishing to participate, obtain a roster of members, or other relevant information, should contact Mr. Billy Sandlin, Executive Secretary, National Advisory Council on the National Health Service Corps, Parklawn Building, Room 6-05, 5600 Fishers Lane, Rockville, Maryland 20857. Phone: (301) 443-4434.

Agenda items are subject to change as priorities dictate.

Dated: December 4, 1979.

William H. Aspden, Jr.,

Associate Administrator for Management.

[FR Doc. 79-38024 Filed 12-11-79; 8:45 am]

BILLING CODE 4110-84-M

Health Care Financing Administration

Statewide Professional Standards Review Council of New Jersey; Request for Nominations for Public Member Positions on the Council

There are four public representatives on the Statewide Council. Membership terms for two of those representatives will expire on April 12, 1980.

Professional Standards Review Organizations (PSROs) review medical care services paid for under the Medicare, Medicaid, and Maternal and Child Health and Crippled Children Services programs in order to assure that these services are medically necessary, of acceptable quality, and provided at the appropriate level of care.

Statewide Councils are established in States that have 3 or more PSROs to: (1) Help to coordinate PSRO activities and disseminate information among them; (2) assist the Secretary in the development of uniform data gathering and operating procedures; (3) review certain determinations and recommendations made by PSROs as a result of their review of medical care; (4) work with doctors and other practitioners and with medical facilities so that they will assure that medical care provided is necessary, appropriate, and of acceptable quality; and (5) assist the Secretary to carry out several of his responsibilities, including the evaluation of the PSROs' review activities and the designation of replacement PSROs when necessary.

Nominees for public representatives are considered on the basis of whether they are:

(1) Knowledge about health care provided in New York under the Medicare, Medicaid, and Maternal and Child Health and Crippled Children Services programs;

(2) Willing and able to represent the interests of the public; and

(3) Willing and able to discharge the responsibilities of membership in the Statewide Council.

Special consideration will be given to qualified individuals who are not affiliated with:

(1) Organizations and groups that must, under law, be represented on the Council (PSROs and physician groups); or

(2) Organizations and groups that must, under law, be represented on the Council's Advisory Group (hospitals and other health care facilities and health care practitioners other than physicians). Please include biographical data which demonstrate each nominee's qualifications, particularly their knowledge of health care in the State and their willings and ability to represent the interests of the public. Persons or organizations may submit nominations to:

William Toby, Regional Administrator, Health Care Financing Administration, 26 Federal Plaza—Room 3811, New York, New York 10007.

After consideration of all nominations received within 60 days of this Notice, the Secretary will appoint two new public representatives.

For further information about the nature and functions of the Council and the role of public members in Council activities, please call the Office of the Regional Administrator, HCFA, (212) 264–4680.

Dated: December 3, 1979.

William Toby,

Regional Administrator, Health Care Financing Administration

[FR Doc. 79-37985 Filed 12-11-79; 8:45 am]

BILLING CODE 4110-35-M

Public Health Service

Health Maintenance Organizations, Continued Regulation

AGENCY: Public Health Service, HEW.

ACTION: Notice, Continued Regulation of Health Maintenance Organizations.

SUMMARY: Notice is given that on October 18, 1978, the Director of the Office of Health Maintenance Organizations (OHMO) of the Public Health Service, HEW, determined that Portland Metro Health, Inc. (PMH), 5201 SW. Westgate Drive, Suite 111, Portland, Oregon 97221, a federally qualified health maintenance organization (HMO), had successfully initiated corrective action, thereby reestablishing compliance with its assurance to the Secretary of HEW that it would maintain a fiscally sound operation.

FOR FURTHER INFORMATION CONTACT: Howard R. Veit, Director, Office of Health Maintenance Organizations, Park Building—3rd Floor, 12420 Parklawn Drive, Rockville, Maryland 20857, 301/443–4106.

SUPPLEMENTARY INFORMATION: Under Section 1312(b)(1) of the Public Health Service Act (42 U.S.C. 300e–11(b)(1)), if the Secretary makes a determination under section 1312(a) that a qualified HMO is not organized or operated in the manner prescribed by section 1301(c), then the HMO shall be (1) notified in writing of the determination, and (2) directed to initiate corrective action to bring it into compliance with the assurances it provided to the Secretary under section 1310(d)(1). Section 1312(b)(1) also provides that the Secretary shall publish in the Federal Register notices of determinations made under that section.

On October 7, 1977, PMH was officially notified that it was not in compliance with the assurance given the Secretary that it would maintain a fiscally sound operation. This determination did not affect PMH's status as a federally qualified HMO. Subsequently, PMH initiated corrective action to bring it into compliance with its assurances. On October 18, 1978, PMH was notified by the Director, OHMO, that it had satisfied the criteria for reestablishing compliance with its assurance to the Secretary that it would maintain a fiscally sound operation.

Dated: December 3, 1979.

Howard R. Veit,

Director, Office of Health Maintenance Organizations.

[FR Doc. 79-37984 Filed 12-11-79; 8:45 am]

BILLING CODE 4110-85-M

Office of Adolescent Pregnancy Programs; Announcement of Competitive Grant Applications; Project Grant Program—Projects in Adolescent Pregnancy Prevention and Services

AGENCY: Office of the Assistant Secretary for Health, DHEW.

SUBJECT: This is to announce the Availability of Grant Funds, subject to the appropriation of funds, for the Adolescent Pregnancy Prevention and Services project grants as authorized by Title VI of Pub. L. 95–626 (42 U.S.C. 300a–21(a)). Regulations governing the Adolescent Pregnancy Prevention and Services project grants were published in the Federal Register on July 23, 1979 (44 FR page 43226), herein referred to as the Program Regulations.

DATE: Competitive grant applications must be received in the Office of Adolescent Pregnancy Programs by 5:00 p.m. on March 14, 1980.

Scope of This Program Announcement: This program announcement covers only projects authorized under Title VI of Pub. L. 95–626. It does not include other grant programs administered by the PHS. The purpose of Title VI is to assit in the development and implementation of projects by public and nonprofit entities that will provide comprehensive community services to assist in preventing unwanted pregnancies among adolescents and to assist pregnant adolescents and adolescent parents obtain needed health, social, education, and other services.

PROGRAM PRIORITIES: Goals and Objectives. The basic goals and objectives of the Title VI program of project grants are specified in the Program Regulations. In the previous grant review cycle the majority of applications received and all of the projects funded, were for programs with a linkage of services approach. Since it is part of the Title VI legislative mandate to provide support for a variety of types of projects, the Secretary, HEW has determined the following priorities for consideration of grant applications. All the priority areas are of equal importance.

1. Projects providing all necessary core and, as appropriate, supplemental services (as described in § 59.302 of the Program Regulations) at a single site.

2. Projects providing programs through a state-, county-, or city-wide approach for the purpose of providing comprehensive core, and as appropriate, supplemental services to adolescents at risk of unintended pregnancies, pregnant adolescents, and adolescent parents.

3. Projects establishing rural programs to provide the core and supplemental services for addressing the special needs of adolescents at risk of unintended pregnancies, pregnant adolescents, and adolescent parents.

4. Projects providing programs that coordinate, integrate, and provide linkages among providers of core, supplemental, and other services to adolescents at risk of unintended pregnancies, pregnant adolescents, and adolescent parents.

5. Projects providing core, supplemental, and other services to the target population which also include a research component of the service delivery project. Further information on the research component of the service delivery projects may be obtained by writing directly to the Director, OAPP.

(a) Each application submitted under Priority 5 will be reviewed for the service delivery component under one of the four priority areas which the

applicant selects. If the review panel recommends approval for the service delivery component, the application will be reviewed for the research component. An application to be funded under this priority must receive a recommendation of approval for both the service delivery and research components. Any application receiving a high recommendation of approval for the service delivery component and a low recommendation for the research component may, at the discretion of the Secretary, be considered for funding of the service delivery component only.

Added weighting to the review scoring will be given to those projects which emphasize the supplemental services, in addition to the core services. In addition to the above priority considerations, an attempt will be made to insure an equitable geographic distribution of adolescent pregnancy prevention and services projects by approving the award of at least one grant in each of the ten HEW regions.

ELIGIBLE APPLICANTS: Any public or nonprofit private entity is eligble to apply for a grant under this announcement.

Available Funds: The total appropriation expected for the OAPP for FY 1980 is $17,500,000. Of this amount approximately $13,000,000 will be available for competing grants. In addition, it is anticipated that $200,000 will be available for research projects. It is expected that approximately 52 new grants will be awarded pursuant to this announcement. Previous experience has shown that the range of funds requested for grants has been from $10,000 to $1,000,000 with the average award being $259,000. A grant award, that is, the Federal funds for the grant, must not exceed 70 percent of the total cost of a project for the first and second years. In each year succeeding the second year of the project, Federal support shall decrease by no less than 10 percent. Generally, grants will be approved for 5-year project periods, but will be funded in annual increments (budget periods). A continuation application must be submitted for each of the final four years of the project period.

The funds to be available for Fiscal Year 1980 will sustain the budget of new awards for a period of one year. Support for any additional time remaining in the project depends upon: (1) The availability of funds; (2) the Secretary's assessment of the grantee's satisfactory performance on the project for which the grant was awarded; and (3) the grantee's management practices providing adequate stewardship of Federal Funds

Availability of Application Forms: Grant applications must be submitted on standard forms provided for this purpose. Application kits which include these forms and related instructions may be obtained by writing to: Grants Management Office, Office of Adolescent Pregnancy Programs, Office of the Assistant Seretary for Health, DHEW, Room 16A17, Parklawn Building, 5600 Fishers land, Rockville, MD 20857 (301–443–1390). The service delivery component of each application will be reviewed under only one priority area as specified under Program Priorities: Goals and Objectives. Each applicant must specify the priority area under which the application is to be considered.

Circular A–95 Notification Process: In order to comply with the Office of Management and Budget Circular No. A–95 Revised (interim procedures at 41 FR 316, July 29, 1976), applicants for grant support must, prior to submitting the application to the OAPP, notify both the State and Areawide A–95 Clearinghouses of their intent to apply for Federal Assistance. If the application is for a Statewide project which does not affect areawide or local planning and programs, the notification need be sent only to the State Clearinghouse. Some State and Area Clearinghouses provide their own forms on which this information is to be submitted. Applicants are advised to get in touch with the appropriate State Clearinghouse (listed at 42 FR 2210, January 10, 1977) for detailed information on meeting the A–95 requirements.

It is strongly recommended that the Clearinghouse be notified at least 60 days before the submission deadline date for receipt of applications. The application should include the Clearinghouse comments, or verification that no comments were made within the applicable period available to the Clearinghouse for comment. Applications will not receive the formal review without Clearinghouse comments.

Application Submission: State Agencies are required to submit one (1) signed original and two (2) copies of the applications with all attachments, including the clearinghouse material. All other applicants are required to submit one (1) signed original and ten (10) copies. The completed applications should be sent to the same address and unit of the OAPP as listed in the Availability of Application Forms section.

The application must be signed by an individual authorized to act for the applicant agency or organization, and to assume for the organization the obligations imposed by the terms and conditions of the grant award. It is recommended that those applicants who submitted an application for FY 1979 funds and whose applications were recommended for approval and not funded and those whose applications were late should request a complete application kit and re-submit an updated application for consideration for funding.

Those applicants whose applications were recommended for disapproval must re-submit an application if they are to be considered for funding.

Closing Date for Receipt of Applications: The closing date for receipt of applications under this program announcement is March 14, 1980. Applications will be judged to be on time if:

(a) The application was sent by mail with a postmark no later than midnight of March 14, 1980.

(b) The application is hand-delivered to the Grants Management Office, Room 16A17, Parklawn Building, 5600 Fishers Lane, Rockville, MD 20857 by 5:00 p.m. on March 14, 1980.

Application Consideration: Applications, which are late or otherwise do not conform to this announcement, will not be accepted for review and applicants will be notified accordingly and the applications will be returned. All other applications will be subject to a competitive review and evaluation in accordance with an objective review process. Following the objective review process, all applicants will be notified of the outcome of their applications. The official document notifying an applicant that a project application has been approved for funding is the Notice of Grant Award which specifies to the grantee the amount of money awarded, the purpose of the grant, the terms and conditions of the grant award, the budget period for which support is being given, and the amount of funding to be contributed by the grantee to project costs.

For additional information, write to Dr. Lulu Mae Nix, at the office address shown above or telephone on (202) 472–9093.

Dated: November 21, 1979.

Lulu Mae Nix,

Director, Office of Adolescent Pregnancy Programs.

[FR Doc. 79–37981 Filed 12–11–79; 8:45 am]

BILLING CODE 4110–85–M

Office of the Assistant Secretary for Health

Health Maintenance Organizations; July List

AGENCY: Public Health Service, HEW.

ACTION: Notice, July list of qualified health maintenance organizations.

SUMMARY: This notice sets forth the names, addresses, service areas, and date of qualification of entities determined by the Secretary to be qualified health maintenance organizations (HMOs). In addition, changes and revisions are reported of previously qualified HMOs.

FOR FURTHER INFORMATION CONTACT: Howard R. Veit, Director, Office of Health Maintenance Organizations, Park Building—Third Floor, 12420 Parklawn Drive, Rockville, Maryland 20857, 301/443–4106.

SUPPLEMENTARY INFORMATION: Regulations issued under Title XIII of the Public Health Service Act, as amended, (42 CFR 110.605(b)) require that a list and description of all newly qualified HMOs be published on a monthly basis in the Federal Register. The following entities have been determined to be qualified HMOs under Section 1310(d) of the Public Health Service Act (42 U.S.C. 300e–9(d)):

Qualified Health Maintenance Organizations

Name, Address, Service Area, and Date of Qualification

Operational Qualified Health Maintenance Organizations: 42 CFR 110.603(a)

1. Southern Connecticut Community Health Plan (Staff Model, see Section 1310(b)(1) of the Public Health Service Act), 1010 Summer Street, Stamford, Connecticut 06905. Service area: The following cities and towns in Connecticut: Darien, Greenwich, New Canaan, Norwalk, Redding, Ridgefield, Stamford, Weston, Westport, and Wilton. Date of qualification: July 3, 1979.

2. Protective Health Providers, (Medical Group Model, see Section 1310(b)(1) of the Public Health Service Act), 150 West Washington Street, Suite 200, San Diego, California 92103. Service area: San Diego County, California. Date of qualification: March 27, 1979. (Achieved preoperational qualification on December 28, 1978.)

3.COMPRECARE, Inc., (Individual Practice Association Model, see Section 1310(b)(2)(A) of the Public Health Service Act), P.O. Box 22047, Denver, Colorado 80222. Service area: The following counties in the State of Colorado: Adams, Arapahoe, Boulder, Denver, Douglas, and Jefferson. Date of qualification: July 12, 1979. (Transitionally qualified: August 20, 1976.)

4. Kaiser/Prudential Health Plan, (Medical Group Model, see Section 1310(b)(1) of the Public Health Service Act), 7777 Forest Lane, Dallas, Texas 75230. Service area: Dallas and Rockwall Counties, Texas and zip codes in the following counties:

COLLIN

75002 75018 75023 75024 75031 75034
75064 75066 75069 75073 75074 75075
75077 75078 75079 75089 75098

DENTON

75028 75056 75065 75067 75068 75201
75226 75247 75259 75262

KAUFMAN

75032 75087 75114 75126 75146 75160

TARRANT

76103 76010–18 76021 76034 76039 76053
76063 76080 76112 76117–18 76125 76148
76248

Date of qualification: June 1, 1979. (Achieved preoperational qualification on May 30, 1979.)

Service Area Revisions

1. HMO Illinois, 233 North Michigan Avenue, Suite 1323, Chicago, Illinois 60601. Service area (current): Cook, CuPage, Fulton, Grundy, Kane, Kendall, Lake, McHenry, Peoria, Tazewell, Will and Woodford Counties, Illinois; and Lake and Porter Counties, Indiana. (See Federal Register 43 FR 49855 published on October 25, 1978.) Effective date: July 5, 1979.

2. North Communities Health Plan, Inc., 1718 Sherman Avenue, Evanston, Indiana 60201. Service area (current): Arlington Heights, Bannockburn, Barrington, Buffalo Grove, Deerfield, Deer Park, Des Plaines, E. Rogers Park, Evanston, Glencoe, Glenview, Golf, Great Lakes, Green Oaks, Hawthorn Woods, Highland Park, Highwood, Indian Creek, Kenilworth, Kildeer, Lake Bluff, Lake Forest, Lake Zurich, Libertyville, Lincolnshire, Lincolnwood, Long Grove, Mettawa, Morton Grove, Mount Prospect, Mundelein, Niles, North Brook, North Chicago, North Field, Palatine, Park Ridge, Prospect Heights, Riverwoods, Rolling Meadows, Skokie, South Barrington, Vernon Hills West Rogers Park, Wheeling, Wilmette, and Winnetka; and the following zip codes in the City of Chicago: 60610–11, 60614, 60622, 60630, 60634–35, 60639, 60641, 60647, 60651, and 60656. (See Federal Register 43 FR 14913 published on April 7, 1978.) Effective date: December 27, 1978.

3. Capital Area Community Health Plan, 1201 Troy-Schenectady Road, Latham, New York 12110. Service area: Add the following to the service area published on April 7, 1978, in the Federal Register 43 FR 14910: Berkshire County, Massachusetts; Bennington County, Vermont; Columbia, Washington, and the entire county of Rensselaer, New York. Effective date: July 1, 1979.

Service Area Correction

1. Matthew Thornton Health Plan, Inc., 591 West Hollis Street, Nashua, New Hampshire 03060. Service area (current) should read: Communities of Amherst, Brookline, Hollos, Hudson, Litchfield, Londonderry, Lyndeboro, Mason, Merrimack, Milford, Mount Vernon, Nashua, Pelham, Wilton, and Windham, New Hampshire; and, communities of Dunstable, Groton, Pepperell, Townsend, and Tyngsboro, Massachusetts. (See Federal Register 44 FR 24241 published on April 24, 1979.) Effective date: January 22, 1979.

Omission of Information on Previously Qualified HMOs

Dates of qualification were inadvertently omitted on the following HMOs:

1. Roosevelt Health Plan, 1200 N. LaSalle Street, Chicago, Illinois 60610. Date of qualification: Operationally qualified May 24, 1979. (See Federal Register 44 FR 53805 published on September 17, 1979.)

2. TakeCare Corporation, 1950 Franklin Street, Oakland, California 94659. Date of qualification: Transitionally qualified June 27, 1979. (See Federal Register 44 FR 53800 published on September 17, 1979.)

Files containing detailed information regarding qualified HMOs will be available for public inspection between the hours of 8:30 a.m. and 5:00 p.m., Monday through Friday, except for Federal holidays, in the Office of Health Maintenance Organizations, Office of the Assistant Secretary for Health, Department of Health, Education, and Welfare, Park Building, 3rd Floor, Rockville, Maryland 20857.

Questions about the review process or requests for information about qualified HMOs should be sent to the same office.

Dated: December 3, 1979.

Howard R. Veit,

Director, Office of Health Maintenance Organizations.

[FR Doc. 79-37983 Filed 12-11-79; 8:45 am]

BILLING CODE 4110-85-M

National Institute for Occupational Safety and Health

Grants for Research and Demonstrations Relating to Occupational Safety and Health

The National Institute for Occupational Safety and Health (NIOSH) announces that competitive grant applications are being accepted for research and demonstrations relating to occupational safety and health including innovative methods, techniques, and approaches for dealing with occupational safety and health problems. This support is in the form of project grants not exceeding 5 years.

Authority

These grants will be awarded and administered by NIOSH under the research and demonstration grant authority of Section 20(a)(1) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 669(a)(1)). Program regulations applicable to these grants

are contained in Part 87 of Title 42, Code of Federal Regulations, "Research and Demonstration Grants Pertaining to Occupational Safety and Health." Except as otherwise indicated, the basic grant administration policies of the Public Health Service are applicable to this program. This program is not subject to OMB Circular A-95.

Eligible Applicants

Eligible applicants may be universities, colleges, research institutions and other public and private nonprofit organizations including State and local governments.

Program Requirements

A research grant application should address the establishment, discovery, development, elucidation or confirmation of information on the underlying mechanisms relating to occupational safety or health, including innovative methods, techniques, and approaches for dealing with occupational safety and health problems. A demonstration grant application should address, either on a pilot or full-scale basis, the technical or economic feasibility or application of: (1) A new or improved occupational safety or health procedure, method, technique, or system; or (2) an innovative method, technique, or approach for dealing with occupational safety or health problems.

Particular emphasis is placed on: (1) Causes and prevention of the following occupational diseases or disorders: skin, neurologic, respiratory, cardiovascular, digestive and reproductive; (2) control technology including asbestos and asbestos substitutes; (3) behavioral and motivational factors; (4) safety and injury prevention including musculoskeletal and back disorders; and (5) emerging problems particularly energy/radiation and sidestream smoking.

Of these, immediate emphasis will be given to: (1) Energy; (2) occupational skin disorders; (3) reproductive effects; (4) control technology; and (5) safety. The available funds may be supplemented beyond the projected Fiscal Year 1980 budget of $6.4 million for special programs in these areas.

Criteria for Review

Applications will be reviewed by an appropriate peer review group on the basis of scientific merit, including an assessment of the importance of the proposed research problem; the novelty and originality of the approach; the training, experience, and research competence or promise of the investigator(s); the adequacy of the experimental design; the suitability of the facilities; and the appropriateness of the requested budget relative to the work proposed.

Demonstration grant applications will be reviewed additionally on the basis of the following criteria:

1. Degree to which project objectives are clearly established, obtainable, and for which progress toward attainment can and will be measured.
2. Availability, adequacy and competence of personnel, facilities, and other resources needed to carry out the project.
3. Degree to which the project can be expected to yield or demonstrate results that will be useful and desirable on a national or regional basis.
4. The substantive merit and potential contribution of the project toward developing knowledge and techniques for meeting the objectives of the Occupational Safety and Health Act.
5. Extent of and expected cooperation of industry, unions, or other participants in the project, where applicable.

Application and Award

Applications should be submitted on Form PHS-398 (or PHS-5161-1 for State and local governments). Forms should be available from the institutional business offices or from the addresses listed below. The conventional presentation for grant applications should be utilized and the points identified under Criteria for Review must be fulfilled.

An original and six copies (original and two for State and local governments) of the application should be sent or delivered to: Application Receipt, Division of Research Grants, NIH, Room 240, Westwood Building, Bethesda, Maryland 20205.

The name of the applicant institution, principal investigator, and title of the proposed project should be sent to NIOSH at: Grants Administration and Review Branch, OECSP, National Institute for Occupational Safety and Health, 5600 Fishers Lane, Room 8-63, Rockville, Maryland 20857.

The proposed timetable for receiving applications and awarding grants is as follows:

Application deadline	Review group meeting date	Expected start date
Mar. 1	June	Dec. 1.
July 1	October/November	Apr. 1.
Nov. 1	February/March	July 1.

Applications received after the deadline date will be considered with the applications received for the following deadline date. Awards will be made based on priority score ranking and emphasis area, as well as, availability of funds.

Availability of Funds

The projected Fiscal Year 1980 research grants budget is $6.4 million. Grantees will be expected to cost share a minimum of five percent.

FOR FURTHER INFORMATION CONTACT:

Mr. Joseph W. West, Grants Management Officer, NIOSH, 5600 Fishers Lane, Room 8-35, Rockville, Maryland 20857, Telephone: (301) 443-3122.

or

Mr. Roger A. Nelson, Research Grants Program Officer, NIOSH, 5600 Fishers Lane, Room 8-35, Rockville, Maryland 20857, Telephone: (301) 443-4496.

(Catalog of Federal Domestic Assistance Program No. 13.262, Occupational Safety and Health Research Grants)

Dated: December 6, 1979.

Ronald F. Coene,

Acting Director, National Institute for Occupational Safety and Health.

[FR Doc. 79-37980 Filed 12-11-79; 8:45 am]

BILLING CODE 4110-87-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[F-19155-17]

Alaska Native Claims Selection

This decision rejects several State selections surrounding Dot Lake and approves lands for conveyance to Doyon, Limited.

On April 2, 1975, Doyon, Limited filed selection application F-19155-17, as amended, under the provisions of Sec. 12(c) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 701; 43 U.S.C. 1601, 1611(c) (1976)) (ANCSA), for the surface and subsurface estates of certain lands withdrawn pursuant to Sec. 11(a)(1) for the Native village of Dot Lake.

On November 14, 1978, the State of Alaska filed general purposes selection applications F-43714, F-43715, F-43720, F-43722 and F-43723, as amended, for all unpatented land in T. 20 N., R. 6 E.; T. 21 N., R. 5 E.; T. 23 N., R. 9 E.; T. 24 N., R. 6 E. and T. 24 N., R. 8 E., Copper River Meridian, respectively, puusuant to Sec. 6(b) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339, 340; 48 U.S.C. Ch. 2, Sec. 6(b) (1976)).

Section 6(b) of the Alaska Statehood Act states that general purposes selections shall be made from the public lands of the United States in Alaska which are vacant, unappropriated, and unreserved at the time of their selection.

At the time of filing of the State's selection applications, the following

lands were withdrawn by Sec. 11 of the Alaska Native Claims Settlement Act (85 Stat. 688, 696; 43 U.S.C. 1601, 1610), and properly selected pursuant to Sec. 12 of ANCSA by Doyon, Limited. Therefore, these lands were unavailable for selection by the State. Accordingly, the following State selection applications must be and hereby are rejected as to the following described lands:

Copper River Meridian, Alaska (unsurveyed)

State Selection F–43714

T. 20 N., R. 6 E.,
Secs. 1 to 36, inclusive, all.
Containing approximately 22,800 acres.

State Selection F–43715

T. 21 N., R. 5 E.,
Secs. 1 to 36, inclusive, all.
Containing approximately 23,910 acres.

State Selection F–43720

T. 23 N., R. 9 E.,
Secs. 1 to 36, inclusive, all.
Containing approximately 22,866 acres.

State Selection F–43722

T. 24 N., R. 6 E.
Secs. 1 to 36, inclusive, all.
Containing approximately 22,794 acres.

State Selection F–43723

T. 24 N., R. 8 E.,
Secs. 1 to 36, inclusive, all.
Containing approximately 22,794 acres.
Aggregating approximately 115,164 acres.

The State selected lands rejected above aggregate approximately 115,164 acres. When this decision becomes final, State selections F–43714, F–43715, F–43720, F–43722 and F–43723 will be closed of record.

As to the lands described below, the application, as amended, is properly filed and meets the requirements of the Alaska Native Claims Settlement Act and of the regulations issued pursuant thereto. These lands do not include any lawful entry perfected under or being maintained in compliance with laws leading to acquisition of title.

In view of the foregoing, the surface and subsurface estates of the following described lands, selected pursuant to Sec. 12(c) of ANCSA, aggregating approximately 115,164 acres, are considered proper for acquisition by Doyon, Limited and are hereby approved for conveyance pursuant to Sec. 14(e) of ANCSA:

Copper River Meridian, Alaska (Unsurveyed)

T. 21 N., R. 5 E.,
Secs. 1 to 36, inclusive, all.
Containing approximately 23,910 acres.
T. 20 N., R. 6 E.,
Secs. 1 to 36, inclusive, all.
Containing approximately 22,800 acres.
T. 24 N., R. 6 E.,
Secs. 1 to 36, inclusive, all.
Containing approximately 22,794 acres.
T. 24 N., R. 8 E.,
Secs. 1 to 36, inclusive, all.
Containing approximately 22,794 acres.
T. 23 N., R. 9 E.,
Secs. 1 to 36, inclusive, all.
Containing approximately 22,866 acres.
Aggregating approximately 115,164 acres.

The conveyance issued for the surface and subsurface estates of the lands described above shall contain the following reservation to the United States:

Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 708; 43 U.S.C. 1601, 1616(b)), the following public easements, referenced by easement identification number (EIN) on the easement maps attached to this document, copies of which will be found in case file F–21779–17, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

25 Foot Trail—The uses allowed on a twenty-five (25) foot wide trail easement are: travel by foot, dogsled, animals, snowmobiles, two and three-wheel vehicles, and small all-terrain vehicles (less than 3,000 lbs. Gross Vehicle Weight (GVW)).

50 Foot Trail—The uses allowed on a fifty (50) foot wide trail easement are: travel by foot, dogsled, animals, snowmobiles, two and three-wheel vehicles, small and large all-terrain vehicles, track vehicles, and four-wheel drive vehicles.

a. (EIN 17 L) An easement for a proposed access trail fifty (50) feet in width from public lands in Sec. 1, T. 23 N., R. 8 E., Copper River Meridian, northeasterly to public lands in Sec. 31, 24 N., R. 9 E., Copper River Meridian. The uses allowed are those listed above for a fifty (50) foot wide trail easement.

b. (EIN 19 C4) An easement for a proposed access trail twenty-five (25) feet in width from public lands in Sec. 31, T. 21 N., 6 E., Copper River Meridian, southwesterly to public lands in Sec. 1, T. 20 N., R. 5 E., Copper River Meridian. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

The grant of the above-described lands shall be subject to:

1. Issuance of a patent confirming the boundary description of the unsurveyed lands hereinabove granted after approval and filing by the Bureau of Land Management of the official plat of survey covering such lands; and

2. Valid existing rights therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339, 341; 48 U.S.C. Ch. 2, Sec. 6(g)), contract, permit, right-of-way, or easement; and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 161(b)(2)) (ANCSA), any valid existing right reconized by ANCSA shall continue to have whatever right of access as is now provided for under existing law.

To date approximately 1,569,652 acres of land, selected pusuant to Sec. 12(c) of the Alaska Native Claims Settlement Act, have been approved for conveyance to Doyon, Limited.

There are no inland water bodies considered to be navigable within the above described lands.

In accordance with Departmental regulation 43 CFR 2650.7(d), notice of this decision is being published once in the Federal Register and once a week, for four (4) consecutive weeks, in the TUNDRA TIMES. Any party claiming a property interest in lands affected by this decision may appeal the decision to the Alaska Native Claims Appeal Board, P.O. Box 2433, Anchorage, Alaska 99510 with a copy served upon both the Bureau of Land Management, Alaska State Office, 701 C Street, Box 13, Anchorage, Alaska 99513 and the Regional Solicitor, Office of the Solicitor, 510 L Street, Suite 408, Anchorage, Alaska 99501, also:

1. Any party receiving service of this decision shall have 30 days from the receipt of this decision to file an appeal.

2. Any unknown parties, any parties unable to be located after reasonable efforts have been expended to locate, and any parties who failed or refused to sign the return receipt shall have until January 11, 1980, to file an appeal.

3. Any party known or unknown who may claim a property interest which is adversely affected by this decision shall be deemed to have waived those rights which were adversely affected unless an appeal is timely filed with the Alaska Native Claims Appeal Board.

To avoid summary dismissal of the appeal, there must be strict compliance with the regulations governing such appeals. Further information on the manner of and requirements for filing an appeal may be obtained from the Bureau of Land Management, 701 C Street, Box 13, Anchorage Alaska 99513.

If an appeal is taken, the parties to be served with a copy of the notice of appeal are:

Doyon, Limited, First and Hall Street, Fairbanks, Alaska 99701.
State of Alaska, Department of Natural Resources, Division of Research and

Development, 323 East Fourth Avenue, Anchorage, Alaska 99501.

Sue A. Wolf

Chief, Branch of Adjudication.

[FR Doc. 79-38023 Filed 12-11-79; 8:45 am]

BILLING CODE 4310-84-M

[F-19155-16]

Alaska Native Claims Selection

On April 2, 1975, Doyon, Limited filed selection application F-19155-16, as amended, under the provisions of Sec. 12(c) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 701; 43 U.S.C. 1601, 1611(c) (1976)) (ANCSA), for the surface and subsurface estates of certain lands withdrawn pursuant to Sec. 11(a)(1) for the Native village of Galena. The application excluded the following water bodies as being navigable:

Bishop Creek; Bear Creek; Nikolai Slough; and unnamed lake in Secs. 32, 33 and 34, T. 9 S., R. 9 E., Kateel River Meridian.

As these are considered nonnavigable and as Sec. 12(c)(3) and 43 CFR 2652.3(c) require the region to select all available lands within the township, the beds of these water bodies are considered selected.

As to the lands described below, the application, as amended, is properly filed and meets the requirements of the Alaska Native Claims Settlement Act and of the regulations issued pursuant thereto. These lands do not include any lawful entry perfected under or being maintained in compliance with laws leading to acquisition of title.

In view of the foregoing, the surface and subsurface estates of the following described lands, selected pursuant to Sec. 12(c) of ANCSA, aggregating approximately 177,025 acres, are considered proper for acquisition by Doyon, Limited and are hereby approved for conveyance pursuant to Sec. 14(e) of ANCSA:

Kateel River Meridian, Alaska (Unsurveyed)

T. 8 S., R. 8 E.,
Sec. 1, excluding Yukon River;
Secs. 2, 3 and 4, all;
Sec. 5, excluding Yukon River and its interconnecting slough;
Secs. 6, 7 and 8, excluding Yukon River;
Sec. 9, all;
Sec. 10, excluding Native allotment F-15529 Parcel B and Yukon River;
Sec. 11, excluding Yukon River;
Secs. 12 to 15, inclusive, excluding Yukon River and its interconnecting sloughs;
Sec. 16, excluding Pilot Mountain Slough and Yukon River;
Sec. 17, excluding Native allotment F-15061 and Yukon River;
Sec. 18, excluding Native allotment F-15061;
Sec. 19, all;
Sec. 20, excluding Native allotment F-15061;
Sec. 21, excluding Pilot Mountain Slough and the interconnecting slough of Yukon River;
Sec. 22, excluding the interconnecting slough of Yukon River;
Secs. 23, 24, 25 and 26, all;
Secs. 27, 28, 29 and 30, excluding Pilot Mountain Slough;
Sec. 31, all;
Sec. 32, excluding Pilot Mountain Slough;
Sec. 33, all;
Sec. 34, excluding Pilot Mountain Slough;
Secs. 35 and 36, all.

Containing approximately 18,274 acres.

T. 10 S., R. 8 E.,
Secs. 1 to 36, inclusive, all.

Containing approximately 22,860 acres.

T. 7 S., R. 9 E.,
Secs. 1 to 13, inclusive, all;
Sec. 14, excluding Native allotment F-13338;
Secs. 15 to 19, inclusive, all;
Secs. 20 and 21, excluding Native allotment F-14030
Sec. 22, all;
Sec. 23, excluding Native allotment F-13338;
Secs. 26 to 35, inclusive. all

Containing approximately 20,750 acres.

T. 9 S., R. 9 E.,
Secs. 3 to 10, inclusive, all;
Secs. 15 to 22, inclusive, all;
Secs. 25 to 32, inclusive, all;
Secs. 33 and 34, excluding Native allotment F-15479 Parcel A;
Secs. 35 and 36, all.

Containing approximately 17,628 acres.

T. 11 S., R. 9 E.,
Secs. 1 to 29, inclusive, all;
Secs. 30 and 31, excluding Mineral Survey application F-23158;
Secs. 32 to 36, inclusive, all.

Containing approximately 22,852 acres.

T. 8 S., R 10 E.,
Secs. 1 to 5, inclusive, all;
Secs. 8 to 12, inclusive, all.

Containing approximately 6,400 acres.

T. 10 S., R. 10 E.,
Sec. 4, all;
Sec. 5, excluding Kala Slough;
Secs. 6 and 7, all;
Secs. 8, 9, 16 and 17, excluding Kala Slough;
Secs. 18, 19 and 20, all;
Sec. 21, excluding Kala Slough;
Secs. 28 to 33, inclusive, all.

Containing approximately 10,960 acres.

T. 7 S., R. 11 E.,
Secs. 1 to 36, inclusive, all.

Containing approximately 22,930 acres.

T. 11 S., R. 11 E.,
Secs. 1 to 36, inclusive, all.

Containing approximately 22,932 acres.

T. 10 S., R. 12 E.,
Secs. 19 to 36, inclusive, all.

Containing approximately 11,439 acres.

Aggregating approximately 177,025 acres.

The conveyance issued for the surface and subsurface estates of the lands described above shall contain the following reservations to the United States:

Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 708; 43 U.S.C. 1601, 1616(b)), the following public easements, referenced by easement identification number (EIN) on the easement maps attached to this document, copies of which will be found in case file F-21779-16, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

25 Foot Trail—The uses allowed on a twenty-five (25) foot wide trail easement are: travel by foot, dogsled, animals, snowmobiles, two and three-wheel vehicles, and small all-terrain vehicles (less than 3,000 lbs. Gross Vehicle Weight (GVW)).

50 Foot Trail—The uses allaowed on a fifty (50) foot wide trail easement are: travel by foot, dogsled, animals, snowmobiles, two and three-wheel vehicles, small and large all-terrain vehicles, track vehicles, and four-wheel drive vehicles.

One Acre Site—The uses allowed for a site easement are: vehicle parking (e.g., aircraft, boats, ATV's snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading, or unloading shall be limited to 24 hours.

a. (EIN 1a L) An easement for an existing access trail fifty (50) feet in width from Sec. 2, T. 10 S., R. 9 E., Kateel River Meridian, northerly to public lands in Secs. 14 and 23, T. 9 S., R. 9 E., Kateel River Meridian. The uses allowed are those listed above for a fifty (50) foot wide trail easement.

b. (EIN 1b L) An easement for an existing access trail fifty (50) feet in width from Kala Slough in Sec. 22, T. 10 S., R. 10 E., Kateel River Meridian, southwesterly to public lands in Sec. 30, T. 11 S., R. 10 E., Kateel River Meridian. The uses allowed are those listed above for a fifty (50) foot wide trail easement.

c. (EIN 9 C5, L, M, N) An easement for a proposed access trail fifty (50) feet in width from site EIN 14 C5, M, N, in Sec. 16, T. 10 S., R. 11 E., Kateel River Meridian, southeasterly to public lands in Sec. 6, T. 11 S., R. 12 E., Kateel River Meridian. The uses allowed are those listed above for a fifty (50) foot wide trail easement.

d. (EIN 17a C4, C5) An easement for a proposed access trail twenty-five (25) feet in width from public lands in Sec. 36, T. 7 S., R. 8 E., Kateel River Meridian, southeasterly to public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

e. (EIN 17b C4, C5) An easement for a proposed access trial twenty-five (25) feet in width from public lands in Sec. 36, T. 9 S., R. 8 E., Kateel River Meridian, southeasterly to public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

f. (EIN 17d C4, C5) An easement for a proposed access trail fifty (50) feet in width from public lands in Sec. 1, T. 11 S., R. 8 E., Kateel River Meridian, northeasterly to public lands. The uses allowed are those listed above for a fifty (50) foot wide trail easement.

g. (EIN 22 M, N) An easement for a proposed access trail fifty (50) feet in width

from the left bank of Kala Slough and site EIN 22a M, N in Sec. 8, T. 10 S., R. 10 E., Kateel River Meridian, westerly to public lands. The uses allowed are those listed above for a fifty (50) foot wide trail easement.

h. (EIN 22a M, N) A one [1] acre site easement upland of the ordinary high water mark in Sec. 8, T. 10 S., R. 10 E., Kateel River Meridian, on the left bank of Kala Slough. The uses allowed are those listed above for a one (1) acre site easement.

The grant of the above-described lands shall be subject to:

1. Issuance of a patent confirming the boundary description of the unsurveyed lands hereinabove granted after approval and filing by the Bureau of Land Management of the official plat of survey covering such lands; and

2. Valid existing rights therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339, 341; 48 U.S.C. Ch. 2, Sec. 6(g))), contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (43 U.S.C. 1601, 1616(b)(2)) (ANCSA), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law.

To date 1,454,488 acres of land, selected pursuant to Sec. 12(c) of the Alaska Native Claims Settlement Act have been approved for conveyance to Doyon, Limited.

Within the above described lands, only the following inland water bodies are considered to be navigable:

Pilot Mountain Slough; Kala Slough; Yukon River and its interconnecting sloughs.

In accordance with Departmental regulation 43 CFR 2650.7(d), notice of this decision is being published once in the Federal Register and once a week, for four (4) consecutive weeks, in the FAIRBANKS DAILY NEWS-MINER. Any party claiming a property interest in lands affected by this decision may appeal the decision to the Alaska Native Claims Appeal Board, P.O. Box 2433, Anchorage, Alaska 99510 with a copy served upon both the Bureau of Land Management, Alaska State Office, 701 C Street, Box 13, Anchorage, Alaska 99513 and the Regional Solicitor, Office of the Solicitor, 510 L Street, Suite 408, Anchorage, Alaska 99501, also:

1. Any party receiving service of this decision shall have 30 days from the receipt of this decision to file an appeal.

2. Any unknown parties, any parties unable to be located after reasonable efforts have been expended to locate, and any parties who failed or refused to sign the return receipt shall have until January 11, 1980, to file an appeal.

3. Any party known or unknown who may claim a property interest which is adversely affected by this decision shall be deemed to have waived those rights which were adversely affected unless an appeal is timely filed with the Alaska Native Claims Appeal Board.

To avoid summary dismissal of the appeal, there must be strict compliance with the regulations governing such appeals. Further information on the manner of and requirements for filing an appeal may be obtained from the Bureau of Land Management, 701 C Street, Box 13, Anchorage, Alaska 99513.

If an appeal is taken, the party to be served with a copy of the notice of appeal is:

Doyon, Limited, First and Hall Streets, Fairbanks, Alaska 99701.

Sue A. Wolf,

Chief, Branch of Adjudication.

[FR Doc. 79-38022 Filed 12-11-79; 8:45 am]

BILLING CODE 4310-84-M

[Colorado 23734 AC-AF]

Colorado; R/W Application for Pipeline

November 27, 1979.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (41 Stat. 449), as amended (30 U.S.C. 185), Northwest Pipeline Corporation, P.O. Box 1526, Salt Lake City, Utah 84110, has applied for rights-of-way, 79084, 79192, 79254, 79255, 79375, 79385, 79386, 79388-79390, 79425, 79494, 79570, 79674, for 4½" and —⅝" o.d. natural gas pipeline for the North Douglas Creek Gathering System-well hookups, approximately 12.509 miles long, across the following Public Lands:

Sixth Principal Meridian, Rio Blanco County, Colo.

T. 1 S., R. 101 W.,
Sec. 22: S½S½;
Sec. 27: Lots 4, 5, 6, NE¼SW¼, SE¼NE¼, N½SE¼, W½NE¼, NE¼NW¼;
Sec. 28: SE¼SE¼;
Sec. 29: SW¼NE¼, NW¼SE¼, S½SE¼;
Sec. 32: NE¼NE¼;
Sec. 33: N½N½, SW¼NW¼, NW¼SW¼.
T. 1 S., R. 103 W.,
Sec. 3: Lots 4, 5, 12-14, SE¼NW¼, SW¼SW¼, E½SW¼;
Sec. 4: SE¼SE¼;
Sec. 8: S½NE¼, SW¼NW¼;
Sec. 9: N½NE¼, NE¼NW¼, S½NW¼;
Sec. 10: N½N½, SE¼NE¼;
Sec. 27: S½SW¼;
Sec. 28: SE¼SE¼;
Sec. 33: Lot 4, E½NE¼, NE¼SE¼;
Sec. 34: Lot 1, NE¼NW¼.

The above-named gathering system will enable the applicant to collect natural gas in areas through which the pipeline will pass and to convey it to the applicant's customers.

The purposes for this notice are: (1) To inform the public that the Bureau of Land Management is proceeding with the preparation of environmental and other analytic reports, necessary for determining whether or not the application should be approved and if approved, under what terms and conditions; (2) to give all interested parties the opportunity to comment on the application; (3) to allow any party asserting a claim to the lands involved or having bona fide objections to the proposed natural gas gathering system to file its claim or objections in the Colorado State Office. Any party so filing must include evidence that a copy thereof has been served on *Northwest Pipeline Corporation.* Any comment, claim or objections must be filed with the Chief, Branch of Adjudication, Bureau of Land Management, Colorado State Office, Room 700, Colorado State Bank Building, 1600 Broadway, Denver, Colorado 80202, as promptly as possible after publication of this notice.

William J. Norton II,

Acting Leader, Craig Team Branch of Adjudication.

[FR Doc. 79-37988 Filed 12-11-79; 8:45 am]

BILLING CODE 4310-84-M

Nevada—Revision to Wilderness Inventory Decision on Cedar Ridge Wilderness Study Area, Elko District, Nevada

On October 13, 1978, a decision was issued by the Bureau of Land Management in Nevada on the results of an accelerated wilderness inventory conducted on public lands in northeastern Nevada for areas of high interest in oil and gas exploration.

In that decision, the Cedar Ridge Wilderness Inventory Unit (NV-010-088) was identified as a Wilderness Study Area. After the decision was issued, new information was submitted by the public concerning the presence of a road within the unit. The BLM has reviewed this information and has concluded that an error was made in the original inventory and that the route in question meets the definition of a road as published in the *Wilderness Inventory Handbook.* The presence of the road cuts 4,650 acres from the northern end of the unit, creating a new unit NV-010-088A. This new unit has been inventoried and does not qualify under the wilderness criteria of size or outstanding opportunities for either

solitude or primitive and unconfined recreation.

Unit NV–010–088 has been reduced form 14,080 acres to 9,430 acrea as a result of this amended decision. Despite this decrease in area, it still meets the wilderness criteria of size, roadlessness, naturalness, and has outstanding opportunities for solitude and primitive and unconfined types of recreation.

A 30-day public comment period on this proposed, amended, intensive inventory decision will begin on December 17, 1979 and conclude on January 15, 1980. Comment should be directed towards the presence or absence of wilderness criteria in NV–010–088A. After public comments received are analyzed, a final decision will then be issued by the State Director and announced in the Federal Register. A 30-day period will then lapse before the decision will be implemented. That final decision will be subject to protest during the 30-day period

An openhouse will be held at the Elko BLM District Office, 2002 Idaho Street, on January 7, 1980 at 1:30 p.m. and materials concerning this proposed decision will be available. Copies of these materials may also be reviewed at the State Office, 300 Booth Street, Room 3031, Reno, Nevada 89509.

Additional information is available in either the Elko or Reno BLM offices.

Dated: December 4, 1979.

Edward F. Spang,

State Director, Nevada.

[FR Doc 79-38094 Filed 12-11-79; 8:45 am]

BILLING CODE 4310-84-M

INTERNATIONAL TRADE COMMISSION

[303-TA-12]

Pig Iron From Brazil; Investigation and Hearing

Having received advice from the Department of the Treasury on November 20, 1979, that bounties or grants are being paid with respect to pig iron imported from Brazil, entered duty free under item 607.15 of the Tariff Schedules of the United States, the U.S. International Trade Commission, on December 3, 1979, instituted investigation No. 303–TA–12 under § 303 of the Tariff Act of 1930, as amended (19 U.S.C. 1303) (the countervailing duty law), to determine whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

Conduct of the investigation under the Trade Agreements Act of 1979. Under the countervailing duty law, the Commission is required to notify the Treasury Department of its determination in this investigation not later than 3 months after receiving Treasury's advice, in this case not later than February 20, 1980. However, the countervailing duty law has been amended in part and supplemented in part by sections 101–103 of the Trade Agreements Act of 1979 (Pub. L. 96–39, 93 Stat. 144, July 26, 1979). Section 101 of the act establishes a new title VII of the Tariff Act (sec. 701, et seq.; 19 U.S.C. 1671, et seq.) providing new (supplemental) countervailing duty provisions. Section 102 treats with investigations pending as of the effective date of the new title VII provisions (January 1, 1980, assuming that certain conditions set forth in secs. 2 and 107 of the Trade Agreements Act are fulfilled as of that date). Section 103 amends the present law (sec. 303 of the Tariff Act) in several specific respects to take into account new title VII of the Tariff Act.

Assuming that the new law becomes effective on January 1, 1980, the Commission will be required, under § 102 of the Trade Agreements Act, to terminate this investigation, institute a new investigation under subtitle A of title VII of the Tariff Act, and complete the new investigation within 75 days after January 1. On the assumption that the new law will become effective on January 1, 1980, the procedures described below will be followed in the present investigation.

Hearing. A public hearing in connection with the investigation will be held on Wednesday, February 6, 1980, in the Commission's Hearing Room, U.S. International Trade Commission Building, 701 E Street NW., Washington, D.C. 20436, beginning at 10 a.m., e.s.t. Requests to appear at the public hearing should be filed in writing with the Secretary to the Commission not later than the close of business (5:15 p.m., e.s.t.), January 30, 1980. (If it appears that the new contervailing duty provisions will not become effective on January 1, 1980, a notice rescheduling the hearing (and related prehearing report and statements) for an earlier date will be issued.)

Prehearing statements. The Commission will prepare and place on the record by January 16, 1980, a staff report containing preliminary findings of fact. Parties to the investigation should submit to the Commission a prehearing statement not later than January 29, 1980. The content of such statement should include the following:

(a) Exceptions, if any, to the preliminary findings of fact contained in the staff report;

(b) Any additional or proposed alternative findings of fact;

(c) Proposed conclusions of law;

(d) Any other information and arguments which a party believes relevant to the Commission's determination in this investigation; and

(e) A proposed determination for adoption by the Commission.

Collection and confidentiality of information. Requests for confidential treatment of information submitted to the Commission should be directed to the attention of the Secretary. Requests must conform to the requirements of § 201.6 of the Commission's rules of practice and procedure (19 CFR 201.6).

Information submitted to or gathered by the Commission in conjunction with this proceeding under present § 303 of the Tariff Act will be subject to the new countervailing duty law provisions regarding access to information set forth in new title VII of the Tariff Act after January 1, 1980, if that law becomes effective. Those provisions relate to the collection and retention of information by the Commission and the maintenance of confidentiality or the disclosure of information. The provisions of § 777 of title VII will require the following:

(a) A record of all ex parte meetings between interested parties or persons providing factual information in connection with an investigation and the Commissioners, their staffs, or any person charged with making a final recommendation in an investigation;

(b) Disclosure of nonconfidential information or nonconfidential summaries of confidential information which is not in a form that can be associated with or used to identify the operations of a particular person;

(c) Preventing disclosure of confidential information unless the party submitting the information consents to the disclosure; and

(d) Limited disclosure of certain confidential information under protective order or by an order of the U.S. Customs Court.

Section 516A of the Tariff Act, as added by the Trade Agreements Act, will require all information in the record before the Commission in the title VII investigation, whether confidential or nonconfidential, to become part of the record before the Customs Court in any review of a Commission determination. Section 771 provides definitions applicable to title VII.

These procedures are set forth pursuant to section 335 of the Tariff Act, which authorizes the Commission to adopt such reasonable procedures as are necessary to carry out its functions and duties.

Issued: December 4, 1979.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 79-38120 Filed 12-11-79; 8:45 am]

BILLING CODE 7020-02-M

[Investigation No. 337-TA-74]

Certain Rotatable Photograph and Card Display Units, and Components Thereof; Change of Commission Investigative Attorney

Louis S. Mastriani is designated Commission Investigative Attorney for Investigation No. 337-TA-74, Certain Rotatable Photograph and Card Display Units, and Components Thereof replacing Charles F. Schill. The service of all papers on the Commission Investigative Attorney should henceforth be served upon Mr. Mastriani, effective Monday, December 3, 1979.

The Secretary is requested to publish this notice in the Federal Register.

Dated: December 3, 1979.

Earl Levy,

Deputy Director, Office of Legal Services.

[FR Doc. 79-38127 Filed 12-11-79; 8:45 am]

BILLING CODE 7020-02-M

Roses; Investigation and Hearing

[TA-201-42]

Investigation instituted. Following receipt of a petition on November 15, 1979, filed on behalf of Roses Incorporated, a trade association of the U.S. rose growing industry, the United States International Trade Commission on November 29, 1979, instituted an investigation under section 201(b) of the Trade Act of 1974 to determine whether fresh cut roses (provided for in item 192.20 of the tariff Schedules of the United States (TSUS)), are being imported into the United States in such increased quantities as to be a substantial cause of serious injury, or the threat thereof, to the domestic industry producing an article like or directly competitive with the imported article.

Public hearing ordered. A public hearing in connection with this investigation will be held in the Commission's Hearing Room, U.S. International Trade Commission Building, 701 E Street NW., Washington, D.C. 20436 beginning at 10 a.m., e.s.t. on Monday, February 25, 1980. Requests for appearances at the hearing should be received in writing by the Secretary of the Commission at his office in Washington, D.C. not later than noon, February 18, 1980.

Inspection of petition. The petition filed in this case is available for public inspection at the Office of the Secretary, U.S. International Trade Commission and at the New York City office of the U.S. International Trade Commission, located at 6 World Trade Center.

Issued: December 3, 1979.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 79-38125 Filed 12-11-79; 8:45 am]

BILLING CODE 7020-02-M

OFFICE OF MANAGEMENT AND BUDGET

Delay in Publication of Semi-Annual Agenda

December 10, 1979.

AGENCY: Office of Management and Budget.

ACTION: Delay in Publication of Semi-annual Agenda.

SUMMARY: The publication of OMB's semi-annual agenda of upcoming actions on OMB directives will be published in the Federal Register December 19, 1979.

FOR FURTHER INFORMATION CONTACT: Mr. David R. Leuthold, Budget and Management Officer, Room 5208, New Executive Office Building, Washington, D.C. 20503, (202) 395-7250.

David R. Leuthold,

Budget and Management Office.

[FR Doc. 79-38202 Filed 12-11-79; 8:45 am]

BILLING CODE 3110-01-M

SECURITIES AND EXCHANGE COMMISSION

[Rel. No. 16401; FR-Amex-79-16]

American Stock Exchange, Inc.; Order Approving Proposed Rule Change

December 4, 1979.

On October 18, 1979, the American Stock Exchange, Inc. ("Amex"), 86 Trinity Place, New York, New York 10006, filed with the Commission, pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78(s)(b)(1) (the "Act") and Rule 19b-4 thereunder, copies of a proposed rule change to amend Articles IV, V, IX, and XIII of the Amex Constitution to increase (i) the Gratuity Fund benefits provided for families of deceased, regular Amex members from $15,000 to $75,000; (ii) member contributions to the Fund from $25 to $115; and (iii) the minimum size of the Fund from $30,000 to $150,000. In addition, the proposal provides, with respect to leased memberships, that the lessor rather than the lessee be the Gratuity Fund participant. Lastly, the proposal includes certain related amendments to the Amex Membership Lease Plan.

Notice of the proposed rule change together with the terms of substance of the proposed rule change was given by publication of a Commission Release (Securities Exchange Act Release No. 16298, October 26, 1979) and by publication in the Federal Register (44 FR 62977, November 1, 1979).[1] No comments were received. All written statements with respect to the proposed rule change which were filed with the Commission and all written communications relating to the proposed rule change between the Commission and any person were considered and (with the exception of those statements or communications which may be withheld from the public in accordance with the provisions of 5 U.S.C. 552) were made available to the public at the Commission's Public Reference Room.

The Commission finds that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder applicable to national securities exchanges, and in particular, the requirements of Section 6 and the rules and regulations thereunder.

It is therefore ordered, pursuant to Section 19(b)(2) of the Act, that the above-mentioned proposed rule change be, and it hereby is, approved.

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

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38058 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

[Rel. No. 21327; 70-6381]

Arkansas Power & Light Co.; Proposed Issuance and Sale of Notes to Banks and Commercial Paper and Exception From Competitive Bidding

December 5, 1979.

Notice is hereby given that Arkansas Power & Light Company ("Arkansas"), First National Building, Little Rock, Arkansas 72203, an electric utility subsidiary of Middle South Utilities, Inc., a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding

[1] On October 26, 1979, the Amex amended the original rule filing to indicate that the Amex membership voted approval of the proposed constitutional amendments on October 25, 1979.

Company Act of 1935 ("Act"), designating Sections 6(a) and 7 of the Act and Rule 50(a)(5) promulgated thereunder as applicable to the following proposed transactions. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transactions.

Arkansas is presently authorized (HCAR Nos. 20711 and 21281 (September 19, 1978, and November 2, 1979)) to issue and sell from time to time, through February 29, 1980, up to $125,000,000 aggregate principal amount outstanding at any one time of unsecured short-term promissory notes (including commercial paper) to various commercial banks and/or a dealer in commercial paper to meet its interim financing requirements.

Arkansas now intends to revise the foregoing program and proposes to issue and sell, from time to time through June 30, 1981, unsecured short-term promissory notes (including commercial paper) to various commercial banks and/or a dealer in commercial paper in an aggregate principal amount outstanding at any one time of not more than $150,000,000. It is stated that the nature of each issue of such notes (including commercial paper) will be determined in the light of the then prevailing market conditions and other factors.

As of September 30, 1979, Arkansas' construction program is expected to result in expenditures of approximately $265,213,000 in 1980 and $188,649,000 in 1981. Arkansas will use the net proceeds of the proposed notes for the acquisition of property, the construction, extension, or improvement of its facilities, or the discharge or lawful refunding of its obligations. Most of such net proceeds, together with other funds available from time to time to Arkansas from its operations or derived from the issuance and sale of long-term debt and/or equity securities, will be applied to its construction program.

The notes proposed to be issued and sold to commercial banks will be in the form of unsecured promissory notes payable not more than nine months from the date of issuance with right of renewal, will bear interest at the prime commercial bank rate in effect at the lending bank on the date of issuance or renewal or, from time to time, depending upon the requirements of the lending bank, and will, at the option of Arkansas, be prepayable, in whole or in part, at any time without premium or penalty. While no formal commitments for future borrowings have been made with any bank, it is expected that the banks to whom such notes will be issued and sold and the maximum amount to be issued and outstanding at any one time to each such bank will be substantially as follows:

	Maximum amount to be borrowed
First National Bank of Eastern Arkansas, Forrest City, Arkansas	$400,000
Arkansas Bank & Trust Company, Hot Springs, Arkansas	800,000
The Commercial National Bank, Little Rock, Arkansas	2,000,000
First National Bank in Little Rock, Arkansas	4,000,000
Union National Bank, Little Rock, Arkansas	2,000,000
Worthen Bank & Trust Company, N.A., Little Rock, Arkansas	4,000,000
National Bank of Commerce, Pine Bluff, Arkansas	1,700,000
Simmons First National Bank, Pine Bluff, Arkansas	19,000,000
Peoples Bank & Trust Company, Russellville, Arkansas	300,000
Security Pacific National Bank, Los Angeles, California	18,500,000
Wells Fargo Bank, N.A., Los Angeles, California	5,000,000
Chemical Bank, New York, New York	10,000,000
Irving Trust Company, New York, New York	10,000,000
Manufacturers Hanover Trust Company, New York, New York	45,000,000
Marine Midland Trust Company, New York, New York	10,000,000
Morgan Guaranty Trust Company of New York, New York	8,000,000
J. Henry Schroder Bank & Trust Company, New York, New York	5,300,000
Mellon Bank, N.A., Pittsburgh, Pennsylvania	4,000,000
	$150,000,000

Arkansas maintains accounts with the above Arkansas banks, and, although balances in these accounts may be deemed to be compensating balances, these accounts are stated to be working accounts, and fluctuations in their balances do not reflect or depend upon fluctuations in the amounts of bank loans outstanding. Assuming that a 15 percent compensating balance is maintained and assuming a 15.25 percent prime rate, the effective interest cost would be 17.94 percent. The above non-Arkansas banks may require compensating balances of up to 10 percent of the amount of the commitment for loans and in some instances may require additional compensating balances or fees equivalent thereto not exceeding in any event 10 percent of the average annual amount of the loans outstanding from those banks. Assuming a 15.25% prime rate and a 20 percent compensating balance, the effective interest cost on loans from the non-Arkansas banks would be 19.06 percent.

Arkansas proposes to issue, reissue, and sell commercial paper in denominations of not less than $100,000 directly to a dealer in commercial paper at a discount which will not be in excess of the discount rate per annum prevailing at the date of issuance for commercial paper of comparable quality of that particular maturity. The proposed commercial paper will be in the form of unsecured promissory notes with varying maturities not to exceed 270 days, the actual maturities to be determined by market conditions, effective cost of money to Arkansas, and the company's anticipated cash requirements at the time of issuance. In accordance with the established custom and practices in the market, the proposed commercial paper will not be payable prior to maturity. No commission or fee will be payable by Arkansas in connection with the issuance and sale of commercial paper. The dealer, as principal, will reoffer and sell the commercial paper at a discount rate of 1/10 of 1 percent per annum less than the prevailing discount rate to the company. The dealer in reoffering the commercial paper will limit the reoffer and sale to a non-public customer list of not more than 200 buyers to maturity; of commercial paper. It is anticipated that the commercial paper will be held by the buyers however, the dealer may, if desired by a buyer, repurchase the commercial paper for resale to others on the list of customers.

It is stated that the application of the competitive bidding requirements of Rule 50 with respect to the issuance and sale of commercial paper is not necessary or appropriate in the public interest or for the protection of investors or consumers because the commercial paper will have a maturity not in excess of 270 days, current rates for commercial paper for such prime borrowers as Arkansas are published daily in financial publications, and it is not practical to invite bids for commercial paper.

The fees and expenses to be incurred in connection with the proposed transactions are estimated not to exceed $7,000. It is stated that no state commission and no federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice Is Further Given that any interested person may, not later than December 31, 1979, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington D.C. 20549. A copy of such request should be served personally or by mail upon the declarant at the above-stated address, and proof of service (by affidavit or, in

case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices or orders issued in this matter, including the date of the hearing (if ordered) and any postponement thereof.

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

George A. Fitzsimmons,

Secretary.

[FR Doc. 38060 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

Boston Stock Exchange, Inc., Applications for Unlisted Trading Privileges and of Opportunity for Hearing

December 5, 1979.

The above named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to Section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the following stocks: Cox Broadcasting Corporation, common, $1.00 Par Value (File No. 7-5032); American Brands, Inc., $2.67 Cum. Conv. Pfd., No. Par Value (File No. 7-5104); Georgia-Pacific Corporation, Series A Adjustable Rate, Conv. Pfd. (File No. 7-5105); McDermott (J. Ray) & Co., Inc., $2.20 Series A Cum. Conv. Pfd., $1.00 Par Value (File No. 7-5106); and Reynolds (R. J.) Industries, Inc., $2.25 Cum. Conv. Pfd., No Par Value (File No. 7-5107). These securities are listed and registered on one or more other national securities exchanges.

Interested persons are invited to submit on or before January 4, 1980, written data, views and arguments concerning the above-referenced applications. Persons desiring to make written comments should file three copies thereof with the Secretary of the Securities and Exchange Commission, Washington, D.C. 20549. Following this opportunity for hearing, the Commission will approve the applications if it finds, based upon all the information available to it, that the extensions of unlisted trading privileges pursuant to such applications are consistent with the maintenance of fair and orderly markets and the protection of investors.

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

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38049 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

Cincinnati Stock Exchange, Inc.; Applications for Unlisted Trading Privileges and of Opportunity for Hearing

December 5, 1979.

The above named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to Section 12(f)(1)(B) of the Securities Exchange Act of 1934 and rule 12f-1 thereunder, for unlisted trading privileges in the following common stocks: Colonial Penn Group, $.10 Par Value (File No. 7-5037); Jefferson-Pilot Corporation, $1.25 Par Value (File No. 7-5038); Lincoln National Corporation, $2.50 Par Value (File No. 7-5039); NLT Corporation, $5.00 Par Value (File No. 7-5040); USLIFE Corporation, $1.00 Par Value (File No. 7-5041); Trans World Corporation, $5.00 Par Value (File No. 7-5121); Greyhound Corporation (Arizona), $1.50 Par Value (file No. 7-5056); Digital Equipment Corporation, $1.00 Par Value (File NO. 7-5122); and Southwestern Public Service Co., $1.00 Par Value (File No. 7-5123). These securities are listed and registered on one or more other national securities exchanges.

Interested persons are invited to submit on or before January 4, 1980, written data, views and arguments concerning the above-referenced applications. Persons desiring to make written comments should file three copies thereof with the Secretary of the Securities and Exchange Commission, Washington, D.C. 20549. Following this opportunity for hearing, the Commission will approve the applications if it finds, based upon all the information available to it, that the extensions of unlisted trading privileges pursuant to such applications are consistent with the maintenance of fair and orderly markets and the protection of investors.

For the Commission, by the Division of Market Regulations, pursuant to delegated authority.

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38050 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 21326]

Columbia Gas System, Inc. et. al.; Proposed Open Account Advances to Subsidiary Companies by Parent Company in Connection With Intrasystem Prepayment of Promissory Notes and Related Transactions

December 5, 1979.

In the Matter of The Columbia Gas System, Inc.; Columbia Lng Corporation; Columbia Gas Development Corporation; Columbia Gas System Service Corporation; Columbia Gas Development of Canada, Ltd, 20 Montchanin Road, Wilmington, Delaware 19807; Columbia Gas Transmission Corporation, 1700 MacCorkle Avenue, S.E., Charleston, West Virginia 25314; Columbia Gas of Ohio, Inc.; Columbia Gas of Kentucky, Inc.; Columbia Gas of Virginia, Inc.; Columbia Gas of West Virginia, Inc.; Columbia Gas of Pennsylvania, Inc.; Columbia Gas of New York, Inc.; Columbia Gas of Maryland, Inc., 99 North Front Street, Columbus, Ohio 43215; Columbia Gulf Transmission Company, 3805 West Alabama Avenue, Houston, Texas 77027; Columbia Coal Gasification Corporation; Columbia Hydrocarbon Corporation; The Inland Gas Company, Inc., 340-17th Street, Ashland, Kentucky 41101, (70-6389).

Notice is hereby given that the Columbia Gas System, Inc. ("Columbia"), a registered holding company, and its wholly-owned subsidiary companies listed above, have filed an application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Sections 6(a), 6(b), 9, 10, and 12(b) of the Act and Rules 42(b)(2) and 45 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application-declaration which is summarized below, for a complete statement of the proposed transactions.

It is stated that during the winter heating season Columbia's distribution subsidiary companies generate substantial amounts of cash in excess of current requirements. During the same period, however, the transmission subsidiary companies generate lesser amounts of cash and have generally larger construction expenditures, requiring Columbia to advance funds to such subsidiary companies. In recent years, the Commission has authorized open account advances by Columbia to subsidiary companies and certain related transactions which are designed to alleviate this situation. The present

filing requests authorization to continue such transactions during the calendar year 1980.

It is proposed that the subsidiary companies listed below will prepay from time to time prior to the end of 1980, with excess cash in aggregate amounts not to exceed the amounts set forth below, a portion of their outstanding installment promissory notes ("Notes") held by Columbia. The following amounts represent the estimated aggregate maximum excess funds that such companies are expected to accumulate at any one time during the year 1980.

Columbia Gas System Service Corporation	$5,000,000
Columbia Gas Transmission Corporation	270,000,000
Columbia Gas of Pennsylvania, Inc.	55,000,000
Columbia Gas of New York, Inc.	7,500,000
Columbia Gas of Maryland, Inc.	4,000,000
Columbia Gas of Kentucky, Inc.	12,000,000
Columbia Gas of Virginia, Inc.	5,000,000
Columbia Gas of West Virginia, Inc.	20,000,000
Columbia Gas of Ohio, Inc.	125,000,000
Columbia Gulf Transmission Company	100,000,000
Columbia Hydrocarbon Corporation	3,158,000
The Inland Gas Company, Inc.	4,500,000
Columbia Lng Corporation	104,000,000
Columbia Gas Development Corporation	20,000,000
Columbia Coal Gasification Corporation	4,000,000
Total	739,158,000

The Notes ("Indebtedness") prepaid by the individual companies will be those bearing the highest interest rate or rates outstanding at the time of each prepayment. Interest on such Indebtedness will cease upon prepayment and recommence upon reissuance. As any of such companies require funds for construction and other corporate purposes after prepayment, it is proposed that advances be made to them on open account by Columbia, provided that at no time will the amount of such advances to any subsidiary exceed the amount of Indebtedness theretofore prepaid by it, less any current maturities applicable to Notes which have matured subsequent to the date of prepayment.

The open account advances to any subsidiary company will bear interest commencing on the date of the advances, at the same rate or rates as borne by the equivalent principal amounts of Indebtedness previously prepaid by it during 1979, but in reverse order to that of the prepayments, i.e., beginning from the lowest rate payable on the Indebtedness previously prepaid to the highest rate. Interest on the open account advances will become due on June 30, 1980, and December 31, 1980, and/or on the date such advances are repaid by the reinstatement of Notes. It is further proposed that advances on open account to individual subsidiary companies will be increased or decreased from time to time in accordance with variations in the cash flow of the individual subsidiary companies. The proposed advances will not be in excess of the Indebtedness prepaid theretofore. At such time as the advances to any subsidiary company equal to the aggregate amount of the Indebtedness prepaid by it, or in any event not later than December 31, 1980, such prepaid Indebtedness will be reinstated in repayment of the outstanding open account advances.

Financing of construction or gas storage programs of any operating subsidiary company pursuant to Commission authorization will not be consummated until such time as advances have been made in amount equal to the amount of Indebtedness prepaid. Any subsidiary company which during 1980 has borrowed on open account from Columbia an amount smaller than the amount of Indebtedness theretofore prepaid by it will on December 31, 1980, reinstate its Indebtedness to Columbia in an amount sufficient to discharge its open account borrowings, and the balance of its prepaid Indebtedness will be considered to have been permanently prepaid. Such permanent prepayment would be applied against Indebtedness bearing the highest interest rates and would be consummated only with respect to Indebtedness bearing interest at a rate equal to or in excess of the rate applicable to borrowings by subsidiary companies from Columbia as of December 31, 1980. In the event that a permanent prepayment by any subsidiary company would be indicated with respect to Notes bearing an interest rate less than the rate applicable to debt purchased by Columbia from subsidiary companies at December 31, 1980, such Notes will be reinstated by the subsidiary company at or before the end of 1980.

It is stated that the proposed transactions are designed to achieve the following: (1) flexibilty to prepay at the earliest possible date inventory loans with commercial banks and other short-term borrowings; (2) deferment of outside financing until aggregate system funds approach a minimum balance, (3) facilitate the internal financing of emergency requirements, and (4) allow subsidiaries, during any period in which they have excess cash, to temporarily prepay Notes owed Columbia, thereby decreasing their own net corporate interest expense.

Expenses to be incurred by Columbia and its subsidiary companies in connection with the proposed transactions are estimated at $7,000, including $4,000 for services, at cost, provided by Columbia Gas System Service Corporation.

It is stated that the Public Service Commission of West Virginai has authorized the prepayment and reissuance of prepaid Notes by Columbia Gas of West Virginia, Inc., that the Public Service Commission of New York has authorized the reissuance of prepaid Notes by Columbia Gas of New York, Inc., that the Public Service Commission of Kentucky has authorized the reissuance of prepaid Notes by Columbia Gas of Kentucky, Inc., and that the State Corporation Commission of Virginia has authorized the reissuance of prepaid Notes by Columbia Gas of Virginia, Inc. It is represented that no other state or federal commission, other than this Commission, has jurisdiction over the proposed transactions. The applicants-declarants have requested that authorization be granted to file certificates under Rule 24 with respect to the proposed transactions on a quarterly basis.

Notice is further given that any interested person may, not later than December 28, 1979, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application-declaration which he desires to controvert; or he may request that he be notified should the Commission order a hearing in respect thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail upon the applicants-declarants at the above-stated addresses, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as filed or as it may be further amended, may be granted and permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof to take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

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

George A. Fitzsimmons,

Secretary.

[FR Doc. 79-38059 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

[Rel. No. 10969; 811-1584]

Doll Fund, Inc.; Application Pursuant to Section 8(f) of the Act for an Order Declaring That Applicanat Has Ceased To Be an Investment Company

December 4, 1979.

Notice is hereby given that Doll Fund, Inc., Thackeray Lane, Mendham, New Jersey 07945 ("Applicant"), registered under the Investment Company Act of 1940 ("Act") as an open-end, non-diversified management investment company, filed an application on October 22, 1979, pursuant to Section 8(f) of the Act and Rule 8f-1 thereunder, for an order of the Commission declaring that Applicant has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Applicant, a corporation organized under the laws of the State of Delaware, registered under the Act on January 15, 1968, under the name Pyramid Fund, Inc., and on June 10, 1968 filed a registration statement on Form S-5 under the Securities Act of 1933 covering 1,000,000 shares of its common stock, $1.00 par value, in connection with a proposed public offering of its shares. This registration statement was declared effective on December 20, 1968, and Applicant commenced an initial public offering on that date. Applicant states that its name was subsequently changed to Doll Fund, Inc.

Applicant further states that on June 14, 1979, its shareholders ratified a Resolution adopted by its Board of Directors on January 31, 1979 that Applicant be liquidated and dissolved in accordance with Delaware law. Applicant states that, pursuant to such Resolution, all of its assets were converted to cash during the month of August, 1979 and deposited in Applicant's custodian bank. On September 4, 1979, checks to all shareholders were drawn on this cash and mailed to the last known addresses of such shareholders.

Applicant represents that, as of October 22, 1979, four such checks have been returned addressee unknown, and that Applicant is attempting to locate these shareholders. It is stated that if such shareholders cannot be located, Applicant will place their respective liquidating distributions in a trust account for them. Applicant further represents that as of September 30, 1979, the amount held on deposit at its custodian bank was $1,447, estimated to be sufficient to pay accrued taxes, dissolution fees, and accounting and filing fees for 1979 returns.

Applicant states that it has been granted a Tax Waiver and Certificate of Withdrawal in the State of New Jersey, its principal place of business, and that it will apply for similar treatment, including the issuance of a certificate of dissolution, in the State of Delaware. Thus, Applicant states that it is not now, nor does it propose to be, engaged in any business activities other than those necessary to winding up its affairs.

Section 8(f) of the Act provides, in pertinent part, that whenever the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and that, upon the taking effect of such order, the registration of such company shall cease to be in effect.

Notice is further given that any interested person may, not later than December 28, 1979, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail upon Applicant at the address stated above. Proof of such service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management, pursuant to delegated authority.

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38057 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

[Rel. No. 21328; 70-6151]

General Public Utilities Corp. and GPU Service Corp.; Proposed Extension of an Adjustment in Short-Term Debt Authorization

December 5, 1979.

Notice is hereby given that General Public Utilities Corporation ("GPU"), 100 Interpace Parkway, Parsippany, New Jersey 07054, a registered holding company and its service company subsidiary General Public Utilities Service Corporation ("Service Company"), have filed with this Commission a post-effective amendment to its declaration previously filed and amended in this matter pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Sections 6(a), 7 and 12 of the Act as applicable to the proposed transactions. All interested persons are referred to the declaration, as amended by said post-effective amendment, which is summarized below, for a complete statement of the proposed transactions.

By orders dated May 18, 1978 (HCAR No. 20550) and July 31, 1978 (HCAR No. 20652), this Commission authorized (a) Service Company to issue its unsecured promissory notes maturing on December 31, 1979, evidencing borrowings of up to $13,000,000 from Hartford National Bank and Trust Company ("Hartford") and Citibank, N.A., and (b) GPU to guarantee the payment of principal and interest on such borrowings. Such promissory notes were to bear interest at 105% of the banks' prime rate for commercial borrowings as in effect from time to time. The proceeds from such borrowings were to be used to finance the construction and partial equipping of a 125,000 sq. ft. headquarters office building to be constructed by Service Company on a 25 acre site in Parsippany, New Jersey, or to reimburse Service Company's treasury for funds previously expended therefrom for such purposes. By order dated June 5, 1979 (HCAR No. 21082) this Commission authorized Service Company to secure such borrowings by granting Hartford a first mortgage on the 25 acre site and office building. At the date hereof, Service Company has outstanding $12,700,000 principal amount of such promissory notes.

GPU and Service Company are seeking more permanent financing arrangements for the building. Pending the making of such arrangements, GPU and Service Company by post-effective amendment now request that the time during which Service Company may issue, and GPU may guarantee, notes evidencing borrowings from Hartford and Citibank, as well as the maturity date of such notes, be extended until December 31, 1980. In addition, GPU and Service Company further request that such notes be permitted to bear interest at 108% of the prime rate, in effect from time to time, during the period January 1, 1980 through December 31, 1980. In all other respects the transactions as heretofore authorized by the Commission would remain unchanged.

A statement of the fees, commissions and expenses to be incurred in connection with the proposed transactions will be filed by amendment. It is stated that no state or federal commission, other than this Commission, has jurisdiction in connection with the proposed transactions.

Notice is further given that any interested person may, not later than December 28, 1979, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration, as amended by said post-effective amendment, which he desires to controvert; or he may request that he be notified if the Commission should order a hearing theron. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail upon the declarants at the above-stated address, and proof of sevice (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date the declaration, as amended by said post-effective amendment or as it may be further amended, may be permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20 (a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or 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

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

George A. Fitzsimmons,

Secretary.

[FR Doc. 79-38044 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 21322; 70-6382]

General Public Utilities Corp.; Proposal by Holding Company To Make Capital Contributions to Its Subsidiaries

November 30, 1979.

Notice is hereby given that General Public Utilities Corporation ("PGU"), 100 Interpace Parkway, Parsippany, New Jersey 07054, a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Section 12(b) of the Act and Rule 45 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transactions.

GPU proposes to make cash capital contributions from time to time through December 31, 1980 to two of its three major operating subsidiaries, Jersey Central Power & Light Company ("JCP&L") and Metropolitan Edison Comapny ("Met-Ed"), of amounts up to an aggregate of $50,000,000. GPU does not expect that it will be necessary to make cash capital contributions to its other major operating subsidiary, Pennsylvania Electric Company ("Penelec"), during the year.

GPU proposes to allocate the respective amounts of the proposed contributions between these two subsidiaries as to best match the needs of each subsidiary as such needs develop during 1980; provided, however, that the amount of such capital contributions to either of such subsidiaries would not in any event exceed $30 million. Such needs of these subsidiaries will be affected by the inability to precisely predict their respective earnings and internal cash generation, rate and timing of expenditures of construction, repair and clean-up expenditures at the Three Mile Island nuclear generating station and restrictions on the issuance of unsecured short-term debt. Such cah capital contributions will be credited by the recipients to their respective capital surplus accounts.

The proposed cash capital contributions will be utilized by JCP&L and Met-Ed for the purpose fo financing their respective businesses as public utilities, including the construction of additional facilities, repair and cleanup activities at the Three Mile Island nuclear generating station, and the increase in their working capital.

During 1980, JCP&L will require an aggregate of approximately $135,000,000 for its construction program, and approximately $11,000,000 for sinking fund and refinancing purposes. Cash capital contributions from GPU, together with internally generated cash of approximately $115,000,000 will be applied to these purposes. In addition, JCP&L will have short-term bank borrowings outstanding under the GPU System Revolving Credit Agreement and with other banks from time to time during the year.

During 1980, Met-Ed will require an aggregate of Approximately $50,000,000 for its construction program, and approximately $15,000,000 for sinking fund and refinancing purposes. Cash capital contributions from GPU, together with internally generated cash of approximately $15,000,000 will be applied to these purposes. Met-Ed will also have short-term bank borrowings outstanding under the GPU System Revolving Credit Agreement and with other banks from time to time during the year.

During 1980, Penelec will require an aggregate of approximately $90,000,000 for its construction program, and approximately $5,000,000 for sinking fund and refinancing purposes. Internally generated cash of approximately $60,000,000 plus, on an interim basis, the utilization of temporary investments and proceeds of bank borrowings, will be applied to these purposes.

The fees commissions and expenses to be incurred by GPU in connection with the proposed transactions are estimated at $6,000, including legal fees of $3,500. It is stated that no state commission or federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than December 26, 1979, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the filing which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail upon the declarant at the above-stated address, and proof of service, (by

affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices or orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

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

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38047 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 10970; 812-4556]

Intercapital High Yield Securities, Inc.; Application Pursuant to Section 6(c) of the Act for Exemption From Section 2(a)(19)

December 4, 1979.

Notice is hereby given that InterCapital High Yield Securities Inc., One Battery Park Plaza, New York, New York 10004, ("Applicant") registered under the Investment Company Act of 1940 ("Act") as an open-end, diversified management company, filed an application on October 22, 1979, and an amendment thereto on November 27, 1979, for an order of the Commission pursuant to Section 6(c) of the Act declaring that Dr. Irwin Friend, a director of Applicant, shall not be deemed an interested person of Applicant within the meeting of Section 2(a)(19) of the Act solely by reason of his position as director of PMI Securities Co. ("PMI"), a registered broker-dealer under the Securities Exchange Act of 1934 ("Exchange Act"). All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

PMI was originally organized in 1972 to be a holding company of two mortgage insurance companies ("insurance companies"). In 1973 PMI and the insurance companies were acquired by Allstate Insurance Company ("Allstate") and PMI commenced doing business as a "match-maker," that is, bringing together buyers and sellers of whole mortgages and participations on residential properties without compensation. In 1978 PMI was sold by Allstate to the newly-formed PMI Mortgage Corporation, a company which is a wholly-owned subsidiary of Allstate Enterprises, Inc., which is, in turn, a wholly-owned subsidiary of Sears, Roebuck and Co.

Applicant states the PMI is not now and since its registration as a broker dealer under the Exchange Act has not been engaged in the business of buying or selling any securities either as broker or dealer. However, PMI contemplates acting as a broker-dealer in the distribution of mortgage pass-through securities issued by its parent PMI Mortgage Corporation. These securities may be registered pursuant to the Securities Act of 1933. Applicant states that non-registered private placements of securities are also contemplated.

Dr. Friend is Edward J. Hopkinson Professor of Finance and Economics at The Wharton School of the University of Pennsylvania, and is also Director of the Rodney L. White Center for Financial Research at the University of Pennsylvania. Applicant states that Dr. Friend has no past employment, consulting, contractual, financial, or other relationship with PMI or any affiliated person of PMI, other than as director of PMI, the insurance companies and PMI Mortgage Corporation.

Applicant states that its investment policy is to invest in fixed-income securities and that it is precluded from purchasing interests in real estate, except that it may purchase securities of issuers which engage in real estate operations and securities which are secured by real estate or interests therein. Applicant believes that the mortgage pass-through securities proposed to be the subject of PMI's broker-dealer business may be securities which would qualify for investment by Applicant. Applicant states, however, that similar types of investments are avialble to Applicant and, therefore, Applicant will have no need to obtain such investments through PMI. Furthermore, Applicant undertakes that it will not, under any circumstances, do any business, directly or indirectly, with PMI, in any capacity, whether as broker, dealer or otherwise, so long as Dr. Friend is a director of Applicant and a director of PMI.

Section 2(a)(19) of the Act, in pertinent part, defines an "interested person" of an investment company to include any broker or dealer registered under the Exchange Act or any affiliated person of such broker or dealer. The term "affiliated person" of another person is defined by Section 2(a)(3)(D) of the Act to include a director of such other person. Dr. Friend is a director of PMI and is, therefore, an affiliated person of PMI. Applicant does not view Dr. Friend to be an interested person of Applicant but seeks to have Dr. Friend determined by order to be a disinterested director, notwithstanding his status as a director of PMI.

Section 6(c) of the Act provides, in pertinent part, that the Commission, by order upon application, may conditionally or unconditionally exempt any person from any provision of the Act, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Applicant submits that it would be misleading to stockholders and unfair to Dr. Friend to identify him as an interested director of Applicant since such a label, it contends, implies the existence of a question of actual or potential conflict of interest which, Applicant claims, does not in fact exist. Applicant asserts that because of Dr. Friend's personal stature and the removal of any possibility that Applicant will do business with PMI, Dr. Friend will be in a position to act independently on behalf of Applicant and its shareholders without any possible impairment arising out of his affiliation with PMI.

Accordingly, Applicant believes that it would be in its best interests to have Dr. Friend's status as a disinterested director clearly acknowledged and that the requested exemption is therefore appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than December 28, 1979, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the application accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail upon Applicant at the address stated above. Proof of such service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As

provided by Rule 0–5 of the Rules and Regulations promulgated under the Act, an order pursuant to Section 6(c) of the Act disposing of the application herein will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Mangement, pursuant to delegated authority.

Shirley E. Hallis,

Assistant Secretary.

[FR Doc. 79-38053 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 21323; 70-6376]

Jersey Central Power & Light Co. et al.; Proposal To Allocate Consolidated Federal Income Tax Liability by Method Other Than Specified in Rule 45(b)(6)

November 30, 1979.

In the Matter of Jersey Central Power & Light Company, 161 Madison Avenue, Morristown, New Jersey; Metropolitan Edison Company, York Haven Power Company, P.O. Box 542, Reading, Penna. 19603; Pennsylvania Electric Company, Nineveh Water Company, 1001 Broad Street, Johnstown, Penna. 15907; General Public Utilities Corporation, Cherry Hills Fuel Corporation, GPU Service Corporation, 260 Cherry Hill Road, Parisippany, New Jersey 07054.

Notice is Hereby given that General Public Utilities Corporation ("GPU"), a registered holding company, and its subsidiary companies named-above have filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Section 12(b) of the Act and Rule 45 promulgated thereunder as applicable to the following proposal. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposal.

GPU and its subsidiaries join as a group in the filing of consolidated Fedeal income tax returns. They state that two of the electric utility subsidiaries, Metropolitan Edison Company ("Met-Ed") and Jersey Central Power & Light Company ("JC") are expected to report losses for tax purposes for the year 1979. Such losses will be used, in the consolidated return, to eliminate taxable income from other sources, and to adjust the consolidated tax liabilities for prior and future years.

Applicants state that the general allocation formula for allocation of consolidated return tax liabilities authorized by Rule 45(b)(6) is not suitable for a case in which an operating utility company suffers a material loss. Applicants have entered into a tax allocation agreement, pursuant to Section 1552 of the Internal Revenue Code of 1954, as amended, and submit that agreement for approval under Section 12(b) of the Act and Rule 45(a). They propose to allocate the consolidated return liability in accordance with the tax allocation agreement, for the year 1979 and subsequent years, until further order of the Commission.

The tax allocation agreement provides that there shall be allocated to each company in the consolidated group, except the holding company, the tax benefits of its own net operating losses. The tax benefits of the holding company's deductions will be allocated among the subsidiaries in proportion to the holding company's average common stock equity investment in each company during the year. The prior allocation of the holding company deductions under Rule 45(b)(6) for years before 1979, however, will not be adjusted in connection with allocating operating loss carry backs.

A company which does not have a net operating loss of its own and which would have income tax liability (allowing for its own investment tax credits which it could utilize on a separate return basis), were the liability not offset by net operating losses of other companies in the group, will pay the amount of such tax reduction to the companies, other than the holding company, whose net operating losses are so used in the consolidated return. Such payments will be divided among the loss companies in proportion to the use of their net operating losses. If there is a consolidated minimum tax arising from "preference" items as defined in the Internal Revenue Code, such minimum tax will be independently allocated among the companies in the ratio of their respective preference incomes.

Based on estimates of income and expenses for the balance of the tax year, and the companies' interpretation of the relevant tax laws, it is believed that the current operating losses of Met-Ed and JC will produce about $16 million of 1979 tax deductions. These amounts will be paid to the two operating companies providing the deductions. It appears that no refunds of taxes paid in prior years will occur, but that the operating loss carry backs expected will replace investment tax credits previously claimed and increase the investment tax credits available for use in future years. The tax allocation agreement would preserve such benefits for the operating utility company which created such credits.

The fees, expenses and commissions incurred in connection with this proposal will be filed by amendment. Although it is not entirely clear whether the contract involved in this Declaration is embraced within Section 2102 of the Pennsylvania Public Utility Code, the Companies propose to file a copy of this declaration with the Pennsylvania Public Utility Commission in response to that provision of the Pennsylvania Public Utility Code. It is stated that no other state commission and no federal commission, other than this Commission, has jurisdiction with respect to the proposal.

Notice is Further Given that any interested person may, not later than December 26, 1979, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail upon the declarants at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from its rules under the Act as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

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

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38054 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

Midwest Stock Exchange, Inc.; Applications for Unlisted Trading Privileges and of Opportunity for Hearing

December 5, 1979.

The above named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to Section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stocks of Purex Industries, Inc. (Delaware), $1.00 Par Value (File No. 7-5103) and Greyhound Corporation (Arizona), $1.50 Par Value (File No. 7-5065). These securities are listed and registered on one or more other national securities exchanges.

Interested persons are invited to submit on or before January 4, 1980, written data, views and arguments concerning the above-referenced applications. Persons desiring to make written comments should file three copies thereof with the Secretary of the Securities and Exchange Commission, Washington, D.C. 20549. Following this opportunity for hearing, the Commission will approve the applications if it finds, based upon all the information available to it, that the extensions of unlisted trading privileges pursuant to such applications are consistent with the maintenance of fair and orderly markets and the protection of investors.

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

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38051 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 6162; 18-56]

Munger, Tolles & Rickershauser Retirement Plan; Filing of Application for an Order Pursuant to Section 3(a)(2) of the Securities Act of 1933 Exempting From the Provisions of Section 5 of the Act Interests or Participations in the Munger, Tolles & Rickershauser Retirement Plan

December 4, 1979.

Notice is hereby given that Munger, Tolles & Rickershauser (hereinafter referred to as the "Applicant" or the "Firm"), a law firm organized as a partnership under the laws of the State of California, on July 9, 1979 filed an application (amended by letters dated October 23 and October 29, 1979) for exemption from the registration requirements of the Securities Act of 1933 (the "Act") for interests or participations issued in connection with the Munger, Tolles & Rickershauser Retirement Plan (the "Plan"). All interested persons are referred to those documents, which are on file with the Commission, for the facts and representations contained therein, which are summarized below.

I. Introduction

The Plan covers the Firm's partners, lawyers and non-law personnel who have completed three years of service with the Firm. For the year ended December 31, 1978, 23 partners and 13 employees were eligible to participate and 21 partners and 13 employees actually did participate. Applicant states that the Plan is of the type commonly referred to as a "Keogh" plan, which covers persons (in this case, Applicant's partners) who are employees within the meaning of Section 401(c)(1) of the Internal Revenue Code of 1954 (the "Code") and, therefore, is excepted from the exemption provided by Section 3(a)(2) of the Act for interests or participations in employee benefit plans of certain employers. Section 3(a)(2) of the Act provides, however, that the Commission may exempt from the provisions of Section 5 of the Act any interest or participation issued in connection with a pension or profit-sharing plan which covers employees, some or all of whom are employees within the meaning of Section 401(c)(1) of the Code, if and to the extent that the Commission determines this to be necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

The Plan was adopted effective as of January 1, 1973. It was amended in 1974 and 1975 and was again amended and restated effective as of January 1, 1976. The Internal Revenue Service has issued a ruling to the effect that the Plan is a qualified plan under Section 401(a) of the Code. The Plan is subject to the fiduciary standards and to the full reporting and disclosure requirements of the Employee Retirement Income Security Act of 1974.

II. Description and Administration of the Plan

Applicant states that it makes annual contributions to the Plan on behalf of all participants in amounts based on their compensation, subject to certain limitations and subject to adjustment based on integration with Social Security benefits. Participants may also make voluntary contributions or not more than 10 per cent of their compensation for the year.

The Plan is administered by a Retirement Plan Committee consisting of three persons appointed by the Firm. Applicant states that since its inception, the Plan has been administered by a Committee of three partners in the Firm. Contributions are made to a trust established pursuant to the Plan, the trustee of which is Bank of America National Trust & Savings Association, Los Angeles, California. Trust assets are invested at the direction of the Retirement Plan Committee.

III. Discussion

Applicant states that the Plan is in all pertinent respects similar to exempt plans maintained by many single corporate employers, is available only to partners or employees of the Firm, and is not any part of an attempt generally to market interests or participations to self-employed persons unsophisticated in financial matters. The Firm is engaged in providing legal services which involve sophisticated and complex financial matters and believes that the Plan is the type of Plan for which an exemptive order is appropriate in view of the intent of Congress as expressed in the pertinent legislative history.

Applicant concludes that for the foregoing reasons granting the requested exemption would be appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than December 31, 1979, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the application, accompanied by a statement of the nature of his interest, the reasons for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed to: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail upon Applicant at the address stated above. Proof of such service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. An order disposing of the matter will be issued as of course following December 31, 1979 unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including

the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management, pursuant to delegated authority.

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38055 Filed 12-11-79; 8:45 am]
BILLING CODE 8010-01-M

[Release No. 34-16393; File No. SR-MSRB-79-12]

Self-Regulatory Organizations; Proposed Rule Change by Municipal Securities Rulemaking Board

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), notice is hereby given that on November 29, 1979, the above mentioned self-regulatory organization filed with the Securities and Exchange Commission the proposed rule changes as follows:

Statement of the Terms of Substance of the Proposed Rule Changes

The Municipal Securities Rulemaking Board (the "Board") is filing amendments (hereafter referred to as the "proposed rule changes") to Board rules A-14 on Annual Fee and A-15 on Notification to Board of Change of Status. The text of the proposed rule changes is as follows:

Rule A-14. Annual Fee*

(a) In addition to *any other fees prescribed by the rules of the Board* [the fee prescribed by rule A-12 of the Board], each municipal securities broker and municipal securities dealer shall pay an annual fee to the Board of $100, with respect to each *fiscal year of the Board in which the municipal securities broker or municipal securities dealer conducts business* [calendar year commencing with the calendar year 1977]. Such fee must be received at the office of the Board in Washington, D.C. no later than February 15 *of the fiscal year for which the fee is paid,* [in the year following the year with respect to which payment is made, and must be] accompanied by a written statement setting forth the name, address and Commission registration number of the municipal securities broker or municipal securities dealer on whose behalf the fee is paid.

Rule A-15. Notification to Board of Change of Status

(a) No change.

(b) Obligation to Pay Fees. A person that files notification with the Board pursuant to paragraph (a) of this rule shall be obligated to pay the fees *owed to the Board at the time of filing of such notification* [assessed pursuant to Board rule A-12 or Board rules A-13 and A-14 for the calendar year during which such notification is filed, provided that any person that files such notice with the Board during the calendar year 1977 and does not act as a municipal securities broker or municipal securities dealer during such year shall not be subject to the fees prescribed in paragraph (a) of Board rule A-14 for such year].

(c) No change.

Statement of Basis and Purpose

The basis and purpose of the foregoing proposed rule changes is as follows:

Purpose of Proposed Rule Changes

Rule A-14 currently levies a fee of $100 on municipal securities brokers and municipal securities dealers for each calendar year, payable to the Board by February 15 of the succeeding year. The Board has decided to amend rule A-14 to provide that the annual fee shall be paid for each fiscal year of the Board, rather than on a calendar year basis.

The Board adopted this amendment to address recently expressed concerns of its independent public auditors regarding the operation of rule A-14. According to the Board's auditors, the rule, prior to amendment, would have required that under accrual accounting principles the annual fee income be shown as earned in two separate fiscal years. The auditors also indicated that a reserve account would have had to have been established in each fiscal year for uncollectible fees. These accounting measures would have greatly complicated the Board's fiscal statements and internal accounting procedures. The proposed rule changes eliminate these problems.

The proposed rule changes will have no material effect on municipal securities brokers or municipal securities dealers. Every municipal securities broker and municipal securities dealer will continue to be required to pay $100 by February 15 of each year; municipal securities brokers and municipal securities dealers will not be required to make an extra payment by this change.

The change will also not have any material effect on the amount of fees collected by the Board, since the change merely represents a shifting of the period for which the fee is collected.

Rule A-15 prior to being amended required a municipal securities broker or municipal securities dealer who ceased operations and notified the Board of this change in status to pay all fees due "for the calendar year during which such notification is filed." The proposed rule changes modify rule A-15 in order to reflect the change made in rule A-14.

Basis Under the Act for Proposed Rule Changes

The Board has adopted the proposed rule changes pursuant to section 15B(b)(2)(J) of the Act, which authorizes and directs the Board to propose and adopt rules to . . . provide that each municipal securities broker and each municipal securities dealer shall pay to the Board such reasonable fees and charges as may be necessary or appropriate to defray the costs and expenses of operating and administering the Board. . . .

Comments Received From Members, Participants or Others on Proposed Rule Changes

The Board neither solicited nor received comments on the proposed rule changes.

Burden on Competition

The Board believes that the proposed rule changes will not impose any burden on competition, inasmuch as they apply equally to all municipal securities brokers and municipal securities dealers and have no practical effect on their operations.

The foregoing proposed rule changes have become effective, pursuant to section 19(b)(3)(A) of the Act. At any time within sixty days of the filing of such proposed rule changes, the Commission may summarily abrogate such rule changes if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors or otherwise in furtherance of the purposes of the Act.

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons desiring to make written submissions should file 6 copies thereof with the Secretary of the Commission, Securities and Exchange Commission, Washington, D.C. 20549. Copies of the filing with respect to the foregoing and of all written submissions will be available for inspection and copying in the Public Reference Room, 1100 L Street, N.W., Washington, D.C. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number

Italics indicate additions; [brackets] indicate deletions.

referenced in the caption above and should be submitted by Dec. 31, 1979.

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

George A. Fitzsimmons,

Secretary.

December 3, 1979.

[FR Doc. 79-38045 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

Pacific Stock Exchange, Inc.; Applications for Unlisted Trading Privileges and of Opportunity for Hearing

December 5, 1979.

The above named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to Setion 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the following common stocks: AMP Incorporated, No Par Value (File No. 7-5111); Cluett, Peabody & Co., Inc., $1.08⅓ Par Value (File No. 7-5112); Squibb Corporation, $1.00 Par Value (File No. 7-5114); Wang Laboratories, Inc., Class B common stock, $.50 Par Value, and common stock $.50 Par Value (File No. 7-5115); Household Finance Corporation, $1.00 Par Value (File No. 7-5113); G.D. Searle & Co., $.33 ⅓ Par Value (File No. 7-5116); and Delmarva Power & Light Co., $3.37 ½ Par Value (File No. 7-5117). These securities are listed and registered on one or more other national securities exchanges.

Interested persons are invited to submit on or before January 4, 1980, written data, views and arguments concerning the above-referenced applications. Persons desiring to make written comments should file three copies thereof with the Secretary of the Securities and Exchange Commission, Washington, D.C. 20549. Following this opportunity for hearing, the Commission will approve the applications if it finds, based upon all the information available to it, that the extensions of unlisted trading privileges pursuant to such applications are consistent with the maintenance of fair and orderly markets and the protection of investors.

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

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38052 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

Philadelphia Stock Exchange, Inc.; Applications for Unlisted Trading Privileges and of Opportunity for Hearing

December 5, 1979.

The above named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to Section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the following common stocks: Trans World Corporation, $5.00 Par Value (File No. 7-5130); Fluor Corporation (Delaware), $.625 Par Value (File No. 7-5129), and Purex Industries, Inc., $1.00 Par Value (File No. 7-5126). In addition, the above named national securities exchange has filed applications for unlisted trading privileges in Chrysler Corporation, $2.75 Cum. Prf. Stock, No Par Value (File No. 7-5127) and Chrysler Corporation, Warrants (expiring 6/15/85) (File No. 7-5128). These securities are listed and registered on one or more other national securities exchanges.

Interested persons are invited to submit on or before January 4, 1980, written data, views and arguments concerning the above-referenced applications. Persons desiring to make written comments should file three copies thereof with the Secretary of the Securities and Exchange Commission, Washington, D.C. 20549. Following this opportunity for hearing, the Commission will approve the applications if it finds, based upon all the information available to it, that the extensions of unlisted trading privileges pursuant to such applications are consistent with the maintenance of fair and orderly markets and the protection of investors.

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

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38048 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 21324; 70-6357]

Southwestern Electric Power Co.; Proposal To Issue First Mortgage Bonds at Competitive Bidding

November 30, 1979.

Notice is hereby given that Southwestern Electric Power Company ("SWEPCO"), P.O. Box 21106, Shreveport, Louisiana 71156, an electric utility subsidiary of Central and South West Corporation, a registered holding company, has filed a declaration and amendments thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Sections 6(b) and 7 of the Act and Rule 50 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the amended declaration, which is summarized below, for a complete statement of the proposed transaction.

SWEPCO proposes to issue and sell, pursuant to the competitive bidding requirements of Rule 50 up to $60,000,000 principal amount of its First Mortgage Bonds, Series P, %, to be dated December 1, 1979 ("Bonds"), and to mature December 1, 2009.

The proceeds to be derived by SWEPCO from the sale of the Bonds (exclusive of accrued interest and after deducting expenses of issue) will be used by SWEPCO to repay in full short-term borrowings which were incurred for its obligations including projects under construction. Approximately $60,000,000 of short-term borrowings are expected to be outstanding as of December 18, 1979, the planned date of issuance of the Bonds. Estimated construction and fuel exploration and development expenditures of SWEPCO (exclusive of allowance for funds used during construction) for 1979 through 1981 are as follows:

	1979 [1]	1980	1981	Total
Generation	$84,573,000	$105,229,000	$122,950,000	$312,750,000
Transmission	26,723,000	29,057,000	31,120,000	86,900,000
Distribution	24,406,000	24,102,000	26,158,000	74,666,000
Fuel exploration and development	13,798,000	14,819,000	19,493,000	48,110,000
Total	149,499,000	173,207,000	199,721,000	522,427,000

[1] Approximately $71,766,000 of the 1979 estimated total had been expended at July 31, 1979.

It is stated that SWEPCO will need to sell additional securities during the period 1979-81 to finance further portions of this program. The amount, types and timing of such additional security sales are not presently determinable.

The annual interest rate and the redemption prices of the Bonds, and the price to be paid to SWEPCO therefore

(which will not be less than 99% nor more than 102.75%) will be determined through competitive bidding. The Bonds will be nonrefundable until December 1, 1984 in anticipation of or through the use of funds borrowed by SWEPCO at a lower interest cost than that of the Bonds. The Bonds will be subject to a 1% sinking fund beginning in 1980. The Bonds will be issued under and secured by the Company's Indenture, dated February 1, 1940, under which Continental Illinois National Banking and Trust Company of Chicago and M. J. Kruger are Trustees, as amended by the indentures supplemental thereto heretofore executed ("Indenture"), and to be further amended by a proposed supplemental indenture to be dated December 1, 1979 ("Supplemental Indenture"). The Supplemental Indenture will set forth the terms, provisions and characteristics of the Bonds, will extend various convenants and conditions in the Indenture in connection with the issuance of the Bonds and will confirm the lien of the Indenture on certain "after-acquired property" constructed or otherwise acquired by SWEPCO on or subsequent to August 1, 1978 (the date of SWEPCO's last previous supplemental indenture extending the lien of the Indenture).

Bonds in the principal amount of $55,500,000 will be authenticated under the Indenture against $92,500,000 of available unused net expenditures for SWEPCO's bondable property and the remainder against $4,500,000 of previously retired bonds. Unused net expenditures will aggregate approximately $220,000,000 at the issuance of the Bonds.

The fees, commissions and expenses to be incurred by SWEPCO in connection with the proposed transaction are estimated at $105,000, including legal fees of $21,450 and accounting fees of $6,000. The proposed transaction is subject to the jurisdiction of the Arkansas Public Service Commission and the Corporation Commission of Oklahoma. It is stated that no other state or federal regulatory authority, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than December 26, 1979, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the filing which Stock Exchange, Inc. ("NYSE") on October 25, 1979 and concurrently, such stock was suspended from trading on he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as amended or as it may be further amended, may be permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices or orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

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

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38056 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

[File No. 1-7399]

TeleCom Corp., Common Stock, Par Value $1; Application To Withdraw From Listing and Registration

December 5, 1979.

The above named issuer has filed an application with the Securities and Exchange Commission pursuant to Section 12(d) of the Securities Exchange Act of 1934 (the "Act") and Rule 12d2-2(d) promulgated thereunder, to withdraw the specified security from listing and registration on the American Stock Exchange, Inc. ("Amex").

The reasons alleged in the application for withdrawing this security from listing and registration include the following:

1. TeleCom Corporation's (the "Company's") common stock was listed and registered for trading on the Amex on March 28, 1974.

2. Trading in the Company's common stock commenced on the New York the Amex pursuant to Rule 12d2-1 of the Act.

3. The Company has determined that the direct and indirect costs and the possibility of market fragmentation do not justify maintaining listings on both the Amex and NYSE.

This application relates solely to withdrawal of the applicant's common stock from listing and registration on the Amex and will have no effect upon the continued listing of that stock on the NYSE. The Amex has posed no objections in this matter.

Any interested person may, on or before December 21, 1979 submit by letter to the Secretary of the Securities and Exchange Commission, Washington, D.C. 20549, facts bearing upon whether the application has been made in accordance with the rules of the Exchange and what terms, if any, should be imposed by the Commission for the protection of investors. An order granting the application will be issued after the date mentioned above, on the basis of the application and any other information furnished to the Commission, unless it orders a hearing on the matter.

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

Shirley E. Hollis,

Assistant Secretary.

[FR Doc. 79-38046 Filed 12-11-79; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF STATE

Office of the Secretary

[Public Notice 697]

Certain Nonimmigrant Visas; Validity

Public Notice 634 of October 19, 1978 authorized consular officers to issue, in their discretion, non-immigrant visas under section 101(a)(15)(B) of the Immigration and Nationality Act valid for an indefinite period of time to otherwise eligible nationals of certain countries which offer reciprocal or more liberal treatment to nationals of the United States who are in a similar class. Argentina appeared on this list. The United States Government and the Government of Argentina on August 14, 1979 agreed to a revised reciprocity schedule whereby otherwise eligible nationals of Argentina may be issued non-immigrant visas valid for 48 months. Argentina is therefore being deleted from the list of countries contained in Public Notice 634.

This notice amends Public Notice 634 of October 19, 1978. (43 FR 48751).

Dated: October 29, 1979.

Hume Horan,

Acting Assistant Secretary for Consular Affairs.

[FR Doc. 79-38093 Filed 12-11-79; 8:45 am]

BILLING CODE 4710-06-M

DEPARTMENT OF THE TREASURY

[No. 145-13]

Delegation of Authority to the Commissioner, BGFO, To Make Determinations of Pro Rata Distributions of War Claims Funds to Awardees

Dated: November 13, 1979.

Pursuant to the authority vested in the Secretary of the Treasury, including the authority in Reorganization Plan No. 26 of 1950, and the authority delegated to the Fiscal Assistant Secretary under Treasury Order No. 101-5, there is hereby delegated to the *Commissioner, Bureau of Government Financial Operations,* the authority of the Secretary of the Treasury under section 213 of the War Claims Act of 1948, as amended (50 U.S.C. App. 20171) and section 7 of the International Claims Settlement Act of 1949, as amended (22 U.S.C. 1626), to determine the pro rata distributions of awards under the above Acts certified to the Secretary of the Treasury by the Foreign Claims Settlement Commission.

Paul H. Taylor,

Fiscal Assistant Secretary.

[FR Doc. 79-38108 Filed 12-11-79; 8:45 am]

BILLING CODE 4810-25-M

INTERSTATE COMMERCE COMMISSION

Fourth Section Application for Relief

December 6, 1979.

This application for long- and short-haul relief has been filed with the I.C.C.

Protests are due at the I.C.C. on or before December 27, 1979. FSA No. 43776, Southwestern Freight Bureau, Agent's No. B-39, rates on ethylene oxide in tank carloads, from Bayport, TX, to East St. Louis, IL and St. Louis, MO, in Sup. 40 to its Tariff ICC SWFB 4616, to become effective January 1, 1980. Grounds for relief—Market competition.

By the Commission.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 79-38090 Filed 12-11-79; 8:45 am]

BILLING CODE 7035-01-M

Motor Carrier Temporary Authority Applications

The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 CFR 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the Federal Register publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the Federal Register. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certifiy that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

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

Note:—All applications seeks authority to operate as a common carrier over irregular routes except as otherwise noted.

Motor Carriers of Property

Notice No. 205

MC 26396 (Sub-301TA), filed October 22, 1979. Applicant: POPELKA TRUCKING CO. d.b.a. THE WAGGONERS, P.O. Box 31357, Billings, MT 59107. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501. *Agricultural equipment and supplies* from the facilities of Westguard Industries, Inc. at Cheyenne, WY to points in ID, OR, UT and WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Westguard Industries, Inc., P.O. Box 2696, Cheyenne, WY 82001. Send protests to: Paul J. Labane, DS, ICC, 2602 First Avenue North, Billings, MT 59101.

MC 26396 (Sub-302TA), filed September 26, 1979. Applicant: POPELKA TRUCKING CO. d.b.a. THE WAGGONERS, P.O. Box 31357, Billings, MT 59107. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501. *Sulphur, in bulk and in bags,* from Billings, MT to points in IL, IA, MN, NE, SD and WY, for 180 days. Supporting shipper(s): Montana Sulphur and Chemical Co., P.O. Box 31118, Billings, MT 59107. Send protests to: Paul J. Labane, DS, ICC, 2602 First Avenue North, Billings, MT 59101.

MC 29886 (Sub-370TA), filed October 9, 1979. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4314 39th Ave., Kenosha, WI 53142. Representative: Carl G. Van Dyke (same address as applicant). *Electrostatic precipitator parts* from Riverview, MI to Muhlenberg County, KY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): J. A. Jones Construction Co., P.O. Box 31066, Charlotte, NC 28231. Send protests to: John E. Ryden, DS, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 41116 (Sub-303TA), filed October 15, 1979. Applicant: FORGEMAN TRUCK LINE, INC., P.O. Box 1504, Crowley, LA 70526. Representative: Byron Fogleman (same address as applicant). Applicant is seeking authority to operate as a *contract* carrier over irregular routes transporting paper and paper products from the plantsite of St. Regis Paper Co. at or near Ferguson, MS to Quincy, IL, for 180 days. Applicant has filed an underlying ETA seeking 90 days. Supporting shipper(s): St. Regis Paper Company, 150 East 42 Street, New York, NY 10017. Send protests to: Robert J. Kirspel, DS, ICC, T-9038 Federal Bldg., 701 Loyola Ave., New Orleans, LA 70113.

MC 46406 (Sub-3TA), filed October 9, 1979. Applicant: JOHNSON TRUCK SERVICE, INC., 537 S. Watertown St., Waupun, WI 53963. Representative: Rolfe E. Hanson, 121 W. Doty St., Madison, WI 53703. *General commodities, except those of unusual value, Classes A & B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment and those injurious or contaminating to other lading.* Between Beaver Dam, WI & Milwaukee, WI, serving no intermediate points; 151 between Beaver Dam and 26; 26 between Waupun and 60; and between Waupun and junction with 151 south of Waupun; 60 between 26 and 175; 175 between 60 and Milwaukee, interlining with other carriers at Milwaukee, WI,

for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are four supporting shippers. Send protests to: John E. Ryden, DS, ICC, 517, E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 51146 (Sub-769TA), filed October 17, 1979. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Neil A. DuJardin (same address as applicant). *Printed matter* from the facilities of Cuneo Press, Inc. at or near Milwaukee, WI to points in AL, FL, GA, LA, MS and TN, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Wisconsin Cuneo Press, Inc., 5400 W. Good Hope Rd., Milwaukee, WI 53223. Send protests to: John E. Ryden, DS, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 51146 (Sub-771TA), filed October 24, 1979. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Neil DuJardin (same address as applicant). *Paper and paper products* except commodities in bulk, from Cleveland, OH to Chicago, IL, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): St. Regis Paper Co. 150 E. 42nd St., New York, NY 10017. Send protests to: Gail Daugherty, TA, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 51146 (Sub-773TA), filed October 25, 1979. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Neil DuJardin, (same address as applicant). *Gas or electrical appliances and parts, and equipment, materials, and supplies used in the distribution or repair of appliances* from facilities of Whirlpool Corp. at Evansville, IN to points in CT, DE, ME, MD, MA, NH, NJ, NY, PA, RI, VT, VA, and WV, for 180 days. An underlying ETA seeks 90 days authority. Supporting shippers(s): Whirlpool Corp., 2000 US 33, N, Benton Harbor, MI 49022. Send protests to: Gail Daughterty, TA, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 51146 (Sub-774TA), filed October 26, 1979. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Neil DuJardin, (same address as applicant). *Tires, wheels, machine parts (iron or steel), and lawn, garden, and recreation equipment and parts* from points in IN to points in WI, IL, MN, IA, KY, TN and OH, for 180 days. An underlying ETA seeks 90 days authority. Supporting shippers(s): Indus Wheel Co., 1815 Madison Ave., Indianapolis, IN 46206. Send protests to: Gail Daughterty, TA, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 60186 (Sub-64TA), filed October 19, 1979. Applicant: NELSON FREIGHTWAYS, INC., 47 East Street, Rockville, CT 06066. Representative: Clifford J. O. Nelson, (same address as applicant). *Common carrier:* irregular routes: *wood pulp*, between Gilman, Vermont, on the one hand, and, on the other, Lincoln, New Hampshire, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Perkins-Goodwin Company, Inc., 1 Rockefeller Plaza, New York, NY 10020. Send protests to: J. D. Perry, Jr., District Supervisor, Interstate Commerce Commission, 135 High Street, Hartford, CT 06103.

MC 95876 (Sub-320TA), filed October 22, 1979. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Ave. No., St. Cloud, MN 56301. Representative: Robert S. Lee, 1000 First National Bank Bldg., Minneapolis, MN 55402. *Knocked down steel buildings and parts therefor* from the facilities of National Steel Products Company at Terre Haute, IN to points in AR, CT, DE, GA, IL, IA, KS, KY, LA, ME, MD, MA, MI, MN, MO, NE, NH, NJ, NY, ND, OH, OK, PA, RI, SD, TN, VT, VA, WV and WI, and from the facilities of National Steel Products Company at Houston, TX to points in IN, OH, NY, PA and GA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): National Steel Products Company, P.O. Box 40490, Houston, TX 77040. Send protests to: Judith L. Olson, TA, ICC, 414 Fed. Bldg., 110 S. 4th St., Minneapolis, MN 55401.

MC 100666 (Sub-498TA), filed October 15, 1979. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, LA 71107. Representative: Paul L. Caplinger, (same address as applicant). (1) Such commodities as are dealt in or used by manufacturers and dealers of agricultural dealers of agricultural equipment and machinery, industrial equipment and machinery, and lawn and leisure products, (except commodities in bulk) and (2) materials, equipment and supplies used in the manufacture and distribution of the commodities described in part (1) above, (except commodities in bulk) (a) between the facilities of International Harvester Co. in Canton and East Moline, IL; Louisville, KY; and Memphis, TN, on the one hand, and, on the other, points in AL, AR, FL, GA, LA, MS, NC, OK, SC, TN, TX, NM and VA, restricted to traffic originating at or destined to the facilities of International Harvester Co., in the above named cities, and (b) between points in AL, AR, FL, GA, LA, MS, NC, OK, SC, TN, TX, NM, and VA, restricted to traffic originating at or destined to the facilities of International Harvester Co., for 180 days. Applicant has filed an underlying ETA seeking 90 days. Supporting shipper(s): International Harvester Company, 401 N. Michigan, Chicago, IL 60611. Send protests to: Robert J. Kirspel, DS, ICC, T-9038 Federal Bldg., 701 Loyola Ave., New Orleans, LA 70113.

MC 102616 (Sub-1015TA), filed September 7, 1979. Applicant: COASTAL TANK LINES, INC., 250 N. Cleveland-Massillon Rd., Akron, OH 44313. Representative: David F. McAllister, (same as applicant). *Petroleum lubricating oil, in bulk, in tank vehicles* from Olive Branch, MS and Port Huron, MI to Chicago, IL, Elk Grove Village, IL, Houston, TX, and McKees Rocks, PA for 180 days. Supporting shippers(s): Acheson Colloids Co., A Div., of Acheson Industries, Inc., 1635 Washington, Port Huron, MI 48060. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm 620, Phila., Pa 19106.

MC 104896 (Sub-61TA), filed October 4, 1979. Applicant: WOMELDORF, INC., P.O. Box G, Knox, PA 16232. Representative: Ralph C. Wilgus, (same as applicant). *Such commodities as are dealt in by chain retail variety stores and materials, equipment and supplies used in the conduct of such business,* between the facilities of G. C. Murphy Co. at McKeesport, PA, and points in IL, IN, KY, MI, MN, OH (except points in the Counties of Belmont, Coshocton, Cuyahoga, Lorain, Portage and Trumbull) and WI, for 180 days. An underlying ETA seeks 90 days authority. Supporitng shipper(s): G. C. Murphy Company, 531 Fifth Ave., McKeesport, PA 15132. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St, Rm. 620, Phila, PA 19106.

MC 107496 (Sub-1251TA), filed September 20, 1979. Applicant: RUAN TRANSPORT CORPORATION, 666 Grand Ave., Des Moines, IA 50309. Representative: E. Check, (same address as applicant). *Propane, isobutane, normal-butane, and mixtures thereof, in bulk, in tank vehicles,* from Frankfort and Joliet, IL; Blackwell, OK; Sparta, NJ; and Memphis, TN, to points in IN, GA, KS, KY, MI, MN, MO, OH, TN, WI, IL, MA, MD, PA, RI, CT, VA, NY, and NJ, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Diversified Chemicals and Propellants Co., 700 Enterprise Dr., Oak Brook, IL 60521. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 107496 (Sub-1252TA), filed September 21, 1979. Applicant: RUAN TRANSPORT CORPORATION, 666 Grand Ave., Des Moines, IA 50309. Representative: E. Check, (same address as applicant). *Paint and paint products, in bulk, in tank vehicles,* from East Moline, IL, to points in CO and TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Valspar Corporation, 1101 Third St., South, Minneapolis, MN 55415. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 107496 (Sub-1253TA), filed September 24, 1979. Applicant: RUAN TRANSPORT CORPORATION, 666 Grand Ave., Des Moines, IA 50309. Representative: E. Check, (same address as applicant). *Phosphoric acid and sodium phosphates, in bulk, in tank vehicles,* from the facilities of FMC, Lawrence, KS, to points in AL, FL, GA, IA, MS, and NJ, for 180 days. An underling ETA seeks 90 days authority. Supporting shipper(s): FMC Corporation, 2000 Market St., Philadelpohia, PA 19103. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 107496 (Sub-1254TA), filed October 2, 1979. Applicant: RUAN TRANSPORT CORPORATION, 666 Grand Ave., Des Moines, IA 50309. Representative: E. Check (same address as applicant). *Spent muriatic acid, in bulk, in tank vehicles,* from Burns Harbor, IN, to the facilities of Pfizer, Inc. at East St. Louis, IL, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Pfizer, Inc., 235 E. 42nd St., New York, NY 10017. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 107496 (Sub-1255TA), filed October 10, 1979. Applicant: RUAN TRANSPORT CORPORATION, 666 Grand Ave., Des Moines, IA 50309. Representative: E. Check (same address as applicant). *Poly-vinyl adhesives, in bulk, in tank vehicles,* from Oak Creek, WI, to points in IL, WI, MI, and MN, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Peter Cooper Corporation, 9006 South 5th Ave., Oak Creek, WI 53154. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 107496 (Sub-1256TA), filed October 10, 1979. Applicant: RUAN TRANSPORT CORPORATION, 666 Grand Ave., Des Moines, IA 50309. Representative: E. Check (same address as applicant). *Chemicals, in bulk, in tank vehicles,* from Casper, WY, to points in AZ, CA, NV, NM, OR, and WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Nalco Chemical Company, 2901 Butterfield Rd., Oak Brook, IL 60521. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 107576 (Sub-27TA), filed October 12, 1979. Applicant: SILVER WHEEL FREIGHTLINES, INC., 1321 S. E. Water Avenue, Portland, OR 97214. Representative: Ben D. Browning or Ronald D. Browning, 1321 S. E. Water Avenue, Portland, OR 97214. Common, regular—as attached for 180 days. A corresponding ETA has been filed and a Permanent will be filed within 30 days. Supporting shipper(s): As attached. Send protests to: A. E. Odoms, D/S, Interstate Commerce Commission, 114 Pioneer Courthouse, Portland, OR 97204.

MC 110656 (Sub-15TA), filed October 16, 1979. Applicant: PARKER MOTOR FREIGHT, INC., 1505 Steele Avenue, SW., Grand Rapids, MI 49507. Representative: Rex Eames, 900 Guardian Building, Detroit, MI 48226. *General Commodities* (except those of unusual value, Classes A & B explosivies, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment); (1) between Traverse City, MI, and the terminus of MI Hwy 37 on Old Mission Peninsula from Traverse City, MI, over MI Hwy 37 to its terminus on Old Mission Peninsula and return over the same route (2) between Traverse City, MI, and Northport, MI, from Traverse City over MI Hwy 22 to Northport, MI and return over the same route, (3) between Northport, MI, and the terminus of County Road 629 at or near the Lake Michigan Shoreline, from Northport, MI, over MI Hwy 201 to junction with County Road 640, then over County Road 640 to junction with County Road 629, then over County Road 629 to its terminus at or near the shoreline of Lake Michigan, and return over the same route, (4) between Traverse City, MI and Northport, MI from Traverse City, MI over MI Hwy 72 to junction with County Road 651, then over County Road 651 to junction with MI Hwy 22, then over MI Hwy 22 to Northport, MI and return over the same route, (5) between Northport, MI and Cathead Point, MI from Northport over MI Hwy 201 to Cathead Point, MI and return over the same route, (6) between junction of MI Hwy 22 and County Road 651 and the terminus of Sugar Loaf Moutain Road, from the junction of MI Hwy 22 and County Road 651 over MI Hwy 22 to junction with Sugar Loaf Mountain Road, then over Sugar Loaf Mountain Road to its terminus, and return over the same route, (7) between Traverse City, MI and Grawn, MI (a) from Traverse City, MI over US Hwy 31 to Grawn, and return over same route; and (b) from Traverse City, MI over County Road 633 to Grawn, MI and return over same route, (8) Service is authorized to all intermediate points along the above-described routes as well as all off-route points within three miles of the described routes and all off-route points in the Leelanau Peninsula north of MI Hwy 72 and east of County Road 651. Applicant intends to tack and interline with other carriers, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Associated Truck Lines Inc., 200 Monroe Avenue, NW, 6th Floor, Grand Rapids, MI, 49503; Holland Motor Express, Inc., 750 E. 40th Street, Holland, MI 49423; Bender & Loudon Motor Freight, Inc., 3024 Brecksville Rd., Richfield, OH 44286 and Blue Arrow, Inc., 525 Burton SW., Grand Rapids, MI 49507. Send protests to: C. R. Flemming, D/S, I.C.C., 201, Corr Building, 300 E. Michigan Avenue, Lansing, MI 48933.

MC 112696 (Sub-65TA), filed September 10, 1979. Applicant: HARTMANS, INC., P.O. Box 898, Harrisonburg, VA 22801. Representative: Lawrence E. Lindeman, 425–13th St., NW., Suite 1032, Washington, DC 20004. *Foodstuffs* from the facilities of Southern Frozen Foods Div. of Seabrook Farms, Inc., in Montezuma, GA to points in NY, PA, NJ, DE, MD, DC, VA, NC, SC, GA, FL, AL, MS, LA, TN, KY, OH, IN, IL, MI, WI, MN, IA, KS, OK, TX for 180 days. Supporting shipper(s): Southern Frozen Foods Div. of Seabrook Farms, Inc., Montezuma, GA. Send protests to: Interstate Commerce Commission, Federal Reserve Bank Building, 101 North 7th Street, Room 620, Philadelphia, Pa. 19106.

MC 115716 (Sub-29TA), filed October 18, 1979. Applicant: DENVER-LIMON-BURLINGTON TRANSFER COMPANY, 3650 Chestnut Place, Denver, CO 80216. Representative: Edward C. Hastings, 666 Sherman Street, Denver, CO 80203. *General commodities, except Classes A and B Explosives, commodities in bulk, in tank vehicles, commodities requiring special equipment, and household goods as defined by the Commission,* between Eads, and Lamar, CO and points within a 10 mile radius of Lamar, CO serving all intermediate points; from Eads, to Lamar, CO over U.S. Highway Nos. 287 and 50 to Lamar, CO and return over the same route, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): (11 supporting shippers). Send protests to: H. Ruoff, 492 U.S. Customs House, Denver, CO 80202.

MC 115826 (Sub-552TA), filed August 24, 1979. Applicant: W. J. DIGBY, INC.,

6015 East 58th Avenue, Commerce City, CO 80022. Representative: Howard Gore (same address). *Wooden Cabinets NOI and cabniet parts,* (A) from Denver, CO to points in IL, NC and in and west of MN, IA, MO, AR and LA (except CO, AK and HI); (B) from Phoenix, AZ to points in CA and NV, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Mastercraft, Inc., 6750 E. 39th Avenue, Denver, CO 80217. Send protests to: District Supervisor H. C. Ruoff, 492 U.S. Customs House, 721 19th Street, Denver, CO 80202.

MC 115826 (Sub-554TA), filed August 29, 1979. Applicant: W. J. DIGBY, INC., 6015 East 58th Avenue, Commerce City, CO 80022. Representative: Howard Gore (same address). *Meats, Meat Products, and Meat by-products, and articles distributed by meat packinghouses, as described in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except commodities in bulk),* from the facilities of Farmland Foods, Inc. at or near Denison, Iowa Falls, Carroll, Des Moines, Fort Dodge and Sioux City, IA; and Crete, Lincoln and Omaha, NE, to points in CT, IL, IN, MA, ME, MI, NH, NJ, NY, OH, PA, RI, VT and WI for 180 days. Supporting shipper(s): Farmland Foods, Inc., P.O. Box 403, Denison, IA 51442. Send protests to: District Supervisor H. C. Ruoff, 492 U.S. Customs House, 721 19th Street, Denver, CO 80202.

MC 115826 (Sub-555TA), filed October 3, 1979. Applicant: W. J. DIGBY, INC., 6015 East 58th Avenue, Commerce City, CO 80022. Representative: Howard Gore (same address as above). *Dairy products,* from Green Bay, WI and its commercial zone to Denver and Grand Junction, CO and their commercial zones, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Topco Associates, Inc., 7711 Gross Point Road, Skokie, IL 60077. Send protests to: H. Ruoff, 492 U.S. Customs House, Denver, CO 80202.

MC 115826 (Sub-556TA), filed October 18, 1979. Applicant: W. J. DIGBY, INC., 6015 East 58th Avenue, Commerce City, CO 80022. Representative: Howard Gore (same address as above). *Foodstuffs, and materials, equipment and supplies used by a manufacturer* of foodstuffs, from Los Angeles, CA and points in the commercial zone to points in OK, CA and KY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Serv-A-Portion, Inc., 9140 Lurline, Chatsworth, CA 91311. Send protests to: H. Ruoff, 492 Customs House, Denver, CO 80202.

MC 115826 (Sub-557TA), filed October 24, 1979. Applicant: W. J. DIGBY, INC., 6015 East 58th Avenue, Commerce City, CO 80022. Representative: Howard Gore (same address as above). *General commodities (except commodities in bulk).* Between Houston, TX; Pasadena, TX; Kansas City, KS; Seneca, Spartansburg and Startex, SC, on the one hand, and, on the other, all points in the U.S. (except AL and AK), restricted to transportation originating at or destined to the facilities of Phillips Petroleum Company, Phillips Fibers Corporation, Phillips Chemical Company, and Phillips Products Company, Inc., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Phillips Petroleum Company, 148 Phillips Building Annex, Bartlesville, OK 74004. Send protests to: H. Ruoff, 492 U.S. Customs House, Denver, CO 80202.

MC 116077 (Sub-427TA). Applicant: DSI TRANSPORTS, INC., 4550 One Post Oak Place/Suite 300, Houston, TX 77027. Representative: Franc C. Redfield (same as applicant). *Silicate of soda,* in bulk, in tank vehicles, from points in Harris County (Houston, TX) to points in the states of AR, AL, FL, GA, IL, MO, NJ, OH, TN, CT, NC, SC, MS, OK, and NM, for 180 days. Supporting shipper(s): Diamond Shamrock Corporation, P.O. Box 500, Deer Park, TX 77536. Send protests to: John P. Mensing, DS, ICC, 515 Rusk Ave. #8610, Houston, TX 77002.

MC 117676 (Sub-17TA), filed October 26, 1979. Applicant: HERMS TRUCKING, INC., 620 Pear Street, Trenton, NJ 08648. Representative: Alan Kahn, Esquire, 1920 Two Penn Center Plaza, Philadelphia, PA 19102. *Wooden furniture.* From the facilities of Neptune International Corporation in Dorchester, MA to points in the US east of the western boundaries of ND, SD, NE, KS, OK, and TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Neptune International Corporation, 240 Mt. Vernon Street, Dorchester, MA 02125. Send protests to: Joel Morrows, D/S, ICC, 744 Broad St., Room 522, Newark, NJ 07102.

MC 117676 (Sub-18TA), filed October 29, 1979. Applicant: HERMS TRUCKING, INC., 620 Pear Street, Trenton, NJ 08648. Representative: Alan Kahn, Esquire, 1920 Two Penn Center Plaza, Philadelphia, PA 19102. Wax impregnated fireplace logs, boxed cord wood, charcoal briquets and lighting fluid (except in bulk), from the facilities owned or utilized by Sebring Forest Industries, Inc., at Alliance, Canton and Sebring, OH to points in the United States east of the western boundaries of NY, PA, WV, KY, TN and GA (except FL) for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Sebring Forest Industries, Inc., 1155 Allied Drive, Sebring, OH 44672. Send protests to: Robert E. Johnston, DS, ICC, 744 Broad Street, Room 522, Newark NJ 07102.

MC 123476 (Sub-48TA), filed October 25, 1979. Applicant: CURTIS TRANSPORT, INC., No. 23 Grandview Ind. Ct., Arnold, MO 63010. Representative: David G. Dimit (address same as above). *Empty plastic bottles, plastic bottle cups, and accessories* (except in bulk in tank vehicles), from Bedford Park, IL to points in MO with return of refused or rejected materials from MO to Bedford Park, IL, for 180 days. Supporting shipper(s): St. Louis Dr. Pepper Bottling, Inc., 4433 Fyler, St. Louis, MO 63116. Send protests to: P. E. Binder, DS, ICC, Rm. 1465, 210 N. 12th St., St. Louis, MO 63101.

MC 123987 (Sub-30TA), filed September 26, 1979. Applicant: JEWETT SCOTT TRUCK LINE, INC., Box 267, Mangum, OK 73554. Representative: Jewett Scott Jr. (same address as applicant). (1) *Plastic pipe, aluminum pipe, fittings and accessories,* (2) *irrigation systems and parts for irrigation systems* and (3) *accessories, equipment, materials and supplies used in the manufacture and distribution of the commodities described in (1) and (2) above,* (1) from Peerless Plastics, Inc., at Garden City, KS and from Kroy Metal Products Company at York, NE, to points in AR, AZ, AL, CA, CO, GA, KS, LA, MO, MS, MT, ND, NE, NM, NV, OK, SD, TX, UT, WY; (2) *and materials and supplies used in the manufacture of plastic pipe, aluminum pipe and irrigation systems* from points in States listed in (1) above to Garden City, KS and York, NE, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Kroy Metal Products Company, P.O. Box 309, York, NE 68467; Peerless Plastics, Inc., 1600 West Mary, Garden City, KS 67846. Sent protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102

MC 123987 (Sub-31TA), filed September 27, 1979. Applicant: JEWETT SCOTT TRUCK LINE, INC., Box 267, Mangum, OK 73554. Representative: Jewett Scott Jr. (same address as applicant). *Asphalt and roofing materials,* from the facilities of Roofers Service Supply, Inc., at Wichita, KS, to points in CO, NM, OK, TN, & TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Roofers Service Supply, Inc., 2909 N. Emporia, Wichita, KS 67219. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 124236 (Sub-99TA), filed October 19, 1979. Applicant: CHEMICAL EXPRESS CARRIERS, INC., 4645 North Central Expressway, Dallas, TX 75205. Representative: Joe A. Morgan (address same as above). *Aviation gasolines, and jet fuels* from Dallas and Fort Worth, TX to Texarkana, AR and Abbeville, LA for 180 days. Underlying ETA for 90 days filed. Supporting shipper(s): Mobil Oil Corporation, 8350 N. Central Expressway, Campbell Centre, Suite 522, Dallas, TX 75206. Send protests to: Opal M. Jones, TCS, ICC, 9A27 Federal Building, 819 Taylor St., Fort Worth, TX 76102.

MC 124236 (Sub-101TA), filed October 19, 1979. Applicant: CHEMICAL EXPRESS CARRIERS, INC., 4645 North Central Expressway, Dallas, TX 75205. Representative: Joe A. Morgan (address same as above). *Asphaltic products, liquid, in tank trucks, in bulk,* from Port Neches, TX to all points in LA, and return of rejected shipments for 180 days. Underlying ETA for 90 days filed. Supporting shipper(s): Dixie Materials, Inc., P.O. Box 5447, Beaumont, TX 77702. Send protests to: Opal M. Jones, TCS, ICC, 819 Taylor Street, 9A27 Federal Building, Fort Worth, TX 76102.

MC 126346 (Sub-30TA), filed October 18, 1979. Applicant: HAUPT CONTRACT CARRIERS, INC., P.O. Box 1023, Wausau, WI 54401. Representatives: Elaine M. Conway, 10 S. LaSalle St., Suite 1600, Chicago, IL 60603. Contract carrier; irregular routes: *Such commodities as are dealt in or utilized by manufacturers of ignition products,* between points in the United States. Restricted to traffic moving under continuing contract(s) with R. E. Phelon Company, Inc., for 180 days. Suporting shipper(s): R. E. Phelon Co., Inc., East Longmeadow, MA 01028. Send protests to: John E. Ryden, DS, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 134286 (Sub-130TA), filed October 5, 1979. Applicant: ILLINI EXPRESS, INC., P.O. Box 1564, Sioux City, IA 51102. Representative: Julie Humbert (same address as applicant). *Printed matter* from points in MA; Brattleboro, VT; New York, NY; Scranton, PA; Binghamton, NY; Dallas, PA; Baltimore, MD; Philadelphia, PA; and Kingsport, TN to Troy, MO; Scranton, PA; and Binghamton, NY and all points in the commercial zone of each city named above for 180 days. Restricted to traffic originating at or destined to the facilities of Harper & Row Publishers, Inc. An underlying ETA seeks 90 days authority. Supporting shipper(s): Harper & Row Publishers, Inc., Michael F. Dantone, General Traffic Manager, Keystone Industrial Park, Scranton, PA 18512. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th Street, Omaha, NE 68102.

MC 134286 (Sub-131TA), filed October 17, 1979. Applicant: ILLINI EXPRESS, INC., P.O. Box 1564, Sioux City, IA 51102. Representative: Julie Humbert (same address as applicant). *General commodities (except in bulk)* between Houston, TX; Pasadena, TX; Kansas City, KS; Seneca, SC; Spartanburg, SC; and Startex, SC, on the one hand, and, on the other, all points in the U.S. (except AK and HI) for 180 days. An underlying ETA seeks 90 days authority. RESTRICTED to transportation originating at or destined to the facilities of Phillips Petroleum Company, Phillips Fibers Corporation, Phillips Chemical Company, and Phillips Products Company, Inc. Supporting shipper(s): Phillips Petroleum Company, J. M. Roberts, Director, Chemical Products Distribution, 148 Phillips Building Annex, Bartlesville, OK 74004. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 136246 (Sub-38TA), filed October 15, 1979. Applicant: GEORGE BROS., INC., P.O. Box 492, Sutton, NE 68979. Representative: Arlyn L. Westergren, Westergren & Hauptman, Suite 106, 7101 Mercy Road, Omaha, NE 68106. *Grease and tallow, in bulk* from the facilities of Hastings Hide Inc. at Hastings, NE to Kansas City, MO; Sioux City, IA; and Springfield, MO and points in their commercial zones for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Hastings Hide, Inc., William M. Shelley, President, Industrial Park Bldg. 68, P.O. 2008, Hastings, NE 68901. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 136786 (Sub-179TA), filed October 3, 1979. Applicant: ROBCO TRANSPORTATION, INC., 4475 N.E. 3rd St., Des Moines, IA 50313. Representative: Stanley C. Olsen, Jr., Suite 411, 7400 Metro Blvd., Edina, MN 55435. *Foodstuffs* and *material, equipment, and supplies used in the manufacture, distribution, and sale of foodstuffs (except commodities in bulk)* from Kenosha, WI, to points in AL, AR, CO, FL, GA, IL, IN, IA, KS, KY, LA, MI, MN, MS, MO, NE, NM, ND, OH, OK, SD, TN, TX, and WY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Oscean Spray Cranberries, Inc., 7800 South 60th Ave., Kenosha, WI 53140. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 136786 (Sub-180TA), filed October 5, 1979. Applicant: ROBCO TRANSPORTATION, INC., 4475 N.E. 3rd St., Des Moines, IA 50313. Representative: Stanley C. Olsen, Jr., Suite 411, 7400 Metro Blvd., Edina, MN 55435. *Foodstuffs, in vehicles equipped with mechanical refrigeration (except commodities in bulk),* from the facilities of United States Cold Storage, a Division of American Consumer Industries, Inc., at or near Chicago, Il, to Somerset, KY, and Appalachia, VA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): U.S. Cold Storage, 8424 W. 47th St., Lyons (Chicago), IL 60534. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 136786 (Sub-181TA), filed October 9, 1979. Applicant: ROBCO TRANSPORTATION, INC., 4475 N.E. 3rd St., Des Moines, IA 50313. Representative: Stanley C. Olsen, Jr., Suite 411, 7400 Metro Blvd., Edina, MN 55435. *Frozen food and coffee (except commodities in bulk), moving in vehicles equipped with mechanical refrigeration,* from Minneapolis, MN, to points in WA and OR, for 180 days. Restricted to shipments involving substitution of trailer on flatcar service for over-the-road motor carrier service for a portion of the through movement. Supporting shipper(s): Stewart Sandwiches and Pizza, 16101 West 78th St., Eden Prairie, MN 55344. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 136787 (Sub-182TA), filed October 15, 1979. Applicant: ROBCO TRANSPORTATION, INC., 4475 N.E. 3rd St., Des Moines, IA 50313. Representative: Stanley C. Olsen, Jr., Suite 411, 7400 Metro Blvd., Edina, MN 55435. *paint and paint products* (1) from Dover, DE, to Oak Creek, WI; Houston, TX; Torrence, CA; and Atlanta, GA; (2) from Oak Creek, WI, to Dover, DE, and points in CA; and (3) from Delaware, OH, to Davenport, IA; Minneapolis, MN; Denver, CO; Salt Lake City, UT; Portland, OR, and points in CA, for 180 days. Supporting shipper(s): PPG Industries, Inc., One Gateway Center, Pittsburgh, PA 15222. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 138026 (Sub-29TA), filed September 28, 1979. Applicant: LOGISTICS EXPRESS, INC., d.b.a. LOGEX, Etiwanda and Slover Avenues, Fontana, California 92335. Representative: Patricia M. Schnegg, Knapp, Grossman & Marsh, 707 Wilshire Boulevard, Suite 1800, Los Angeles, CA 90017 *Helium,* between Liberal, Kansas on the one hand, and on the other, El

Segundo, California, Mountain View, CA and Creighton, PA, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Air Products and Chemicals, Inc., Region Distribution Manager, 2021 E. Rosecrans Ave., El Segundo, CA 90245. Send protests to: Irene Carlos, TA, ICC, P.O. Box 1551, Los Angeles, CA 90053.

MC 138026 (Sub-30TA), filed October 15, 1979. Applicant: LOGISTICS EXPRESS, INC., d.b.a. LOGEX, Etiwanda and Slover Avenues, Fontana, California 92335. Representative: Patricia M. Schnegg, Knapp, Grossman & Marsh, 707 Wilshire Boulevard, Suite 1800, Los Angeles, California 90017. *Methyl chloride,* from Baton Rouge, Louisiana to points in the Los Angeles County, California, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Union Carbide Corporation, Area Manager, Rates and Services, One California Street, Rm. 1808, San Francisco, CA 94111. Send protests to: ICC, Irene Carlos, TA, 1321 Federal Building, 300 North Los Angeles Street, Los Angeles, CA 90012.

MC 138076 (Sub-20TA), filed September 26, 1979. Applicant: HEAVY HAULING, INC., 1100 West Grand, Salina, KS 67401. Representative: Clyde N. Christey, Suite 110L, 1010 Tyler, Topeka, KS 66612. *Iron and steel articles* (except "Mercer" commodities as defined in 74 M.C.C. 459, 543, or earth drilling commodities) from the commercial zone of Tulsa, OK, Port of Catoosa and the commercial zone of Muskogee, OK and the facilities of Nucor Steel at or near Norfolk, NE to points in Riley County, KS; supporting shipper: Steel and Pipe Supply Co., Inc. P.O. Box 703, Manhattan, KS; for 180 days, common, irregular; send protests to: M. E. Taylor, DS, ICC, 101 Litwin Bldg., Witchita, KS 67202.

MC 139906 (Sub-77TA), filed September 26, 1979. Applicant: INTERSTATE CONTRACT CARRIER CORPORATION, 2156 West 2200 South, P.O. Box 30303, Salt Lake City, UT 84125. Representative: Richard A. Peterson, 521 South 14th Street, P.O. Box 81849, Lincoln, NB 68501. *Bakery products,* from the facilities of Nabisco, Inc., at or near Buena Park, CA, to Chicago, IL and Elk Grove Village, IL and Columbus, OH and points in their respective commercial zones, and (2) from the facilities of Nabisco, Inc., at or near Portland, OR to Chicago and Elk Grove Village, IL; Philadelphia, PA; Minneapolis, MN; and Colorado Springs and Denver, CO and points in their respective commercial zones, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Nabisco, Inc., East Hanover, NJ 07936. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 140016 (Sub-7TA), filed October 11, 1979. Applicant: TRANSPORTATION SERVICES, INC., 1320 E. Glendale Avenue, Sparks, NV 89431. Representative: Robert G. Harrison, 4299 James Drive, Carson City, NV 89701. *Ground clay, crude or other than crude, except in bulk* from the facilities of Oil-Dri West at or near Christmas Valley, OR to points in WA, OR, CA, NV, ID, MO, WY, CO and UT, for 180 days. Supporting shipper(s): Oil-Dri Corporation, 520 N. Michigan, Chicago, IL, 60611. Send protests to: W. J. Huetig, ICC, 705 N. Plaza Street, Carson City, NV 89701.

MC 140186 (Sub-40TA), filed October 17, 1979. Applicant: TIGER TRANSPORTATION, INC., P.O. Box 2248, Missoula, MT 59801. Representative: Joel E. Guthals, Attorney at Law, P.O. Box 21115, Billings, MT 59104. *Roofing and siding, iron or steel; roofing and siding materials;* from Gardena, CA to points in ID, MT, ND, SD and WY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): George D. Widman, Inc., P.O. Box 429, Gardena, CA 90247. Send protests to: Paul J. Labane, DS, ICC, 2602 First Avenue North, Billings, MT 59101.

MC 140186 (Sub-41TA), filed October 17, 1979. Applicant: TIGER TRANSPORTATION, INC., P.O. Box 2248, Missoula, MT 59801. Representative: Joel E. Guthals, P.O. Box 21115, Billings, MT 59104. *Channel, iron or steel,* from Milwaukee, WI to Calexico and Chino, CA; Portland, OR; Blaine and Seattle, WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Kenworth Truck Company, 8801 E. Marginal Way S., Seattle, WA 98108 Freightliner Corporation, P.O. Box 3849, Portland, OR 97208 A. O. Smith Corporation, P.O. Box 584, Milwaukee, WI 53201. Send protests to: Paul J. Labane, DS, ICC, 2602 First Avenue North, Billings, MT 59101.

MC 140366 (Sub-2TA), filed September 27, 1979. Applicant: CREASY TRUCKING, INC., P.O. Box 447, Highway 231, Westmoreland, TN 37186. Representative: Walter F. Jones, Jr., 601 Chamber of Commerce Bldg., Indianapolis, IN 46204. *Meat and meat by-products* from the facilities of Packerland Packing Company, Inc at Green Bay, Eau Claire, Chippewa Falls, WI to points in AL, TN, SC, GA, & FL, for 180 days. Supporting shipper(s): Packerland Packing Co., Inc., P.O. Box 1184, Green Bay, WI 54305. Send protests to: Glenda Kuss, TA, ICC, A-422 U.S. Court House, 801 Broadway, Nashville, TN 37203.

MC 140366 (Sub-3TA), filed September 27, 1979. Applicant: CREASY TRUCKING, INC., P.O. Box 447, Highway 231, Westmoreland, TN 37186. Representative: Walter F. Jones, Jr., 601 Chamber of Commerce Bldg., Indianapolis, IN 46204. *Printed matter and materials, supplies and equipment used in the maintenance and operation of printing plants (except commodities in bulk, in tank vehicles),* between the plantsite of R. R. Donnelley & Sons company located at or near Gallatin, TN; Glasgow, KY; Warsaw and Crawfordsville, IN; Dwight, Matton & Chicago, IL; Willar, OH; Harrisonburg, VA; Spartanburg, SC and Lancaster, PA; on the one hand, and, on the other, points in AL, AR, FL, GA, IL, IN, IA, KY, LA, MI, MN, MS, MO, NE, NC, SC, TN, TX and WI, for 180 days. Supporting shipper(s): R. R. Donnelley & Sons Company, 2223 King Drive, Chicago, IL 60616. Send protests to: Glenda Kuss, TA, ICC, A-422 U.S. Court House, 801 Broadway, Nashville, TN 37203.

MC 142686 (Sub-27TA), filed September 25, 1979. Applicant: MID-WESTERN TRANSPORT, INC., 10506 South Shoemaker Avenue, Santa Fe Springs, California 90670. Representative: Joseph Fazio, (same address as above). *Contract;* Irregular; *refrigeration equipment; materials and supplies used in the manufacture thereof,* from Waynesboro, PA, to points West of the Mississippi, for 180 days. Supporting shipper(s): Frick Co., Mgr. Distribution and Traffic, 345 W. Main, Waynesboro, PA 17268. Send protests to: Irene Carlos, TA, ICC, P.O. Box 1551, Los Angeles, California 90053.

MC 142686 (Sub-28TA), filed October 23, 1979. Applicant: MID-WESTERN TRANSPORT, INC., 10506 South Shoemaker Avenue, Santa Fe Springs, California 90670. Representative: Joseph Fazio, (same address as above). *Contract;* Irregular; *Lubricants and other petroleum products, except in bulk, in tank vehicles,* from the facilities of Fiske Brothers Refining Company at Toledo, OH to Phoenix, AZ; Los Angles and San Francisco, CA; Denver, CO; Boise, ID; Butte, MT; Reno, NV; Albuquerque, NM; Portland, OR; Medford, OR; Salt Lake City, UT; Seattle and Spokane, WA; and Cheyenne, WY, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Fiske Brothers Refining Company, Toledo, OH. Send protests to:

Irene Carlos, TA, ICC, P.O. Box 1551, Los Angeles, California 90053.

MC 143236 (Sub-41TA), filed October 11, 1979. Applicant: WHITE TIGER TRANSPORTATION CO., INC., 40 Hackensack Avenue, Kearny, NJ 07032. Representative: Elizabeth Eleanor Murphy, 40 Hackensack Avenue, Kearny, NJ 07032. Set up office furniture in cartons and materials and equipment used in the manufacturer of office furniture between the facilities of Designcraft at or near Carlstadt, NJ and Chicago, IL, St. Louis, MO, Hingham, MA, Auburn, WA, Baltimore, MD, Atlanta, GA, Duluth, GA, Stockton, CA, Elkins, WV, Denver, CO, Ft. Worth, TX, Kansas City, KS and their respective commercial zones for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Designcraft, 111 Kero Road, Carlstadt, NJ. Send protests to: Robert E. Johnston, DS, ICC, 744 Broad Street, Room 522, Newark, NJ 07102.

MC 143236 (Sub-42TA), filed October 19, 1979. Applicant: WHITE TIGER TRANSPORTATION CO., 40 Hackensack Avenue, Kearny, NJ 07032. Representative: Elizabeth Eleanor Murphy, 40 Hackensack Avenue, Kearny, NJ 07032. Mirror tiles in boxes, glass in crates and vegetable fibre brushes, materials and supplies used in the manufacture of brushes and mirror tile between the facilities of All American Brush and New Age Mirror located at or near Newark, NJ and points in the states of AR, FL, MO, MD, CA, IL, MA, VT, PA, VA, MI, MN, TX, NY and DC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): All American Brush/New Age Mirror, 37 Empire Street, Newark, NJ. Send protests to: Robert E. Johnston, District Supervisor, INTERSTATE COMMERCE COMMISSION, 744 Broad Street, Room 522, Newark, NJ 07102.

MC 143607 (Sub-17TA), filed October 15, 1979. Applicant: BAYWOOD TRANSPORT, INC., P.O. Box 2611, Route 6, Waco, TX 76706. Representative: E. Stephen Heisley, 805 McLachlen Bank Bldg., 666 Eleventh St., N.W., Washington, D.C. 20001. Contract, irregular, *packaged products* from the facilities of Hi-Port Industries at or near Highlands, TX to points in NM, AZ, CO, KS, MO, AR, LA, OK, NC, WA, MS, KY, TN, AL, GA, FL, SC, DC, CA, IL, IN, OH, WY, IA, CT and NJ. Supporting shipper(s): Hi-Port Industries, P.O. Box 755, Highlands, TX 77562. Send protests to: Marianne Minnich, TCS, Interstate Commerce Commission, Rm. 9A27 Federal Bldg., 819 Taylor Street, Fort Worth, TX 76102.

MC 143857 (Sub-1TA), filed June 7, 1979. Applicant: VAN DE HOGEN CARTAGE LIMITED, 2590 Dougall Avenue, Winsor, Ontario, Canada N8Z 1T7. Representative: William J. Hirsch, Suite 1125, 43 Court Street, Buffalo, NY 14202. *Lumber and waferboard,* from Ports of Entry on the international boundary line between the United States and Canada, located in MI and NY, to points in the states of CT, DE, IL, IN, KY, ME, MD, MA, MI, NH, NJ, NY, OH, PA, RI, VT, VA, WV, and WI for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Erb Lumber Co., 375 South Eton Road, Birmingham, MI 48012: Furman Lumber, Inc. 108 Massachusetts Ave., Boston, MA 02115: Maxey-bosshardt Lumber Company, Inc., P.O. Box 968, Duluth, GA 30136: Falcon Lumber Limited, 522 Mount Pleasant Road, Toronto, Ontario, Canada M4S 2M3; Wickes Lumber, 515 North Washington Avenue, Saginaw, MI 48606: Send protests to: C. R. Flemming, D/S, ICC, 225 Federal Building, Lansing, MI 48933.

MC 144117 (Sub-48TA), filed October 25, 1979. Applicant: TLC LINES INC., P.O. Box 1090, Fenton, MO 63026. Representative: Daniel C. Sullivan, Sullivan & Associates, Ltd., 10 S. LaSalle St., Suite 1600, Chicago, IL 60603. *Such commodities as* are dealt in by manufactures of *fasteners, staples, and pneumatic tools* (except commodities in bulk), from the facilities of Senco Products, Inc., at or near Cincinnati, OH to points in AZ, CA, CO, ID, MT, NV, NM, OR, UT, WA and WY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Senco Products, Inc., 8485 Broadwell Rd., Cincinnati, OH 45244. Send protests to: Peter E. Binder, DS, ICC, Rm. 1465, 210 N. 12th St., St. Louis, MO 63101.

MC 144227 (Sub-5TA), filed October 15, 1979. Applicant: CARMIL, INC., Box 225, Hershey, NE 69143. Representative: Lavern R. Holdeman, Peterson, Bowman & Johanns, 521 S. 14th Street, Suite 500, P.O. Box 81849, Lincoln, NE 68501. *Meat by-products, offal and meat and bone meal, in bulk in grain or hopper trailers* from Denver and Greeley, CO and points in their commercial zones to points in NE, SD, KS, IA, MN, MO and ND for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Pillsbury Company, 7900 Xerxer Avenue, South, Suite 700, Bloomington, MN 55431 (E.W. Ritchie, Merchandiser). Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 144407 (Sub-16TA), filed October 19, 1979. Applicant DECKER TRANSPORT COMPANY, INCORPORATED, 412 Route 23, Pompton Plains, NJ 07444. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. Dialysis supplies and equipment between Delran, NJ on the one hand, and, on the other, points in the US (except AK and HI) for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Erika Inc., 1 Erika Plaza, Rockleigh, NJ 07647. Send protests to: Joel Morrows, DS, ICC, 744 Broad Street, Room 522, Newark, NJ 07102.

MC 144667 (Sub-12TA), filed September 20, 1979. Applicant: ARTHUR E. SMITH SON & TRUCKING, INC., P.O. Box 1054, Scottsbluff, NE 69361. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501. *Meat, meat products, meat by-products and articles distributed by meat packinghouses (except hides and commodities in bulk)* from the facilities of Geo. A. Hormel & Co. at Scottsbluff, NE to all points in and east of ND, SD, NE, CO, OK and TX for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Geo. A. Hormel & Co., Edward C. Hunkele, Supervisor-Motor Carrier Services, P.O. Box 800, Austin, MN 55912. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 144827 (Sub-37TA), filed October 17, 1979. Applicant: DELTA MOTOR FREIGHT, INC., 2877 Farrisview, Memhis, TN 38118. Representative: R. Connor Wiggins, Jr., Rm. 909, 100 N. Main Bldg., Memphis, TN 38103. *Tires, tubes and tread rubber,* from Memphis, TN to points in the United States except AR, IA, IN, IL, KS, MO, MS, MI, NE, NV, OH, OR, TN, WA and WI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Mohawk Rubber Company, 1379 Farmville Rd., Memphis, TN 38122.

MC 144946 (Sub-3TA), filed October 10, 1979. Applicant: BIG T TRUCK SERVICE, INC., 5878 Buford Hwy., Suite 5, Atlanta, GA 30360. Representative: Stephen J. Habash, 100 East Broad St., Columbus, OH 43125. *General commodities,* except those of unusual value, and except Class A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, from the Department of Defense Depot located in Memphis, TN to Elgin Air Force Base, Okaloosa County, FL; McCoy Air Force Base, Orange County, FL; Fort Benjamin Harrison, Marion County, IN; Fort Knox, Hardin County, KY; Camp Grayling, Crawford County, MI; K. I. Sawyer Air Force, Marquette County, MI; Selfridge

Air Force Base, McComb County, MI; Wurtsmith Air Force Base, Iosco County, MI; Rickenbacker Air Force Base, located at or near Columbus, OH; and Wright-Patterson Air Force Base, located at or near Fairborn, OH. Supporting shipper(s): Headquarters, Military Traffic Management Command, Dept. of Army, Washington, DC 20315. Send protests to: Sara K. Davis, T/A, ICC, 1252 W. Peachtree St., NW., Atlanta, GA 30309.

MC 145267 (Sub-12TA), filed October 16, 1979. Applicant: CAMPBELL TRANSPORT, INC., Post Office Box 386, Vineland, NJ 08360. Representative: Mark D. Russell, Suite 348, Pennsylvania Building, 425 13th Street, NW., Washington, DC 20004. Contract, irregular. *Animal feed, feed ingredients, additives, supplements, and materials and supplies used in the manufacture and promotion of animals feed,* except in bulk, from the facilities of Kal Kan Foods, Inc., located in Los Angeles and Orange Counties, CA to points in AZ, FL, GA, IL, MD, MA, NJ, NM, OH, TN and TX, under a continuing contract with Kal Kan Foods, Inc. for 180 days. An underlying ETA has been filed. Supporting shipper(s): Kal Kan Foods, Inc., 3386 E. 44th Street, Vernon, CA 90058. Send protests to: Robert E. Johnston, D/S, ICC, 744 Broad St., Room 522, Newark, NJ 07102.

MC 145636 (Sub-13TA), filed October 25, 1979. Applicant: BOB BRINK, INC., 165 Steuben St., Winona, MN 55987. Representative: Edward H. Instenes, 128½ E. 3rd St., Winona, MN 55987. *Candy and confectionary* from Winona, MN to Chattanooga, TN, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Schuler Chocolates, Inc., 1000 W. 5th, Winona, MN 55987. Send protests to: Judith L. Olson, TA, ICC, 414 Fed. Bldg., 110 S. 4th St., Minneapolis, MN 55401.

MC 145827 (Sub-5TA), filed October 10, 1979. Applicant: LONG ROCK CO., P.O. Box 188, Princeville, IL 61559. Representative: DOUGLAS G. BROWN, P.C., The INB Center, Suite 555, Springfield, IL 62701. *Abrasive grain or flour and crude silicon carbide and crude aluminum oxide,* from Erie County, NY to points in the following states: IL, IN, MI, MN, OH and WI for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Exolon Company, 1000 E. Niagara St., Tonawanda, NY 14150. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 146207 (Sub-3TA), filed September 21, 1979. Applicant: HAROLD E. YOUNG d.b.a. YOUNG'S SERVICE, 6911 "C" Street, Omaha, NE 68106. Representative: James F. Crosby, P.O. Box 37205, Omaha, NE 68137. Contract carrier; irregular routes: (1) *Wrecked, disabled, or salvage vehicles, in truckaway or wrecker service;* (2) *used vehicles, undamaged, in truckaway or haulaway service;* (3) *Truck, fork lift or trailer parts, new or used;* (4) *Salvage tools, shop and garage equipment, new or used* between points in the United States in and west of PA, OH, KY, TN, AL (except AK and HI) under continuing contract with Paul Lucht & Sons Body Shop, Inc., Omaha, NE for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Paul Lucht & Sons Body Shop, Inc., James P. Lucht, Corporate Secretary, 1519 South 3rd St., Omaha, NE 68108. Send protest to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 146326, filed September 20, 1979. Applicant: JOHN ALGER, SR. d.b.a. ALGER TRANSPORTATION, 9811 Redman Avenue, Omaha, NE 68134. Representative: Marshall D. Becker, Suite 610, 7171 Mercy Road, Omaha, NE 68106. *Flour, in bags* (1) from Omaha, NE to Moline, IL and Chicago, IL and its commercial zone; (2) from Fergus Falls, MN to Chicago, IL and its commercial zone for 180 days. Restricted to traffic originating at the facilities of Con-Agra, Inc. An underlying ETA seeks 90 days authority. Supporting shipper(s): Con-Agra, Inc., Ken Stanton, Traffic Manager-Rates, Kiewit Plaza, Omaha, NE. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th Street, Omaha, NE 68102.

MC 146907 (Sub-2TA), filed April 5, in Washington, D.C. office. Applicant: PEBBLE HAULERS, INC., 2630 Delta Avenue, Colorado Springs, CO 80910. Representative; Thompson and Kelley, 450 Capitol Life Center, Denver, Co 80203. *Iron or steel grinding balls* from facilities of CF&I Steel Corporation, Pueblo, CO to Anaconda Carr Fork Project near Tooele, UT and facilities of Kennecott Copper Corp., Magna, UT, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Kennecott Copper Corporation, P.O. Box 16600, Salt Lake City, UT 84116, and The Anaconda Copper Co-Mineral Resource Group, 555 17th Street, Denver, CO 80217. Send protests to: District Supervisor Herbert C. Ruoff, 492 U.S. Customs House, 721 19th Street, Denver, CO 80202.

MC 148007 (Sub-2TA), filed August 16, 1979. Applicant: RAPID HOLDINGS, LTD. d.b.a. RAPID TRANSFER, Box 518, Oliver, B.C., Canada. Representative: William H. Grady, 1100 Norton Building, Seattle, WA 98104. *Contract carrier:* irregular routes: *Lumber, sawmill supplies and machinery,* from points on the U.S./Canada boundary line in WA to points in WA on and east of Highway 97, for the account of Weyerhaeuser Company, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Weyerhaeuser Company, Tacoma, WA 98401. Send protests to: Shirley M. Holmes, T/A, ICC, 858 Federal Building, Seattle, WA 98174.

MC 148127 (Sub-3TA), filed Oct. 2, 1979. Applicant: LINEHAUL EXPRESS CORPORATION, P.O. Box 5078, Manchester, NH 03108. Representative: Neal R. Michaud, P.O. Box 5078, Manchester, NH 03108. *Chipboard, paper, paper products, plastic, plastic sheeting, and plastic articles, (except commodities in bulk),* from points at or near Hamilton, OH, to Manchester, NH, and from Manchester, NH and Kennebunk, ME, to points in NY, OH, IN, IL, PA, NJ, DE, IA, and ND, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Mills Industries, Inc., 477 Silver St., Manchester, NH 03108. Send protests to: Ross J. Seymour, DS, ICC, Rm. 3, 6 Loudon Rd., Concord, NH 03301.

MC 148346 (Sub-1TA), filed September 24, 1979. Applicant: QUALITY TRANSPORT CORPORATION, 700 I Street, Anchorage, AK 99501. Representative: William B. Woodland, 700 I Street, Anchorage, AK 99501. *Laundry and dry cleaning; fresh, packaged and canned food items; toiletries; sundries; paper products; miscellaneous hardware;* and *small items required to be supplied for the daily life support systems of camps and institutional facilities,* between points in the Seattle, WA commercial zone, on the one hand; and, on the other, points in AK, restricted to traffic moving for the accounts of Transportation Management Services, Merit Enterprises, Inc., and Greyhound Support services, Inc., for 180 days. Supporting shipper(s): Greyhound Support Services, Inc., Business Park Blvd., Anchorage, AK 99502; Merit Enterprises, Inc., 7925 Second Ave. South, Seattle, WA 98206; Transportation Management Services, 700 I Street, Anchorage, AK 99501. Send protests to: D/S Roy S. Ehrhart II, ICC, 701 C Street, Box 7, Anchorage, AK 99513.

MC 148356 (Sub-1TA), filed September 28, 1979. Applicant: STAR MOTOR FREIGHT LINES, INC., 3110 North Stone, Colorado Springs, CO 80907. Representative: Raymond M. Kelley, 450 Capitol Life Center, Denver, CO 80203. *General commodities* (except commodities in bulk in tank vehicles, Class A and B explosives, household

goods as defined by the Commission, commodities which because of weight or size require the use of special equipment and commodities of unusual value), between Denver, and Lamar, CO; From Denver, CO over Interstate Hwy 25, U.S. Hwy 85 and U.S. Hwy 87 to Pueblo, CO, then over U.S. Hwy 50 and U.S. Hwy 50 bypass to Lamar, CO and return over the same route, serving all intermediate points, and serving the commercial zone of all points, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): 13 supporting shippers. Send protests to: H. Ruoff, 492 U.S. Customs House, Denver, CO 80202.

MC 148376 (Sub-1TA), filed October 18, 1979. Applicant: BILCO TRANSPORTATION, INC., 660 Riverside Blvd., Watsonville, CA 95076. Representative: E. M. Johnson, 650 California St., Suite 2808, San Francisco, CA 94108. Contract carrier; irregular routes: *Foodstuffs,* in vehicles equipped with mechanical refrigeration, frozen fresh meats, from points in ID, OR, WA and CO to facilities of A. C. Arioto and Sons, San Jose, CA and from San Jose to points in the State of WA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): A. C. Arioto & Sons, Inc., 630 Stockton Ave., San Jose, CA 95126. Send protests to: D/S Neil C. Foster, 211 Main, Suite 500, San Francisco, CA 94105.

MC 148396 (Sub-1TA), filed October 2, 1979. Applicant: ALLSTATE TRANSPORT, INC., 2250 Occidental South, Seattle, WA 98134. Representative: Henry C. Winters, 525 Evergreen Building, Renton, WA 98055. *General commodities (except Classes A and B explosives, commodities in bulk, those of unusual value and those injurious or contaminating to other lading) in containers or trailers,* between points in Seattle, WA commercial zone, on the one hand, and, on the other, points in Whatcom County, WA; restricted to traffic having a prior or subsequent movement by rail or water, for 180 days. Applicant intends to interline at the Ports of entry on the U.S.-Canada boundary line in Whatcom County, WA. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are 6 statements in support attached to this application which may be examined at the ICC in Washington, D.C. or copies of which may be examined in the field office named below. Send protests to: Shirley M. Holmes, T/A, ICC, 858 Federal Building, Seattle, WA 98174.

MC 148417 (Sub-2TA), filed September 28, 1979. Applicant: FLOYD E. PHILLIPS, d.b.a. FUTURE TRUCKING CO., 8125 East Slauson Avenue, Montebello, California 90640. Representative: R. Y. Schureman, 1545 Wilshire Boulevard, Los Angeles, California 90017. *Contract;* Irregular; *non-ferrous metal pipe, tubing, valves and fittings,* from the facilities of Mueller Brass Co., Inc., at the City of Commerce, California, to points in Arizona and Clark County, Nevada, for 180 days. Supporting shipper(s): Mueller Brass Co., Inc., Western Regional Manager, 2929 Vail Ave., City of Commerce, CA 90040. Send protests to: Irene Carlos, TA, ICC, P.O. Box 1551, Los Angeles, CA 90053.

MC 148456 (Sub-1TA), filed October 22, 1979. Applicant: MICHAEL MASTEL, d.b.a. MASTEL TRANSFER, Hazelton, ND 58544. Representative: Charles E. Johnson, 418 East Rosser Avenue, P.O. Box 1982, Bismarck, ND 58501. *Contract carrier;* irregular routes; *Corrugated steel pipe, sheet piling, and guard rail, and accessories for corrugated steel pipe, sheet piling and guard rail,* from Minneapolis, MN and Topeka, KS, and their commercial zones, to points in ND, restricted to a transportation service to be performed under a continuing contract or contracts with Basin Steel, Inc., Bismarck, ND, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Basin Steel, Inc., P.O. Box 388, Bismarck, ND 58501. Send protests to: H. E. Farsdale, DS, ICC, Room 268 Fed. Bldg. and U.S. Post Office, 657 2nd Avenue North, Fargo, ND 58102.

MC W-587 (Sub-30TA), filed October 19, 1979. Applicant: FOSS L & T CO., a corporation, 660 West Ewing Street, Seattle, WA 98119. Representative: Thomas E. Kimball and Richard C. Jones, Attorneys at Law, Two Embarcadero Center, San Francisco, CA 94111. By decision entered October 18, 1979, the Motor Carrier Board granted applicant 45-day temporary authority to engage in the business of transportation by water vessel, in interstate commerce, in the transportation of a nuclear steam generator, from the facility of Surry Reactor, at or near Surry, VA, to Longview, WA, via James River, Straits of Florida, Yucatan Straits, Panama Canal, and the Columbia River, under a contract with Battelle Memorial Institute for the U.S. Department of Energy, and the U.S. Nuclear Regulatory Commission, Richland, WA. Any interested person may file a petition for reconsideration with the Secretary, Interstate Commerce Commission, Washington, D.C. 20423, within 20 days of the date of this publication. Within 20 days after the filing of such petition with the Commission, any interested person may file and serve a reply thereto.

Notice No. 208

MC 32083 (Sub-7TA), filed October 24, 1979. Applicant: DONNIE A. DIXON, INC., Rt. 9, Box 378, Greenville, NC 27834. Representative: Peter A. Greene, 900 17th St., NW., Washington, DC 20006. *Lumber, poles, timber and building materials* from points in GA, SC, NC and VA to points in and east of WI, MI, IL, KY, TN and MS, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Lott Forest Products, P.O. Box 387, High Point, NC 27261. Send protests to: Sheila Reece, T/A, 800 Briar Creek Rd—Rm CC516, Charlotte, NC 28205.

MC 47583 (Sub-110TA), filed October 23, 1979. Applicant: TOLLIE FREIGHTWAYS, INC., 1020 Sunshine Road, Kansas City, KS 66115. Representative: D. S. Hults, P.O. Box 225, Lawrence, KS 66044. *Petroleum-products, in packages and containers (except commodities in bulk)* from the facilities of Mobil Oil Corp. located at or near Kansas City, KS, to points in AR, CA, CO, IL, IN, IA, KY, LA, MN, MO, NE, ND, OK, TN, TX, SD, and WY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Mobil Oil Corporation, 8350 N. Central Expressway—Suite 522, Campbell Centre, Dallas, TX 75206. Send protests to: Vernon V. Coble, DS, I.C.C., 600 Fed. Bldg., 911 Walnut St., Kansas City, MO 64106.

MC 47583 (Sub-111TA), filed October 2, 1979. Applicant: TOLLIE FREIGHTWAYS, INC., 1020 Sunshine Road, Kansas City, KS 66115. Representative: D. S. Hults, P.O. Box 225, Lawrence, KS 66044. Paper and paper products, from the facilities of Union Camp Corporation, Kansas City, MO to points in TX, KS, OK, AR, NE and IA. Supporting shipper(s): Union Camp Corporation, 1600 Valley Road, Wayne, NJ 07470. Send protests to: Vernon Coble D/S, 600 Federal Building, 911 Walnut St., Kansas City, MO 64106.

MC 61592 (Sub-474TA), filed June 25, 1979. Applicant: JENKINS TRUCK LINE, INC., P.O. Box 697, Jeffersonville, IN 47130. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. *Construction and furniture paneling* from the facilities of Universal Woods, Inc. at Louisville, KY and J. L. Gilbert Co., Inc., at Sellersburg, IN to points in the U.S. in and east of MN, IA, MO, AR and LA. *Equipment and materials used in manufacture of construction and furniture paneling* from points in the U.S. east of MN, IA, MO, AR and LA to facilities of Universal Woods, Inc., at Louisville, KY for 180 days. Supporting shipper(s): Universal Woods, Inc., 2600

Grassland, Louisville, KY 40296. Send protests to: Beverly J. Williams, Trans. Asst., 429 Federal Bldg., 46 E. Ohio Street, Indianapolis, IN 46204.

MC 87523 (Sub-104TA), filed October 2, 1979. Applicant: STEWART TRUCKING COMPANY, INC., P.O. Box 5155, Manchester, NH 03108. Representative: Edward J. Kiley, 1730 M St., Suite 501, Washington, DC 20036. *Insulation and insulating materials, and materials, equipment and supplies used in the manufacture, production and distribution of insulation and insulating materials,* between the facilities of Thermo-Chek Manufacturing Company at or near Manchester, NH, on the one hand, and, on the other, points and places in ME, VT, MA, RI, CT, NY, and NJ, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Thermo-Chek Manufacturing Company, 100 Willow St., Manchester, NH 03103. Send protests to: Ross J. Seymour, DS, ICC, Rm. 3, 6 Loudon Rd., Concord, NH 03301.

MC 87523 (Sub-105TA), filed October 2, 1979. Applicant: STEWART TRUCKING COMPANY, INC., P.O. Box 5155, Manchester, NH 03108. Representative: Edward J. Kiley, 1730 M St., NW, Suite 501, Washington, DC 20036. *Salt, in bags,* from Perth Amboy, NH, to Bedford, NH, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Water Center, Rt. 101, Bedford, NH 03102. Send protests to: Ross J. Seymour, DS, ICC, Rm. 3, 6 Loudon Rd., Concord, NH 03301.

MC 103993 (Sub-1006TA), filed September 21, 1979. Applicant: MORGAN DRIVE-AWAY, INC., 28651 U.S. 20 West, Elkhart, IN 46515. Representative: James B. Buda (same address as Applicant). *Trailers and trailer chassis (except those designed to be drawn by passenger automobiles),* from the facilities of American Trailers, Inc., at or near Oklahoma City, OK and Great Bend, KS to points in the United States (except AK and HI) for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): American Trailers, Inc., P.O. Box 26568, Oklahoma City, OK 73126. Send protests to: Beverly J. Williams, Transportation Assistant, ICC, 429 Federal Bldg., 46 E. Ohio Street, Indianapolis, IN 46204.

MC 107012 (Sub-457TA), filed October 2, 1979. Applicant: NORTH AMERICAN VAN LINES, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop, (same address as Applicant). *New furniture, cartoned* from the facilities of Wilshire Furniture Co., located at or near Hillsboro, TX to points in CA, CO, IA, KS, LA, MT, NM, ND, SD, OK and WY for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Wilshire Furniture, Co., P.O. Box 819, Hillsboro, TX 76645. Send protests to: Beverly J. Williams, Transportation Assistant, ICC, 429 Federal Bldg., 46 E. Ohio St., Indianapolis, IN 46204.

MC 107103 (Sub-22TA), filed October 9, 1979. Applicant: ROBINSON CARTAGE CO., 2712 Chicago Drive, SW, Grand Rapids, MI 49509. Representative: Ronald J. Mastej, 900 Guardian Building, Detroit, MI 48226. *Rough cast iron brake drums;* from the facilities of East Jordon Iron Works, at East Jordan, MI to Siloam Springs, AR, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): East Jordan Iron Works, Inc., P.O. Box 439, East Jordan, MI 49727 and Marmon-Webb Division, 510 Indianapolis Ave., Lebanon, IN 46052. Send protests to: C. R. FLemming, D/S, I.C.C., 201 Corr Building, 300 East Michigan Avenue, Lansing, MI 48933.

MC 111823 (Sub-18TA), filed October 29, 1979. Applicant: SHERWOOD VAN LINES, INC., 4322 Milling Road, San Antonio, TX 78219. Representative: Robert J. Brooks, 1747 Pennsylvania Ave. N.W., Washington, D.C. 20006. *Household goods* as defined by the Commission, between points in AL, AR, AZ, CA, CO, CT, DE, FL, GA, IA, IL, IN, KS, KY, LA, MA, MD, MI, MN, MO, MS, NC, ND, NE, NH, NJ, NM, NV, NY, OH, OK, PA, RI, SC, SD, TN, TX, UT, VA, VT, WI and DC for 180 days. Underlying ETA filed. Supporting shipper(s): Department of Defense, Military Traffic Management Command. Send protests to: Opal Jones, TCS, Interstate Commerce Commission, Room 9A27 Federal Building, 819 Taylor St., Fort Worth, TX 76102.

MC 112713 (Sub-288TA), filed October 11, 1979. Applicant: YELLOW FREIGHT SYSTEM, INC., P.O. Box 7207, Shawnee Mission, KS 66270. Representative: John M. Records (same as applicant). *General commodities* (except Classes A and B explosives, commodities in bulk, household goods as described by the Commission, commodities of unusual value, and those requiring special equipment) which are at the time moving on bills of lading of freight forwarders under 49 U.S.C. 10102(8), between San Antonio, TX and Brownsville, TX, serving no intermediate points: From San Antonio over U.S. Hwy 181 to junction of U.S. Hwy 77, then over U.S. Hwy 77 to Brownsville and return over the same route. Applicant intends to tack the authority sought with its authority in MC 112713, joinder at San Antonio, TX. Supporting shipper(s): Republic Freight System, Inc., P.O. Box 7270, Shawnee Mission, KS 66207. Send protests to: Vernon Coble, D/S, 600 Fed. Bldg., 911 Walnut St., Kansas City, MO 64106.

MC 115523 (Sub-198TA), filed October 2, 1979. Applicant: CLARK TANK LINES COMPANY, 1450 Beck Street, Salt Lake City, UT 84110. Representative: Melvin J. Whitear (same as applicant). *Clay, in bags and in bulk,* from IMV plant near Lathrop Wells, Nye County, NE to Stockton, CA, Fort Morgan, CO, Caldwell and Idaho Falls, ID, and Moses Lake, WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Midwest PMS, Inc., 955 East County Club Road, Gering, NE 69341. Send protests to: Lyle D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 115703 (Sub-20TA), filed October 4, 1979. Applicant: KREITZ MOTOR EXPRESS, INC., P.O. Box 375, 220 Park Rd. North, Wyomissing, PA 19610. Representative: Robert D. Gunderman, 710 Statler Bldg., Buffalo, NY 14202. (1) *Air conditioning, air filtration, refrigeration and humidifying equipment,* the transportation of which, because of size or weight, requires the use of special equipment, and (2) *related materials and supplies* between the facilities of Gamewell Mechanical, Inc. located at or near Rowan County, NC, on the one hand, and, on the other, points in AL, GA, IN, LA, MI, MS, NJ, OH, SC, TX, VA, WI and DC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Gamewell Mechanical, Inc., P.O. Box 1949, Salisbury, NC 28144. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadelphia, PA 19106.

MC 116763 (Sub-613TA), filed October 9, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same as applicant). *Paper and paper products* (except commodities in bulk) from the facilities of Olinkraft, Inc. located at or near Kankakee, IL, to Ada and Henryetta, OK; Auburn and Fulton, NJ; Clairon and Chambersburg, PA; Frankfort, MI; Freehold, NJ; and Waco, TX, for 180 days. Restricted to traffic originating at the named origin and destined to the indicated destinations. An underlying ETA seeks 90 days authority. Supporting shipper(s): Olinkraft, Inc., P.O. Box 488, West Monroe, LA 71291. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadephia, PA 19106.

MC 119493 (Sub-331TA), filed October 10, 1979. Applicant: MONKEM COMPANY, INC., P.O. Box 1196, Joplin, MO 64801. Representative: Thomas D. Boone (same as applicant). *Flour mixes,*

meals, and grits (except in bulk), From Topeka, KS, to points in FL, GA and MS, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Seaboard Allied Milling, P.O. Box 19148, Kansas City, MO 64141. Sent protests to: Vernon Coble, D/S, 600 Fed. Bldg., 911 Walnut St., Kansas City, MO 64106.

MC 125433 (Sub-345TA), filed September 21, 1979. Applicant: F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). *Household and commercial laundry and kitchen appliances and related repair parts,* from Newton, IA to points in the United States (except AK, HI, IA, IL, Upper Peninsula of MI, MN, MO, NE, ND, SD and WI). Restricted to traffic originating at the facilities of The Maytag Company, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Maytag Company, Newton, IA 50208. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 125433 (Sub-346TA), filed October 3, 1979. Applicant: F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). (1) *Fire hydrants, iron valves, castings, pipe, pipe fittings, indicator posts and floor stands,* and (2) *parts, attachments, accessories and supplies used in connection with the commodities decribed in (1) above,* (a) from Chattanooga, TN and Albertville, AL to points in the United States in and east of ND, SD, NE, KS, OK and TX, (b) from Decatur, IL to points in the United States (except AK and HI). (3) *Equipment, material and supplies used in the manufacture of (1) and (2) above,* from points in the United States (except AK and HI) to Chattanooga, TN; Albertville, AL and Decatur, IL. *RESTRICTION:* Restricted to traffic originating at or destined to the facilities of the Mueller Company, for 180 days. Supporting shipper(s): Mueller Co., 445 East Glendale Avenue, Sparks, NV 89431. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 125433 (Sub-347TA), filed October 4, 1979. Applicant: F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). (1) *Refrigerators, freezers and microwave ovens,* from Amana, IA to points in AZ, CA, NV, OR, WA, UT, ID, TX, AL and LA. (2) *Air conditioners, central heating furnaces, stoves and electric ranges,* from Fayetteville, TN to points in AZ, CA, NV, OR, WA, UT, ID, TX, AL and LA. Restricted in (1) and (2) above to traffic originating at the facilities of Amana Refrigeration, Inc., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Amana Refrigeration, Inc., Amana, IA 52204. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 125433 (Sub-348TA), filed October 5, 1979. Applicant: F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). Commodities of the type dealt in or used by manufacturers of heating and cooling systems (except commodities in bulk), and solar energy heating and cooling systems, between points in the United States (except AK and HI). Restricted to shipments originating at or destined to the facilities utilized by Lennox Industries, Inc., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Lennox Industries, Inc., P.O. Box 400450, Dallas, TX 75240. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 128273 (Sub-371TA), filed October 12, 1979. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, KS 66701. Representative: Elden Corban (same as above). *Foodstuffs* (except frozen) from the facilities of Adams Packing Association, at or near Auburndale, FL, to points in AZ, AR, CO, ID, IA, KS, KY, LA, MI, MS, MO, MT, NE, ND, SD, TN, and UT; for 180 days, common, irregular; SUPPORTING SHIPPER: Adams Packing Association, Inc., P.O. Box 37, Auburndale, FL 33823; SEND PROTESTS TO: M. E. Taylor, DS, ICC, 101 Litwin Bldg., Wichita, KS 67202. An underlying ETA seeks 90 days authority. Supporting shipper(s): Adams Packing Association, Inc. Traffic Manager, P.O. Box 37, Auburndale, FL 33823.

MC 128543 (Sub-19TA), filed October 1, 1979. Applicant: CRESCO LINES, INC., 13900 South Keeler Avenue, Crestwood, IL 60445. Representative: Donald B. Levine, 39 S. LaSalle St., Chicago, IL 60603. *Pulpboard, wallboard and fiberboard,* from the facilities used by Owens Corning Fiberglas Corporation at or near Meridian, MS to points in CT, IL, IN, NJ, NY, OH, and PA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Owens Corning Fiberglas Corporation, Fiberglas Tower, Toledo, OH 43659. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 129613 (Sub-28TA), filed October 5, 1979. Applicant: ARTHUR H. FULTON, INC., P.O. Box 86, Stephens City, VA 22655. Representative: Dixie C. Newhouse, 1329 Pennsylvania Ave., P.O. Box 1417, Hagerstown, MD 21740. *Contract carrier:* Irregular routes: *Plastic articles* from the plant site facilities of General Foam Plastics Corp., located at or near Norfolk, VA, Scranton, PA, and Lebanon, IN to all points in and East of WI, IL, KY, TN and MS, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): General Foam Plastics Corp., 3321 E. Princess Ann Rd., Norfolk, VA 23502. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadelphia, PA 19106.

MC 136343 (Sub-187TA), filed October 9, 1979. Applicant: MILTON TRANSPORTATION, INC., P.O. Box 355, Milton, PA 17847. Representative: Herbert R. Nurick, P.O. Box 1166, Harrisburg, PA 17108. *Highway marking strip glass, ballotini and ground glass* (except commodities in bulk, in tank vehicles) from the facilities of Potters Industries, Inc., at or near Apex, NC to points in VA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Potters Industries, Inc., 377 Route 17, Hasbrouck Heights, NJ 07604. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St, Rm. 620, Philadelphia, PA 19106.

MC 136553 (Sub-88TA), filed September 28, 1979. Applicant: ART PAPE TRANSFER, INC., 1080 East 12th St., Dubuque, IA 52001. Representative: William L. Fairbank, 1980 Financial Center, Des Moines, IA 50390. *Steel* from points in the Chicago, IL, commercial zone to Dyersville, IA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Curran Hydraulic Corp., 528 5th St., N.W., Dyersville, IA 52040. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 136553 (Sub-89TA), filed October 3, 1979. Applicant: ART PAPE TRANSFER, INC., 1080 East 12th St., Dubuque, IA 52001. Representative: William L. Fairbank, 1980 Financial Ctr., Des Moines, IA 50309. *Steel pipe and pipe fittings* from Bellevue, IA to points in CO, IL, IN, KS, MI, MN, MO, NE, ND, SD, and WI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Midwest Pipe Coating, Inc., Box 94, Bellevue, IA 52031. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 143443 (Sub-3TA), filed October 3, 1979. Applicant: D. J. KIRBY, INC., P.O. Box 195, Gilberts, IL 60136. Representative: Lavern R. Holdeman,

521 S. 14th St., Suite 500, P.O. Box 81849, Lincoln, NE 68501. *Construction materials (except in bulk),* from the facilities of W. R. Meadows, Inc., at or near Elgin and Hampshire, IL, to points in the States of CA, ID, MT, NV, OR, UT, WA and WY for 180 days. Supporting shipper(s): W. R. Meadows, Inc., P.O. Box 543, Elgin, IL 60120. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 138543 (Sub-2TA), filed October 4, 1979. Applicant: GARY A. SCANNAVINO d.b.a. CHEROKEE FREIGHT LINES, 5463 Cherokee Road, Stockton, CA 95205 . Representative: Thomas M. Loughran, of Loughran & Hegarty, 100 Bush Street, 21st Floor, Ph. (415) 986–5778, San Francisco, CA 94104. *Contract carrier, irregular routes: foodstuffs, except frozen, and such products as are dealt in by wholesale and retail grocers,* from facilities of Amstar Corporation, Spreckels Sugar Division, at Manteca, Mendota, Spreckels and Woodland, CA to points in NV, OR and WA, under continuing contract with Amstar Corporation, Spreckels Sugar Division, of San Francisco, CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Amstar Corp., Spreckels Sugar Div., 50 California St., San Francisco, CA 94111. Send protests to: A. J. Rodriguez, 211 Main Street, Suite 500, San Francisco, CA 94105.

MC 139193 (Sub-111TA), filed October 12, 1979. Applicant: ROBERTS & OAKE, INC., 4240 Blue Ridge Boulevard, Suite 820, Kansas City, MO 64133. Representative: Terrence Jones, 2033 K Street, Washington, D.C. 20006. *Meat products, meat by-products and articles distributed by meat packinghouses as described in Sections A & C of Appendix I to the report in descriptions in Motor Carriers Certificates 61 MCC 209 and 766 (except hides, skins and commodities in bulk),* from the facilities of Hunter Packing Company at or near East St. Louis, IL to points in LA and MS, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): John Morrell Co., 208 S. LaSalle St., Chicago, IL 60604. Send protests to: Vernon V. Coble, DS, I.C.C., 600 Fed. Bldg., 911 Walnut St., Kansas City, MO 64106.

MC 140463 (Sub-6TA), filed October 18, 1979. Applicant: ORREN J. LEE TRUCKING, 2312 Braemer Drive, Sioux Falls, SD 57105. Representative: Claude Stewart, South Dakota Transport Services, Inc., P.O. Box 480, Sioux Falls, SD 57101. *Contract carrier:* irregular routes: (1) *Plastic articles, balloons, sleeping bags, clothing and electrical equipment* from the facilities of Raven Industries, Inc., located at or near Sioux Falls, SD to points in AR, CO, KS, KY, IL, IN, IA, MI, MN, MO, MT, NE, NM, ND, OH, OK, SD, TN, TX, WI, WY and Albertville, AL; (2) *Materials and supplies used in the manufacture and distribution of the above commodities* from the 21 named states and Albertville, AL to Sioux Falls, SD for the account of Raven Industries, Inc. for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Raven Industries, Inc., 205 E. 6th Street, Box 1007, Sioux Falls, SD 57101. Send protests to: J. L. Hammond, DS, ICC, Room 455, Federal Bldg., Pierre, SD 57501.

MC 142483 (Sub-3TA), filed October 16, 1979. Applicant: W & L MOTOR LINES, INC., P.O. Box 3467, Hickory, NC 28601. Representative: Theodore Polydoroff, Suite 301, 1307 Dolley Madison Blvd., McLean, VA 22101. *Contract carrier,* irregular routes: *Glass fiber roving, yarn, strand, mat or matting, and fabric, and glass fiber reinforced rigid polypropylene sheets, (except in bulk)* from the facilities of PPG Industries, Inc. at Shelby and Lexington, NC to points in AL, AZ, AR, CA, CO, FL, GA, ID, IL, IA, KS, LA, MN, MS, MO, MT, NE, NV, NM, ND, OK, OR, SC, SD, TN, TX, UT, VA, WA, WI and WY, restricted to shipments moving under contract with PPG Industries, Inc., for 180 days. Supporting shipper(s): PPG Industries, Inc., One Gateway Center, Pittsburgh, PA 15222. Send protests to: Shelia Reece, T/A, 800 Briar Creek Rd., Rm. CC516, Charlotte, NC 28205.

MC 143503 (Sub-27TA), filed October 2, 1979. Applicant: MERCHANTS HOME DELIVERY SERVICE, INC., P.O. Box 5067, Oxnard, CA 93031. Representative: T. M. Brown, P.O. Box 1540, Edmond, OK 73034. *Such commodities as are dealt in by retail department stores,* from points in PA and VA (except Frederick, Clarke, Loudon, Fairfax, Arlington, Prince William, Fauquier, Stafford, King George, Spotsylvania, Orange, Madison, Culpeper, Rappahannock, and Shenandoah Counties) to the facilities of May Department Stores Company in Howard County, MD, and D.C., for 180 days. An underlying ETS seeks up to 90 days operating authority. Supporting shipper(s): May Department Stores Company, Director of Transportation, P.O. Box 296, Silver Spring, MD 20907. Send protests to: Irene Carlos, TA, ICC, 300 North Los Angeles Street, Room 1321, Los Angeles, CA 90012.

MC 143533 (Sub-7TA), filed October 4, 1979. Applicant: DIXON LEASING CO., INC., 2620 Old Egg Harbor Road, Lindenwold, NJ 08021. Representative: Robert B. Einhorn, Esquire, 3220 P.S.F.S. Building, 12 South 12th Street, Philadelphia, PA 19107. *Fiberglas materials and products,* from Newark and Columbus, OH to all points east of a line from the Mississippi River, for 180 days. Supporting shipper(s): OWENS CORNING FIBERGLAS CORPORATION, Fiberglas Tower, Toledo, OH 43659. Send protests to: Robert J. Latarewicz, TR&TS, ICC, 744 Broad St., Room 522, Newark NJ 07102.

MC 143693 (Sub-7TA), filed October 24, 1979. Applicant: DFC TRUCKING COMPANY, 17872 Cartwright Road, Irvine, CA 92705. Representative: Floyd L. Farano 2555 E. Chapman Avenue, Suite 705, Fullerton, CA 92631. *Contract;* Irregular; *Frozen meat, frozen and fresh fish, poultry, pork; frozen and chilled foodstuffs; canned and packaged foodstuffs; restaurant supplies restricted to table items only, i.e., napkins, china, flatware, glassware, silverware and cloth products; restaurant maintenance and janitorial supplies; restaurant and kitchen supplies and utensils used in kitchens for the preparation and service of food; new and used furniture, fixtures and equipment used in the establishment and operation of a restaurant.* Shipments for the account of Delly Food Co. and Denny's Restaurants from Hayward, CA to Denny's Restaurants, new and existing, at various points and places in the states of Washington, Oregon, Idaho and Nevada, and return shipments of the same, for 180 days. An underlying ETA seeks up to 90 days operatng authority. Supporting shipper(s): Delly Food Company, District Manager, 17872 Cartwright Road, Irvine, CA 92705. Send protests to: Irene Carlos, TA, ICC, 1321 Federal Building, 300 North Los Angeles Street, Los Angeles, CA 90012.

MC 145623 (Sub-5TA), filed September 26, 1979. Applicant: OK MESSENGER SERVICE, INC., 9107 Telegraph Road, Taylor, MI 48180. Representative: Edwin M. Snyder, 22375 Haggerty Road, P.O. Box 400, Northville, MI 48167. *Contract carrier:* irregular routes: *Structural steel beams, angles, channels, and plates,* from Plymouth, MI to points in AL, AR, FL, GA, ID, IA, KS, LA, MD, MN, MS, MO, NE, NH, NJ, OK, RI, SC, TX, and UT under a continuing contract with Federal Pipe and Steel Corporation for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Federal Pipe and Steel Corporation, 41600 Joy Road, Plymouth, MI. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 145813 (Sub-1TA), filed October 17, 1979. Applicant: POINTS WEST

TRUCKING, INC., 25836 Parada Drive, Valencia, CA 91355. Representative: Milton W. Flack, 4311 Wilshire Blvd., Suite 300, Los Angeles, CA 90010. *Confectionery products (except in bulk) in vehicles equipped with mechanical refrigeration,* from the facilities of Schrafftcandy Company located at or near Boston and Woburn, MA, and Reading, PA, to Phoenix, AX, Los Angeles and San Francisco, CA, Denver, CO, and Salt Lake City, UT, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Schrafft Candy Company, Traffic Manager, 529 Main Street, Charleston, MA 02129. Send protests to: Irene Carlos, TA, ICC, 1321 Federal Building, 300 North Los Angeles Street, Los Angeles, CA 90012.

MC 146293 (Sub-36TA), filed September 21, 1979. Applicant: REGAL TRUCKING CO., INC., 95 Lawrenceville Industrial Circle, N.E., Lawrenceville, GA 30245. Representative: Alan E. Serby, Fifth Floor, Lenox Towers South, 3390 Peachtree Road, N.E., Atlanta, GA 30326. *Materials, equipment and supplies used in the manufacture of florescent lighting fixtures* (except commodities in bulk) from Chicago, IL to facilities of Keystone Lighting Corporation at or near Bristol, PA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Keystone Lighting Corporation, Route 13, Beaver Road, Bristol, PA 19007. Send protests to: Sara K. Davis T/A, ICC, Room 300, 1252 W. Peachtree St., N.W., Atlanta, GA 30309.

MC 146553 (Sub-6TA), filed October 5, 1979. Applicant: ADRIAN CARRIERS, INC., 1826 Rockingham Rd., Davenport, IA 52808. Representative: James M. Hodge, 1980 Financial Ctr., Des Moines, IA 50309. *castings* from Davenport, IA and Moline, IL, to points in CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Keller Aluminum Foundry, Inc., 1051 South Rolff, Davenport, IA 52808. Frank Foundries Corp., 1726 West 1st St., Davenport, IA 52808. Blackhawk Foundry and Machine Co., 323 South Clark, Davenport, IA 52808. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 146623 (Sub-3TA), filed October 11, 1979. Applicant: STAMEY ENTERPRISES, INC., 7350 102nd Place, South, Boynton Beach, FL 33435. Representative: Richard B. Austin, Suite 214, 5255 N.W. 87th Ave., Miami, FL 33178. *Frozen foods and candies* between Newark, NJ, New York, NY and Richmond, VA, on the one hand, and, on the other, Dade County, FL for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Hamersmith, Inc., 3200 N.W. 125th St., Miami, FL 33167. Send protests to: Donna M. Jones, T/A, ICC-BOp, Monterey Bldg., Suite 101, 8410 N.W. 53rd Ter., Miami, FL 33166.

MC 146643 (Sub-19TA), filed September 21, 1979. Applicant: DAVID CREECH TRANSPORTATION SYSTEMS, 3202 South State St., South Chicago Heights, IL 60411. Representative: DONALD B. LEVINE, 39 South La Salle St., Chicago, IL 60603. Contract carrier-irregular, aluminum ingots (except in bulk) from the facilities utilized by Aluminum Smelting and Refining Company, Inc. at or near Maple Heights, OH and zinc alloy ingots (except in bulk) from the facilities utilized by Certified Alloys Company at or near Maple Heights, OH, to points in IL, IN, KY, MI, MO, and WI. Underlying ETA seeks 90 day authority. Supporting shipper(s): Aluminum Smelting and Refining Company, Inc., Certified Alloys Company, 5463 Dunham Rd., Maple Heights, OH 44137. Send protests to: Jacquelyn L. Banks, TA, ICC, 219 South Dearborn St., Chicago, IL 60604.

MC 146643 (Sub-20TA), filed September 21, 1979. Applicant: DAVID CREECH TRANSPORTATION SYSTEMS, 3202 South State St., South Chicago Heights, IL 60411. Representative: Donald B. Levine, 39 South LaSalle St., Chicago, IL 60603. Common carrier—irregular route, *fiberglass products* (except in bulk) from Kansas City, KS; Newark and Defiance, OH; and Mountaintop, PA to points in Lake and Porter Counties, IN and Cook, DuPage, Kane, Kendall, Lake, and Will Counties, IL. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Chatham Supply, 2217 West 135th Pl., Blue Island, IL 60406. Send protests to: Jacquelyn L. Banks, TA, ICC, 219 South Dearborn St., Chicago, IL 60604.

MC 147433 (Sub-1TA), filed September 24, 1979. Applicant: LONG LEASING CORP., Route 3, Box 587, East Jordan, MI 49727. Representative: William B. Elmer, 21635 East Nine Mile Road, St. Clair Shores, MI 48080. *Castings and iron and steel products* from the facilities of East Jordan Iron Works, Inc. at East Jordan, MI, to points in IL, IN, MO, OH and WI; and materials and supplies used in connection with the manufacture, distribution and installation of *castings and iron and steel products* from points in IL, IN, MO, OH and WI to the facilities of East Jordan Iron Works, Inc. at East Jordan, MI for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): East Jordan Iron Works, Inc., P.O. Box 439, East Jordan, MI 49727. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 147943 R (Sub-1TA), filed September 14, 1979. Applicant: E. W. K. CARTAGE, INC., 4855 S. Leamington St., Chicago, IL 60638. Representative: Eugene W. Kolbus (same address as applicant). *General commodities, (except Class A & B explosives, household goods as defined by the Commission, articles requiring special handling or drticles of unusual value), having a prior or subsequent movement by rail or water.* Restricted to T.O.F.C. or C.O.F.C. traffic moving on Freight Forwarder Bill of Lading between the Chicago, IL Commercial Zone, on the one hand, and, on the other, points in IL, IN, and MI for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Clipper Exxpress, Inc., 3401 W. Pershing Road, Chicago, IL. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 148183 (Sub-2TA), filed September 24, 1979. Applicant: ARROW TRUCK LINES, INC., P.O. Box 432, Gainesville, GA 30501. Representative: Pauline E. Myers, Suite 348, Pennsylvania Building, 425 13th Street, N.W., Washington, DC 20004. *Frozen pies and cakes,* in refrigerated vehicles, from the facilities of Lloyd J. Harriss Pie Company at Saugatuck and Holland, MI to points in AL, TN, NC, SC, FL and GA for 180 days. Supporting shipper(s): Lloyd J. Harriss Pie Company, 350 Culver Street, Saugatuck, MI 49453. Send protests to: Sara K. Davis, T/A, ICC, 1252 W. Peachtree St., N.W., Room 300, Atlanta, GA 30309.

MC 148183 (Sub-3TA), filed September 21, 1979. Applicant: ARROW TRUCK LINES, INC., (Georgia Corp.), P.O. Box 432 Industrial Blvd., Gainesville, GA 30501. Representative: Pauline E. Myers, Suite 348, Pennsylvania Building, Pennsylvania and 13th St. NW., Washington, DC 20004. *Oleomargarine in packages and cartons,* (except in bulk) from the facilities of Deep South Products, Gainesville, GA to points in NC, SC, FL, LA, AL, KY and TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Deep South Products, 825 White Sulphur Rd., Gainesville, GA 30501. Send protests to: Sara K. Davis, T/A, ICC, 1252 W. Peachtree St., NW., Room 300, Altanta, GA 30309.

MC 148313 (Sub-1TA), filed October 5, 1979. Applicant: PHIL CLINE TRUCKING, INC., 310 Ichabod Circle, Concord, NC 28025. Representative: Phil

Cline (same as above). *Cotton and rayon goods finished and unfinished* from Concord, Shelby, Butner, Tarboro, NC, Bamberg, SC, Emporia, VA and Brooklandville, MD to San Antonio, TX and Los Angeles and San Francisco, CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Concord Warehousing Co., Lanscot-Arlen Fabrics, Inc., P.O. Box 1212, Concord, NC 28025. Send protests to: Sheila Reece, T/A, 800 Briar Creek Rd., Rm. CC516, Charlotte NC 28205.

MC 148333 (Sub-1TA), filed September 26, 1979. Applicant: DONLINE HAULAGE, INC., 1715 Britannia Road East, Mississauga, Ontario L4W 2A3. Representative: Robert D. Gunderman, Esq., 710 Statler Bldg., Buffalo, NY 14202. Contract carrier-irregular routes. *Steel and steel articles,* between ports of entry on the International Boundary line between the U.S. and Canada in NY, on the one hand, and, on the other, points in NY, NJ and PA, restricted to the transportation of traffic under continuing contract(s) with Bridge & Tank Co. of Canada Limited, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Bridge & Tank Co. of Canada Limited, 390 Gage Avenue North, Hamilton, Ontario L8N 3G8. Send protests to: Anne C. Siler, TA, ICC, 910 Federal Bldg., 111 W. Huron St., Buffalo, NY 14202

MC 148373 (Sub-1TA), filed October 16, 1979. Applicant: WARNER A. ROSS, Rt. 1, Box 282, Toone, TN 38381. Representative: R. Connor Wiggins, Rm. 909, 100 N. Main St., Memphis, TN 38103. *Crossties,* from the facilities of Koppers Co., Inc. at or near Bolivar, Brownsville, Jackson, Selmer, Henderson, Toone, Humboldt, Somerville, Bells, and Stanton, TN to the facilities of Koppers Co., Inc. at or near Grenada, MS for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Koppers Co., Inc., 850 Koppers Bldg., Pittsburgh, PA 15219. Send protests to: Floyd A. Johnson, Suite 2006, 100 N Main St., Memphis, TN 38103.

MC 148453 (Sub-1TA), filed October 30, 1979. Applicant: FUGAZY CONTINENTAL CORPORATION OF NEW JERSEY, INC., 645 Madison Avenue, New York, NY 10022. Representative: Arthur Wagner, Esq., 600 Madison Avenue,. New York, NY 10022. *Contact Carrier,* irregular routes: *passengers and their baggage,* between Bally's Park Place Hotel at Broadwalk and Park Place, Atlantic City, NJ and various points and places in the states of NY, NJ, CT, and Philadelphia, PA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Bally's Park Place, Inc., Boardwalk and Park Place, Atlantic City, NJ 08401. Send protests to: Maria B. Kejss, Transportation Assistant, Interstate Commerce Commission, 26 Federal Plaza, New York, NY 10007.

MC 148533TA, filed August 31, 1979. Applicant: CHRISTOPHER C. MOORE d.b.a. CHRIS MOORE TRUCKING COMPANY, 144 Vaughn's Gap Road, Nashville, TN 37205. Representative: Christopher C. Moore (same address as applicant). *Plastic Bread Bags,* from Murfreesboro, TN to Lakeland, FL, for 180 days. Supporting shipper(s): Paramount Packaging Co., P.O. Box 488, Murfreesboro, TN 37130. Send protests to: Glenda Kuss, TA, ICC, A–422, U.S. Court House, 801 Broadway, Nashville, TN 37203.

MC 148593TA, filed October 17, 1979. Applicant: OCS TRUCKING, 2420 S. Eastern Avenue, City of Commerce, CA 90040. Representative: Michael J. Oliva (same address as above). *Contract;* Irregular; *General commodities,* from California, Texas, Ohio, New Jersey, Pennsylvania, Illinois, Indiana, Kentucky, to California, Texas, Ohio, New Jersey, Pennsylvania, Illinois, Indiana, Kentucky, for 180 days. Supporting shipper(s): R. L. M. Merchandise Co., President, Suite 7322, World Trade Ctr.; Classic Chemicals, Director of Distribution, P.O. Box 5000, Arlington, TX 76011. Send protests to: Irene Carlos, TA, ICC, 1321 Federal Building, 300 North Los Angeles Street, Los Angeles CA 90012.

Notice No. 209

MC 115353 (Sub-38TA), filed September 27, 1979. Applicant: LOUIS J. KENNEDY TRUCKING COMPANY, 342 Schuyler Avenue, Kearny, NJ 07032. Representative: Morton E. Kiel, Suite 1832, 2 World Trade Center, New York, NY 10048. Contract carrier, irregular routes for 180 days. (1) Materials and supplies used in the manufacture and distribution of cast iron products (except in bulk) and (2) finished cast iron products (except in bulk), between Lynchburg, VA, on the one hand, and, on the other, points in ME, VT, NH, MA, CT, RI, NY, PA, NJ, DE and MD. An underlying ETA seeks 90 days authority. Supporting shipper(s): Griffin Pipe Products Co., 2000 Spring Road, Oak Brook, IL 60521. Send protests to: Robert E. Johnston, DS, ICC, 744 Broad Street, Room 522, Newark, NJ 07102.

MC 115353 (Sub-39TA), filed October 23, 1979. Applicant: LOUIS J. KENNEDY TRUCKING COMPANY, 342 Schuyler Avenue, Kearny, NJ 07032. Representative: Morton E. Kiel, Suite 1832, 2 World Trade Center, New York, NY 10048. Contract carrier, irregular routes for 180 days. Roofing and equipment, materials and supplies used in the manufacture, distribution and installation thereof between the facilities of The Flintkote Company at or near Peachtree City, GA, on the one hand, and, on the other, points in FL. An underlying ETA seeks 90 days authority. Supporting shipper(s) The Flintkote Company, P.O. Box 800, Dallas, TX 75062. Send protests to: Robert E. Johnston, DS, ICC, 744 Broad Street, Room 522, Newark, NJ 07102.

MC 116763 (Sub-598TA), filed September 5, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same as applicant). *Equipment, materials and supplies used in the manufacture, distribution, warehousing and sale of lighting fixtures and lighting fixtures (except commodities in bulk, in tank vehicles)* from Madisonville, KY, Paterson, NJ, Mendenhall, MS, Bellevue, OH, Elk Grove Village and Danville, IL, Bridgeport, CT and Evansville and Crawfordsville, IN to the facilities of Lithonia Lighting Div. of National Service Industries, Inc., at or near Conyers & Cochran, GA for 180 days. Restricted to traffic originating at the named origins and destined to the indicated destinations for 180 days. Supporting shipper(s): Lithonia Lighting, Div. of National Service Industries, Inc., P.O. Box H, 1400 Lester Rd., Conyers, GA 30207. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila., PA 19106.

MC 116763 (Sub-610TA), filed September 12, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same as applicant). *(1) Such commodities as are manufactured, processed, distributed, or dealt in by manufacturers or converters of paper and paper products (except commodities in bulk), and (2) equipment, materials, and supplies used in the manufacture and distribution of paper and paper products (except commodities in bulk),* between the facilities of the Mead Corp. located at or near Kingsport and Gary, TN, on the one hand, and, on the other, points in ME, NH, VT, MA, CT, RI, NY, PA, NJ, AR, LA, OK and TX. Restricted to traffic originating at the named origins and destined to the indicated destinations for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Mead Corp., Courthouse Plaza, Northeast, Dayton, OH 45463. Send protests to: ICC, Federal Reserve Bank Bldg., 101 North 7th Street, Room 620, Philadelphia, PA 19106.

MC 116763 (Sub-611TA), filed September 13, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same as applicant). *(1) Such commodities as are manufactured, processed, distributed, or dealt in by manufacturers or converters of paper and paper articles and (2) equipment, materials and supplies used in the manufacture and distribution of paper and paper products. Restricted in (1) and (2) above against the transportation of commodities in bulk, in tank vehicles)* between the facilities of the Mead Corp. located a tor near Chillicothe and Schooleys, OH on the one hand, and on the other, points in AL, CT, GA, ME, MA, NH, NY, NC, RI, SC, TN, VT, and VA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Mead Corp., Courthouse Plaza, N.E., Dayton, OH 45463. Send protests to: ICC, Federal Reserve Bank Bldg., 101 North 7th Street, Room 620, Philadelphia, PA 19106.

MC 116763 (Sub-612TA), filed September 17, 1979. Applicant: CARL SUBLER TRUCKING, INC., North West St., Versailles, OH 45380. Representative: Gary J. Jira (same as applicant). *Paper and paper products (except commodities in bulk, in tank vehicles)* from the facilities of Scott Paper Co., at Mobile, AL, to points in IL, MI, MN, and WI for 180 days. Supporting shipper(s): Scott Paper Co., Scott Plaza, Phila., PA 19113. Send protests to: ICC, Federal Reserve Bank Bldg., 101 North 7th Street, Room 620, Philadelphia, PA 19106.

MC 117883 (Sub-258TA), filed September 10, 1979. Applicant: SUBLER TRANSFER, INC., One Vista Dr., P.O. Box 62, Versailles, OH 45380. Representative: Thomas R. Stone (same as applicant). *Foodstuffs, and meats, meat products, and meat by-products (except in bulk in tank vehicles)* from Detroit, MI and its commercial zone to all points in the states of CT, DE, IL, IN, KY, ME, MD, MA, NH, NJ, NY, PA, OH, RI, VT, VA, WV, WI and DC for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are seven supporting shippers. Send protests to: ICC, Federal Reserve Bank Bldg., 101 North 7th Street, Room 620, Philadelphia, PA 19106.

MC 119493 (Sub-321TA), filed September 19, 1979. Applicant: MONKEM COMPANY, INC., P.O. Box 1196, Joplin, MO 64801. Representative: Thomas D. Boone (same as applicant). *Plastic pipe and fittings and accessories used in the installation thereof, and materials and supplies used in the manufacture and distribution of plastic pipe, and fittings and accessories (except in bulk),* between Booneville, MS, on the one hand, and, on the other, points in IA, KS, MO, NE, ND, OK and SD, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Contactor Utility Sales Co., 4755 Industrial Drive, Springfield, IL 62703. Send protests to: Vernon Coble, D/S, 600 Federal Bldg., 911 Walnut St., Kansas City, MO 64106.

MC 119493 (Sub-322TA), filed September 25, 1979. Applicant: MONKEM COMPANY, INC., P.O. Box 1196, Joplin, MO 64801. Representative: Thomas D. Boone (same as applicant). Zinc dust (except in bulk) and materials and supplies used in the manufacture and distribution thereof (except in bulk). Between Spelter and Meadowbrook, WV, on the one hand, and, on the other, points in GA, LA, NC, OK and TX, for 180 days. Supporting shipper(s): The Meadowbrook Corporation, 30 Rockefellow Plaza, New York, NY 10020. Send protests to: Vernon Coble, D/S, 600 Federal Bldg., 911 Walnut St., Kansas City, MO 64106.

MC 119493 (Sub-327TA), filed October 5, 1979. Applicant: MONKEM COMPANY, INC., P.O. Box 1196, Joplin, MO 64801. Representative: Thomas D. Boone, (same as applicant). Zinc dust, in drums, from Newark, NJ to Maryville, MO, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Royce Chemical Co., 17 Carlton Ave., East Rutherford, NJ 07073. Send protests to: Vernon Coble D/S, 600 Fed. Bldg., 911 Walnut St., Kansas City, MO 64106.

MC 121683 (Sub-7TA), filed September 17, 1979. Applicant: JACKSON EXPRESS, INC., 12 Conalco Dr., Jackson, TN 38301. Representative: Lou Amato, P.O. Box E, Bowling Green, KY 42101. General commodities (except Classes A & B explosives, household goods, commodities in bulk, and commodities requiring special equipment). Route (1) Between Nashville, TN and points in its commercial zone, and Tupelo, MS and points in its commercial zone, serving all intermediate points and their commercial zones between Selmer, TN and Tupelo, MS. From Nashville, over Interstate Hwy 40 to its junction with U.S. Hwy 45, thence via U.S. Hwy 45 to Tupelo, and return over the same route. Route (2) Between Memphis, TN and points in its commercial zone and Belmont, MS and points in its commercial zone serving all intermediate points and their commercial zones between Sherman, MS and Belmont, MS. From Memphis over U.S. Hwy 78 to its junction with MS Hwy 25, thence via MS Hwy 25 to Belmont, and return over the same route. Route (3) Between Memphis, TN and points in its commercial zone and Red Bay, AL and points in its commercial zone serving all intermediate points and their commercial zones between Walnut, MS and Red Bay, AL; and serving as off-route points the Yellow Creek Port Authority and industrial parks, located in Alcorn and Tishomingo Cys., MS, and the T.V.A. Yellow Creek Nuclear Plant, located in Tishomingo Cy., MS. From Memphis over U.S. Hwy 72 to its junction with MS Hwy 25, thence via MS Hwy 25 to its junction with MS Hwy 366, thence via MS Hwy 366 to the MS–AL State line, thence over AL Hwy 24 to Red Bay, and return over the same route. Applicant proposes to tack routes (1), (2), and (3) above at common points and to tack these routes with its existing authorities in MC 121683 and Subs 1 and 4. Applicant also proposes to interline with other carriers at Nashville, Jackson, Memphis, Selmer, Henderson, and Milan, TN, Tupelo and Corinth, MS, and Red Bay, AL. Supporting shipper(s): Applicant has provided 61 supporting shipper statements which can be examined at the field office listed below and headquarters in DC. Send protests to: Floyd A. Johnson, Suite 2006—100 N. Main St., Memphis, TN 38103.

MC 123993 (Sub-61TA), filed September 14, 1979. Applicant: FOGLEMAN TRUCK LINE, INC., P.O. Box 1504, Crowley, LA 70526. Representative: Byron Fogleman (same address as applicant). Applicant is seeking authority to operate as a common carrier over irregular routes transporting *flour, corn meal, flour or meal prepared edible and flaked potatoes (except in bulk)* between Conagra, Inc., at Sherman, TX on the one hand, and, on the other, points in NM, for 180 days. Applicant has filed an underlying ETA seeking 90 days. Supporting shipper(s): Conagra, Inc., 200 Kiewit Plaza, Omaha, NE 68131. Send protests to: Robert J. Kirspel, DS, ICC, T-9038 Federal Bldg., 701 Loyola Ave., New Orleans, LA 70113.

MC 123993 (Sub-62TA), filed September 18, 1979. Applicant: FOGLEMAN TRUCK LINE, INC., P.O. Box 1504, Crowley, LA 70526. Representative: Byron Fogleman (same address as applicant). Applicant is seeking authority to operate as a common carrier over irregular routes transporting *(1) Malt beverages (except in bulk); and (2) Materials, supplies and equipment used in the manufacture, sale and distribution of malt beverages (except in bulk)* between Forth Worth, TX on the one hand, and, on the other,

points in LA, for 180 days. Applicant has filed an underlying ETA seeking 90 days. Supporting shipper(s): Natchitoches Beverages, Inc., Box 276, Natchitoches, LA 71457; Svoboda Distributing Co., 3105 Grand Callio Rd., Houma, LA 70360; Baton Rouge Beer Agency, 7808 Airline Hwy., Baton Rouge, LA 70815; Venture Marketing, P.O. Box 307, Alexandria, LA 71301; Beverage Sales, Inc., P.O. Box 3026, Lake Charles, LA 70602; Lesta Distributing Company, Inc., P.O. Box 4508, Monroe, LA 71203. Send protests to: Robert J. Kirspel, DS, ICC, T-9038 Federal Bldg., 701 Loyola Ave., New Orleans, LA 70113.

MC 123993 (Sub-63TA), filed September 14, 1979. Applicant: FOGLEMAN TRUCK LINE, INC., P.O. Box 1504, Crowley, LA 70526. Representative: Byron Fogleman (same address as applicant). Applicant is seeking authority to operate as a common carrier over irregular routes transporting *(1) Such merchandise as is dealt in by wholesale, retail, chain grocery and food business houses and agricultural feed houses, soy products, paste flour products, dairy based products and; (2) Materials, ingredients and equipment and supplies used in development, manufacture, distribution and sale of items in (1) above except commodities in bulk* between the facilities used by Ralston Purina Co. at or near Oklahoma City, OK, on the one hand, and, on the other, points in AR, LA, MS, TN, and TX, for 180 days. Applicant has filed an underlying ETA seeking 90 days. Supporting shipper(s): Ralston Purina Company, 13700 N. Lincoln Blvd., Edmond, OK 73034. Send protests to: Robert J. Krispel, DS, ICC, T-9038 Federal Bldg., 701 Loyola Ave., New Orleans, LA 70113.

MC 124813 (Sub-217TA), filed September 28, 1979. Applicant: UMTHUN TRUCKING CO., 910 S. Jackson St., Eagle Grove, IA 50533. Representative: William L. Fairbank, 1980 Financial Ctr., Des Moines, IA 50309. *Fertilizer materials* from Eagle Grove, IA, to points in IA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Amoco Oil Company, Chicago, IL. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 124813 (Sub-218TA), filed September 26, 1979. Applicant: UMTHUN TRUCKING CO., 910 S. Jackson St., Eagle Grove, IA 50533. Representative: William L. Fairbank, 1980 Financial Center, Des Moines, IA 50309. *Railroad ties* from points in Woodbury County, IA, to Milwaukee, WI, and Moline, IL, and points in their commercial zones for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Track Ties Unlimited, Inc., R.R. 1, Box 31, Osco, IL 61274. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 125433 (Sub-327TA), filed August 28, 1979. Applicant: F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). *Polyethylene pallet bins, parts, attachments and accessories therefor,* from Tacoma and Enumclaw, WA to Ft. Worth and Houston, TX; Toledo, OH and points in OR and WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Agri-Tainer Corporation, P.O. Box 2004, 11 Palouse Street, Wenatchee, WA 98801. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 125433 (Sub-328TA), filed August 29, 1979. Applicant F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). *Yellow cake (uranium oxide),* from Dawn Mining Co., subsidiary of Newmont Mining Corp., Ford, WA to Gore, OK and Metropolis, IL, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Newmont Services, Ltd, Subsidiary of Newmont Mining Corporation, 200 West Desert Sky Road, Tucson, AZ 85704. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Building, Salt Lake City, UT 84138.

MC 125433 (Sub-329TA), filed August 29, 1979. Applicant: F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). (1) *Buildings, complete, knocked down, or in section,* (2) *building sections and building panels,* (3) *parts and accessories used in the installation and completion of commodities in (1) and (2) above,* and (4) *metal prefabricated structural components and panels and accessories used in the installation and completion of such commodities* from the facilities of Armco, Hanford, CA to points in WA, OR, ID, NV, UT, AZ, CO, MT, WY, ND, SD, NE, KS, OK, NM and TX for 180 days. Supporting shipper(s): Armco, Inc., 703 Curtis Street, Middletown, OH 45043. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 125433 (Sub-330TA), filed September 14, 1979. Applicant: F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). *Office and household fixtures and furnishings, component parts, equipment, materials and supplies used in the manufacturering of office and household fixtures and furnishings,* except in bulk, between points in the United States (except AK and HI). Restricted to shipments orignating at or destined to the facilities utilized by Triangle Pacific Corporation, for 180 days. Supporting shipper(s): Triangle Pacific Corp., 4255 LBJ Freeway, Dallas, TX 75234. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 125433 (Sub-331TA), filed September 14, 1979. Applicant: F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). *Iron and steel bars* from the facilities of Nucor Cold Drawn-Vulcraft Division at or near Norfolk, NE to points in the United States (except AK and HI) for 180 days. Supporting shipper(s): Nucor Cold Drawn-Vulcraft Division, P.O. Box 59, Norfolk, NE 68701. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 125433 (Sub-344TA), filed September 24, 1979. Applicant: F-B TRUCK LINE COMPANY, 1945 South Redwood Road, Salt Lake City, UT 84104. Representative: John B. Anderson (same address as applicant). *Cast stone veneer,* from Napa, CA to points in the United States (except AK and HI). Restricted to shipments originating at the facilities of Stucco Stone Products, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Stucco Stone Products, P.O. Box 237, Napa, CA 94558. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 128273 (Sub-363TA), filed September 17, 1979. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, KS 66701. Representative: Elden Corban (same as above). (1) *Sugar* (except in bulk) from facilities of Supreme Sugar Co. and/for Southdown Sugars, Inc., at or near Supreme, LA, to: GA, AL, TX, FL, NC, and OK, and (2) *Sugar* (except in bulk) from the facilities of Godchaux-Henderson Sugar Co., Inc., at or near Reserve, LA, to: AL, FL, GA, IL, IN, KY, MO, NC, OK and TX; for 180 days, common, irregular. Supporting shippers: Godchaux-Henderson Sugar Company, Inc., P.O. Drawer AM, Reserve, LA 70084, and Southdown Sugars, Inc., Suite 1821, 1440 Canal St., New Orleans, LA 70112. Send protests to: M. E. Taylor, DS, ICC, 101 Litwin Bldg., Wichita, KS

67202. An underlying ETA seeks 90 days authority.

MC 128273 (Sub-364TA), filed September 19, 1979. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, KS 66701. Representative: Elden Corban (same as above). *Rejected paper shipments, and equipment, materials and supplies used in the manufacture of paper and paper and wood products,* (except in bulk, in tank vehicles) from points in the US (except AK, HI & MN) to the facilities of Potlatch Corporation in Minnesota, for 180 days, common, irregular. Supporting shipper: Potlatch Corp., Northwest Paper Div., Box 510, Cloquet, MN 55720. Send protests to: M. E. Taylor, DS, ICC, 101 Litwin Bldg., Wichita, KS 67202. An underlying ETA seeks 90 days authority.

MC 128333 (Sub-2TA), filed September 18, 1979. Applicant: LES CALKINS TRUCKING, INC., 19501 N. Hwy 99, Acampo, CA 95220. Representative: Michael V. Thomas, P.O. Box 736, Lodi, CA 95240. *Common carrier, regular route: Fly ask and/or pozzolan,* in bulk, in pneumatic hi-cube equipment, between Hallelujah Junction, CA, on the one hand and, on the other, points north of San Luis Obispo, Kern and San Bernardino Counties, CA via routes Hwy 195 to Reno, NV to Interstate Hwy 80, thence via Interstate Hwy 80, for 180 days. No pick-up or delivery in Nevada. An underlying ETA seeks 90 days authority. Supporting shipper(s): Lassenite Industries, Inc., P.O. Box 37, Pt Richmond, CA 94807. Send protests to: A. J. Rodriguez, 211 Main Street, Suite 500, San Francisco, CA 94105.

MC 135213 (Sub-20TA), filed September 6, 1979. Applicant: JOE GOOD d.b.a. GOOD TRANSPORTATION, P.O. Box 335, Lovell, WY 82431. Representative: James P. Beck, 717 17th Street, Suite 2600, Denver, CO 80202. *Contract carrier,* irregular routes: *Gypsum, gypsum wall board, joint systems, and materials and supplies used in the application thereof,* from facilities of Georgia-Pacific Corporation at or near Acme, TX to points in WY, MT, ID and UT, for 180 days, RESTRICTED against the transportation of commodities in bulk, under a continuing contract or contracts with Georgia-Pacific Corporation. An underlying ETA seeks 90 days authority. Supporting shipper(s): Georgia-Pacific Corporation, 900 S.W. Fifth Avenue, Portland, OR 97204. Send protests to: District Supervisor Paul A. Naughton, Interstate Commerce Commission, Rm 105 Federal Bldg. and Court House, 111 South Wolcott, Casper, WY 82601.

MC 135843 (Sub-8TA), filed September 12, 1979. Applicant: IOWA GATEWAY, INC. d.b.a. IOWA GATEWAY TERMINAL, River Road, Keokuk, IA 52632. Representative: James M. Hodge, 1980 Financial Center, Des Moines, IA 50309. (1) *Railway car wheels* from points in the Chicago commercial zone to Alliance, NE, and (2) *railway car wheel sets* from Alliance, NE, to points in AL, OK, and TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): PLM, Inc., 50 California St., San Francisco, CA 94111. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 143433 (Sub-12TA), filed September 5, 1979. Applicant: B. L. GILBERT d.b.a. GILBERT TRUCKING CO., 310 South First Ave., Stroud, OK 74079. Representative: Greg E. Summy, P.O. Box 1540, Edmond, OK 73034. *Foodstuffs,* (except in bulk), in vehicles equipped with mechanical refrigeration, between the facilities of T. Marzetti, and Quality Bakery, divisions of Lancaster Colony Corporation, at or near Columbus, OH, on the one hand, and, on the other, points in NY, NJ, PA, DE, MD, VA, WV, NC, SC, GA, FL, AL, TN, KY, IN, MI, WI, MN, IL, IA, MO, AR, LA, TX, OK, KS, NE, CO, AZ, NV, &, CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Lancaster Colony Corporation, 37 West Broad Street, Columbus, OH 43215. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 144643 (Sub-8TA), filed May 3, 1979. Applicant: VINGI BROTHERS TRUCKING CO., INC., 28 Oakdale Avenue, Johnston, RI 02919. Representative: Ronald N. Cobert, Suite 501, 1730 M Street, N.W., Washington, DC 20036. Contract-irregular, *Food stuffs,* (1) from Warwick, RI, to points in AL, FL, GA, IN, IL, IA, MD, MI, NJ, NC, OH, PA, SC, TN and VA: and (2) from Columbus, OH, to points in CT, ME, MA, NH, NY, PA, RI and VT, restricted to a transportation service to be performed under a continuing contract or contracts with National Pax Corp. for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): National Pax Corporation, 251 South Lake Avenue, Pasadena, CA 91101. Send protests to: Gerald H. Curry, DS, ICC, 24 Weybosset Street, Room 102, Providence, RI 02903.

MC 145503 (Sub-3TA), filed August 3, 1979. Applicant: ART ANDERSON, INC., P.O. Box 138, Oakford, IL 62673. Representative: Edward D. McNamara, Jr., 907 South Fourth Street, Springfield, IL 62703. *Fertilizer,* from Fort Madison, IA to the states of IL and MO; from Pekin, Amboy, Marseilles, and Meredosia, IL to the states of MO, IA, IN, and WI for 180 days. Supporting shipper(s): Vistron Corporation, 313 Midland Bldg., Cleveland, OH 44115. Send protests to: Annie Booker, TA, Interstate Commerce Commission, 219 South Dearborn Street, Room 1386, Chicago, IL 60604.

MC 146293 (Sub-35TA), filed September 4, 1979. Applicant: REGAL TRUCKING CO., INC., 95 Lawrenceville Industrial Park Circle, N.E., Lawrenceville, GA 30245. Representative: Richard M. Tettelbaum, Fifth Floor, Lenox Towers South, 3390 Peachtree Rd., N.E., Atlanta, GA 30326. *Paper and paper products* from Mobile, AL to points in DE, DC, IL, MD, NJ, NY and PA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Scott Paper Company, Scott Plaza I, Philadelphia, PA 19113. Send protests to: Sara K. Davis, T/A, ICC, 1252 W. Peachtree St., N.W., Rm. 300, Atlanta, GA 30309.

MC 146643 (Sub-15TA), filed August 31, 1979. Applicant: DAVID CREECH TRANSPORTATION SYSTEMS, INCORPORATED, 3202 State St., South Chicago Heights, IL 60411. Representative: Donald Levine, 39 S. LaSalle St., Chicago, IL 60603. *Glassware,* from the facilities of Libby Glass Division—Owens-Illinois at or near Toledo, OH to points in IN, IL, IA, MN, WI, and the lower peninsula of MI for 180 days. An underlying ETA was granted for 90 days authority. Supporting shipper(s): Libby Glass Division—Owens-Illinois, Incorporated, P.O. Box 919, Toledo, OH 43693. Send protests to: Cheryl Livingston, TA, ICC, 219 S. Dearborn, Rm. 1386, Chicago, IL 60604.

MC 147413 (Sub-3TA), filed August 29, 1979. Applicant: SUNRICH TRANSPORTATION COMPANY, 303 South Santa Fe, Pueblo, CO 81002. Representative: William J. Lippman, Suite 330, 50 S. Steele St., Denver, CO 80209. *Flour and taco shells,* from points in CA to Pueblo, CO for 180 days. Restricted to transportation of traffic originating at or destined to facilities used by Candy's Tortilla Factory, Inc. An underlying ETA seeks authority up to 90 days. Supporting shipper(s): Candy's Tortilla Factory, Inc., 2110 Santa Fe Drive, Pueblo, CO. Send protests to: District Supervisor H. C. Ruoff, 492 U.S. Customs House, 721 19th Street, Denver, CO 80202.

MC 147553 (Sub-2TA), filed September 17, 1979. Applicant: DENNIS MOSS AND GARY MOSS, d.b.a. MOTOR WEST, P.O. Box 1405, Caldwell, ID 83605. Representative: Rick J. Hall, Post Office Box 2465, Salt Lake City, UT

84110. *Beer and wine,* from CA, WA and OR to the facilities of Bonneville Dist. at Salmon and Idaho Falls, ID; Thompson Dist. at Pocatello, ID; Intermountain Beverage at Pocatello, ID & Southern Idaho Dist. at Twin Falls, ID for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Bonneville Distributing Co., P.O. Box 456, Idaho Falls, ID 83401; Thompson Distributing Co., P.O. Box 1702, Pocatello, ID 83201; Intermountain Beverage Co. Inc., P.O. Box 4013, Pocatello, ID 83201; Southern Idaho Distributing Co., P.O. Box 423, Twin Falls, ID 83301. Send protests to: Barney L. Hardin, D/S, ICC, Suite 110, 1471 Shoreline Dr., Boise, ID 83702.

MC 148193 (Sub-1TA), filed August 30, 1979. Applicant: S & B TRUCKING, INC., 204 E. Robert Toombs Ave., Washington, GA 30673. Representative: Frank D. Hall, Suite 713, 3384 Peachtree Rd., N.E., Atlanta, GA 30326. *Contract carrier:* Irregular routes *Plastic film and plastic sheeting* from the facilities of Edison Plastic Company at or near Washington (Wilkes County) GA to points in FL, SC, TN and NC, under a continuing contract or contracts with Edison Plastic Company for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Edison Plastic Company, Washington, GA. Send protests to: Sara K. Davis, T/A, ICC, 1252 W. Peachtree St., N.W., Rm. 300, Atlanta, GA 30309.

MC 141033 (Sub-59TA), filed September 4, 1979, and published in the issue of November 7, 1979 as (Sub-87TA) and republished as corrected this issue. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 E. Salt Lake Avenue, P.O. Box 1257, City of Industry, CA 91749. Representative: James I, Mendenhall (same as applicant). The purpose of this republication is to correctly identify the application as (Sub-59TA) in lieu of 87TA as previously published. The commodity remains the same as previously published.

Notice No. 211

MC 4687 (Sub-27TA); filed October 5, 1979. Applicant: BURGESS & COOK, INC., P.O. Box 458, Fernandina Beach, FL 32034. Representative: Sol H. Proctor, 1101 Blackstone Building, Jacksonville, FL 32202. *Insulation and insulating material,* from points in Nash County, NC to points in AL, FL, GA, SC, MS, KY, LA, and TN for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Spring Hope Rockwool, Inc., P.O. Box 880, Spring Hope, NC 27882. Send protests to: Jean King, TA, ICC, Box 35008, 400 West Bay Street, Jacksonville, FL 32202.

MC 11207 (Sub-506TA), filed October 9, 1979. Applicant: DEATON, INC., 317 Avenue W, P.O. Box 938, Birmingham, AL 35201. Representative: Kim D. Mann, Suite 1010, 7101 Wisconsin Avenue, Washington, DC 20014. *Iron and steel articles* from Baytown, TX to points in AL, AR, FL, GA, LA, MS and TN, for 180 days. Supporting shipper(s): United States Steel Corp., 600 Grant Street, Pittsburgh, PA 15230. Send protests to: Mabel E. Holston, T/A, ICC, Room 1616, 2121 Building, Birmingham, AL 35203.

MC 27817 (Sub-16TA), filed September 6, 1979. Applicant: H. C. GABLER, INC., R.D. No. 3, P.O. Box 220, Chambersburg, PA 17201. Representative: Christian V. Graf, 407 N. Front St., Harrisburg, PA 17101. *Canned goods* from the facilities of the Joan of Arc Co. at or near Turkey, NC to points in CT, DE, IL, IN, ME, MD, MA, MI, NH, NJ, NY, OH, PA, RI, VT, VA, WV, and DC for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Joan of Arc Co., 2231 W. Altorfer Dr., Peoria, IL 61615. Send protests to: ICC, Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadelphia, PA 19106.

MC 30237 (Sub-40TA), filed September 14, 1979. Applicant: YEATTS TRANSFER CO., P.O. Box 566, Altavista, VA 24517. Representative: Eston H. Alt (same as applicant). *New Furniture* from Chester and Richmond, VA to points in CT, DE, DC, KY, ME, MD, MA, NH, NJ, NC, OH, PA, RI, TN, VT, NY and WV for 180 days. Supporting shipper(s): The Hon Co. P.O. Box 820, Muscatine, IA 52761. Send protests to: Interstate Commerce Commission, Federal Reserve Bank Building, 101 North 7th Street, Room 620, Philadelphia, PA 19106

MC 34227 (Sub-20TA), filed October 18, 1979. Applicant: PACIFIC INLAND TRANSPORTATION COMPANY, 15910 East Colfax, Aurora, CO 80011. Representative: James P. Beck, 717 17th St., Suite 2600, Denver, CO 80202. *Contract* carrier: *irregular* routes: Paper and paper products from the facilities of Simpson Paper Company at or near Pomona CA to points in AZ, CO, NV, NM, TX, UT and WY for 180 days. ETA filed seeking 90 days authority. Supporting shipper(s): Simpson Paper Company, Shasta Mill, P.O. Box 634, Anderson, CA 96007. Send protests to: R. Buchanan, 492 U.S. Customs House, Denver, CO 80202.

MC 35227 (Sub-12TA), filed September 20, 1979. Applicant: EDSON EXPRESS, INC., 1270 Boston Avenue, P.O. Box 887, Longmont, CO 80501. Representative: Richard P. Kissinger, 50 So. Steele St., Suite 330. *Common carrier: regular routes: General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment) between Denver, CO and Lander, WY serving the intermediate point of Riverton, WY and serving points in the Gas Hills Uranium Mining District in WY as off-route points, over the following described routes: from Denver, over U.S. Hwy. 87 and I-25 to jct. U.S. Hwy. 26, then over WY Hwy. 789 to Lander, and return over the same route. From Denver over U.S. Hwy. 287 to jct. I-80, (near Laramie, WY) then over I-80 to jct. U.S. Hwy. (near Rawlins, WY), then over U.S. Hwy. 287 to Lander, WY, and return over the same route for 180 days. Underlying ETA filed seeking 90 days authority. Supporting shipper(s): 138 supporting statements can be examined at Denver field office or headquarters. Send protests to: Roger Buchanan, 492 U.S. Customs House, Denver, CO 80202.

MC 36556 (Sub-45TA), filed October 18, 1979. Applicant: BLACKMON TRUCKING, INC., P.O. Box 186, Somers, WI 53171. Representative: Howard E. Blackmon (same address as applicant). *Canned or prepared foodstuffs, except in bulk, in tank vehicles* from the plantsite and facilities utilized by Friday Canning Corporation, at or near New Richmond, Coleman, Gillett, Shawano, Eden, Oakfield, Chilton and Sussex, WI to points in IL, IN, MI, OH, Louisville, KY and St. Louis, MO and the return of refused or rejected shipments, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Friday Canning Corporation, 660 North Second Street, New Richmond, WI 54017. Send protests to: John E. Ryden, DS, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 42487 (Sub-946TA), filed September 19, 1979. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Dr., Menlo Park, CA 94025. Representative: V. R. Oldenburg, P.O. Box 3062, Portland, OR 97208. Common carrier; regular routes: *General Commodities* except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment. Between the junction U.S. Hwy 82 and U.S. Hwy 75 and Albuquerque, NW, serving the intermediate points of Gainesville, Wichita Falls and Amarillo, TX and serving the junction U.S. Hwy 82 and U.S. Hwy 377 for purpose of joinder only. From the junction U.S. Hwy 82 and U.S. Hwy 75 over U.S. Hwy 82 to

junction U.S. Hwy 287 at Henrietta, TX, then over U.S. Hwy 287 to Amarillo, TX, then over U.S. Hwy 66 to Albuquerque, and return over the same route. Between Wichita Falls, TX and Fort Worth, TX, serving no intermediate points. From Wichita Falls over U.S. Hwy 287 to Fort Worth, and return over the same route. Between Denton, TX and the junction U.S. Hwy 377 and U.S. Hwy 82, serving no intermediate points. From Denton over U.S. Hwy 377 to the junction U.S. Hwy 377 and U.S. Hwy 82, and return over the same routes for 180 days. Applicant seeks to serve all points in the Commercial Zones of points of service authorized above.

Note.—Applicant intends to tack the authorities described above. Applicant also intends to tack to its existing authority and any other authority it may obtain in the future.

Applicant intends to tack the proposed authority at Wichita Falls, TX and the junction U.S. Hwy 377 and U.S. Hwy 82. Applicant also intends to tack the proposed authority with present authority at Fort Worth, TX, Gainesville, TX and Denton, TX. Authority at Fort Worth, Gainesville and Denton is found in Docket No. MC 42487 Sub 708. Applicant proposes to interline traffic with its present connecting carriers at authorized interline points throughout the United States as provided in tariffs on file with the Interstate Commerce Commission. Supporting shipper: There are 15 statements in support attached to this application which may be examined at the I.C.C. in Washington, D.C., or copies of which may be examined in the field office named below, Send protests to: D/S N. C. Foster, 211 Main, Suite 500, San Francisco, CA 94105.

MC 42487 (Sub-949TA), filed October 9, 1979. Applicant: CONSOLIDATED FREIGHTWAYS CORP., OF DELAWARE, 175 Linfield Dr., Menlo Park, CA 94025. Representative: V. R. Oldenburg, P.O. Box 3062, Portland, OR 97208. General commodities, (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment). Serving the facilities of Consolidated Metco, Inc., at Monroe, NC, as an off-route point in connection with carrier's presently authorized regular route operations.

Note.—Applicant intends to tack to its existing authority and any authority it may acquire in the future.

The facilities of Consolidated Metco, Inc., at Monroe, NC will be off-route to the following service routes of Applicant. MC 42487 (Sub-744(A)), *General commodities,* except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment, Between Asheville, NC, and Winston-Salem, NC, serving all intermediate points. From Asheville over U.S. Hwy 74 to Charlotte, NC, thence over U.S. Hwy 29 to Lexington, NC, thence over U.S. Hwy 52 to Winston-Salem, and return over the same route.

MC 42487 (Sub-944TA), filed August 31, 1979. Applicant: CONSOLIDATED FREIGHTWAYS CORP., OF DELEWARE 175 Linfield Dr., Menlo Park, CA 94025. Representative: V. R. Oldenburg, P.O. Box 3062, Portland, OR 97208. General commodities, (except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment). Serving the facilities of Kayser-Roth Hosiery, Inc., at or near Creedmoor, NC, as an off-route point in connection with carrier's presently authorized regular route operations.

Note.—Applicant intends to tack to its existing authority and any authority it may acquire in the future.

The facilities of Kayser-Roth Hosiery, Inc., at or near Creedmoor, NC will be off-route to the following service routes of Applicant. MC 42487 (Sub———). (The Commission authorized Applicant to acquire and merge Burris Express, Inc., under Docket No. MC–F–12497. The transaction was consumated January 14, 1976. A Certificate has not yet been issued in the name of Applicant by the Commission. When the Certificate is issued it will be identified as Docket No. MC 42487 Sub 835). General commodities, except those of unusual value, Class A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment. Route 15. Between Durham and Laurinburg over U.S. Hwys 15 and 501 via Chapel Hill, Sanford, Carthage, and Aberdeen. (a) Serving all intermediate points and the off-route points and highways. (1) Carrboro west of Chapel Hill on NC Hwy 54. (2) From Tramway south of Sanford to Jonesboro Heights over NC Hwy 78. Route 27. From Raleigh over U. S. Hwy 70 to its intersection with the Raleigh-Durham Airport Road, thence over said airport road to the Raleigh-Durham Airport, thence over an unnumbered highway to Nelson, thence over Durahm County Secondary Road No. 1959 to to intersection with U. S. Hwy 70, thence over U. S. Hwy 70 to Durham and return, serving all intermediate points and William B. Unstead State Park as an off-route Point. Alternate route: Between Raleigh and Durham over U. S. Hwy 70 and return serving all intermediate points and William B. Unstead State Park and Raleigh-Durham Airport as off-route points. The proposed authority will be tacked or joined with authority. Applicant acquired from Burris Express, Inc., as an off-route point. That authority, in turn, will be joined with other present authority of Applicant at such points as Charlotte, NC and Winston-Salem, NC to permit service to and from points throughout the United States. Under Docket No. MC–F–12497, the Commission authorized Applicant to acquire and merge the authority of Burris Express, Inc. The transaction was consumated January 14, 1976. A Certificate covering this authority has not yet been issued in the name of Applicant by the Commission. When the Certificate is issued it will be identified as Docket No. MC 42487 (Sub-835). The facilities here involved are off-route to Routes 15 and 27. Applicant proposes to interline traffic with its present connecting carriers at authorized interline points throughout the United States as provided in tariffs on file with the Interstate Commerce Commission. Supporting Shipper: Kayser-Roth Hosiery, Inc., 2302 W. Meadowview Rd., Greensboro, No. Carolina 27497. Send Protests To: Neil C. Foster, 211 Main, Suite 500 San Fransisco, Ca 94105.

MC 42487 (Sub-952TA), filed September 21, 1979. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Dr., Menlo Park, CA 94025. Representative: V. R. Oldenburg, P.O. Box 3062, Portland, OR 97208. Common carrier; regular routes. *General commodities,* (except those of unusual value livestock, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment and those injurious or contaminating to other lading. Serving the facilities of United Steel Products at Montgomery, MN as an off-route point in connection with carrier's otherwise authorized regular route operations.

Note.—Applicant intends to tack to its existing authority and any authority it may acquire in the future.

The facilities of United Steel Products at Montgomery, MN will be off-route to the following service routes of applicant. General commodities, except commodities in bulk and household goods as defined by the Commission, From Asheville over U.S. Hwy 74 to Charlotte, NC, thence over U.S. Hwy 29 to Lexington, NC, thence over U.S. Hwy

52 to Winston-Salem, and return over the same soute. (The Commission authorized Applicant to acquire and merge Burris Express, Inc., under Docket No. MC–F–12497. The transaction was consumated January 14, 1976. A Certificate has not yet been issued in the name of Applicant by the Commission. When the Certificate is issued, it will be identified as Docket No. MC 42487 Sub 835). General commodities, except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment. Route 1. Between Charlotte and Carthage over NC Hwy 27. (a) Serving following off-route points: (1) Midland on NC Hwy 601. (2) Oakboro on NC Hwy 205. (3) Badin on NC Hwy 740. (4) Mount Gilead over NC Hwy. 73 and 109.

Note.—Service authorized to all intermediate points in connection with Routes (1) through (23).

Route 32. From Charlotte to Greensboro over U.S. Hwy 29 and 29–A. Return over the above routes (32 through 45) serving all intermediate points. Route 52. From Charlotte to North Wilkesboro over NC Hwy 27 from Charlotte to Lincolnton, via Mount Holly, thence over U.S. Hwy 321 from Lincolnton to Conover, via Newton, thence over NC Hwy 16 to intersection U.S. Hwy 421, thence over U.S. Hwy 421 to intersection with NC Hwy 18, thence over NC Hwy 18 to North Wilkesboro. Route 53. From Charlotte to the Virginia Line over NC Hwy 115 (formerly U.S. Hwy 21) to intersection with U.S. Hwy 21 north of Mooresville, thence over U.S. Hwy 21 via Statesville, Brooks Cross Roads, Elkin, Roaring Gap and Sparta; from Statesville to Taylorsville over NC Hwy 90 via Stoney Point. Return over the aforesaid routes (52 through 56) serving all intermediate points.

Note.—The authority granted herein (routes 52 and 56) to the extend that it duplicates any authority heretofore granted to or held by carrier shall not be construed as conferring more than one operating right.

Route 73. Transportation of general commodities, except those requiring special equipment, over the following route: From Charlotte, NC over NC Hwy No. 49 to junction of NC Hwy No. 160, thence over NC Hwy 160 to junction of U.S. Hwy 29 (at or near Charlotte), and return over the same route, serving all intermediate points, for 180 days. The proposed authority will be tacked or joined with our authority in Docket No. MC 42487 Sub 744 and authority acquired from Burris Express, Inc., as an off-route point. We will in turn tack our Sub 744 authority and the authority acquired from Burris Express, Inc., with other present authority of Applicant at such points as Charlotte, NC, Winston-Salem, NC, Cincinnati, OH, Louisville, KY and Atlanta, GA to permit service to and from points throughout Applicant's system. Under Docket No. MC–F–12497, the Commission authorized Applicant to acquire and merge the authority of Burris Express, Inc. The transaction was consumated January 14, 1976. A Certificate covering this authority has not yet been issued in the name of Applicant by the Commission. When the Certificate is issued it will be identified as Docket No. MC 42487 Sub 835. The facilities here involved are off-route to Routes 1, 32, 52, 53 and 73 of the Burris Express, Inc., authority and our Sub 744. Applicant proposes to interline traffic with its present connecting carriers at authorized interline points throughout the United States as provided in tariffs on file with the Interstate Commerce Commission. Supporting shipper(s): Consolidated Metco, Inc., 780 Patton Ave., P.O. Box 907, Monroe, N.C. Send protests to: D/S Neil C. Foster, 211 Main, Suite 500, San Francisco, CA 94105.

MC 42487 (Sub-953TA), filed October 18, 1979. Applicant: CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 175 Linfield Dr., Menlo Park, CA 94025. Representative: V. R. Oldenburg, P.O. Box 3062, Portland, OR 97128. Common Carrier; regular routes; general commodities, (except Class A and B explosives, blasting materials, commodities of unusual value, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the facilities of Amerace Corporation, Wheel Products Division at or near Lineville, AL as an off-route point in connection with carrier's otherwise authorized regular route operations. The facilities of Amerace Corp., Wheel Products Division will be off-route to the following service routes of applicant: MC 42487 Sub——— (Consolidated Freightways Corporation of Delaware acquired and merged a portion of the authority of Baggett Transportation Co. as authorized by the Commission in Docket No. MC–F–13224. The acquisition was consummated January 3, 1978. A certificate has not yet been issued in the name of Consolidated Freightways Corporation of Delaware by the Commission, but when it is issued it will be identified as Sub-872) general commodities, except explosives and blasting supplies, and household goods as defined by the Commission. Between Anniston, AL and Gadsden, AL, serving all intermediate points: From Anniston, AL over U.S. Hwy 431 to Gadsden, AL, and return over the same route. General commodities, except those of unusual value, and except Classes A and B explosives, blasting materials, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading. Between Birmingham, AL and Gadsden, AL, serving the intermediate points in Leeds, Pell City, and Anniston, AL, and those on AL Hwys 21 and 74: From Birmingham, AL over U.S. Hwy 78 to Anniston, AL, thence over U.S. Hwy 431 (formerly U.S. Hwy 241) to Gadsden, AL (also from Anniston, AL over AL Hwy 21 (formerly AL Hwy 11) to Piedmont, AL, and thence over AL Hwy 74 to Gadsden, AL), and return over these routes to Birmingham, AL, for 180 days. The authority here sought will be tacked or joined with authority applicant acquired from Baggett Transportation Co. as authorized by the Commission in Docket No. MC–F–13224. A certificate has not yet been issued in the name of applicant, but when it is issued it will be identified as Sub-872. That authority, in turn, will be joined with other present authority of applicant at such points as Birmingham, AL, New Orleans, LA, Atlanta, GA and Chattanooga, TN to permit service to and from points throughout applicant's system. Applicant proposes to interline traffic with its present connecting carriers at authorized interline points throughout the United States as provided in tariffs on file with the Interstate Commerce Commission. Supporting shipper(s): Amerace Corp. Div. Wheel Products, P.O. Box 497, Lineville, AL 36266. Send protests to: D/S Neil C. Foster, 211 Main Suite 500, San Francisco, CA 94105.

(Republication) MC 45626 (Sub-No. 72 TA), filed April 30, 1979. Applicant: VERMONT TRANSIT CO., INC., 135 St. Paul Street, Burlington, VT. Representative: John J. Dwyer, 135 St. Paul Street, Burlington, VT. By corrected decision of September 24, 2979, the Motor Carrier Board granted applicant 180-day temporary authority to transport passengers and their baggage, and express in the same coach with passengers, over regular routes, serving all intermediate points, between Bennington, VT and Albany, NY, from Bennington over Vermont Hwy. 9 to the New York-Vermont State line, then over New York Hwy. 7 to junction New York Hwy. 7 and Interstate Hwy. 87 to junction Interstate Hwy. 87 and New York Hwy. 155, then over New York Hwy. 155 to Albany County Airport, Colonie, NY, then over New York Hwy. 155 to junction Interstate Hwy. 87, then

over Interstate Hwy. 87 to Albany, and authorizing applicant to tack with its existing authority under MC 45626. The above-described request for authority was published in the Federal Register on June 1, 1979. Tacking was inadvertently omitted in the prior publication. Any interested party may file a petition for reconsideration within 20 days from the publication of this notice. Within 20 days after the filing of such petition, any interested party may file a reply thereto. Send petitions for reconsideration to: The Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

MC 51146 (Sub-767TA), filed October 9, 1979. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Neil A. DuJardin (same address as applicant). (1) *Carpet, room and pet deodorizers and fresheners* between Houston, TX on the one hand, and, on the other, Appleton, WI and Lewiston, UT; (2) *plastic bottles* from Philmont, NY to Houston, TX, and (3) *Carpet, room and pet deodorizers and fresheners in mixed loads with plastic products, aluminum foil and stretch wrap holders* between Appleton, WI and Lewiston, UT on the one hand, and, on the other, points in the United States (except AK & HI), for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Presto Products, Inc., P.O. Box 2399, Appleton, WI 54913. Send protests to: John E. Ryden, DS, ICC, 517 E. Wisconsin Ave., Rm 619, Milwaukee, WI 53202.

MC 51146 (Sub-768TA), filed October 16, 1979. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Neil A. DuJardin (same address as applicant). *Clay, brick and tile products* from points in OH, WV, IL, PA, GA, KY, CT, MA, SC, CA, IA, NE, TX, MI, AR, MD, VA & NC to Milwaukee & Green Bay, WI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Wisconsin Face Brick & Supply Company, 7830 W. Good Hope Rd., Milwaukee, WI 53223. Send protests to: John E. Ryden, DS, ICC, 517 E. Wisconsin Ave., Rm 619, Wilwaukee, WI 53202.

MC 51146 (Sub-770TA), filed October 23, 1979. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI. 54306. Representative: Neil DuJardin (same address as applicant). *Plastic, plastic products, magnesium alloy engraving plates and coated mill products* between facilities of Dow Chemical Corp. at Findlay, OH and points in the U.S. in and east of ND, SD, NE, KS, OK & TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Dow Chemical U.S.A., 3441 N. Main St., Findlay, OH 45840. Send protests to: Gail Daugherty, TA, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 51146 (Sub-772TA), filed October 25, 1979. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Neil DuJardin (same address as applicant). *Plastic containers* from Kentwood, MI to Minneapolis, MN, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Continental Plastic Beverage Bottles, 4 Landmark SQ., Suite 130, Stamford, CT 06901. Send protests to: Gail Daugherty, TA, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 52657 (Sub-748TA), filed September 27, 1979. Applicant: ARCO AUTO CARRIERS, INC., 16 W. 151 Shore Ct., Burr Ridge, IL 60521. Representative: James Bouril (same address as applicant). *Converted new foreign automobiles,* from Troy, MI to NY, NJ, CT, PA, and MD for 180 days. An underlying ETA was granted for 90 days authority. Supporting shipper(s): Toyota of Greenwich, 75 E. Putnam Ave., Cos Cob, CT. Send protests to: Cheryl Livingston, TA, ICC, 219 S. Dearborn, Rm, 1386, Chicago, IL 60604.

MC 59117 (Sub-72TA), filed September 26, 1979. Applicant: ELLIOTT TRUCK LINE, INC., P.O. Box 1, Vanita, OK 74301. Representative: Wilburn L. Williamson, Suite 615–East, The Oil Center, 2601 Northwest Expressway, Oklahoma City, OK 73112. *Fly ash,* in bulk, from Gentry, AR, to points in LA & TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Gifford-Hill & Co., Inc., Ash Products Division, Box 47127, Dallas, TX 75247. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 59457 (Sub-51TA), filed October 9, 1979. Applicant: SORENSEN TRANSPORTATION COMPANY, INC., Old Amity Road, Bethany, CT 06525. Representative: Thomas W. Murrett, 342 North Main Street, West Hartford, CT 06117. *Common carrier:* irregular routes: *Ice cream, ice products, dairy products, desserts, frozen/refrigerated, materials and supplies used in the production thereof* from Stratford, CT to Norfolk and Portsmith, VA, limited to transportation to or from the facilities of the Borden Corporation at Stratford, CT, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Borden Corporation, 355 Benton Street, Stratford, CT 06497. Send protests to: J. D. Perry, Jr., District Supervisor, Interstate Commerce Commission, 135 High Street, Hartford, CT 06103.

MC 66746 (Sub-24TA), filed August 9, 1979. Applicant: SHIPPERS EXPRESS, INC., 1651 Kerr Dr., P.O. Box 8308, Jackson, MS 39204. Representative: Harold D. Miller, Jr., P.O. Box 22567, Jackson, MS 39205. *General commodities* (except Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), over the following regular routes: (1) Between Memphis, TN, and Greenville, MS, serving all intermediate points: From Memphis, over U.S. Hwy 61 via Clarksdale, MS, to Leland, MS, thence over U.S. Hwy 82 to Greenville, and return over the same route; (2) Between Clarksdale, MS, and Greenville, MS, serving all intermediate points: From Clarksdale over MS Hwy 1 to Greenville, and return over the same route; (3) Between Cleveland, MS, and Rosedale, MS, serving all intermediate points: From Cleveland over MS Hwy 8 to Rosedale, and return over the same route; (4) Between Clarksdale, MS, and Dundee, MS: From Clarksdale, MS over MS Hwy 6 to Friars Point, MS, thence over unnumbered Cy. road through Powell, MS, to Dundee, MS, and return over the same route, serving all intermediate points, and those off-route points within 5 miles of the designated route; (5) Between jct. of U.S. Hwy 61 and MS Hwy 6 and West Helena, AR, serving all intermediate points: From jct. U.S. Hwy 61 and MS Hwy 6 over MS Hwy 6 to the MS–AR State Line, thence over AR Hwy 6 to West Helena, and return over the same route; (6) Between Leland, MS and Rolling Fork, MS: From Leland, MS, over U.S. Hwy 61 to Rolling Fork, MS, and return over the same route, serving all intermediate points: (7) Between Greenville, MS, and El Dorado, AR, over U.S. Hwy 82, serving all intermediate points and the off-route points of Shuler, AR, and the plantsite of Michigan Chemical Company near El Dorado, AR; (8) Between El Dorado and Smackover, AR over AR Hwy 7; (9) Between Fordyce, AR, and jct. U.S. Hwy 65 and U.S. Hwy 165 near Dermott, AR: From Fordyce over AR Hwy 8 to Warren, AR, thence over AR Hwy 4 to Monticello, AR, thence over U.S. Hwy 165 to its jct. with U.S. Hwy 65, and return over the same route, serving all intermediate points, and serving Fordyce, AR, for purposes of joinder only; (10) between Hamburg, AR, and Lake Village, AR, serving all intermediate points: From Hamburg over AR Hwy 81 to Star City, AR, thence over U.S. Hwy 65 to Lake Village, and return over the same route; (11) Between West

Helena, AR and Dumas, AR: From West Helena over U.S. Hwy 49 to jct. AR Hwy 1, thence over AR Hwy 1 to the Arkansas River, thence over AR Hwy 54 to Dumas, for purposes of joinder only; (12) Between Memphis, TN, and Helena, AR: From Memphis over U.S. Hwy 79 to Marianna, AR, thence over AR Hwy 1 to Barton, AR, and thence over U.S. Hwy 49 to Helena, and return over the same route, serving all intermediate points and the off-route point of Marvelle, AR, for 180 days. Supporting shipper(s): There are 84 statements of support attached to this application. Send protests to: Alan Tarrant, D/S, ICC, Federal Bldg., Suite 1441, 100 W. Capitol St., Jackson, MS 39201.

Note.—Service between Memphis, TN and points within its commercial zone, on the one hand, and, on the other, points in AR is restricted to service to Crossett, AR. Applicant seeks authority to tack or join with existing authority at common points in the state of MS; to interline at Memphis, TN and Greenville, MS; and to serve all points within the commercial zones of the points sought to be served. An underlying ETA seeks 90 days authority.

MC 66746 (Sub-25TA), filed August 13, 1979. Applicant: SHIPPERS EXPRESS, INC., 1651 Kerr Drive, P.O. Box 8308 Jackson, MS 39204. Representative: H.D. Miller, Jr., P.O. Box 22567, Jackson, MS 39205. *Tire tubes* between the facilities of Cooper Tire & Rubber Co. at or near Clarksdale, MS and the facilities of Cooper Tire & Rubber Co. at or near Texarkana, AR, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Cooper Tire & Rubber Co., P.O. Box 550 Findlay, Ohio 45840. Send protests to: Alan Tarrant, D/S, ICC, Fed. Bldg., Suite 1441, 100 W. Capitol St., Jackson, MS 39201.

MC 66886 (Sub-78TA), filed October 18, 1979. Applicant: BELGER CARTAGE SERVICE, INC., 2100 Walnut Street, Kansas City, MO 64108. Representative: Frank W. Taylor, Jr., Suite 600, 1221 Baltimore Avenue Kansas City, MO 64105. *Roofing and roofing materials, composition shingles,* from the plant sites of the Masonite Corporation at or near Little Rock, AR to points in OK and TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Masonite Corporation, 2701 E. Rosevelt, Little Rock, AR 72203. Send protests to: Vernon V. Coble, DS, I.C.C. 600 Federal Bldg., 911 Walnut St, Kansas City, MO 64106.

MC 78687 (Sub-84TA), filed October 12, 1979. Applicant: LOTT MOTOR LINES, INC., West Cayuga Street (P.O. Box 751), Moravia, NY 13118. Representative: Dwight L. Koerber, Jr., 805 McLachlen Bank Building, 666 Eleventh Street, NW., Washington, D.C. 20001. *Coal,* between points in PA and NY for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Zacherl Coal Company & Wagner Coal Company, 12 Grant Street, Clarion, PA 16214. Send protests to: R.H. Cattadoris, DS, ICC, 910 Federal Bldg., 111 West Huron Street, Buffalo, NY 14202.

MC 98187 (Sub-4TA), filed October 17, 1979. Applicant: FREDERICK M. JACOBS d.b.a. WALDRON TRUCK LINE, 443 N. 47 St., Ft. Smith, AR 72903. Representative: Frederick M. Jacobs (same as applicant). Common carrier over irregular routes: *General commodities* (except Classes A and B explosives, household goods, commodities in bulk, and those requiring special equipment), between Ft. Smith, AR and Stilwell, OK; from Ft. Smith over I-40 to Sallisaw, OK, then over U.S. Hwy. 59 to Stilwell, and return over the same route, for 180 days. Underlying ETA seeks 90 days authority. Supporting shipper(s): Southern Electric Company, Inc., 320 S. 9 St., Ft. Smith, AR 72901. Facet Enterprises, P.O. Box 192, Stilwell, OK 74960. Cherokee Nation Industries, Inc., P.O. Box 860, Stilwell, OK 74960. Stilwell Foods, Inc., P.O. Box 432, Stilwell, OK 74960. Send protests to: William H. Land, DS, 3108 Federal Bldg., Little Rock, AR 72201.

MC 98327 (Sub-36TA), filed September 27, 1979. Applicant: SYSTEM 99, 8201 Edgewater Drive, Oakland, CA 94621. Representative: Ray V. Mitchell, (415) 632-4700 (same address as applicant). *Common carrier, regular routes: general commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, liquid commodities in bulk, and commodities requiring special equipment), between Idaho Falls, ID and Junction U.S. Hwy 91 (Interstate Hwy 15) and Montana Hwy 324, serving no intermediate points, and serving Idaho Falls, ID and its commercial zone, and Junction U.S. Hwy 91 (Interstate Hwy 15) and Montana Hwy 324, from Idaho Falls, ID over U.S. Hwy 91 (Interstate Hwy 15) to Junction U.S. Hwy 91 (Interstate Hwy 15) and Montana Hwy 324, and return over the same route, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): No supporting shippers. Send protests to: A. J. Rodriguez, 211 Main Street, Suite 500, San Francisco, CA 94105.

MC 102567 (Sub-231TA), filed July 3, 1979 and published in the Federal Register of August 6, 1979 and republished as corrected this issue. Applicant: MCNAIR TRANSPORT, INC., P.O. Box 5357, Bossier City, LA 71111. Representative: Joe C. Day, 13403 Fwy. Suite 130, Houston, TX 77040. *Distillate Fuel oils, aviation gasoline and jet fuel,* in bulk, in tank vehicles, from Memphis, TN to AR, for 180 days. Applicant has filed for an underlying ETA seeking 90 days, authority. Supporting shipper: Mobile Oil Corp., 8350 N. Central Expressway, Campbell Centre Suite 522, Dallas, TX 75206. Send protests to: Robert J. Kirspel, ICC, T-9038 Fed Off. Bldg., 701 Loyola Ave. New Orleans, LA 70113.

MC 108207 (Sub-536TA), filed October 17, 1979. Applicant: FROZEN FOOD EXPRESS, INC., P.O. Box 225888, Dallas, TX 75265. Representative: M. W. Smith, (same as applicant) *Refrigerated Yogurt (except in bulk) in mechanically refrigerated equipment* from Reed City/Otsego, MI to Logan, Murray, Ogden, Provo, and Salt Lake City, UT; East Milmaukee, Clackamus, Medford, Salem, and Portland, OR for 180 days. Underlying ETA for 90 days filed. Supporting shipper(s): Yoplait U.S.A., Inc., 400 South County Road 18, Suite 605, Minneapolis, MN 55426. Send protests to: Opal M. Jones, TCS, ICC, 9A27 Federal Bldg., 819 Taylor St., Fort Worth, TX 76102.

MC 108937 (Sub-60TA), filed October 23, 1979. Applicant: MURPHY MOTOR FREIGHT LINES, INC., 2323 Terminal Road, St. Paul, MN 55113. Representative: Jerry E. Hess, P.O. Box 43640, St. Paul, MN 55164. *Common carrier:* regular routes: *General commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment)* serving Beaver Dam, Beloit, Burlington, Columbus, Delevan, Elkhorn, Fall River, Fort Atkinson, Fredonia, Horicon, Janesville, Kohler, Lake Geneva, Lake Mills, Madison, Manitowoc, Markesan, New Holstein, Oconomowoc, Oostburg, Plymouth, Portage, Sheboygan, Sheboygan Falls, Slinger, Two Rivers, Waterford, Watertown, Williams Bay and Wilmot, WI as off-route points in conjunction with applicant's regular route operations, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are 83 statements of support attached to this application which may be examined at the ICC in Washington, DC or the field office named below. Send protests to: Judith L. Olson, TA, ICC, 414 Fed Bldg., 110 S. 4th St. Minneapolis, MN 55401.

MC 111967 (Sub-8TA), filed October 15, 1979. Applicant: CADDELL TRANSIT CORPORATION, P.O. Box 146, Lawton, OK 73501. Representative: Dean Williamson, Suite 615 East, the Oil Center, 2601 Northwest Expressway,

Oklahoma City, OK 73112. *Roofing asphalt* from Cyril, OK to points in NM south of U.S. Highway 60 and TX, for 180 days. Underlying ETA filed. Supporting shipper(s): Oklahoma Refining Company, P.O. Box 26386, Oklahoma City, OK 73126. Send protests to: Marianne Minnich, TCS, Interstate Commerce Commission, Rm 9A27 Federal Bldg., 819 Taylor St., Fort Worth, TX 76102.

MC 115557 (Sub-27TA), filed October 9, 1979. Applicant: CHARLES A. McCAULEY, 308 Leasure Way, New Bethlehem, PA 16242. Representative: Henry M. Wick, Jr., 2310 Grant Bldg., Pittsburgh, PA 15219. *Cooling boxes, beer coolers and beer cooler tanks, and equipment, materials and supplies* used in the manufacture, sale or distribution of the above commodities, betweeen the facilities of Beverage Air Company in Brookville, PA, on the one hand, and, on the other, Baltimore, MD; New York, NY; Spartansburg, SC; St. Paul and Minneapolis, MN; Meridian, MS; Kansas City and St. Louis, MO; Washington, DC; and points in CA, CT, IL, MA, MI, OH, RI, TX, and WI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Beverage Air Company, Progress St., Brookville, PA 15825. Send protests to: I.C.C., Fed Res. Bank Bldg., 101 N. 7th St, Rm 620, Philadelphia, PA 19106.

MC 115826 (Sub-553TA), filed August 24, 1979. Applicant: W.J. DIGBY, INC., 6015 East 58th Avenue, Commerce City, CO 80022. Representative: Howard Gore (same address). *Petroleum and petroleum products and related items in packages,* from Kansas City, KS to all points in the United States (except AK and HI), for 180 days. An underlying ETA seeks authority for 90 days. Supporting shipper(s): Phillips Petroleum Company, 154 Phillips Building Annex, Bartlesville, OK 74004. Send protests to: District Supervisor H.C. Ruoff, 492 U.S. Customs House, 721 19th Street, Denver, CO 80202.

MC 119777 (Sub-425TA), filed October 12, 1979. Applicant: LIGON SPECIALIZED HAULER, INC., Highway 85—East, Madisonville, Kentucky 42431. Representative: Carl U. Hurst, P.O. Drawer "L", Madisonville, Kentucky 42431. Particleboard, from the facilities of Louisiana-Pacific Corp. plant at Urania, LA to Jasper, IN. Supporting shipper(s): Jasper Wood Products Co., Inc., Philip J. Gramelspacher, Purchasing Agent, P.O. Box 271, Jasper, Indiana 47546. Send protests to: Clara L. Eyl, T/A, ICC, 426 Post Office Bldg., Louisville, KY 40202.

MC 121517 (Sub-13TA), filed October 22, 1979. Applicant: ELLSWORTH MOTOR FREIGHT LINES, INC., P.O. Box 15627, Tulsa, OK 74112. Representative: Wilburn L. Williamson, Suite 615—East, The Oil Center, 2601 Northwest Expressway, Oklahoma City, OK 73112. *Fly ash,* from facilities of Oklahoma Gas and Electric Company (Red Rock Station), at or near Ponca City, OK, to points in AR, CO, KS, MO, and TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Walter N. Handy Co., Inc., 1948 (c) South Glenstone, Springfield, MO 65804. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 124236 (Sub-100TA), filed October 19, 1979. Applicant: CHEMICAL EXPRESS CARRIERS, INC., 4645 North Central Expressway, Dallas, TX 75205. Representative: Joe A. Morgan (same as above). *Asphalt liquid, in bulk, in tank vehicles,* from points in or near Houston and Beaumont, TX to Westwego, Harvey, Belle Chase, and New Orleans, LA for 180 days. Underlying ETA for 90 days filed. Supporting shipper(s): Gulf States Asphalt Company, Inc., 601 Jefferson, #535, Houston, TX 77002. Send protests to: Opal M. Jones, TCS, ICC, 9A27 Federal Bldg., 819 Taylor St., Fort Worth, TX 76102.

MC 124887 (Sub-100TA), filed October 25, 1979. Applicant: SHELTON TRUCKING SERVICE, INC., Route 1, Box 230, Altha, FL 32421. Representative: Sol H. Proctor, 1101 Blackstone Building, Jacksonville, FL 32202. *(1) general commodities (except those of unusual value, Classes A and B explosives, commodities in bulk, commodities requiring special equipment, household goods as defined by the Commission, and motor vehicles), in containers or trailers, having an immediately prior or subsequent movement by water, and (2) empty containers and trailer chassis* (1) from Panama City, FL on the one hand, and, on the other, points in AR, LA, SC, and TN, for 180 days. An underlying ETA seek 90 days authority. Supporting shipper(s): Panama City Port Authority, P.O. Box 388 Panama City, FL 32401. Send protests to: Jean King, TA, ICC, Box 35008, 400 West Bay Street, Jacksonville, FL 32202.

MC 127587 (Sub-10TA), filed July 2, 1979. Applicant: MEXICANA REEFER SERVICES, LTD., 2830 Grandview Highway, Suite 204, Vacouver, B.C. Canada V5M 2C9. Representative: Dan Smigelski, Vice President (Same as Above). *Contract carrier:* irregular routes: *Chicoite (cat litter),* from Maricopa, CA, to International Boundary between U.S.- Canada at or near Blaine, WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Panamint Marketing Co., P.O. Box 4846, Anaheim, CA 92803. Send protests to: Shirley M. Holmes, T/A, ICC, 858 Federal Building, Seattle, WA 98174.

MC 128007 (Sub-147TA), filed October 25, 1979. Applicant: HOFER, INC., P.O. Box 583, Pittsburg, KS 66762. Representative: Larry E. Gregg, 641 Harrison, Topeka, KS 66603. *Trace minerals* from Fremont County, CO, to points in Woodson, Allen, Neosho and Harvey Counties, KS: and Bates, Cass, Henry, Johnson, Pettis and St. Clair Counties, MO for 180 days, common, irregular. Supporting shipper: Missouri Soil Builders, Route 2, Box 380, Warsaw, MO 65355. Send protests to: M. E. Taylor, DS, ICC, 101 Litwin Bldg., Wichita, KS 67202.

MC 129387 (Sub-101TA), filed October 24, 1979. Applicant: PAYNE TRANSPORTATION, INC., P.O. Box 1271 Huron, SD 57350. Representative: Charles E. Dye (same address as applicant). *Boxed meat* from CA to points in MN for 180 days. An underlying ETS seeks 90 days authority. Supporting shipper(s): National Steak Processors Co., 9336 Long Beach Blvd., South Gate, CA 90280. Send protests to: J. L. Hammond, DS, ICC, Room 455, Federal Bldg., Pierre, SD 57501.

MC 129537 (Sub-42TA), filed September 11, 1979. Applicant: REEVES TRANSPORTATION CO., INC., Route 5, Dews Pond Rd., Calhoun, GA 30701. Representative: John C. Vogt, Jr., 406 N. Morgan St., Tampa, FL 33602. *Carpeting, floor covering, carpet padding, materials, supplies and equipment used in the installation and manufacture thereof* to, from the between and all points in Floyd, Bartow, Chatooga, Muscogee, Gordon, Whitfield, Murray, Walker, Catoosa and Troup Counties, GA on the one hand and all points in the state of LA on the other hand, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are 26 shippers. Their statements may be examinied at the office listed below and Headquarters. Send protests to: Sara K. Davis, T/A, ICC, 1252 W. Peachtree St., N.W., Rm. 300 Atlanta, GA 30309.

MC 133937 (Sub-34TA), filed October 19, 1979. Applicant: CAROLINA CARTAGE COMPANY, INC., 1638 East Vesta Avenue, College Park, GA 30337. Representatives: Henry P. Willimon, P.O. Box 1075, Greenville, SC 29602; Leonard A. Jaskiewicz, Suite 501, 1739 M St., N.W., DC 20036. *Commodities as are dealt in by catalog and retail department stores, materials, supplies, and equipment, including garments on*

hangers, between Hudson County, NJ and the commercial zones of Dallas, Ft. Worth, and Houston, TX, Cincinnati, Cleveland, Columbus, and Dayton, OH, Chicago, IL, Milwaukee, WI, St. Louis, MO, Detroit, MI, Boston, MA, Baltimore, MD, San Francisco and Los Angeles, CA, AL, FL, GA, MS, NC, SC, TN, and DC. Supporting shipper(s): "There are (8) shippers. Their statements may be examined at the office listed below and Headquarters." Send protests to: Sara K. Davis, T/A, ICC, 1252 W. Peachtree St., N.W., Room 300, Atlanta, GA 30309.

MC 134477 (Sub-377TA), filed October 16, 1979. Applicant: SCHANNO TRANSPORTATION, INC., 5 West Mendota Road, West St. Paul, MN 55118. Representative: Thomas D. Fischbach, P.O. Box 43496, St. Paul, MN 55164. *Toys, electronic games, furniture and plastic articles (except commodities in bulk),* from points in CT, DE, GA, KY, ME, MD, MA, MI, NH, NJ, NY, NC, OH, PA, RI, SC, TN, VT, VA, and WV to Gary, IN, for 180 days. Supporting shipper(s): Riss Sales, Inc., Pres., 2201 W. 37th Ave., Gary, IN 46408. Send protest to: Judith L. Olson, TA, ICC, 414 Fed. Bldg., 110 S. 4th St., Mpls, MN 55401.

MC 134477 (Sub-378TA), filed October 16, 1979. Applicant: SCHANNO TRANSPORTATION, INC., 5 West Mendota Road, West St. Paul, MN 55118. Representative: Thomas D. Fischbach, P.O. Box 43496, St. Paul, MN 55164. *Foodstuffs (except commodities in bulk),* from the facilities of Schrafft Candy Co., at or near Boston, MA and Woburn, MA to points in AL, AR, DE, GA, IL, IN, IA, KS, KY, MD, MI, MN, MO, MS, NE, NC, ND, OH, PA, SC, SD, TN, VA, WV, WI, and DC, for 180 days. Supporting shipper(s): Schrafft Candy Co., Transportation Mgr., 529 Main St., Boston, MA 02129. Send protests to: Judith L. Olson, TA, ICC, 414 Fed. Bldg., 110 S. 4th St., Mpls, MN 55401.

MC 135797 (Sub-271TA), filed October 22, 1979. Applicant: J. B. HUNT TRANSPORT, INC., P.O. Box 130, Lowell, AR 72745. Representative: Paul R. Bergant, (same address as applicant). *Foodstuffs* from the facilities of Lindsay Olive Growers at Lindsay, CA and Salem, OR to points in CO, FL, GA, IL, IN, IA, MA, MI, MN, MO, MS, NE, NY, OH, PA, TN, TX and WI, for 180 days. Underlying ETA seeks 90 days authority. Supporting Shipper(s): Lindsay Olive Growers, 650 W. Tulare Rd., Lindsay, CA 93247. Send protests to: William H. Land, DS, 3108 Federal Bldg., Little Rock, AR 72201.

MC 135797 (Sub-272TA), filed October 22, 1979. Applicant: J. B. HUNT TRANSPORT, INC. P.O. Box 130, Lowell, AR 72745. Representative: Paul R. Bergant, (same address as applicant). *Canned and preserved foodstuffs,* from the facilities of Heinz USA at or near Muscatine and Iowa City, IA to the facilities of Heinz USA at or near Grand Prairie, TX; Greenville, SC; and Jacksonville, FL, and in each case restricted to traffic originating at the named facilities and destined to the named destinations, for 180 days. Supporting shipper(s): Heinz USA, Division of H. J. Heinz Company, P.O. Box 57, Pittsburgh, PA 15230. Send protests to: William H. Land, DS, 3108 Federal Bldg., Little Rock, AR 72201.

MC 135797 (Sub-273TA), filed October 22, 1979. Applicant: J. B. HUNT TRANSPORT, INC., P.O. Box 130, Lowell, AR 72745. Representative: Paul R. Bergant (same address as applicant). *Such commodities* as are dealt in or used by retail stores (except commodities in bulk), (1) from points in CA, IL, IN, MA, MO, NJ, NY, OH, TN and TX to the facilities of Modern Merchandising, Inc., located in AZ, FL, IL, KS, MI, MO, NM, OH and UT; (2) from Waseca and Minneapolis, MN to the facilities of Modern Merchandising, Inc., located in AZ, CA, CO, FL, ID, IL, KS, MI, MO, MN, MT, NM, ND, OH, OR, SD, UT, WA and WY, for 180 days. Supporting shipper(s): Modern Merchandising, Inc., P.O. Box 900, Hopkins, MN 55343. Send protests to: William H. Land, DS, 3108 Federal Bldg., Little Rock, AR 72201.

MC 138157 (Sub-191TA), filed October 15, 1979. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., d.b.a. SOUTHWEST MOTOR FREIGHT, 2931 S. Market St., Chattanooga, TN 37410. Representative: Patrick E. Quinn (same address as applicant). *Nutritional food supplements, personal care products, household products and materials, equipment and supplies used in the manufacture, sale and distribution of the above commodities (except in bulk),* (1) From Hayward, CA and Norman, OK to Dayton, NJ; and (2) From Phoenix, AZ to Chicago, IL; Atlanta, GA; Dayton, NJ; Norman, OK; Hayward, CA and Dallas, TX, for 180 days. Restriction: Restricted to traffic originating at or destined to the facilities of Shaklee Corp. Supporting shipper(s): Shaklee Corp., 1900 Powell St., Emeryville, CA 94608. Send protests to: Glenda Kuss, TA, ICC, A-422 U.S. Court House, 801 Broadway, Nashville, TN 37203.

MC 138157 (Sub-192TA), filed October 15, 1979. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., d.b.a. SOUTHWEST MOTOR FREIGHT, 2931 S. Market St., P.O. Box 9596, Chattanooga, TN 37410. Representative: Patrick E. Quinn (same address as applicant). *Chemicals and chemical compounds* (except in bulk) from Murray, KY and Bethel and Norwalk, CT to points in CA, for 180 days. Supporting shipper(s): R. T. Vanderbilt Co., Inc., 30 Winfield St., Norwalk, CT 06855. Send protests to: Glenda Kuss, TA, ICC, Suite A-422 U.S. Court House, 801 Broadway, Nashville, TN 37203.

MC 138157 (Sub-193TA), filed October 18, 1979. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., d.b.a. SOUTHWEST MOTOR FREIGHT, 2931 S. Market St., Chattanooga, TN 37410. Representative: Patrick E. Quinn (same address as applicant). *Floor covering materials and materials, equipment and supplies used in the installation, sale and distribution of floor covering materials,* from points in GA, NC, SC, and TN to points in AZ, CA, ID, NV and OR, for 180 days. Supporting shipper(s): LaSalle-Deitch Co., Inc., 1231 Warner Avenue, Tustin, CA 92680. Send protests to: Glenda Kuss, TA, ICC, A-422 U.S. Court House, 801 Broadway, Nashville, TN 37203.

MC 138157 (Sub-194TA), filed October 23, 1979. Applicant: SOUTHWEST EQUIPMENT RENTAL, INC., d.b.a. SOUTHWEST MOTOR FREIGHT, 2931 S. Market St., Chattanooga, TN 37410. Representative: Patrick E. Quinn (same address as applicant). *Chemicals and related materials, equipment and supplies (except in bulk),* from Charleston, SC; Kingsport, TN; Houston, TX and Niagara Falls, NY to Los Angeles, CA, for 180 days. Restriction: Restricted to traffic destined to the facilities of AMVAC Chemical Corporation. Supporting shipper(s): AMVAC Chemical Corporation, 4100 E. Washington Blvd., Los Angeles, CA 90023. Send protests to: Glenda Kuss, TA, ICC, A-422 U.S. Court House, 801 Broadway, Nashville, TN 37203.

MC 138627 (Sub-88TA), filed September 17, 1979. Applicant: SMITHWAY MOTOR XPRESS, INC., P.O. Box 404, Fort Dodge, IA 50501. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Road, Omaha, NE 68106. *Building materials, gypsum, and gypsum products* from the facilities of United States Gypsum Company at Southard, OK, to points in AR, CO, IL, IN, IA, KS, MO, NE, and WI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): United States Gypsum Co., 101 S. Wacker Dr., Chicago, IL 60606. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309

MC 140681 (Sub-3TA), filed August 6, 1979. Applicant: PEBBLE HAULERS, INC., 2630 Delta Avenue, Colorado

Springs, CO 80910. Representative: Thompson and Kelley, 450 Capitol Life Center, Denver, CO 80203. *Dried sand* from points in El Paso County, CO to points in IL, KS, NE, NM, OK, TX and WY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Colorado Silica Sand, Inc., P.O. Box 15615, Colorado Springs, CO 80935. Send protests to: H. Ruoff, 492 U.S. Customs House, Denver, CO 80202.

MC 141867 (Sub-11TA), filed August 3, 1979. Applicant: SPECIALIZED TRUCKING SERVICE, INC., 2301 Milwaukee Way, Tacoma, WA 98421. Representative: Ronald R. Brader (same address as applicant). *Insulating materials and items and materials used in the manufacture of same,* between Willows, CA and all points in OR, WA, NV, ID, and UT, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Johns-Manville Sales Corp., 2600 Campus Drive, San Mateo, CA 94403. Send protests to: Shirley M. Holmes, T/A, ICC, 858 Federal Building, Seattle, WA 98174.

MC 143127 (Sub-57TA), filed October 23, 1979. Applicant: K. J. TRANSPORTATION, INC., 6070 Collett Road, Victor, NY 14564. Representative: Linda A. Calvo, Traffic Mgr. (address as above). *Malt beverages,* from Jacksonsville, FL, Merrimack, NH, and Williamsburg, VA to East Rochester, NY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Lake Beverage Corporation, 23 Linden Park, Rochester, NY 14625. Send protests to: Anne C. Siler, TA, ICC, 910 Federal Bldg., 111 W. Huron St., Buffalo, NY 14202.

MC 143267 (Sub-92TA), filed September 17, 1979. Applicant: CARLTON ENTERPRISES, INC., P.O. Box 520, Mantua, OH 44255. Representative: Neal A. Jackson, 1155—15th St. NW., Washington, DC 20005. *Aluminum and aluminum articles and iron and steel articles* between the facilities of Kaiser Aluminum and Chemical Corp. in Lawrence and Owen Counties, IN, on the one hand, and, on the other, points in the US in and east or north of MN, IA, MO, AR, TN, NC, and SC for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Kaiser Aluminum & Chemical Sales Inc., 9700 So. Harlem Ave., Bridgeview, IL 60455. Send protests to: Interstate Commerce Commission, Federal Reserve Bank Building, 101 North 7th Street, Room 620, Philadelphia, PA 19106.

MC 143456 (Sub-6TA), filed October 29, 1979. Applicant: THEODORE ROSSI TRUCKING CO., INC., 9 South Vine Street, Barre, VT 05641. Representative: William L. Rossi (same address as applicant). Contract carrier, irregular routes: *Stone, stone working machinery, stone working supplies, stone working material,* between points in OK, on the one hand, and, on the other, the facilities of Rock of Ages Corporation in VT and NH, under a continuing contract with Rock of Ages Corporation, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Rock of Ages Corporation and Rock of Ages Building Granite Corp., P.O. Box 482, Barre, VT 05641. Send protests to: Carol A. Perry, TA, ICC, P.O. Box 548, Montpelier, VT 05602.

MC 143516 (Sub-3TA), filed September 19, 1979. Applicant: RAIL HIGHWAY TRANSPORTATION INC., 11 Heid Ave., Dayton, OH 45404. Representative: Thomas F. Kilroy, Suite 406 Executive Bldg., 6901 Old Keene Mill Rd., Springfield, VA 22150. *General commodities (except commodities in bulk in tank or hopper vehicles and commodities which because of size or weight require the use of special equipment),* having a prior or subsequent movement by rail or water, between Columbus, OH, on the one hand, and, on the other, all points in OH, for 180 days. An underlying ETA seeks 90 days authority. Applicant intends to interline with another carrier in Columbus, OH. Supporting shipper(s): There are 7 supporting shippers. Their statements may be examined at the office listed below and Headquarters. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila., PA 19106.

MC 144806 (Sub-4TA), filed September 20, 1979. Applicant: FRED M. ANDERSON d.b.a. DELTA VALLEY TRUCKING, 69 North 200 West, Delta, UT 84624. Representative: Bruce W. Shand, 430 Judge Building, Salt Lake City. UT 84111. *Contract carrier:* Irregular Route: *Such commodities as are used by or dealt in by retail variety stores,* from Los Angeles, CA to Las Vegas, NV, under a continuing contract or contracts with Ben Franklin Stores, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Ben Franklin Stores, 3030 South Atlantic Blvd., Los Angeles, CA 90020. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg., Salt Lake City, UT 84138.

MC 145317 (Sub-9TA), filed September 11, 1979. Applicant: QUALITY SERVICE TANK LINES, INC., 9022 Perrin Beitel Rd., San Antonio, TX 78217. Representative: C. Tom Clowe, Jr., 9022 Perrin Beitel Rd., San Antonio, TX 78217. *Cement* in bulk, from Hays County, TX to McKinley and Bernalillo Counties, NM, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Texas Cement Company, P.O. Box 610, Buda, TX 78610. Send protests to: Opal M. Jones, TCS, Room 9A27 Federal Bldg., 819 Taylor St., Fort Worth, TX 76102.

MC 145386 (Sub-2TA), filed October 11, 1979. Applicant: ROBERT L. McMAHON, d.b.a. ROBERT McMAHON CONSTRUCTION, 1105 South Maple Street, Staunton, IL 62088. Representative: (same as applicant). *Contract carrier:* irregular routes: *Steel tubing and pipe, flat steel, and plastic pipe,* between the plantsite of Livingston Pipe and Tube Inc. at Staunton, IL on the one hand and AK, AL, FL, GA, IA, IN, KS, KY, LA, MI, MO, MS, NC, NE, OH, OK, PA, SC, TN, TX, VA, WI, WV on the other for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Livingston Pipe & Tube Corp., P.O. Box 289, Mount Olive, IL. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 145457 (Sub-1TA), filed October 18, 1979. Applicant: B & M EXPRESS, INC., 500 S. Western, Oklahoma City, OK 73109. Representative: C. L. Phillips, 1411 N. Classen, Oklahoma City, OK 73106. *Such merchandise as is dealt in by wholesale, retail and chain grocery and food business houses* (except frozen commodities and commodities in bulk) for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Clorox Company, 1221 Broadway St., Oakland, CA 94612. Send protests to: Connie Stanley, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 145457 (Sub-2TA), filed October 24, 1979. Applicant: B & M EXPRESS, INC., 500 S. Western, Oklahoma City, OK 73109. Representative: C. L. Phillips, Rm. 248—Classen Terrace Bldg., 1411 N. Classen, Oklahoma City, OK 73106. (1) *Such merchandise as is dealt in by wholesale, retail and chain grocery and feed businesses, soy products, paste, flour products, dairy based products* (except commodities in bulk, in tank vehicles); and (2) *Materials, ingredients and supplies used in the manufacture, distribution and sale of products in (1) above,* (except in bulk) Between the manufacturing and distribution facilities of Ralston Purina Company, located at or near Oklahoma City, OK, on the one hand, and, on the other, points in AR, CO, IL, IA, KS, KY, LA, MS, MO, NE, NM, OK, TN, and TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Ralston Purina Company, 13700 N. Lincoln Blvd., Edmond, OK 73034.

MC 145557 (Sub-10TA), filed June 15, 1979 and published in the August 17,

1979 Federal Register and republished as corrected this issue. Applicant: LIBERTY TRANSPORT, INC., 4614 South 40th Street, St. Joseph, Missouri 64503. Representative: Tom B. Kretsinger, Kretsinger & Kretsinger, 20 East Franklin, Liberty, Missouri, 64068. *Meat, meat products and meat by-products, and articles* distributed by meat packinghouses as described in Sections A & C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except Hides and commodities as are dealt in by retail variety, discount and drug stores and wholesale houses serving such stores (except commodities in bulk), from the Kansas City, Missouri Commercial Zone to AZ, CO, IA, KS, MN, ND, NE, NM, OK, SD, IL, TX and WI. Supporting shippers: Oldham Farm Sausage Co., 622 W. 3rd St., Lees Sumit, MO 64063. Ranch Hand Foods, Inc., P.O. Box 13253, Edwardsville, KS 66113. Seven more supporting shippers may be viewed in Washington, D.C. or the District office. Send protests to: Vernon V. Coble, ICC, Rm. 600 Fed. Bldg., 911 Walnut St., Kansas City, MO 64106. The purpose of this republication is to properly indicate the territorial scope of this application.

MC 145627 (Sub-2TA), filed September 12, 1979. Applicant: M & T TRUCKING, INC., 4290 State Route #7, New Waterford, OH 44445. Representative: Joseph F. Mullins, Jr., 1700 K Street NW., Washington, DC 20006. *Coal* from the facilities of Industrial Mining Co. at Lisbon, OH, to points in Beaver County, PA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Industrial Mining Co., 4719 State Route 45, Lisbon, OH 44432. Send protests to: Interstate Commerce Commission, Federal Reserve Bank Building, 101 North 7th Street, Room 620, Philadelphia, PA 19106.

MC 145797 (Sub-10TA), filed October 26, 1979. Applicant: NANCY TRANSPORTATION, INC., 429 Stablestone Dr., Chesterfield, MO 63017. Representative: Herbert Alan Dubin, Sullivan & Dubin, 1320 Fenwick Lane, Silver Spring, MD 20910. Overhead door sections, and materials and hardware used in the manufacture and sale of overhead door sections, from the facilities of Overhead Door Corporation, Dallas and Fort Worth, TX to points in CA, GA, IL, IN, KY, MI, MO, and OH, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Overhead Door Corporation, Hartford City, IN 47348. Send protests to: Peter E. Binder, DS, ICC, Rm. 1465, 210 N. 12th St., St. Louis, MO 63101.

MC 146187 (Sub-13TA), filed October 17, 1979. Applicant: TEN WHEELERS, INC., Route 2, Gregory Road, Greenback, TN 37742. Representative: Edward C. Blank, II, P.O. Box 1004, 805 South Garden St., Columbia, TN 38401. *Automotive parts, accessories and supplies, including carburetors, carburetor parts, manifold, manifold parts and valves,* between Nashville, TN, Bowling Green, KY, Paris, TN, Water Valley, MS, on the one hand, and points in the states of AZ, CA, CO, IL, KS, MI, NV, NJ, NM, NY, OK, PA, TX, UT, WA, and OR, on the other hand, for 180 days. Restriction: Restricted to traffic originating at or destined to the plantsite of Holley Carburetor Division of Colt Industries Operating Corp., located in Nashville, TN, Paris, TN, Bowling, KY, and Water Valley, MS. Supporting shipper(s): Holley Replacement Part Division of Colt Industries, 508 Space Park S., Nashville, TN 37211. Send protests to: Glenda Kuss, TA, ICC, Suite A-422, U.S. Courthouse, 801 Broadway, Nashville, TN 37203.

MC 146326 (Sub-10TA), filed October 18, 1979. Applicant: JOHN ALGER d.b.a. ALGER TRANSPORTATION, 9811 Redman Avenue, Omaha, NE 68134. Representative: Marshall D. Becker, Suite 610, 7171 Mercy Road, Omaha, NE 68106. *Cable, wire and telephone equipment (except commodities in bulk)* from Omaha, NE to Sacramento and Fowler, CA; Reno, NV; and Salt Lake City, UT and empty reels on return for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Western Electric Co., Inc., A.C. Dodge, Resident Transportation Supervisor, P.O. Box 14000, Omaha, NE 68114. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 146756 (Sub-4TA), filed October 22, 1979. Applicant: WAGNER TRUCKING, INC., 6585 Dawn Way, Inver Grove, MN 55075. Representative: Stanley C. Olsen, Jr., 7400 Metro Blvd., Suite 411, Edina, MN 55435. *Iron and steel articles, sheets and plates,* from Chicago, IL and points in its Commercial Zone to the facilities of Sam Bloom Iron and Metal Co., at Minneapolis, MN, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Sam Bloom Iron & Metal Co., 1508 1600 Second St. No., Minneapolis, MN 55411. Send protests to: Judith L. Olson, TA, ICC 414 Fed. Bldg., 110 S. 4th St., Minneapolis, MN 55401.

MC 146787 (Sub-3TA), filed October 15, 1979. Applicant: DEAN ALBAUGH AND MICKEY ALBAUGH, d.b.a. ALBAUGH FARMS, R.R. 2, Ankeny, IA 50021. Representative: Thomas E. Leahy, Jr., 1980 Financial Ctr., Des Moines, IA 50309. *Reinforcing steel and construction products* from St. Paul, MN, to points in IA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Contractors Steel Corporation, Box 1696, Des Moines, IA 50306. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 146907 (Sub-4TA), filed October 17, 1979. Applicant: PEBBLE HAULERS, INC., 2630 Delta Avenue, Colorado Springs, CO 80910. Representative: Raymond M. Kelley, 450 Capitol Life Center, Denver, CO 80203. *Bentonite,* from facilities of 1st Bentonite Co. of CO located at Coaldale, CO to points in AZ, CA, KS, NE, NM, and UT, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): 1st Bentonite Company of Colorado, 521 River Line, P.O. Box 718, Salida, CO 81201. Send protests to: H. Ruoff, 492, U.S. Customs House, Denver, CO 80202.

MC 146937 (Sub-3TA), filed September 26, 1979. Applicant: ALL STAR AIR FREIGHT, INC., 7001 W. 20th Ave., Hialeah, FL 33014. Representative: John P. Bond, 2766 Douglas Rd., Miami, FL 33133. Contract carrier—irregular route: *Yarns and fabrics* from Montgomery, AL, Washington, GA, Belmont, Charlotte, Gastonia, Landis, Maiden, Reidsville, Salibury and Swannanoa, NC, and Greenville, SC to Dade County, FL for 180 days. Supporting shipper(s): Niki-Lu Ind., Inc., 14540 N.W. 60th Ave., Miami Lakes, FL 33014. Send protests to: Donna M. Jones, T/A, ICC-BOp, Monterey Bldg., Suite 101, 8410 N.W. 53rd Ter., Miami, FL 33166.

MC 147286 (Sub-4TA), filed September 19, 1979. Applicant: A & L TRUCKING, INC., P.O. Box 103, Rocky Face, GA 30740. Representative: Eric Meierhoefer, Suite 423, 1511 K Street NW., Washington, DC 20005. *Carpets* from the facilities of Carpet Crafts and Indian Springs Carpet Mills located at or near Chatsworth, GA to points in the U.S. in and east of NM, CO, NE, SD, and ND, (See attached list of representative destinations.) for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Grass More, Inc., Rt. 2, Chatsworth, GA 30705. Carpet Mills, Inc. § Indian Springs Carpet Mills, Rt. 2, Chatsworth, GA 30705. Send protests to: Sara K. Davis T/A, ICC, 1252 W. Peachtree St., N.W., Room 300, Atlanta, GA 30309.

MC 147416 (Sub-2TA), filed October 18, 1979. Applicant: RICHARD A. GREATON, 23 Park Ave., Dixfield, ME 04224. Representative: (Same as applicant). Contract: Irregular: Coal in

bulk, in dump-type vehicles, from Westbrook and Winslow, ME to the port of entry on the International Boundary Line between the U.S./Canada at or near Jackman, ME. Restricted to transportation performed under a bilateral contract with Zielinski Brothers, Agawam, MA. An underlying ETA seeks 90 days authority. Supporting shipper(s): Zielinski Brothers, 218 Shoemaker Lane, Agawam, MA 01001. Send protests to: Donald G. Weiler, District Supervisor, ICC, 76 Pearl St., Rm. 303, Portland, ME 04101.

MC 147577 filed September 20, 1979. Applicant: THRIFT TRANSFER, INC., 4650 Eisenhower Ave., Alexandria, VA 22304. Representative: John C. Bradley, Suite 1301, 1600 Wilson Blvd., Arlington, VA 22209. *Paper and paper products* from the facilities of the Bear Island Paper Co., Hanover County, VA to the District of Columbia and points in DE, MD, NJ, NC, PA, and WV for 180 days. Supporting shipper(s): The Washington Post Co., 1150 15th St. NW., Washington, DC 20071. Send protests to: Interstate Commerce Commission, Federal Reserve Bank Building, 101 North 7th Street, Room 620, Philadelphia, PA 19106.

MC 147636 (Sub-5TA), filed August 29, 1979. Applicant: DICK WELLER, INC., Shohan Road, P.O. Box 313, Warehouse Point, CT 06088. Representative: Patrick A. Doyle, 60 Robbins Road, Springfield, MA 01104. *Common carrier:* irregular routes; *Frozen potatoes* from Clark, SD; Sioux Falls, SD: Kansas City, MO and Independence, MO to points in AL, CT, DE, DC, FL, GA, IN, KY, LA, ME, MD, MA, MI, MS, MO, NE, NH, NJ, NY, NC, OH, PA, RI, SC, TN, TX, VT, VA, WV, WI, IA, MN, OK, IL, for 180 days. Supporting shipper(s): Chef-Reddy Foods Corporation Midwest, P.O. Box 100, Clark, SD 57225. Send protests to: J. D. Perry, Jr., District Supervisor, Interstate Commerce Commission, 135 High Street, Hartford, CT 06103.

MC 148016 (Sub-2TA), filed September 12, 1979. Applicant: McWHORTER-GRAY ENTERPRISES, INC., 1010 Highway 15 North, Ripley, MS 38663. Representative: Owen R. Gray, 1010 Highway 15 North, Ripley, MS 38663. *Bentonite, cat litter and clay products,* from Middleton, TN to points in the United States except AL, AZ, CA, CO, HI, ID, MT, NV, NM, OR, UT, WA, and WY, for 180 days. An underlying ETA seeks 90 days authority. Appliant intends to tack this authority to authority applied for in MC 148016R. Supporting shipper(s): Maltan, Inc., P.O. Box 626, Mephis, TN 38101. Send protests to: Floyd A. Johnson, Rm. 2006—100 N. Main St., Memphis, TN 38103.

MC 148157 (Sub-2TA), filed October 1, 1979. Applicant: BLAZER EXPRESS, INC., Rt. 2, Pelham Road, Greenville, SC 29607. Representative: Clyde W. Carver, 5299 Roswell Road N.E., Atlanta, GA 30342. *Urethane insulating wallboard,* from facilities of R. Max, Inc., at or near Greer, SC to points in AL, FL, GA, and NC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): R. Max, Inc., Pelham Industrial Park, Rt. 4, Greer, SC 29651. Send protests to: E. E. Strotheid, D/S, ICC, Rm. 302, 1400 Bldg., 1400 Pickens St., Columbia, SC 29201.

MC 148276 (Sub-1TA). Applicant: RAY DESHOTEL d.b.a. RAY'S TRUCKING CO., Route 5, Box 6405, Beaumont, TX 77706. Representative: Clint Oldham, 1108 Continental Life Bldg., Fort Worth, TX 76102. *Petroleum products, paint, stains, and varnishes* (except in bulk), in packages and containers from the facilities of Mobil Oil Corporation at or near Beaumont, TX to points in LA, MS and TX for 180 days. Supporting shipper(s): Mobil Oil Corporation, 8350 Central Expressway—Suite 522, Dallas, TX 75206. Send protests to: John F. Mensing, DS, ICC 515 Rusk Ave., No. 8610, Houston, TX 77002.

MC 148337 (Sub-2TA), filed October 9, 1979. Applicant: WESTERKAMP TRUCKING, INC., Route 2, Pella, IA 50219. Representative: Robert R. Rydell, 1020 Savings and Loan Bldg., Des Moines, IA 50309. *Swinging meat* from Pella, IA, to points in IL, WI, NE, MN, and OH, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Pella Packing Co., Inc., Route 3, Pella, IA 50219. Send protests to: Herbert W. Allen, DS, ICC, 518 Federal Bldg., Des Moines, IA 50309.

MC 148387 (Sub-1TA), filed October 4, 1979. Applicant: S.M.P. INC., 166 Sitgreaves Street, Phillipsburg, NJ 08865. Representative: George A. Olsen, P.O. Box 357, Gladstone, NJ 07934. *Pipe, pipe fittings, and materials, equipment and supplies used in the manufacture and sale of pipe and pipe fittings,* between the facilities of Atlantic States Cast Iron Pipe Co., located at or near Phillipsburg, NJ on the one hand, and, on the other, points in the states of ME, NH, VT, NY, MA, CT, and RI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Atlantic States Cast Iron Pipe Co., 183 Sitgreaves Street, Phillipsburg, NJ 08865. Send protests to: Joel Morrows, D/S, ICC, 744 Broad St., Room 522, Newark, NJ 07102.

MC 148407 (Sub-1TA), filed October 22, 1979. Applicant: CHEMICAL DISTRIBUTORS, INC., 2262 N.W. Nicolai, P.O. Box 10763, Portland, OR 97210. Representative: Bob Eaton, 2112 Alki Ave. S.W., Seattle, WA 98116. Contract, irregular, *lumber, paneling, floor coverings and plastic laminates* between: Portland, OR, and Seattle, Spokane & Tri Cities, WA, and International Boundary between U.S. and Canada in WA; between Seattle, WA and Albany and Eugene, OR; between Boise, ID, and Portland, OR, and Seattle, WA. Supporting shipper(s): Wanke Panel Company, 2204 N. Clark Ave., Portland, OR 97227. Send protests to: D. Merine Galbraith, T/A, Interstate Commerce Commission, 114 Pioneer Courthouse; Portland, Oregon 97204.

MC 148547 (Sub-1TA), filed September 28, 1979. Applicant: ELM ENTERPRISES, INC., Building G-8, Freeport Center, Clearfield, UT 84016. Representative: Irene Warr, 430 Judge Building, Salt Lake City, UT 84111. *Contract carrier:* Irregular route: *Television sets and new applicances, crated, wire recorders or players and stands,* from the facilities of General Electric Company at Clearfield, UT to OR, WA, CA, ID, MT, NV, AZ, NM, CO, and WY, under a continuing contract or contracts with General Electric Company, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): General Electric Company, 1 College Blvd., Portsmouth, VA 23703. Send protests to: L. D. Helfer, DS, ICC, 5301 Federal Bldg, Salt Lake City, UT 84138.

MC 148577 (Sub-1TA), filed October 15, 1979. Applicant: ORVILLE HOWARD, INC., 1509 Manor Drive, Daytona Beach, FL 32019. Representative: William J. Monheim, P.O. Box 1756, Whittier, CA 90609. *Contract carrier,* irregular routes, *transporting (1) steel and steel articles and (2) materials, equipment and supplies used in the production and distribution of steel and steel articles* (1) from Roebling, NJ to points in and east of WI, IA, KS, OK, and TX, and (2) from points in and east of WI, IA, KS, OK, and TX, to Roebling, NJ, for 180 days. Supporting shipper(s): John A. Roebling Steel Corporation, P.O. Box 98, Roebling, NJ 08554. Send protests to: Jean King, TA, ICC, Box 35008, 400 West Bay Street, Jacksonville, FL 32202.

MC 148586 (Sub-1TA), filed September 20, 1979. Applicant: PLATTE VALLEY TRUCKING, Box 594, Fremont, NE 68025. Representative: James C. Yeager (same address as applicant). *Grain, gravel, sand and earthen matter, and lime and limestone* between points in NE and points in IA, MN, MO, and SD for 180 days. Supporting shipper(s): (1) Lyman Richey San & Gravel, William R. Brooks, V.P., Secy. & Treas., 4315

Cuming St., Omaha, NE 68131; (2) Kerford Limestone Company, George E. Kerford, President, P.O. Box 449, Weeping Water, NE 68463. Send protests to: D/S Carroll Russell, ICC, Suite 620, 110 North 14th St., Omaha, NE 68102.

MC 144726 (Sub-5TA), filed June 22, 1979 and published in the Federal Register issue of August 6, 1979 and republished as corrected this issue. Applicant: K-K-W. TRUCKING, INC., 516 West 140th St., Gardenia, CA 90243. Representative: James P. Beck, 717 17th St., Suite 2600, Denver, CO 80202. *Kitchen cabinets, bathroom cabinets and vanities, packaged* or in cartons, and *accessorial parts and materials* used in the installation thereof, from the facilities of Triangle-Pacific Corp., at Lodi, CA to points in AZ and NV, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Triangle Pacific Corp., 4255 LBJ Freeway, Dallas, TX 75234. Send protests to: Irene Carlos, ICC, P.O. Box 1551, Los Angeles, CA 90053. The purpose of this republication is to indicate the origin of Lodi.

Notice No. 212

November 20, 1979.

MC 2229 (Sub-228TA), filed October 25, 1979. Applicant: RED BALL MOTOR FREIGHT, INC., 3177 Irving Blvd., Dallas, TX 75247. Representative: Jackie Hill (address same as above). *General commodities (except Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment),* serving Willis, TX as an off-route point in conjuction with carrier's regular route operations for 180 days. Underlying ETA for 90 days filed. Supporting shipper(s): Texarkana Ceramic Industries, Inc., 303 Industrial Park Lane, Willis, TX 77378. Send protests to: Opal M. Jones, TCS, ICC, 9A27 Federal Bldg., 819 Taylor St., Ft. Worth, TX 76102.

MC 2368 (Sub-98TA), filed October 9, 1979. Applicant: BRALLEY-WILLETT TANK LINES, INC., P.O. Box 495, (2212 Deepwater Terminal Rd.), Richmond, VA 23204. Representative: William T. Marshburn, P.O. Box 495, Richmond, VA 23204. *Brewer's condensed solubles in bulk, in tank vehicles,* from the plantside of Anheuser-Busch, Inc. at or near Williamsburg, VA to the plantside of Anheuser-Busch Inc. at or near East Brunswick, NJ, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Anheuser-Busch, Inc., 721 Pestalozzi St., St. Louis, MO 63118. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadelphia, PA 19106.

MC 25708 (Sub-32TA), filed October 17, 1979. Applicant: LANEY TANK LINES, INCORPORATED, P.O. Box 2729, Chapel Hill, NC 27514. Representative: W. David Fesperman, P.O. Box 2729, Chapel Hill, NC 27514. *Petroleum naphtha, in bulk, in tank vehicles* (1) from the facilities of Safety Kleen Corp., at Lexington SC to points in AL, FL, GA, KY, MS, NC, TN, VA and (2) from points in AL, FL, GA, KY, MS, NC, TN, and VA to the facilities of Safety Kleen Corp. at Lexington, SC for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Safety-Kleen Corp., 16325 W. Ryerson, New Berlin, WI 53151. Send protests to: Sheila Reece, T/A, 800 Briar Creek Rd—Rm CC516, Charlotte, NC 28205.

MC 35628 (Sub-427TA), filed October 12, 1979. Applicant: Interstate Motor Freight System, P.O. Box 175, 110 Ionia Avenue NW., Grand Rapids, MI 49501. Representative: Michael P. Zell, P.O. Box 175, 110 Ionia Avenue NW., Grand Rapids, MI 49501. *General Commodities* except those of unusual value, Classes A & B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment; serving the facilities of Revere Copper and Brass Incorporated, located at or near Shelbyville, KY as an off route point in connection with applicant's presently authorized, regular route service. Applicant intends to tack the authority here applied for to another authority held by it. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Revere Copper and Brass Incorporated, P.O. Box 191, Rome, NY 13440. Send protests to: C. R. Flemming, D/S, I.C.C., 201 Corr Building, 300 E. Michigan Ave., Lansing, MI 48933.

MC 56679 (Sub-147TA), filed October 17, 1979. Applicant: BROWN TRANSPORT CORP., 352 University Ave., SW., Atlanta, GA 30310. Representative: Leonard S. Cassell, 352 University Ave., SW., Atlanta, GA 30310. *Malt beverages* from facilities of Anheuser Busch at Jacksonville, FL and Tampa, FL to points in AL, CT, DE, GA, MD, ME, MI, MS, MO, NH, NJ, NY, NC, OH, PA, SC, TN, TX and VA. An underlying ETA seeks 90 days authority. Supporting shipper(s): Anheuser-Busch, Inc., 721 Pestalozzi St., St. Louis, MO 63118. Send protests to: Sara K. Davis T/A, ICC, 1252 W. Peachtree St., NW., Atlanta, GA 30309.

MC 56679 (Sub-149TA), filed October 31, 1979. Applicant: BROWN TRANSPORT CORP., 352 University Ave., SW., Atlanta, GA 30310. Representative: David L. Capps, 352 University Ave. SW., Atlanta, GA 30310. *Frozen meats* from the facilities of East Tennessee Packing Co. at or near Knoxville, TN to points in AL, LA, and MS for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): East Tennessee Packing Co., 1808 Jones, Knoxville, TN 37920. Send protests to: Sara K. Davis, ICC, 1252 W. Peachtree St. NW., Rm. 300, Atlanta, GA 30309.

MC 56679 (Sub-150TA), filed October 31, 1979. Applicant: BROWN TRANSPORT CORP., 352 University Ave., SW., Atlanta, GA 30310. Representative: David L. Capps, 352 University Ave., S.W., Atlanta, GA 30310. (1) *Sand, industrial, unground and unboned,* from Ottawa, IL to points in Elbert County, GA, (2) *Crude silicon carbide,* from points in Niagara and Erie Counties, NY to Salisbury, NC for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): House of Pfaff, Inc., Box 310, Elberton, GA 30635. Send protests to: Sara K. Davis, ICC, 1252 W. Peachtree St., N.W., Rm. 300, Atlanta, GA 30309.

MC 93649 (Sub-32TA), filed October 31, 1979. Applicant: GAINES MOTOR LINES, INC., P.O. Box 1549, Hickory, NC 28601. Representative: Edward G. Villalon, 1032 Penn. Bldg., Pennsylvania Ave. & 13th St., NW., Washington, DC 20004. *Textiles and Textile products and materials and supplies used in the manufacture thereof (except commodities in bulk),* (1) from Bloomsburg and Allentown, PA and Amsterdam, NY to points in NC and SC; and (2) from points in NC, on and east of US Hwy. 501 to points in MD, PA, DE, NJ, NY, CT, RI and MA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Abbott Fabrics, 1412 Broadway, NY, NY 10018. Penn Weaving Corp., 1430 Broadway, NY, NY 10018. Send protests to: Sheila Reece, T/A, 800 Briar Creek Rd Rm CC516, Charlotte, NC 28205.

MC 97068 (Sub-19TA), filed ???. Applicant: H. S. ANDERSON TRUCKING COMPANY, P.O. Box 3656, Port Arthur, TX 77640. Representative: J. G. Dail, Jr., P.O. Box LL, McLean, VA 22101. *Iron and Steel articles* from Baytown, TX to points in AL, FL, GA, and TN, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): United States Steel Corporation, 600 Grant Street, Pittsburgh, Pennsylvania 15230. Send protests to: John E. Mensing, DS, ICC, 515 Rusk Ave., #8610, Houston, TX 77002.

MC 106398 (Sub-995TA), filed October 25, 1979. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative:

Gayle Gibson (same address as applicant). (1) *Structural steel and related products, aluminum forms and related products,* and (2) *materials and supplies used in the manufacture of the commodities listed in (1) above,* (1) from the facilities of General Steel Fabricators, Inc., located at Latham, NY, to points in PA, VT, NJ, CT, SC, MA, NH, ME, & RI, and (2) from points in PA, VT, NH, CT, SC, MA, NH, ME, & RI, to the facilities of General Steel Fabricators, Inc., located at Latham, NY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): General Steel Fabricators, Inc., P.O. Box 636, Latham, NY 12110. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 106398 (Sub-996TA), filed October 25, 1979. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative: Gayle Gibson (same address as applicant). *Iron and steel articles,* from the facilities of Beall Mfg. Div., located at E. Alton, IL, to points in KS, OK, TX, IA, & IN, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Beall Mfg. Div., 112 N. Shamrock, E. Alton, IL 62024. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 104149 (Sub-214TA), filed October 9, 1979. Applicant: OSBORNE TRUCK LINE, INC., 516 North 31st Street, Birmingham, AL 35202. Representative: William P. Jackson, Jr., 3426 N. Washington Blvd., P.O. Box 1240, Arlington, VA 22210. *Scrap aluminum,* from the facilities of Revere Copper & Brass, Inc. at or near Newport, AR to Meridian, MS, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Revere Copper and Brass, Inc., Highway 67 North, Newport, AR 72112. Send protests to: Mabel E. Holston, T/A, ICC, Room 1616 2121 Building, Birmingham AL 35203.

MC 106398 (Sub-997TA), filed October 25, 1979. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative: Gayle Gibson (same address as applicant). *Overhead traveling,* from the facilities of Crane Components—Delta Crane, Inc., located at Memphis, TN, to points in AR, AL, CO, FL, GA, IL, IA, IN, KY, KS, LA, MS, MO, NC, NE, OH, OK, PA, SC, TX, VA, & WY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Delta Crane, Inc., 3001 Fleetbrook, Memphis, TN 38116. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 106398 (Sub-998TA), filed October 25, 1979. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative: Gayle Gibson (same address as applicant). *Steel sheets,* from the facilities of American Sheet and Strip Steel, located at Granite City, IL, to points in KS, MO, OK, TX, & AR, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): American Sheet and Strip Steel Corp., R.R. 1, Box 122, Granite City, IL 62040. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 107818 (Sub-101TA), filed October 19, 1979. Applicant: GREENSTEIN TRUCKING COMPANY, 280 N.W. 12th Ave., P.O. Box 608, Pompano Beach, FL 33061. Representative: Martin Sack, Jr., 1754 Gulf Life Tower, Jacksonville, FL 32207. *Frozen foods* from Greenville, MI and Plover, WI to FL and GA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Ore-Ida Foods, Inc., P.O. Box 10, Boise, ID. Send protests to: Donna M. Jones, T/A, ICC–BOp, Monterey Bldg., Suite 101, 8410 N.W. 53rd Ter., Miami, FL 33166.

MC 108859 (Sub-77TA), filed October 29, 1979. Applicant: CLAIRMONT TRANSFER CO., 1803 Seventh Avenue, North, Escanaba, MI 49829. Representative: Elmer J. Wery, P.O. Box 3548, Green Bay, WI 54303. *General commodities* (except those of unusual value, Classes A & B explosives, household goods as defined by the Commission; commodities in bulk and those requiring special equipment); serving Fon du Lak (Fond du Lac County) Nashotah and Oconomowoc (Waukesha County) WI and points in their respective commercial zones as off-route points in connection with applicant's presently authorized regular route operation. For 180 days. An underlying ETA seeks 90 days authority. There are approximately 13 supporting shippers. Their statements may be examined at the office listed below or at headquarters. Send protests to: C. R. Flemming, D/S, ICC, 300 E. Michigan Avenue, Lansing, MI 48933.

MC 110288 (Sub-11TA), filed September 25, 1979. Applicant: HARRY HENERY, INC., 3517 West Washington Street, Indianapolis, IN 46241. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. *Plastic pipe, fittings, equipment, material and supplies used in the manufacturing and distribution of plastic pipe* between Rolla, MO; Sparta, TN; and points of WY, CO, NS, SD, NE, KA, OK, TX, NM, AZ, MN, WI, IA, IL, MO, AR, LA, MI, IN, KY, TN, MS, AL, GA, FL, NC, SC, VA, WV, OH, PA, NY, MD, DC, NJ, CT for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Can-Tex Industries, P.O. Box 340, Mineral Wells, TX 76067. Send protests to: Beverly J. Williams, Transportation Assistant, ICC, 429 Federal Bldg., 46 E. Ohio St., Indianapolis, IN 46204.

MC 110288 (Sub-12TA), filed September 25, 1979. Applicant: HARRY HENERY, INC., 3517 W. Washington Street, Indianapolis, IN 46241. Representative: Donald W. Smith, 9000 Keystone Crossing, Suite 945, Indianapolis, IN 46240. *Heat transfer equipment, equipment, materials and supplies used in the manufacture and distribution of heat transfer equipment* from Danville and Beardstown, IL to Norfolk, VA; Miami, FL; Atlanta, GA; Atlantic City, NJ; Long Island City, Yonkers, and Buffalo, NY; Washington, DC; Winston-Salem, NC; Pittsburgh, PA; Columbia, SC; Boston, MA; Hartford, CT; Baltimore and Salisbury, MD; Jacksonville, Hollywood, and Tallahassee, FL; Lexington, KY; and New Orleans, LA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Bohn Heat Transfer Division, 1625 E. Voorhees Street, Danville, IL 61832. Send protests to: Beverly J. Williams, Transportation Assistant, ICC, 429 Federal Bldg., 46 E. Ohio St., Indianapolis, IN 46204.

MC 114848 (Sub-62TA), filed October 10, 1979. Applicant: WHARTON TRANSPORT CORP., 1498 Channel Avenue, Memphis, TN 38113. Representative: Terry T. Wharton, 1498 Channel Ave., Memphis, TN 38113. *Talc, in bulk,* from Gonzales, TX to Cleveland, MS, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Robertson American of MS, Box 1030, Cleveland, MS 38732. Send protests to: Floyd A. Johnson, Rm. 2006–100 N. Main St., Memphis, TN 38103.

MC 117119 (Sub-783TA), filed October 10, 1979. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., P.O. Box 188, Elm Springs, AR 72728. Representative: L. M. McLean, (same address as applicant). *Chemicals, plastics and other commodities* manufactured or sold by manufacturers of chemicals and plastics in packages from the facilities of or used by Dow Chemical, U.S.A. at or near Plaquemine, LA to points in CA, CO, ID, IL, IN, IA, KY, MI, MN, MO, MT, NV, OH, OR, UT, WA, WI and WY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Dow Chemical, U.S.A., Traffic Services, P.O. Box 150—Bldg. 3302, Plaquemine, LA 70764. Send protests to: William H.

Land, DS, 3108 Federal Bldg., Little Rock, AR 72201.

MC 117119 (Sub-784TA), filed October 15, 1979. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., P.O. Box 188, Elm Springs, AR 72728. Representative: Martin M. Geffon, P.O. Box 156, Mt. Laurel, NJ 08054. *Chemicals* (except in bulk), in vehicles equipped with mechanical refrigeration from Rahway, NJ; Riverside, PA; and Elkton, VA to Chicago, IL and St. Louis, MO for 180 days. Underlying ETA seeks 90 days authority. Supporting shipper(s): Merck Chemical Manufacturing Division, P.O. Box 2000, Rahway, NJ 07065. Send protests to: William H. Land, DS, 3108 Federal Bldg., Little Rock, AR 72201.

MC 119789 (Sub-640TA), filed October 24, 1979. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr., address same as above. *Fresh meat*, from New York City, New York to Tyler, Texas, for 180 days. Underlying ETA for 90 days filed. Supporting shipper(s): Imperial Veal and Lamb Co., 420 W. 14th St., New York NY 10014. Send protests to: Opal M. Jones, TCS, ICC 9A27 Federal Bldg., 819 Taylor St., Ft. Worth, TX 76102.

MC 119789 (Sub-641TA), filed October 26, 1979. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr., (same address as applicant). *Such commodities as are dealt in and used by producers and distributors of alcoholic beverages, liquor and wine (except commodities in bulk)*, from Paducah, KY to points in LA, for 180 days. Underlying ETA for 90 days filed. Supporting shipper(s): Heublein, Inc., 5000 Charter & Oak, Paducah, KY 42001. Send protests to: Opal M. Jones, TCS, ICC, 9A27 Federal Bldg., 819 Taylor St., Ft. Worth, TX 76102.

MC 119988 (Sub-224TA), filed October 24, 1979. Applicant: GREAT WESTERN TRUCKING CO., INC., P.O. Box 1384, Lufkin, TX 75901. Representative: Harold F. Scogin (same as applicant). *General commodities* (except in bulk) between Houston, TX; Pasadena, TX; Kansas City, KS; Seneca, Spartanburg, and Startex, S.C., on the one hand, and, on the other, all points in the U.S. (Except AK and HI) restricted to transportation originating at or destined to the facilities of Phillips Petroleum Co., Phillips Fibers Corp., Phillips Chemical Co., and Phillips Products Co., Inc., for 180 days. An underlying ETA seek 90 days authority. Supporting shipper(s): Phillips Petroleum Company, 148 Phillips Bldg. Annex, Bartlesville, OK 74004. Send protests to: John F. Mensing, DS, ICC, 515 Rusk Ave., #8610, Houston, TX 77002.

MC 120999 (Sub-5TA), filed October 31, 1979. Applicant: California and Western States Ammonia Transport, Inc., d.b.a. CALIFORNIA AMMONIA TRANSPORT, INC., 415 Lemon Avenue (P.O. Box 397), Walnut, CA 91789. Representative: Melvin G. Thurman (same address as above). *Liquid calcium chloride, in bulk, in tank vehicles*, from points in San Bernardino County, CA, to points in NV and AZ, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Hill Brothers Chemical Company, Chairman of the Board, 1 City Blvd., Suite 1521, Orange, CA 92668. Send protests to: Irene Carlos, TA, ICC, Room 1321, Federal Building, 300 North Los Angeles Street, Los Angeles, CA 90012.

MC 121568 (Sub-21TA), filed October 22, 1979. Applicant: HUMBOLT EXPRESS, INC., 345 Hill Ave., Nashville, TN 37211. Representative: James G. Caldwell, (same address as applicant). *Pneumatic rubber tires and rubber tubes and materials used in the manufacture, production, and distribution of same*, between the facilities utilized by General Tire and Rubber Co., Inc., located at or near Mayfield, KY, Dallas and Waco, TX, for 180 days.

Note.—Applicant proposes to tack the authority sought here with its existing operating authority, MC-121568. Applicant also proposes to interline with other carriers at Memphis and Nashville, TN.

An underlying ETA seek 90 days authority. Supporting shipper(s): The General Tire & Rubber Co., 1 General St., Akron, OH 44329. Send protests to: Glenda Kuss, TA, ICC, A-422, U.S. Courthouse, 801 Broadway, Nashville, TN 37203.

MC 123329 (Sub-50TA), filed October 23, 1979. Applicant: H. M. TRIMBLE & SONS, LTD., P.O. Box 3500, Calgary, AB, Canada T2P 2P9. Representative: D. S. Vincent (same address as applicant). *Potable alcohol* from ports of entry on the U.S.-Canada International Boundary line located at Blaine and Sumas, WA to the facilities of Potter Distilleries at or near Portland, OR, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Potter Distilleries, Ltd., 132 Montgomery St., Coquitlam, BC, Canada V3K 5E2. Send protests to: Paul J. Labane, DS, ICC, 2602 First Avenue North, Billings, MT 59101.

MC 123748 (Sub-25TA), filed October 18, 1979. Applicant: CONNECTICUT LIMOUSINE SERVICE, INC., 1060 State Street, New Haven, CT 06511. Representative: Palmer S. McGee, Jr., Day, Berry & Howard, One Construction Plaza, Hartford, CT 06103. *Common carrier*: regular routes: *passenger and their baggage in the same vehicle with passenger*: Between Southbury, CT, and LaGuardia Airport, New York, NY and John F. Kennedy International Airport, New York, NY. From Southbury over town roads and access roads to junction Interstate Highway 84, then over Interstate Highway 84 to junction U.S. Highway 7, then over U.S. Highway 7 to junction Interstate Highway 95, then over Interstate Highway 95 to the corporate limits of New York, NY, then over city streets and highways to LaGuardia Airport, and John F. Kennedy International Airport and return over the same route. (When the relocation of U.S. Highway 7 is completed, travel will be over said relocated highway. Between Trumbull, CT, and LaGuardia Airport, New York, NY and John F. Kennedy International Airport, New York, NY. From Trumbull over town roads and access roads to CT Highway 25, then over CT Highway 25 to junction CT Highway 127, then over CT Highway 127 to junction CT Highway 8 and 25, then over CT Highway 8 and 25 to junction Interstate Highway 95, then over Interstate Highway 25 to the corporate limits of New York, NY, then over city streets and highways to LaGuardia Airport and John F. Kennedy International Airport and return over the same route. (When the relocation of CT Highway 25 is completed, travel will be over said relocated highway.) For 180 days. An underlying ETA seek 90 days authority. Supporting shipper(s): Forty statements attached. Send protests to: J. D. Perry, Jr., District Supervisor, Interstate Commerce Commission, 135 High Street, Hartford, CT 06103.

MC 123778 (Sub-48TA), filed October 23, 1979. Applicant: JALT CORP. d.b.a. UNITED NEWSPAPER DELIVERY SERVICE, 802 Raritan Center, Edison, NJ 08817. Representative: Morton E. Kiel, Suite 1832, 2 World Trade Center, New York, NY 10048. Contract carrier, irregular routes for 180 days authority. Magazines from Edison, NJ to Wilmington, DE, Washington, D.C., Strasburg, VA, points in CT, NJ, those in NY on and east of NY Hwy 14, and those in MD and PA on and east of US Hwy 15. An underlying ETA seeks 90 days authority. Supporting shipper(s): Straight Arrow Publishers, Inc., 745 5th Avenue, New York, NY 10020. Send protests to: Irwin Rosen, TS, ICC, 744 Broad Street, Room 522, Newark, NJ 07102.

MC 124078 (Sub-999TA), filed October 15, 1979. Applicant: SCHWERMAN

TRUCKING CO., 611 S. 28th St., Milwaukee, WI 53201. Representative: Richard H. Prevette (same address as applicant). *Liquid commodities,* in bulk, from Milwaukee, WI to Los Angeles, CA, Muskogee, OK, Seattle, WA and Glen Falls, NY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Sovox Mfg. Company, 11725 W. Fairview Ave., Milwaukee, WI. Send protests to: John E. Ryden, DS, ICC, 517 E. Wisconsin Ave., Rm 619, Milwaukee, WI 53202.

MC 126489 (Sub-38TA), filed October 25, 1979. Applicant: GASTON FEED TRANSPORTS, INC., P.O. Box 1066, Hutchinson, KS 67501. Representative: William B. Barker, 641 Harrison, Topeka, KS 66603. *Materials and supplies used in the manufacture of textile bags* (except in bulk), from points in AL, GA, LA, NC, SC, TN & TX to facilities of Hutchinson Bag Corporation at Hutchinson, KS; for 180 days, common, irregular. Supporting Shipper: Hutchinson Bag Corporation, P.O. Box 1286, Hutchinson, KS 67501. Send Protests to: M. E. Taylor, DS, ICC, 101 Litwin Bldg., Wichita, KS 67202. An underlying ETA seek 90 days authority.

MC 133149 (Sub-4TA), filed September 26, 1979. Applicant: CLAIR ROBISON, 1016 W. Walnut, Brownstown, IN 47220. Representative: Walter F. Jones, Jr., 610 Chamber of Commerce Building, Indianapolis, IN 46204. Contract Carrier: Irregular Routes: (1) *Plastic gaskets* from Salem, IN to Decatur, AL and Elkton, KY. (2) *Plastic granules and strip, and plastic and iron powder, in cartons* from Louisville, KY to Marietta, OH for 180 days. An underlying ETA seeks 90 days authority. Supporting Shipper(s): B. F. Goodrich Company, 500 South Main Street, Akron, OH 44318. Send Protests to: Beverly J. Williams, Transportation Assistant, ICC, 429 Federal Bldg., 46 E. Ohio St., Indianapolis, IN 46204.

MC 133178 (Sub-3TA), filed October 26, 1979. Applicant: PAPER CARGO CORPORATION, 3260 Chicago Drive, SW, Grandville, MI 49418. Representative: George A. Pendleton, P.O. Box 51, Comstock Park, MI 49321. *Contract carrier:* Irregular routes; (I) *Paper and paper articles;* between Grand Rapids, MI and its Commercial Zone and points in IL, IN, OH, points in WI on and south of U.S. Hwy I–94, including points in the Madison, WI and the Milwaukee, WI Commercial Zones, and those points in WI on and east of U.S. Hwy 51 and Pittsburgh, PA. (II) *Scrap and waste paper;* between points in IL, IN, MI, OH and WI. (III) *Paper and paper articles;* from Rittman, OH to points in IL, IN and MI. (IV) *Pulpboard,* from Filer City, MI to points in IL, IN, OH and WI. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Packaging Corporation of America, 470 Market Avenue SW, Grand Rapids, MI 49503. Send protests to: C. R. Flemming, D/S, I.C.C., 300 E. Michigan Avenue, Lansing, MI 48933.

MC 135419 (Sub-2TA), filed October 18, 1979. Applicant: CONTAINER CARRIER CORPORATION, 301 South 11th St., Ft. Smith, AR 72902. Representative: Joseph K. Reber (same address as applicant). (A) *General commodities* (except Classes A and B explosives, household goods as defined by the Commission, motor vehicles and commodities which because of size and weight require the use of special equipment) in containers and (B) *empty containers,* between Houston, TX and New Orleans, LA, on the one hand, and on the other, points in TX east of U.S. Highway 277 and points in LA south of U.S. Highway 84; and between Mobile, AL on the one hand, and on the other, points in AL, for 180 days. An underlying ETA seek 90 days authority. Supporting shipper(s): Approximately 17 shippers. Send protests to: William H. Land, DS, 3108 Federal Bldg., Little Rock, AR 72201.

MC 136899 (Sub-49TA), filed October 2, 1979. Applicant: HIGGINS TRANSPORTATION LTD., P.O. BOX 192, Richland Center, WI 53581. Representative: Wayne W. Wilson, 150 E. Gilman St., Madison, WI 53703. *Fireplaces, space heaters, chimneys and materials, equipment, supplies and accessories used in the manufacture, sale, distribution, or erection of fireplaces and space heaters* from Stevens Point and Wisconsin Rapids, WI to Chicago, IL, Des Moines, IA, Kansas City, MO and Omaha, NE, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Preway, Inc., 1430 Second St. N., Wisconsin Rapids, WI 54494. Send protests to: John E. Ryden, DS, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 138438 (Sub-68TA), filed October 15, 1979. Applicant: D. M. BOWMAN INC., Rt. 2 Box 43A1, Williamsport, MD 21795. Representative: Edward N. Button, 580 Northern Ave., Hagerstown, MD 21740. *Plastic pipe, tubing, fittings, and connections and materials and accessories used in the installation thereof* between Cleveland, OH and its commercial zone, on the one hand, and, on the other, points in and east of the states of MN, IA, MO, AR, and LA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): R & G Sloane Manufacturing, 7606 N. Clybourn, Sun Valley, CA 19352. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadelphia, PA 19106.

MC 138438 (Sub-69TA), filed October 12, 1979. Applicant: D. M. BOWMAN, INC., Rt. 2, Box 43A1, Williamsport, MD 21795. Representative: Edward N. Button, 580 Northern Ave., Hagerstown, MD 21740. *Refractory brick and refractory products* from York, PA and its commercial zone, to all points in the U.S. in and east of ND, SD, NE, KS, OK, AR, and LA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Dolomite Corp. of America, 232 E. Market St., York, PA 17405. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadelphia, PA 19106.

MC 138438 (Sub-70TA), filed October 15, 1979. Applicant: D. M. BOWMAN, INC., Rt. 2, Box 43A1, Williamsport, MD 21795. Representative: Edward N. Button, 580 Northern Avenue, Hagerstown, MD 21740. *Masonry building materials, including steel reinforcing bars* from Evansville and Plymouth Meeting, PA and Baltimore and Frederick, MD and their respective commercial zones, to points in MD, PA, VA, and the DC for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Building Products, Inc., 2041 Martin Luther King Jr. Ave. SE., Washingtonton, DC 20020. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadelphia, PA 19106.

MC 142999 (Sub-22TA), filed November 1, 1979. Applicant: TRANSPORT MANAGEMENT SERVICE CORPORATION, P.O. Box 39, Burlington, NJ 08016. Representative: Ronald N. Cobert, Esquire, 1730 M Street NW., Suite 501, Washington, DC 20036. Contract, irregular. *Paper and paper products.* From Miquon, PA to points in AL, IL, IN, and MO, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Weyerhaeuser Company, One Plymouth Meeting, Plymouth Meeting, PA 19462. Send protests to: Joel Morrows, D/S, ICC, 744 Broad St., Room 522, Newark, NJ 07102.

MC 143059 (Sub-110TA), filed October 16, 1979. Applicant: MERCER TRANSPORTATION CO., P.O. Box 35610, Louisville, Kentucky 40232. Representative: John M. Nader, 1600 Citizens Plaza, Louisville, Kentucky 40202. (1) Prefabricated buildings, knocked down, and (2) parts, attachments, tools and accessories used in the erection or installation of the commodities in (1) above. From the facilities of Com-Struct International and its Fibreshall Division, at Sacramento, CA and Placer County, CA

to New Orleans, LA, Baltimore, MD, and its commercial zone, Portland, OR and its commercial zone, Houston and Galveston, TX, Seattle, WA, and to points in ID, MT, NV, ND, SD, UT, and WY. Restricted to the transportation of traffic originating at the said facilities, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Com-Struct International, 8600 23rd Avenue, Sacramento, Calif 95826. Send protests to: Clara L. Eyl, T/A, ICC, 426 Post Office Bldg., Louisville, KY 40202.

MC 144069 (Sub-15TA), filed October 31, 1979. Applicant: FREIGHTWAYS, INC., P.O. Box 5204, Charlotte, NC 28225. Representative: W. T. Trowbridge, P.O. Box 5204, Charlotte, NC 28225 *Building materials* between the facilities of PR International, Inc, at or near Greensboro, NC, on the one hand, and, on the other, points in SC, GA, FL, AL, TN, KY, WV, OH, PA, VA, MD, and DC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): PR International, Inc., 1015 S. Chapman St., Greensboro, NC 27407. Send protests to: Sheila Reece, T/A, 800 Briar Creek Rd., Rm. CC516, Charlotte, NC 28205.

MC 144168 (Sub-1TA), filed October 10, 1979. Applicant: R. E. GARRISON TRUCKING INC., P.O. Box 186, Cullman, AL 35055. Representative: Michael M. Knight (same as address above). *Foodstuffs, pastry and bakery products and materials and supplies used in the preparation thereof.* Between the facilities of Warner Lambert's subsidiary Entenmanns Bakery in Northlake, IL on the one hand, and on the other, points in CA, FL, GA, KY, NC, and SC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Warner-Lambert Company, 201 Tabor Road, Morris Plains, NJ 07950. Send protests to: Mabel E. Holston, T/A, ICC, Room 1616—2121 Building, Birmingham, AL 35203.

MC 144609 (Sub-10TA), filed October 29, 1979. Applicant: ADAN J. DOMINGUEZ, d.b.a. DOMINGUEZ BROS. PRODUCE CO., 1500 South Zarzamora Street, San Antonio, TX 78207. Representative: Kenneth R. Hoffman, Lanham, Hatchell, Sedberry & Hoffman, 801 Vaughn Bldg., Auston, TX 78701. *Foodstuffs (except in bulk),* from points in Cameron and Hidalgo Counties, TX, to points in AZ, CA, CO, ID, NV, NM, OR, UT, and WA, for 180 days. Underlying ETA for 90 days filed. Supporting shipper(s): Crest Fruit Co., 100 N. Tower Road, Alamo, TX 78516. Send protests to: Opal M. Jones, TCS, ICC, 9A27 Federal Bldg., 819 Taylor St., Ft. Worth, TX 76102.

MC 144879 (Sub-5TA), filed October 23, 1979. Applicant: D AND J TRANSFER CO., Highway 4 North, Sherburn, MN 56171. Representative: Lavern R. Holdeman, Peterson, Bowman & Johanns, 521 S. 14th St., P.O. Box 81849, Lincoln, NE 68501. *Malt beverages and such commodities as are dealt in by grocery, food and institutional supply business houses (except in bulk)* from Milwaukee, Green Bay, LaCrosse and Beaver Dam, WI, Chicago and Peoria, IL, and Kansas City, MO and points in their respective commercial zones to the facilities of Earl Draper & Sans, Inc., at or near Fairmont, MN, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Earl Draper & Sons, Inc., Box 904, Fairmont, MN 56031. Send protests to: Judith L. Olson, TA, ICC, 414 Fed. Bldg., 110 S. 4th St., Minneapolis, MN 55401.

MC 144989 (Sub-14TA), filed October 16, 1979. Applicant: BLUE RIDGE MOUNTAIN CONTRACT CARRIER, INC., P.O. Box 1965, Dalton, GA 30720. Representative: S. H. Rich, 1600 Cromwell Ct., Charlotte, NC 28205. *Carpeting, rugs, and bedspreads, bath mat sets, and carpets, and materials used in the manufacture of said articles (except in bulk)* between the facilities of Lawtex Industries, Inc. at Calhoun, GA, Dalton, GA and Virginia Craft at Keysville, VA. An underlying ETA seeks 90 days authority. Supporting shipper(s): Lawtex Industries, Inc., P.O. Box 1328, Dalton, GA 30720. Send protests to: Sara K. Davis, T/A, ICC, 1252 W. Peachtree St. NW., Room 300, Atlanta, GA 30309.

MC 145468 (Sub-26TA), filed November 6, 1979. Applicant: K. S. S. TRANSPORTATION CORPORATION, Route 1 and Adams Station, P.O. Box 3052, North Brunswick, NJ 08902. Representative: Arlyn L. Westergren, Suite 106, 7101 Mercy Road, Omaha, NE 68106. Printed matter, and materials, equipment and supplies used in the manufacture, sale and distribution of printed matter (except commodities in bulk) between the facilities of R. R. Donnelley & Sons Company, and its Divisions, in Chicago, IL; Harrisonburg, VA; Crawfordsville and Warsaw, IN; Glasgow, KY; Willard, OH; and Gallatin, TN, on the one hand, and, on the other points in CT, DE, IL, IN, IA, KS, KY, ME, MD, MA, MI, MN, MO, NE, NH, NJ, NY, NC, OH, PA, RI, SC, TN, VT, VA, WV, WI, and DC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): R. R. Donnelley & Sons Company, 2223 Martin Luther King Drive, Chicago, IL 60616. Send protests to: Irwin Rosen, TS, ICC, 744 Broad Street, Room 522, Newark, NJ 07102.

MC 146578 (Sub-13TA), filed October 23, 1979. Applicant: PALMETTO MOTOR LINES, INC., 7153 Lone Oak Road, Spartanburg, SC 29303. Representative: Nina G. Shults (same as above). (1) *Can and can ends, S.U.* from facilities of Crown Cork & Seal Co., Cheraw, SC to points in Miami, FL and Baton Rouge, LA commercial zones (2) *Rejected or refused shipments of can and can ends, S.U.* on return, for 180 days. An underlying ETA seeks 90 days authority.

MC 146578 (Sub-14TA), filed October 23, 1979. Applicant: PALMETTO MOTOR LINES, INC., 7153 Lone Oak Road, Spartanburg, SC 29303. Representative: Nina G. Shults (same as above). (1) *Cans and can ends, S.U.* from facilities of Crown Cork & Seal Co., Cheraw, SC to points in Houston and Corpus Christi, TX commercial zones (2) *Rejected or refused shipments of can and can ends, S.U.* on return, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Crown Cork and Seal Co., Inc., 9300 Ashton Road, Philadelphia, PA 19136. Send protests to: E. E. Strotheid, D/S, ICC, Rm. 302, 1400 Bldg., 1400 Pickens Street, Columbia, SC 29201.

MC 146688 (Sub-8TA), filed November 1, 1979. Applicant: ROAD WEST, INC., 1315 East Holt Boulevard, P.O. Box 3637, Ontario, CA 91761. Representative: R. Y. Schureman, 1545 Wilshire Boulevard, Los Angeles, CA 90017. *Contract;* irregular; *auto parts, and equipment, materials and supplies used in the manufacture, display, sale or merchandising thereof,* from Burlington, Iowa to Atlanta, Georgia, under a continuing contract(s) with Champion Spark Plug Company, Toledo, Ohio, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Champion Spark Plug Co., Traffic Coordinator, P.O. Box 910, Toledo, OH 43661. Send protests to: Irene Carlos, TA, ICC, Room 1321 Federal Building, 300 North Los Angeles Street, Los Angeles, CA 90012.

MC 147989 (Sub-2TA), filed November 1, 1979. Applicant: J.I.M. CORPORATION, 3811 Arden Drive, El Monte, CA 91731. Representative: John Ruan (same address as above). *Contract;* Irregular; *Iron and steel articles; concrete reinforced posts or poles and concrete pilings,* from Los Angeles Harbor, Ameron Plants or other designated origins in California to points and places in Utah, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Ameron Steel & Wire Div., Traffic Manager, P.O. Box 8, Etiwanda, CA 91739. Send protests to: Irene Carlos, TA, ICC, Room 1321 Federal Building,

300 North Los Angeles Street, Los Angeles, CA 90012.

MC 148328 (Sub-1TA), filed October 9, 1979. Applicant: ALLEN TRUCKING, 1001 Kirkwall, Azusa, California 91702. Representative: Leonard Allean and/or Darrell Gilman (same address as above). *Contract;* Irregular; *Commodities used, sold, or distributed by a manufacturer of cosmetics (except commodities in bulk),* from Pasadena, California to points in Arizona and Nevada, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Avon Products, Inc., Branch Transportation Mgr., 2940 E. Foothill, Pasadena, CA 91121. Send protests to: Irene Carlos, TA, ICC, 1321 Federal Building, 300 North Los Angeles Street, Los Angeles, CA 90012.

MC 148339 (Sub-4), filed October 1, 1979. Applicant: WM. POTT & SON, INC., 5547 Cheviot Rd., Cincinnati, OH 45239. Representative: James W. Muldoon, 50 W. Broad St., Columbus, OH 43215. *Plastic products and materials, equipment, and supplies used in the manufacture of plastic products, except commodities in bulk* between the facilities of the Plastic Moldings Corp. at or near Cincinnati, OH; East Enterprise, Osgood, and Shelbyville, IN, on the one hand, and on the other, points in IN, KY, OH, PA, and WV for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Plastic Modlings Corp., 2181 Grand Ave., Cincinnati, OH 45214. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadelphia, PA 19106.

MC 148369 (Sub-2TA), filed October 9, 1979. Applicant: WALTER J. GRIFFIN, JR., P.O. Box 327, Monroe, NC 28110. Representative: W. G. Reese III, P.O. Box 3004, Charlotte, NC 28203. *Merchandise as is dealt in by retail department stores* between the facilities of Charlotte Freight Association located at or near Los Angeles, CA, Atlanta, GA and Charlotte, NC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Charlotte Freight Association, P.O. Box 8825, Charlotte, NC 28208. Send protests to: Sheila Reece, T/A, 800 Briar Creek Rd—Rm CC516, Charlotte, NC 28205.

MC 148429 (Sub-1TA), filed October 23, 1979. Applicant: KAISER TRUCKING, INC., 1000 E. 5th Street, Winner, SD 57580. Representative: James W. Olson, P.O. Box 1552, Rapid City, SD 57709. *Dry fertilizer and lime in bulk and in bags* from St. Paul, MN to Winner, SD for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Farmers Coop Oil Association, 22 Tripp Avenue, Winner, SD 57580. Send protests to: J. L. Hammond, DS, ICC, Room 455, Federal Bldg., Pierre, SD 57501.

MC 148529 (Sub-0TA), filed October 1, 1979. Applicant: F. ANDREW ANASTASIO, 169 South End Road, East Haven, CT 06512. Representative: John E. Fay, Esq., 630 Oakwood Avenue, Suite 127, West Hartford, CT 06110. *Contract carrier:* irregular routes: *Lumber, products and building materials in mixed or straight shipments* between points in CT, RI and MA, and that portion of NY beginning with the line of the MA State Line to Troy, NY, then Westerly to Schenectady, NY, Southerly to Binghamton, NY, and Southeasterly to New York City, for 180 days. An underlying ETA seek 90 days authority. Supporting shipper(s): A. C. Dutton Lumber Corporation, 70 Universal Drive, North Haven, CT 06473. Send protests to: J. D. Perry, Jr., District Supervisor, Interstate Commerce Commission, 135 High Street, Hartford, CT 06103.

MC 148618 (Sub-0TA), filed September 19, 1979. Applicant: VAN'S MOBILE HOME SERVICE, RD #1, Rehoboth Beach, DE 19971. Representative: Eugene D. Anderson, 910 Seventeeth St. NW., #428, Washington, DC 20006. *(1) Mobile homes* from Leola, Ephrata and Schaefferstown, PA to Dover, and Rehoboth, DE and *(2) parts and materials* from Rehoboth, DE to Leola, Ephrata, and Schaefferstown, PA for 180 days. An underlying ETA seek 90 days authority. Supporting shipper(s): Skyline Corp., 2520 By-Pass, Elkhart, IN 46514. Send protests to: Interstate Commerce Commission, Federal Reserve Bank Building, 101 North 7th Street Room 620, Philadelphia, PA 19106

Notice No. 214

MC 35628 (Sub-428TA), filed October 23, 1979. Applicant: INTERSTATE MOTOR FREIGHT SYSTEM, P.O. Box 175—110 Ionia Avenue NW, Grand Rapids, MI 49501. Representative: Michael P. Zell, P.O. Box 175—110 Ionia Avenue NW, Grand Rapids, MI 49501. *General commodities* (except those of unusual value, Classes A & B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment); between Brown, Calumet, Columbia, Dane, Dodge, Door, Fon du Lac, Green Lake, Kenosha, Kewaunee, Jefferson, Lincoln, Manitowoc, Marathon, Milwaukee, Oneida, Outagamie, and Winnebago Counties, WI in connection with applicant's presently authorized regular route service. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are approximately 41 supporting shippers. Their statements may be examined at the office listed below and at Headquarters. Send protests to: C. R. Flemming, D/S, I.C.C., 201 Corr Building, 300 E. Michigan Avenue, Lansing, MI 48933.

MC 36918 (Sub-12TA), filed October 9, 1979. Applicant: FASTWAY TRANSPORTATION, INC., P.O. Box 383, 151 Morristown Road, Matawan, NJ 07747. Representative: Thomas F. X. Foley, State Hwy 34, Colts Neck, NJ 07722. *Paper and paper products.* Between the facilities of The Chesapeake Corporation of Virginia at or near West Point, VA on the one hand, and on the other, points in DE, NJ, NY, MD, PA, CT, and MA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Chesapeake Corp. of VA, P.O. Box 311, West Point, VA 23181. Send protests to: Irwin Rosen, T/S, ICC, 744 Broad St., Room 522, Newark, NJ 07102.

MC 40978 (Sub-68TA), filed October 24, 1979. Applicant: CHAIR CITY MOTOR EXPRESS CO., 3321 Business 141 South, Sheboygan, WI 53081. Representative: Daniel Dineen, 710 N. Plankinton Ave., Milwaukee, WI 53203. *Urethane Foam products* from Bridgeview, IL to points in IN, IA, MI, MN, and WI, for 180 days. An Underlying ETA seeks 90 days authority. Supporting shipper(s): Tenneco Chemicals, Inc., West 100 Century Rd., Paramus, NJ 07652. Send protests to: Gail Daugherty, TA, ICC, 517 E. Wisconsin Ave., Rm. 619, Milwaukee, WI 53202.

MC 50069 (Sub-554TA), filed October 19, 1979. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Ave., Oregon, OH 43616. Representative: William P. Fromm (same as applicant). *Ferric chloride, in bulk, in tank vehicles* from Cleveland, OH to Massillon, OH for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): E. I. DuPont de Nemours & Co., Inc., 1007 Market St., Wilmington, DE 19898. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Philadephia, PA 19106.

MC 82079 (Sub-81TA), filed October 24, 1979. Applicant: KELLER TRANSFER LINE, INC., 5635 Clay Avenue SW, Grand Rapids, MI 49508. Representative: Edward Malinzak, 900 Old Kent Building, Grand Rapids, MI 49503. *Frozen Fruits,* (except in bulk), in vehicles equipped with mechanical refrigeration; from storage facilities utilized by Itt Continental Baking Co., Inc. at Benton Harbor, Frankfort, Pennville, Hart, Hartford, Muskegon, Suttons Bay, Traverse City and Williamsburg, MI to Chicago, IL:

Cincinnati, OH; and St. Louis, MO. Restricted to the transportation of shipments originating at named origin points and destined to named destinations. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): ITT Continental Baking Co., Inc., P.O. Box 731, Rye, NY 10580. Send protests to: C. R. Flemming, D/S, I.C.C., 300 E. Michigan Avenue, Lansing, MI 48933.

MC 88368 (Sub-41TA), filed November 6, 1979. Applicant: CARTWRIGHT VAN LINES, INC., 11901 Cartwright Ave., Grandview, MO 64030. Representative: C. Max Steward (same as applicant). *Recreational park, restaurant, playground and show furniture, fixtures and equipment, materials and supplies used with the foregoing commodities.* From the facilities of Miracle Recreation Equipment Company at or near Grinnell (Poweshiek County), IA to points in MA. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Miracle Recreational Equipment Company, P.O. Box 275, Grinnell, IA 50112. Send protests to: Vernon Coble D/S, 600 Fed. Bldg., 911 Walnut St., Kansas City, MO 64106.

MC 106398 (Sub-1000TA), filed October 4, 1979. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative: Gayle Gibson (same address as applicant). *Iron and steel articles and materials and supplies used in the manufacture, sale and distribution of iron and steel articles,* from the facilities of Gregory Galvinizing and Metal Processing at Canton, OH, to points in AL, GA, FL, KY, IN, IL, MN, NY, PA, TN, TX, and VA; and, *materials and supplies used in the manufacture, sale and distribution of iron and steel articles,* from points in IN, IL, and PA, to Canton, OH, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Gregory Galvinizing and Metal Processing, 1723 Cleveland Avenue, Canton, OH 44706. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 106398 (Sub-1001TA), filed October 30, 1979. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative: Gayle Gibson (same address as applicant). *Cooling towers and cooling tower parts and accessories,* from the facilities of E. D. Goodfellow, located at Tulsa, OK, to points in NC, SC, LA, FL, TX, IN, MI, CA, CT, AL, and TN for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): E. D. Goodfellow, 4383 South 91st E. Avenue, Tulsa, OK 74145. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 106398 (Sub-1002TA), filed November 5, 1979. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative: Gayle Gibson (same address as applicant). *Molding millwork, plywood, lumber, beams and building materials,* from points in WA and OR, to points in OK, CO, TX, WI, IL, CA, AR, MI, ID, UT, NV, and WA, restricted to shipments moving for the account of Wickiup Forest Products, Inc., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Wickiup Forest Products, Inc., Red Oaks Square, Suite A230, Bend, OR 97701. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 106398 (Sub-1003TA), filed November 7, 1979. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative: Gayle Gibson (same address as applicant). *Lumber, lumber mill products, particleboard and building materials,* from points in WA and OR, to points in OK, MO, CA, NE, WI, IL, OH, NM, AZ, UT, and NV, restricted to shipments for the account of Sunrise Forest Products, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Sunrise Forest Products, P.O. Box 25060, Portland, OR 97225. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 106398 (Sub-1004TA), filed November 7, 1979. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, OK 74120. Representative: Gayle Gibson (same address as applicant). *Fire Protection Systems,* (1) from the facilities of Grinnell Fire Protection Systems Co., Inc., located at Dallas, TX, to points in AR, CO, IL, IA, KS, LA, MN, MO, NE, N. OK, TN, and WI; and (2) from the facilities of Grinnell Fire Protection Systems Co., Inc., located at Long Beach, CA, to points in AZ, CO, NV, NM, OR, UT, WA, and WY; *Fire Protection Systems,* (1) from the facilities of Grinnell Fire Protection Systems, Co., Inc., located at Cleveland, NC, to points in AL, AR, CT, DE, FL, GA, IN, LA, MD, MA, MS, NJ, NY, OH, PA, SC, and VA; and (2) *materials, supplies and accessories used in the manufacture and distribution of fire protection systems* from points in AL, AR, CT, DE, FL, GA, IN, LA, MD, MA, MS, NJ, NY, OH, PA, SC, and VA, to the facilities of Grinnell Fire Protection Systems Co., Inc., located at Cleveland, NC, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Grinnell Fire Protection Systems Co., Inc., 10 Dorrance St., Providence, RI 02903. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 106839 (Sub-9TA), filed October 10, 1979 Applicant: LARSEN MOTOR LINES, INC., P.O. Box 53201, New Orleans, LA 70153. Representative: David W. Larsen, 2838 Turo Street, New Orleans, LA 70122. Applicant is seeking authority to operate as a common carrier over *regular routes* transporting *general commodities, except those of unusual value, classes A & B explosives, commodities in bulk, household goods, and those which require special equipment* between New Orleans, LA and Pascagoula, MS from New Orleans over U.S. Hwy. 90 and/or Interstate 10 to Pascagoula serving all intermediate points and the off-route points of Ansley, Deslisle, Pearlington, Waveland, Long Beach, Ocean Springs, Gautier and Moss Point, for 180 days. Applicant has filed an underlying ETA seeking 90 days. Supporting shipper(s): Pelican Paper Company, 410 Josephine St., New Orleans, LA 70130; Napko Paint Co., P.O. Box 23158, Harahan, LA; T. C. Patin, Conley Co., Ltd., 2927½ Jackson Ave., New Orleans, LA; R. H. Craeger & Co., Inc., 2419 Delaware St., Kenner, LA 70062; Trade Winds, Inc., 8650 Ponchartrain Blvd., New Orleans, LA 70124; United Sales Associates, Inc., 159 Planation Rd., Jefferson, LA. (There are seven other supporting shippers.). Send protests to: Robert J. Kirspel, DS, ICC, T-9038 Federal Bldg., 701 Loyola Ave., New Orleans, LA 70113.

MC 110288 (Sub-13TA), filed September 25, 1979. Applicant: HARRY HENERY, INC., 3517 West Washington St., Indianapolis, IN 46241. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. *Iron and steel articles* between facilities of Bekaert Steel Wire Corporation at or near Van Buren, AR and points in United States (except Alaska and Hawaii) for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Bekaert Steel Wire Corporation, P.O. Box 668, Van Buren, AR 72956. Send protests to: Beverly J. Williams, Transportation Assistant, ICC, 429 Federal Bldg., 46 E. Ohio Street, Indianapolis, IN 46204.

MC 111289 (Sub-14TA), filed October 12, 1979. Applicant: RICHARD D. FOLTZ, P.O. Box 161, Orwigsburg, PA 17961. Representative: S. Berne Smith, P.O. Box 1166, 100 Pine St., Harrisburg, PA 17108. *Contract carrier:* Irregular routes: *Such merchandise as is dealt in by wholesale, retail, and chain grocery*

food houses, from the facilities of Dauphin Distribution Services Co., in Hampden Township, Cumberland County, and at or near Camp Hill, PA, to Baltimore, MD, Washington, DC, points in New Castle County, DE, those in Montgomery and Howard Counties, MD, on and east of MD Hwy 97, those in Anne Arundel and Prince Georges Counties, MD, on, west and north of MD Hwys 3 and 4, those in Atlantic, Burlington, Camden, Cape May, Cumberland, Glouchester, Mercer, Monmouth, Ocean, and Salem Counties, NJ, and those in NY on and west of Interstate Hwy 87, under contract with Dauphin Distribution Services, Co. of Mechanicsburg, PA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Dauphin Distribution Services, Inc., 5023 E. Trindle Rd., Mechanicsburg, PA 17055. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila, PA 19106.

MC 112239 (Sub-4TA), filed October 23, 1979. Applicant: LOGAN TRUCKING, INC., Prairie Hill Road, P.O. Box 41, South Beloit, IL 61080. Representative: Donald S. Mullins, 1033 Graceland Avenue, Des Plaines, IL 60016. (1) *Concrete products;* also, *Materials, supplies, and equipment used in the manufacture and/or installation of concrete products;* from South Beloit, IL, to points in IL, KY, MD, MI, MO, NE, NJ, NY, ND, OH, PA, SD, and WV; and, (2) *Materials, supplies, and equipment used in the manufacture and/or installation of concrete products;* from South Beloit, IL, to points in IN, IA, MN, and WI for 180 days. Supporting shipper(s): Interpace, Corporation, Prairie Hill Road, South Beloit, IL 61080. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 112989 (Sub-114TA), filed November 5, 1979. Applicant: WEST COAST TRUCK LINES, INC., 85647 Highway 99 South, Eugene, OR 97405. Representative: John W. White, Jr., 85647 Highway 99 South, Eugene, OR 97405. Lumber, lumber mill products, wood products and particleboard from points in Oregon, Washington and California to points in MN, MI, IL, IN and OH for 180 days. Supporting shipper(s): Lawrence R. McCoy & Co., Inc., 120 Front St., Worcester Center, Worcester, MA 01608. Send protests to: A. E. Odoms, DS, ICC, 114 Pioneer Courthouse, 555 S. W. Yamhill St., Portland, OR 97204.

MC 113059 (Sub-11TA), filed October 11, 1979. Applicant: KELLER TRANSPORT, INC., Route 1, Katy Lane, Billings, MT 59101. Representative: F. E. Keller, Pres. (same address as applicant). *Asphalt and road oil* from refineries in Yellowstone County, MT to points in ID, for 180 days. Supporting shipper(s): Parco, 1925 Grand Avenue, Suite 135, P.O. Box 20826, Billings, MT 59104; Evans Products Company, Drawer L, Missoula, MT 59806; Clark Brothers Construction Co., Box 67, Victor, MT 59875; Idaho Asphalt Supply, Inc., P.O. Box 561, Idaho Falls, ID 83401. Send protests to: Paul J. Labane, DS, ICC, 2602 First Avenue North, Billings, MT 59101.

MC 117589 (Sub-66TA), filed September 11, 1979. Applicant: PROVISIONERS FROZEN EXPRESS, INC., 3801 7th Avenue South, Seattle, WA 98108. Representative: Michael D. Duppenthaler, 211 South Washington Street, Seattle, WA 9810. *(1) Frozen human blood and blood plassma and materials, equipment and supplies used in the processing and distribution of human blood plasma. (2) Commodities exempt from regulation under Section 10526(a)(6) of the Interstate Commerce Act, when transported in mixed loads with commodities described in (1) above,* between points in the Seattle, WA Commercial Zone on the one hand, and, on the other, points in FL, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Seattle Plasma Corp., 4750 University Way N.E., Seattle, WA 98105. Send protests to: Shirley M. Holmes, T/A, ICC, 858 Federal Building, Seattle, WA 98174.

MC 119399 (Sub-114TA), filed November 5, 1979. Applicant: CONTRACT FREIGHTERS, INC., 2900 Davis Blvd., Joplin, MO 64801. Representative: Don D. Lacy (same as applicant). *Furniture parts, materials, and supplies,* from facilities of Leggett and Platt, Inc., Carthage, MO to points in TX. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Leggett and Platt, Inc., P.O. Box 757, Carthage, MO 64836. Send protests to: Vernon Coble D/S 600 Fed. Bldg., 911 Walnut St., Kansas City, MO 64106.

MC 119789 (Sub-642TA), filed October 3, 1979. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr., P.O. Box 226188, Dallas, TX 75266. *Candy and chewing gum* from Holland, MI to Linden, NJ for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Life Savers, Inc., Church St., Canajoharie, NY 13317. Send protests to: Opal M. Jones, TCS, ICC, 9A27 Federal Bldg., 819 Taylor St., Ft. Worth, TX 76102.

MC 119789 (Sub-643TA), filed October 5, 1979. Applicant: CARAVAN REFRIGERATED CARGO, INC., P.O. Box 226188, Dallas, TX 75266. Representative: James K. Newbold, Jr., (same as above). *Fluorescent lighting fixtures and parts, and fluorescent lamps* from Americus, GA to MO, KS, AR, IA, and NE for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Gibson Metalux—Lumark, P.O. Box 1207, Americus, GA 31709. Send protests to: Opal M. Jones, TCS, ICC, 9A27 Federal Building, 819 Taylor St., Ft. Worth, TX 76102.

MC 119988 (Sub-225TA), filed October 23, 1979. Applicant: GREAT WESTERN TRUCKING CO., INC., P.O. Box 1384, Lufkin, TX 75901. Representative: Harold E. Scogin (sams as applicant). *Foodstuff* (except in bulk) from the facilities of American Home Foods, Division of American Home Products Corporation, located at or near Vacaville, CA to points and places in the states of NM, OK, and TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): American Home Foods Division of American Home Products Corporation, 685 3rd Ave., New York, NY 10017. Send protests to: John F. Mensing, DS, ICC, 515 Rusk Ave. #8610, Houston, TX 77002.

MC 120419 (Sub-9TA), filed November 2, 1979. Applicant: SERVICE TRANSFER, INC., P.O. Box 460, Henryetta, OK 74437. Representative: Wilburn L. Williamson, Suite 615-East, The Oil Center, 2601 Northwest Expressway, Oklahoma City, OK 73112. (1) *Malt beverages;* (2) *Packaging and packing materials, empty containers and pallets,* (1) from St. Louis, MO, to Fort Smith, AR and Bartlesville, Durant, Hugo, Okmulgee, and Vinita, OK; and (2) From Fort Smith, AR and Bartlesville, Durant, Hugo, Okmulgee, and Vinita, OK, to St. Louis, MO, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Premium Beers Incorporated, 1801 West Adams, Bartlesville, OK 74003. Send protests to: Connie Stanley, ICC, Rm. 240 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 123329 (Sub-52TA), filed October 30, 1979. Applicant: H. M. TRIMBLE & SONS, LTD., P.O. Box 3500, Calgary, AB, Canada T2P 2P9. Representative: Ray F. Koby, P.O. Box 2567, Great Falls, MT 59401. *Unstenched butane,* in bulk, in tank vehicles, from the port of entry on the U.S.-Canada International Boundary line located at Blaine, WA to the facilities of Mobil Oil at Ferndale, WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Koch Hydrocarbons Canada, a Division

of Koch Oil Co., Ltd., P.O. Box 6088, Stn. D, Calgary, AB, Canada T2P 2C7. Send protests to: Paul J. Labane, DS, ICC, 2602, First Avenue North, Billings, MT 59101.

MC 128648 (Sub-26TA), filed October 19, 1979. Applicant: TRANS–UNITED, INC., 425 West 152nd Street, P.O. Box 2081, East Chicago, IN 46312. Representative: Joseph Winter, 29 South LaSalle Street, Chicago, IL 60603. *Contract carrier:* irregular routes: *(1) water heaters and parts for water heaters, and (2) materials, equipment and supplies used in the manufacture and distribution of water heaters, (except commodities in bulk),* between the facilities of Bradford-White Corporation at or near Atlanta, GA, Louisville, KY, Portland, OR, Philadelphia, PA and Dallas, TX, on the one hand, and, on the other, points in the United States (except AK and HI), under continuing contract(s) with Bradford-White Corporation, of Philadelphia, PA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Bradford-White Corporation, 24th & Ellsworth Streets, Philadelphia, PA 19146. Send protests to: Cheryl Livingston, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 129908 (Sub-20TA), filed October 29, 1979. Applicant: AMERICAN FARM LINES, INC., P.O. Box 75410, Oklahoma City, OK 73107. Representative: T. J. Blaylock (same address as applicant). *Vacuum cleaners, floor polishers and related parts and vacuum cleaner bags,* from the facilities of Electrolux Corporation, Bristol, VA, to Des Moines, IA, Hammond, IN, Louisville, KY, Toledo, OH, Columbus, OH, Salt Lake City, UT and Reno, NV, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Electrolux Corporation, 2777 Summer Street, Stamford, CT 06905. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 129908 (Sub-21TA), filed October 30, 1979. Applicant: AMERICAN FARM LINES, INC., 8125 Southwest 15th Street, P.O. Box 75410, Oklahoma City, OK 73107. Representative: T. J. Blaylock (same address as applicant). *Aluminum extrusions, aluminum pipe and aluminum ingot,* from the facilities of Jarl Extrusions, Inc., Elizabethton, TN, to points in AZ, AR, CA, CO, IL, IN, KS, KY, MI, MO, NM, OH, OK, & TX, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Jarl Extrusions, Inc., State Line road, Elizabethton, TN 37643. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 133689 (Sub-317TA), filed November 7, 1979. Applicant: OVERLAND EXPRESS, INC., 8651 Naples St., NE, Blaine, MN 55434. Representative: Robert P. Sack, P.O. Box 6010, W. St. Paul, MN 55118. *Foodstuffs* from the facilities of Fearn International, Inc. at or near Franklin Park, IL to points in the U.S. in and east of ND, SD, NE, KS, OK, AR and LA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Fearn International, Inc., 9353 Belmont Ave., Franklin Park, IL 60131. Send protests to: Judith L. Olson, TA, ICC, 414 Fed. Bldg., 110 S. 4th St., Minneapolis, MN 55401.

MC 133689 (Sub-318TA), filed October 31, 1979. Applicant: OVERLAND EXPRESS, INC., 8651 Naples St., NE, Blaine, MN 55434. Representative: Robert P. Sack, P.O. Box 6010, W. St. Paul, MN 55118. *Animal and poultry feed, feed ingredients and animal health products* from Minneapolis and Mankato, MN and Louisville, KY to points in and east of ND, SD, NE, KS, OK, and TX, for 180 days. Supporting shipper(s): Hubbard Milling Co., 424 N. Front St., Mankato, MN 56001. Send protests to: Judith L. Olson, TA, ICC, 414 Fed. Bldg., 110 S. 4th St., Minneapolis, MN 55401

MC 138469 (Sub-190TA), filed November 6, 1979. Applicant: DONCO CARRIERS, INC., 4720 S. W. 20th St., Oklahoma City, OK 73128. Representative: Jack H. Blanshan, 205 W. Touhy Ave., Suite 200, Park Ridge, IL 60068. *Toilet preparations, shampoo and accessories for the foregoing items,* (except commodities in bulk, in tank vehicles), from the facilities of Cosmair, Inc., in Clark, Piscataway and South Brunswick, NJ, to points in AZ, CA, CO, IL, NV, NM, OK, UT, & TX, for 180 days. Supporting shipper(s): Cosmair, Inc., 222 Terminal Ave., Clark, NJ 07066. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 138469 (Sub-191TA), filed October 30, 1979. Applicant: DONCO CARRIERS, INC., 4720 S.W. 20th St., Oklahoma City, OK 73128. Representative: Jack H. Blanshan, 205 West Touhy Ave., Suite 200, Park Ridge, IL 60068. *Corrugated fibreboard boxes and corrugated fibreboard sheets,* from points in the Dallas-Ft. Worth, TX commercial zone, to the facilities of Corrugated Packaging and Design, Inc., located at Oklahoma City, OK, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Corrugated Packaging and Design, Inc., 425 East Hill, Oklahoma City, OK 73105. Send protests to: Connie Stanley, ICC, Rm. 240, 215 N.W. 3rd, Oklahoma City, OK 73102.

MC 141459 (Sub-13TA), filed October 18, 1979. A.G.S. ENTERPRISES, INC., 809 Columbia Boulevard, Litchfield, IL 62056. Representative: Allan C. Zuckerman, 39 South LaSalle Street, Chicago, IL 60603. *Plastic and plastic articles (except in bulk),* from the facilities of International Paper Company, at or near Litchfield, IL, to points in AZ, CA, CO, MS, NM, NV, OR, UT, WA, and WY for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): International Paper Company, 220 E. 42nd St., New York, N.Y. 10017. Send protests to: Cheryl Livingston, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 142059 (Sub-103TA), filed October 2, 1979. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Road, Joliet, IL 60436. Representative: Jack Riley (same address as applicant). *Paper Boxes,* from the facilities of Southern Paper Box Company at or near Little Rock and Benton, AR to points in AL, GA, LA, KY, MO (including Kansas City Commercial Zone), MS, TN, TX and New Albany, IN for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Southern Paper Box Company, 1400 East 28th Street, Little, Rock, AR 72203. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 142059 (Sub-104TA), filed October 10, 1979. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Road, Joliet, IL 60436. Representative Jack Riley (same address as applicant). *Iron and steel tubing,* from Frankfort, IN to Tarrant City, AL; Memphis, TN and Peoria, IL for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Unarco-Rohn, Inc., P.O. Box 609 Bean Plant Rd., Frankfort, IN. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 142059 (Sub-105TA) filed September 13, 1979. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Road, Joliet, Illinois 60436. Representative: Jack Riley (same as applicant). *Pipe, fittings, valves, hydrants and accessories thereto,* from Donora, PA to points in MD, OH, WV, and PA (having prior movement by water) for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): American Cast Iron Pipe Co., P.O. Box 842, Donora, PA 15033. Send protests to: Annie Booker, TA, ICC, 219 South Dearborn, Room 1386, Chicago, Illinois 60604.

MC 142059 (Sub-106TA), filed October 16, 1979. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Road, Joliet, IL 60436. Representative: Jack

Riley (same address as applicant). *Foodstuffs (except in bulk),* from Jacksonville, IL to points in AL, FL, GA, KY, MS, NC, OH, SC, TN and Sherman, TX and from Sherman, TX to Jacksonville, IL for 180 days. Supporting Shipper(s): Anderson Clayton Foods, P.O. Box 226165, Dallas, TX 75266. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 142059 (Sub-107TA), filed October 16, 1979. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Road, Joliet, IL 60436. Representative: Jack Riley (same address as applicant). *Abrasive ferro silicon in packages,* from Keokuk, IA to Port of New York, NY and Dundalk, MD, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): NABA, Inc., 170 Broadway, New York, NY 10038. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 142059 (Sub-108TA), filed October 23, 1979. Applicant: CARDINAL TRANSPORT, INC., 1830 Mound Road, Joliet, IL 60436. Representative: Jack Riley (same address as applicant). *Iron and steel articles (except in bulk),* from the facilities of Bull Moose Tube Company at Gerald, MO to MN, IA, NE, KS, OK, TX and states east thereof for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Bull Moose Tube Company, P.O. Box 214, Gerald, MO 63037. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 142559 (Sub-125TA), filed October 10, 1979. Applicant: BROOKS TRANSPORTATION, INC., 3830 Kelley Avenue, Cleveland, OH 44144. Representative: David A. Turano, 100 E. Broad St., Columbus, OH 43215. (1) *Electrical equipment, doors, scales, power transmission machinery, motors, controls, elevators and escalators, and industrial components* and (2) *materials, equipment and supplies used in the manufacture and distribution of the commodities in (1) above,* restricted in (1) and (2) above against the transportation of commodities in bulk and those which because of size or weight require the use of special equipment, between points in the U.S. (except AK and HI). Restricted to traffic originating at or destined to the facilities of Reliance Electric Company, for 180 days. Supporting shipper(s): Reliance Electric Company, 220 Eastview Dr., Brooklyn Heights, OH 44131. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila., PA 19106.

MC 142559 (Sub-126TA), filed October 12, 1979. Applicant: BROOKS TRANSPORTATION, INC., 3830 Kelley Avenue, Cleveland, OH 44144. Representative: David A. Turano, 100 E. Broad St., Columbus, OH 43215. *Such commodities as are dealt in by the manufacturers or converters of paper, paper products, or woodpulp,* (except commodities in bulk), between points in the U.S. (except AK and HI). Restricted to traffic originating at or destined to facilities owned, utilized, or operated by Georgia-Pacific Corporation, for 180 days. Supporting shipper(s): Georgia-Pacific Corporation, 320 Post Rd., Darien, CT 06820. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila., PA 19106.

MC 142559 (Sub-127TA), filed October 12, 1979. Applicant: BROOKS TRANSPORTATION, INC., 3830 Kelley Avenue, Cleveland, OH 44144. Representative: David A. Turano, 100 E. Broad St., Columbus, OH 43215. (1) *Office equipment, carpet, carpet cushions and carpet underlay,* and (2) *materials, equipment and supplies used in the manufacture, distribution, installation and maintenance of the commodities in (1) above,* (except commodities in bulk) between points in the U.S. (except AK and HI), for 180 days. Restricted to traffic originating at or destined to the facilities of General Felt Industries, Inc., Park 80 Plaza West-One, Saddle Brook, NJ. Supporting shipper(s): General Feld Industries, Inc., Park 80 Plaza West-One, Saddle Brook, NJ 07662. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila., PA 19106.

MC 142559 (Sub-128TA), filed October 15, 1979. Applicant: BROOKS TRANSPORTATION, INC., 3830 Kelley Ave., Cleveland, OH 44144. Representative: David A. Turano, 100 E. Broad St., Columbus, OH 43215. (1) *Liquid plastic, plastic materials and primer* (except commodities in bulk) and (2) *materials and supplies used in the manufacture, sale, and distribution of the commodities in (1) above,* (except commodities in bulk) between North Baltimore, OH, and Milwaukee, WI, including points in their respective commercial zones, on the one hand, and, on the other, points in and east of MN, IA, MO, AR, and TX, for 180 days. Supporting shipper(s): Plast-O-Meric, P.O. Box 6, Waukesha, WI 53187. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila, PA 19106.

MC 142808 (Sub-2TA), filed November 9, 1979. Applicant: SOUTH BAY TRUCK LINES, INC., 1344 W. Valencia Mesa Drive, Fullerton, CA 92633. Representative: Fred H. Mackensen, 9454 Wilshire Blvd., Suite 400, Beverly Hills, CA 90212. *Contracts:* irregular: *Lumber and lumber mill products,* from the facilities of Sun Studs, Inc., near Roseburg, OR, to points in CA, NV, AZ, ID, UT and WA, for 180 days. An underlying ETA seeks up to 90 days operating authority. Supporting shipper(s): Sun Studs, Inc., P.O. Box 1127, Roseburg, OR 97470. Send protests to: Irene Carlos, TA, ICC, Room 1321 Federal Bldg., 300 North Los Angeles Street, Los Angeles, California 90012.

MC 142888 (Sub-10TA), filed October 16, 1979. Applicant: COX TRANSFER, INC., P.O. Box 168, Eureka, IL 61530. Representative: Michael W. O'Hara, 300 Reisch Building, Springfield, IL 62701. *Beer,* from the facilities of Anheuser Busch, Inc. in St. Louis, MO to the facilities of Brewers Distributing, Co. in Peoria, IL for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Brewers Distributing Co., 6922 North Galena Road, Peoria, IL 61614. Send protests to: Cheryl Livingston, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 142999 (Sub-23TA), filed October 29, 1979. Applicant: TRANSPORT MANAGEMENT SERVICE CORPORATION, Post Office Box 39, Burlington, NJ 08016. Representative: Ronald N. Cobert, Esquire, 1730 M Street, N.W., Suite 501, Washington, D.C. 20036. Contract carrier, irregular routes for 180 days. *Paint and paint products* from Reading, PA to points in CA, IL and IN. An underlying ETA seeks 90 days authority. Supporting shipper(s): S.C.M. Corporation, 299 Park Avenue, New York, NY 10017. Send protests to: Robert E. Johnston, DS, ICC, 744 Broad Street, Room 522, Newark, NJ 07102.

MC 143029 (Sub-4TA), filed October 25, 1979. Applicant: Mc-MOR-HAN TRUCKING CO., INC., P.O. Box 368, Shullsburg, WI 53586. Representative: Carl L. Steiner, 39 South LaSalle Street, Chicago, IL 60603. *Contract carrier:* irregular routes: *Such merchandise as is dealt in by wholesale and retail food and drug business houses, and in connection therewith, equipment, materials and supplies used in the conduct of such businesses, except in bulk,* between points in IL on the one hand and on the other points in IN; that portion of IA on and east of US 218 and on and south of US 20; that portion of WI on and East of US 51 and on and South of WI 23; Benton Harbor, MI and its commercial zone, Kalamazoo, MI and its commercial zone, Lawton and Paw Paw, MI and that portion of MI on and South of US 94 and on and West of US 131. Restricted to a transportation service to be performed under a continuing contract with Jewel Companies, Inc. for 180 days. An

underlying ETA seeks 90 days authority. Supporting shipper(s): Jewel Companies, Inc., 1955 West North Avenue, Melrose Park, IL 60160. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 143328 (Sub-29TA), filed November 5, 1979. Applicant: EUGENE TRIPP TRUCKING, P.O. Box 2730, Missoula, MT 59806. Representative: David A. Sutherlund, Fulbright & Jawarski, 1150 Connecticut Ave NW, Suite 400, Washington, DC 20036. (1) *Malt beverages* and *related advertising materials, equipment and supplies* from Portland, OR to points in AZ, CA, CO, NV, UT and WY, and (2) *empty containers* and *materials and supplies used and dealt in by breweries* from points in AZ, CA, CO, NV, UT, and WY to Portland, OR, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Pabst Brewing Company, 1133 W. Burnside St., Portland, OR 97209. Send protests to: Paul J. Labane, DS, ICC, 2602 First Avenue North, Billings, MT 59101.

MC 143909 (Sub-11TA), filed October 24, 1979. Applicant: KIRBY TRANSPORT, INC., Sola Drive and East End Drive, P.O. Box 17, Gilberts, IL 60136. Representative: Stuart R. Mandel, 315 So. Beverly Drive, Suite 315, Beverly Hills, CA 90212. *Contract carrier:* irregular routes: *Paper and paper products, products and materials, equipment and supplies used in the manufacture, processing, sale and distribution of paper and paper products, and printed matters (except commodities in bulk),* (1) From Lancaster, PA and Old SayBrook, CT to points in AL, AZ, CA, CO, FL, GA, ID, IL, IN, KS, KY, MI, MO, MT, NE, NV, NM, NC, ND, OK, OH, OR, SC, SD, TN, TX, UT VA, WA, WV, and WY. (2) From Dwight, Chicago and Matoon, IL, Warsaw, and Crawfordsville, IN, Glasgow, KY, Gallatin, TN, and Willard, OH to points in AL, AZ, CA, CO, FL, GA, ID, KS, MT, NE, NV, NM, NC, ND, OK, OR, SC, SD, TN, TX, UT, VA, WA, WV and WY for 180 days. Supporting shipper(s): R. R. Donnelley & Sons Company, 2223 Martin Luther King Drive, Chicago, IL 60616. Send protests to: Cheryl Livingston, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 144189 (Sub-5TA), filed November 8, 1979. Applicant: CORPORATE TRANSPORT INC., 107 7th North Street, Liverpool, NY 13088. Representative: Alfano & Alfano, P.C., 550 Mamaroneck Avenue, Harrison, NY 10528. *Contract carrier*—irregular routes. *Such commodities as are dealt in by a manufacturer of paper and paper products and materials, equipment and supplies used in the manufacture of such commodities (except commodities in bulk),* from Canton, OH to CT, DE, DC, MD, MA, ME, NH, NJ, NY, PA, RI, VT, and VA. Restricted to a transportation service to be performed under a continuing contract(s) with St. Regis Paper Company of NY, NY, for 180 days. Supporting shipper(s): St. Regis Paper Company, 150 East 42 Street, NY, NY 10017. Send protests to: Anne C. Siler, TA, ICC, 910 Federal Bldg., 111 West Huron Street, Buffalo, NY 14202.

MC 144858 (Sub-26TA), filed November 5, 1979. Applicant: DENVER SOUTHWEST EXPRESS, INC., P.O. Box 9799, Little Rock, AR 72209. Representative: Scott E. Daniel, 800 Nebraska Savings Bldg., 1623 Farnam St., Omaha, NE 68102. *Household appliances and parts and accessories for household appliances,* from the facilities of The General Electric Company at or near Little Rock, AR to points in LA, MS, NM, OK, and TX, for 180 days. Supporting shipper(s): General Electric Company, 6901 Lindsey Road, Little Rock, AR. Send protests to: William H. Land, DS, 3108 Federal Bldg., Little Rock, AR 72201.

MC 145848 (Sub-1TA), filed October 10, 1979. Applicant: CROSSLAND TRUCKING, INC., 3170 Broadway, Ville Brossard, Quebec, CD J4Z 2P5. Representative: Richard H. Streeter, 1729 H Street, NW, Washington, DC 20006. *Contract carrier,* irregular routes: *Building materials (except commodities in bulk),* between ports of entry on the International Boundary Line between the United States and Canada located in ME, NH, NY and VT on the one hand, and, on the other, points in CT, DE, IL, IN, KY, ME, MD, MI, NH, NJ, NY, NC, OH, PA, RI, VT, VA, WV, WI and DC. Restricted to traffic originating at or destined to points in PQ for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Domtar Construction Materials Group of Domtar, Inc., P.O. Box 6138, Montreal, Quebec, CD H3C 3K4. Send protests to: Carol A. Perry, TA, ICC, PO Box 548, Montpelier, VT 05602.

MC 145929 (Sub-1TA), filed July 17, 1979. Applicant: NORTHWESTERN CONSTRUCTION, INC., 3812 Spenard Rd., Anchorage, AK 99503. Representative: Leo C. Franey, 918 16th St. NW., Washington, D.C. 20006. *Contract carrier:* irregular routes: *General commodities except household goods as defined by the Commission and commodities in bulk,* between points in Alaska within 50 miles of the United States Post Office at Deadhorse, AK restricted to transportation having a prior or subsequent movement by water under a continuing contract with Arctic Marine Freighters for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Arctic Marine Freighters, 1 Market Plaza, San Francisco, CA 94105. Send protests to: Roy S. Ehrhart, D/S, ICC, 701 C Street, Box 7, Anchorage, AK 99513.

MC 147088 (Sub-4TA), filed October 10, 1979. Applicant: DERBY CITY EXPRESS, INC., 728 Upsliner Road, Louisville, Ky. 40229. Representative: Wm. P. Whitney, Jr., Atty., 708 McClure Bldg., Frankfort, Ky. 40601. Foodstuffs, except in bulk, moving in vehicles equipped with mechanical refrigeration, between the facilities of the Louisville Freezer Center at Louisville, KY, on the one hand, and, on the other, points in AL, AR, GA, IL, IN, MI, MS, MO, NC, OH, PA, SC, TN, VA, and WV. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Cliff Juckett, Omniway (Owner of Louisville Freezer Center), 2000 S. 9th St., Louisville, Ky. 40208. Send protests to: Ms. Clara Eyl, T/A, ICC, 426 Post Office Bldg., Louisville, Ky. 40202.

MC 147089 (Sub-1TA), filed July 17, 1979. Applicant: KING TRANSPORTATION, INC., 208 Mobile Aerospace Industrial Complex, Mobile, AL 36615. Representative: Clete King (same address as above). *Gasoline, jet fuel, kerosene and fuel oil in bulk in tank vehicles* from points in Mobile County, AL to points in MS, which points shall be on and east of U.S. Hwy. 51 and pts. on and S of U.S. Hwy. 80; from Mobile Country, AL to points in MS, which points shall be on and east of U.S. Hwy 51 and points on and South of U.S. Hwy 80 for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): ACCO, Inc., P.O. Box 6737, Mobile, AL 36605; Murphy Oil, P.O. Box 1174, Mobile, AL 36601; Hudson Oil Co., 18 Circle Drive, Saraland, AL 36571; Southland Corporation Division. Gasoline Marketer, 411 Colonial Drive, Baton Rouge, LA 70806. Send protests to: Mabel E. Holston, T/A, ICC, Room 1616–2121 Building, Birmingham, AL 35203.

MC 147418 (Sub-1TA), filed October 16, 1979. Applicant: J. A. RIVERA ENTERPRISES, 8232 Polk Circle, Huntington Beach, CA 92646. Representative: Patricia M. Schnegg, Knapp, Grossman & Marsh, 707 Wilshire Boulevard, Suite 1800, Los Angeles, CA 90017. *Contract;* Irregular; *resin compound,* between the facilities of Cargill, Inc. in Los Angeles County, CA, on the one hand, and, on the other, Maricopa County, AZ; Multnomah County, OR; King County, WA; and Ada County, ID for 180 days. An underlying ETA seeks up to 90 days operating

authority. Supporting shipper(s): Cargill, Incorporated, Distribution Manager, 2801 Lynwood Road, Lynwood, CA 90262. Send protests to: Irene Carlos, TA, ICC, 1321 Federal Building, 300 North Los Angeles Street, Los Angeles, CA 90012.

MC 147499,(Sub-2TA), filed November 2, 1979. Applicant: Donald Hooper d.b.a. D. H. TRANSFER, #671 M-73 Rte.3, Iron River, MI 49935. Representative: Donald Hooper, #671 M-73 Rte 3, Iron River, MI 49935. *Dimension stock built-up limber and millwork including grade stakes and industrial blocking;* from the facilities of Carlson Enterprises in Bates Twp., at or near Iron River, MI to points in WI, IL, IN, KY, VA, WV, TN, MS, AL, GA, NC, and SC. For 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Carlson Enterprises, 183 Pates-Gaastra Road, Iron River, MI 49935. Send protests to: C. R. Flemming, D/S, I.C.C., 300 E. Michigan Avenue, Lansing, MI 48933.

MC 147639,(Sub-2TA), filed October 11, 1979. Applicant: SUNDOWN FARMS, INC., 683 Eastland Dr. South, Twin Falls, ID 83301. Representative: John J. Healzer, 1001 Shoshone Street North, Twin Falls, ID 83301. *Lumber,* from points in CA north of I-80, OR and WA to points in ID, for 180 days. Supporting shipper(s): Redwood Coast Lumber Co., Inc., P.O. Box 723, Ukiah, CA 95482; J. C. Anderson, Co., 639 Eastland Dr. S., Twin Falls, ID 83301. Send protests to: Barney L. Hardin, D/S, ICC, Suite 110, 1471 Shoreline Dr., Boise, ID 83702.

MC 148188 (Sub-2TA), filed October 16, 1979. Applicant: RETAIL LEASING CORPORATION d.b.a. RETAIL TRANSPORTATION COMPANY, 11301 Rockville Pike, Kensington, MD 20795. Representative: Edward F. Schiff, 1333 New Hampshire Ave. NW., Washington, DC 20036. *Contract carrier:* Irregular routes: *Such fashion merchandise as is dealt in by retail department stores* (except commodities in bulk, in tank vehicles) from Miama, FL; Smithville, TN; and Andalusa, AL to Woburn, MA under continuing contract with Mast Industries a wholly-owned subsidiary of The Limited Stores, Inc., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Mast Industries, Inc., 270 W. Cummings Park, Woburn, MA 01801. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila, PA 19106.

MC 148188 (Sub-3TA), filed October 16, 1979. Applicant: RETAIL LEASING CORPORATION d.b.a. RETAIL TRANSPORTATION COMPANY, 11301 Rockville Pike, Kensington, MD 20795. Representative: Edward F. Schiff, 1333 New Hampshire Ave. NW., Washington, DC 20036. *Contract carrier:* Irregular routes: *Such fashion merchandise as is dealt in by retail department stores, and equipment, materials and supplies used in the conduct of such business* (except commodities in bulk, in tank vehicles) from Los Angeles, CA to Cincinnati, Columbus and Worthington, OH, under continuing contract or contracts with Gold Circle Stores, Shillitos and The Rike-Kumler Co., all divisions of Federal Department Stores, Inc., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): The Rike-Kumler Company, Second & Main St., Dayton, OH 45401; Gold Circle Stores, 6121 Huntley Road, Worthington, OH 43085; Shillitos, 5121 Fishwick Dr., Cincinnati, OH 45216. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila, PA 19106.

MC 148188 (Sub-4TA), filed October 16, 1979. Applicant: RETAIL LEASING CORPORATION d.b.a. RETAIL TRANSPORTATION COMPANY, 11301 Rockville Pike, Kensington, MD 20795. Representative: Edward F. Schiff, 1333 New Hampshire Ave. NW., Washington, DC 20036. *Contract carrier:* Irregular routes: *Such merchandise as is dealt in by retail department stores, and equipment, materials and supplies used in the conduct of such business* (except commodities in bulk, in tank vehicles) from Los Angeles, CA to Columbus, OH, under continuing contract or contracts with Federated Department Stores, Inc. and its division, namely, Lazarus Department Stores, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Lazarus Dept. Stores, Town & High Sts., Columbus, OH. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila, PA 19106.

MC 148188 (Sub-5TA), filed October 22, 1979. Applicant: RETAIL LEASING CORPORATION d.b.a. RETAIL TRANSPORTATION COMPANY, 11301 Rockville Pike, Kensington, MD 20795. Representative: Edward F. Schiff, 1333 New Hampshire Ave. NW., Washington, DC 20036. *Contract carrier:* Irregular routes: *computer addressed forms* from Marion, OH to (1) Fairview, NJ and (2) Hauppauge, NY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Fulfillment Corp. of America, 205 W. Center, Marion, OH 44302. Send protests to: I.C.C., Fed. Res. Bank Bldg., 101 N. 7th St., Rm. 620, Phila, PA 19106.

MC 148309 (Sub-1TA), filed October 3, 1979. Applicant: KENNETH M. TUNE AND KENNETH R. TUNE d.b.a. TUNE TRUCKING, Box 83, R.F.D., Patoka, IL 62875. Representative: Edward D. McNamara, Jr., 907 South Fourth Street, Springfield, IL 62703. *Farm machinery,* from Detroit, MI, Des Moines, IA, Cedar Rapids, IA and Brillion, WI to Lange Equipment, Patoka, IL for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Lange Equipment, Patoka, IL 62875. Send protests to: Annie Booker, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 148409 (Sub-1TA), filed October 10, 1979. Applicant: CGR TRUCK LINES, INC., 8456 Glenbrae Cove, Germantown, TN 38138. Representative: Thomas A. Stroud, 2008 Clark Tower, 5100 Poplar Ave., Memphis, TN 38137. Feed, feed ingredients, feed supplements, molasses, meals, fertilizer and fertilizer ingredients between Memphis, TN, Helena, AR and Blytheville, AR, on the one hand, and, on the other, points in the states of MS, AL, LA, AR, MO, KY, TN, GA, IL, IN, TX, and OK, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Applicant has six supporting shippers. Send protests to: Floyd A. Johnson, Rm. 2006—100 N. Main St., Memphis, TN 38103.

MC 148438 (Sub-2TA), filed October 17, 1979. Applicant: MARCHAND CONSTRUCTION, INC., P.O. Box 48, Port Allen, LA 70767. Representative: Lawrence A. Winkle, Suite 1125 Frito Lay Tower, Dallas, TX 75245. *Heavy machinery or equipment, used in connection with the construction industry,* between points in TX, MS, LA, AL, GA, SC, NC, TN, and FL, for 180 days. Applicant has filed an underlying ETA seeking 90 days. Supporting shipper(s): Raymond, Int'l, 2175 Norcross Tucker Road, Norcross, GA 30071; Midco Louisiana Co., 10110 Daradele Ave., P.O. 15407, Baton Rouge, LA 70895; Scott-Macon, Ltd., 600 Third Ave., New York, NY 10016. Send protests to: Robert J. Kirspel, DS, ICC, T-9038 Federal Bldg., 701 Loyola Ave., New Orleans, LA 70113.

MC 148418 (Sub-2TA), filed October 10, 1979. Applicant: MOUNTAIN HIGH SHIPPING, INC., 2201 Arapahoe St., Denver, CO 80202. Representative: Thomas J. Burke, Jr., 1660 Lincoln St., Suite 1600, Denver, CO 80264. *(1) Meats, meat products, meat by-products and articles distributed by meat packinghouses, as described in Sections A and C to the report in Descriptions in Motor Carrier Certificates, 61 MCC 209 and 766 (except hides and commodities in bulk); (2) Non-alcoholic beverages; and (3) dairy products;* from points in CO to points in AZ, CA, ID, IL, IN, IA, KS, MI, NE, MN, OH, OR, UT, and WA. Restricted in (1) and (2) above to traffic moving in mixed loads with the commodities described in (3) above for

180 days. Underlying ETA filed seeking 90 days authority. Supporting shipper(s): 6 supporting shippers-statements may be examined at the Denver field office or at Washington headquarters. Send protests to: R. Buchanan, 492 U.S. Customs House, Denver, CO 80202.

MC 148468 (Sub-1TA), filed October 22, 1979. Applicant: DON LOEFFLER, INCORPORATED, R.R. 1, Stanford, IL 61774. Representative: MICHAEL W. O'HARA, 300 Reisch Bldg., Springfield, IL 62601. *Fertilizer and fertilizer products,* from points in IA, IN, and MO to points in IL for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Mid-State Fertilizer Co., Inc., P.O. Box 4153, Bartonville, IL 61607; Piatt County Service Company, 427 West Marion, Monticello, IL 61856. Send protests to: Cheryl Livingston, TA, ICC, 219 S. Dearborn, Room 1386, Chicago, IL 60604.

MC 148598 (Sub-2TA), filed October 19, 1979. Applicant: Batrock, Inc., U.S. Highway 124 North, P.O. Box 220, Lawrenceburg, KY 40342. Representative: Robert H. Kinker, 314 West Main Street, Frankfort, KY 40602. *Power transmission machinery, electric motors, electric gear motors, generators, controls, industrial components, telecommunications equipment, scales, and materials, equipment, and supplies* used in the manufacture of such commodities, between points in GA, IL, IN, KY, NC, OH, SC, and TN. Restricted to the transportation of shipments originating at or destined to facilities used by Reliance Electric Company. For 180 days. Supporting shipper(s): Reliance Electric Company, Highway 127 North, Lawrenceburg, KY 40342. Send protests to: Ms. Clara Eyl, T/A, ICC, 426 Post Office Bldg., Louisville, KY 4020?.

MC 148598 (Sub-3TA), filed October 19, 1979. Applicant: Batrock, Inc., U.S. Highway 124 North, P.O. Box 220, Lawrenceburg, KY 40342. Representative: Robert H. Kinker, 314 West Main Street, P.O. Box 464, Frankfort, KY 40602. *Plastic or rubber articles or materials, other than expanded group; film or sheeting, other than cellulose printed or not printed in flat sheets not further processed than cut to size, or in tubular form folded completely flat, or in lengths of not less than 100 ft. rolled to a diameter not less than 3 inches or folded upon itself,* between facilities of Deerfield Plastics Corporation, Danville, KY, on the one hand, and, on the other, points in GA, IL, IN, NC, OH, SC, TN, and WI for 180 days. Supporting shipper(s): Deerfield Plastics Corporation, P.O. Box 97, S. Deerfield, MA 01373. Send protests to: Ms. Clara Eyl, T/A, ICC, 426 Post Office Bldg., Louisville, KY 4020?.

MC 148199 (Sub-1TA), filed September 6, 1979. Applicant: AQUARIAN LINES, Rt. 1, Box 261, Van Alstyne, TX 75095. Representative: T. G. Garland, Rt. 1 Box 261, Van Alstyne, TX 75095. *Paper products and articles Viz: binding and sealing tapes; chemicals* manufactured by, and used in the manufacture of products by Anchor Continental, Inc. between the plantsite of Anchor Continental, Inc. at Columbus, SC and points and places in TX, AR, OK, LA, MS, AL and GA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Anchor Continental, Inc., 2000 South Beltline Boulevard, P.O. Drawer G, Columbia, SC 29250. Send protests to: Opal M. Jones, TSC, Room 9A27 Federal Bldg., 819 Taylor St., Fort Worth, TX 76102.

Notice No. 223

MC 114273 (Sub-646TA), filed August 3, 1979, and published in the Federal Register issue of October 22, 1979, and republished as corrected this issue. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, IA 52406. Representative: Kenneth L. Core (same as applicant). (A) *Iron and steel articles and non-ferrous metal articles* when moving in mixed loads with iron and steel articles, from (1) points in MD within 25 miles of the Washington Monument in Baltimore; points in MD on U.S. Hwy 40 from Baltimore, to junction of U.S. Hwy 13; and Baltimore, Frederick and Hagerstown, MD; (2) points in Bergen, Essex, Hudson, Middlesex (north of the Raritan River), Passaic and Union counties, NJ; (3) points within 25 miles of Rochester, NY; points in NY from Westfield, over NY Hwy 17 to Binghamton then over NY Hwy 7 to Troy; points in NY on U.S. Hwy 20 from PA-NY state line to Silver Creek, then over NY Hwy 5 to Batavia, then over NY Hwy 33 to Rochester, then over NY Hwy 31 to Weedsport, then over NY Hwy 31B to junction NY Hwy 5 (near Elbridge), then over NY Hwy 5 to Albany, points in NY on U.S. Hwy 9 from New York, NY to Albany, points in NY from Binghamton, over NY Hwy 12 to Utica; points in Oneida and Nassau Counties and Westchester County (lying east of U.S. Hwy 9 from Yonkers, to Tarrytown, and on and south of NY Hwy 119 from Tarrytown to Port Chester) NY; and the points of Altmar, Buffalo, Fulton, Hammondsport, New York, Niagara Falls, Oakfield, Oswego, Syracuse and Williamstown, NY; (4) points in PA within a 50 mile radius of the Point Bridge in Pittsburgh, points in PA from Pittsburgh, over U.S. Hwy 30 to Breezewood, then over unnumbered hwy (formerly portion of Hwy 126) via Crystal Springs, to junction PA Hwy 643, then over PA Hwy 643 to Warfordsburg, then over U.S. Hwy 522 to PA-MD state line; and the points of Philadelphia and Pittsburgh, PA; (5) points in MI on and south of a line beginning at Benton Harbor, and extending along Interstate Hwy 94 to Marshall, then on and east of U.S. Hwy 27 to St. Louis, then on and south of MI Hwy 46 to Saginaw, then on and east of MI Hwy 47 to Bay City, then on and south of MI Hwy 25 to junction U.S. Hwy 25, and then on and south of U.S. Hwy 25 from said junction to Detroit; and Midland, MI; (6) points in OH; and (7) Chicago, IL, to points in CO (on and east of the Continental Divide), MN and MO; (B) *General commodities,* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities which because of size and weight require special equipment), between the origin area described in paragraph A above, on the one hand, and, on the other, Ashton, Aurora, Bergen, Chicago, Como, Cortland, Creston, De Kalb, Dixon, Elburn, Franklin Grove, Fulton, Globe, Kaneville, Malta, Maple Lake, Morrison, North Aurora, Rochelle, Rock Falls, St. Charles, Sterling, Union Grove, and Unionville, IL; Adair, Adel, Altoona, Ames, Ankeny, Arcadia, Aspinwall, Atlantic, Avon, Bagley, Bayard, Beaver, Belle Plaine, Berwick, Bondurant, Boone, Cambridge, Carlisle, Carroll, Casey, Cedar Falls, Cedar Rapids, Clinton, Collins, Colo, Coon Rapids, Council Bluffs, Dawson, Dedham, Denison, Des Moines, De Witt, Dewar, Dexter, Dow City, Dunlap, Eagle Center, Evansdale, Ferguson, Gardiner, Gilbertville, Gladstone, Glidden, Grand Junction, Grimes, Haverhill, Hudson, Huxley, Jamaica, Jefferson, Johnston, Kellogg, Le Grand, Lewis, Lisbon, Logan, Lowden, Madrid, Manning, Marion Marshalltown, Maxwell, Mechanicsville, Melbourne, Menlo, Missouri Valley, Mitchellville, Mt. Vernon, Nevada, Norwalk, Norwood, Oakland, Ogden, Orilla, Ortonville, Perry, Quick, Redfield, Rhodes, Scotch Ridge, Scranton, Slater, Stanwood, State Center, Stuart, Tama, Templeton, Toledo, Underwood, Urbandale, Vail, Van Cleve, Washburn, Waterloo, Waukee, West Branch, West Des Moines, West Side, Woodbine, and Woodward IA; points in Berrien County, MI; and Alda, Ames, Arlington, Ashland, Blair, Central City, Chapman, Clarks, Columbus, Duncan, Emerald, Exeter, Fairmont, Fremont, Friend, Gibbon, Grafton, Grand Island, Gretna,

Hanson, Hastings, Kearney, Kennard, Lincoln, Milford, North Bend, Omaha, Richland, Rogers, Schuyler, Shelton, Silver Creek, Sutton, Valley, Waverly and Wood River, NE; (C) *General commodities,* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities which because of size and weight require special equipment), from points in the origin area described in paragraph A above to points in IA within 100 air miles of Cedar Rapids, IA; (D) *Such commodities as are dealt in by wholesale, retail or chain grocery stores,* (except in bulk, in tank vehicles), between points in the origin area described in paragraph A above, on the one hand, and, on the other, points in KS (on and east of U.S. Hwy 81); points in MN; points in MO (on and north of U.S. Hwy 50 and on and west of U.S. Hwy 63) and Aurora, Bolivar, Carthage, Clinton, Joplin, Neosho, St. Louis, Springfield and Webb City, MO; and Fargo, ND; (E) *Appliances and commodities used in the production and distribution thereof,* (except in bulk, in tank vehicles), between Amana, IA and Fayetteville, TN, on the one hand, and, on the other, points in NJ and NY described in origin sections 2 and 3 of paragraph A above; and Washington, DC; (F) *Meats, meat products, and meat by-products* and *articles distributed by meat-packinghouses,* as described in Sections A and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles) from Sioux City, IA to the origin area described in paragraph A above; (G) *Iron and steel articles,* from the origin area described in paragraph A above to points in CO, IA, MN, MO, and NE; (H) *General commodities,* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities which because of size and weight require special equipment), from Alda, Ames, Arlington, Ashland, Blair, Central City, Chapman, Clarks, Columbus, Duncan, Emerald, Exeter, Fairmont, Fremont, Friend, Gibbon, Grafton, Grand Island, Gretna, Hanson, Hastings, Kearney, Kennard, Lincoln, Milford, North Bend, Omaha, Richland, Rogers, Schuyler, Shelton, Silver Creek, Sutton, Valley, Waverly, and Wood River, NE to points in IA within 100 miles of Cedar Rapids, IA; (I) *Such commodities as are used or sold by dealers in five-and-ten cent store merchandises,* from Richmond, VA to points in IA within 100 miles of Cedar Rapids, IA; (J) *Such commodities as are dealt in by wholesale, retail or chain grocery stores,* between the origin area set forth in paragraph H above, on the one hand, and, on the other, points in KS (on and east of U.S. Hwy 81); MN; MO (on and north of U.S. Hwy 50 and on and west of U.S. Hwy 63), and Aurora, Bolivar, Carthage, Clinton, Joplin, Neosho, St. Louis, Springfield, and Webb City, MO; and Fargo, ND; (K) *Aluminum bus bars, foil, sheet, plate, and ingots,* from the facilities of Aluminum Company of America at or near Riverdale, IA to points in OH and Washington, DC; (L) *Such commodities as are used or sold by dealers in five-and-ten cent store merchandise,* restricted to such commodities as are dealt in by wholesale, retail or chain grocery stores, between Richmond, VA, on the one hand, and, on the other, points in KS (on and east of U.S. Hwy 81); MN; MO (on and north of U.S. Hwy 50 and on and west of U.S. Hwy 63), and Aurora, Bolivar, Carthage, Clinton, Joplin, Neosho, St. Louis, Springfield and Webb City, MO; and Fargo, ND; (M) Such commodities as are used or sold *by dealers in five-and-ten cent store* merchandise, between Richmond, VA, on the one hand, and, on the other, points in the IL, IA, and NE destination area described in paragraph B above; (N) *Paper, paper products, kraft wrapping paper and wood pulpboard,* from Franklin and West Point, VA to Chicago, IL; (O) *Glass containers, closures and rubber rings for glass containers and wooden and paper cases and labels for use in connection with the sale and distribution of glass containers,* from Chicago, IL to points in VA on, east and south of a line beginning at the VA-NC state line and extending along U.S. Hwy 20 through Danville and Lynchburg, to junction U.S. Hwy 60 at Amherst, then east along U.S. Hwy 60 to Richmond, and then along U.S. Hwy 360 through Tappahannock to Reedville on the Chesapeake Bay and points in VA on the Del-Mar-Va Peninsula; (P) *Coffee, tea, prepared foods, nuts, candy, peanut products and cream filled cookies,* from the facilities of Standard Brands, Inc. at or near Suffolk, VA to Chicago, IL. The authority applied for herein shall include authority to provide service to the commercial zones of the above designated points. The purpose of this application is to eliminate numerous CRST internal gateways, which will conserve fuel and reduce transit times. The purpose of this republication is to show the entire request of authority as requested.

MC 147273 (Sub-2TA), filed August 2, 1979, and published in the Federal Register issue of October 1, 1979, and republished as corrected this issue. Applicant: KENNETH SHAFER d.b.a. K & T HOT SHOT SERVICE, P.O. Box 558, Proctorville, OH 46669. Representative: John M. Friedman, 2930 Putnam Ave., Hurricane, WV 25526. *Mine machines, machinery and mine machine parts requiring expedited service* between Huntington, WV, and points in the Huntington, WV Terminal Area, on the one hand, and, on the other, points in CO, AZ, UT, NM, WY, MT, NV, and CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): J. H. Fletcher & Co., 707 W. 7th St., Huntington, WV. Send protests to: ICC, Fed. Res. Bank Bldg., 101 N. 7th St., Rm 620, Philadelphia, PA 19106. The purpose of this republication is to correctly show the state of NV in lieu of NE as a destination state which was previously published.

By the Commission.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 79-38089 Filed 12-11-79; 8:45 am]

BILLING CODE 7035-01-M

Sunshine Act Meetings

Federal Register
Vol. 44, No. 240
Wednesday, December 12, 1979

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

CONTENTS

	Items
Commodity Futures Trading Commission	1
Equal Employment Opportunity Commission	2
Federal Maritime Commission	3
National Railroad Passenger Corporation	4
Nuclear Regulatory Commission	5
Postal Service	6, 7

1

COMMODITY FUTURES TRADING COMMISSION.

TIME AND DATE: 11:00 a.m., December 21, 1979.

PLACE: 2033 K Street, NW., Washington, D.C., 8th floor conference room.

STATUS: Closed.

MATTERS TO BE CONSIDERED: Surveillance Briefing.

CONTACT PERSON FOR MORE INFORMATION: Jane Stuckey, 254-6314.

[S-2411-79 Filed 12-10-79; 12:04 pm]

BILLING CODE 6351-01-M

2

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: S-2388-79.

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: 9:30 a.m. (Eastern Time), Tuesday, December 11, 1979.

CHANGE IN THE MEETING: The following matter is added to the agenda for the open portion of the meeting.

Proposed sole source contract for statistical data services in connection with a court case.

A majority of the entire membership of the Commission determined by recorded vote that the business of the Commission required this change and that no earlier announcement was possible.

In favor of Change: Eleanor Holmes Norton, Chair; Ethel Bent Walsh, Commissioner; and J. Clay Smith, Jr., Commissioner.

CONTACT PERSON FOR MORE INFORMATION: Marie D. Wilson, Executive Officer, Executive Secretariat, at (202) 634-6748.

This notice issued December 7, 1979.

[S-2414-79 Filed 12-10-79; 3:39 pm]

BILLING CODE 6570-06-M

3

FEDERAL MARITIME COMMISSION.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: December 7, 1979, 44 FR 70625.

PREVIOUSLY ANNOUNCED TIME AND DATE OF THE MEETING: 10:00 a.m., December 12, 1979.

CHANGE IN THE MEETING: Addition of the following item to the open session:

11. Agreements Nos. LM-27, LM-27-A, and LM-27-B: Tampa Maritime Association.

[S-2413-79 Filed 12-10-79; 3:24 pm]

BILLING CODE 6730-01-M

4

NATIONAL RAILROAD PASSENGER CORPORATION.

In accordance with Rule 4a. of Appendix A of the Bylaws of the National Railroad Passenger Corporation notice is given that the Board of Directors will meet on December 19, 1979.

A. The meeting will be held on Wednesday, December 19, 1979, in the National Guard Association, Building, 3rd Floor, One Massachusetts Avenue, Northwest, Washington, D.C., beginning at 9:30 a.m.

B. The meeting will be open to the public at 10:30 a.m. beginning with agenda item No. 3, as described below.

C. The agenda items to be discussed at the meeting follow.

Agenda—National Railroad Passenger Corporation, Meeting of the Board of Directors, December 19, 1979

Closed Session (9:30)

1. Internal Personnel Matters.
2. Litigation Matters.

Open Session (10:30)

Approval of Minutes of Regular Meeting of November 28, 1979.

Commitment Approval Requests:

79-123-R1 Revision to 79-123 to Modify 12 Bi-Level Cars for Push/Pull Operation.

79-122 Retirement of P30CH Locomotives 713 and 715.

80-16 Retirement and Sale of Five (5) Motive Power Units.

80-40 Retirement and Sale of Three (3) Turbotrains and Spare Parts.

80-42 Low-Level Truck Program.

77-266-S5 Purchase Eleven (11) Lightweight Electric Locomotives.

80-28 Prototype Automatic Ticketing System.

80-34 Grade Crossing Improvements—California.

80-38 Purchase/Resale & Leaseback of Computer Equipment.

80-41 Procurement of Wheelchair Lifts.

79-60-S1 Supplemental Funding for Satellite Commissary—Chicago Union Station.

77-242-S4 Chicago, Illinois Phase IIIB, Modernization 12th and 16th Street Yards, Construct Commissary/Warehouse.

74-43-S2 Trainside Delivery & Warehouse Equipment, Sunnyside Commissary, New York.

5. Approval of Consulting Contract: Optimal Equipment Assignment

6. Approval of Consulting Contract: Decentralization of Management

7. Canadian Liquor License Resolution

8. Board Committee Reports: Audit, Equipment, Finance, Northeast Corridor Improvement Project, Organization & Compensation, and ad hoc By-laws Revision.

9. President's Report.

10. New Business.

11. Adjournment.

D. Inquiries regarding the information required to be made available pursuant to Appendix A of the Corporation's Bylaws should be directed to the Corporate Secretary at (202) 383-3973.

Dated: December 7, 1979.

Elyse G. Wander,

Corporate Secretary.

[S-2410-79 Filed 12-10-79; 10:53 am]

5

NUCLEAR REGULATORY COMMISSION.

TIME AND DATE: Week of December 10, 1979.

PLACE: Commissioners' Conference Room, 1717 H St., N.W., Washington, D.C.

STATUS: Open and Closed.

Monday, December 10

No meetings.

Tuesday, December 11

No meetings.

Wednesday, December 12

Changes.

9:30 a.m.

1. Briefing by I&E on Lessons Learned (approximately 1 hour, public meeting, rescheduled from 12/10).
2. Briefing on Status of Short Term Lessons Learned (approximately 1½ hours, public meeting).

1:30 p.m.

1. Briefing on Action Plan (approximately 2 hours, public meeting, rescheduled from 12/10).
2. Affirmation Session (approximately 5 minutes, public meeting):
   a. Gainesville,
   b. Sec. 145(b) approval.

Thursday, December 13

No meetings.

Friday, December 14

9:30 a.m.

1. Briefing on Scope of Issues Involved in Setting Standards for Licensee Technical Specifications and Implementation (approximately 1 hour, public meeting).
2. Briefing on NFS/Erwin (approximately 1½ hours, Closed—Exemption 1) (Tentative).

CONTACT PERSON FOR MORE INFORMATION: Walter Magee (202) 634–1410.

Dated: December 7, 1979.

Walter Magee,

Office of the Secretary.

[S-2412-79 Filed 12-10-79; 2:46 pm]

BILLING CODE 7590-01-M

6

POSTAL SERVICE.

On December 3, 1979, the Postal Rates Committee of the Board of Governors unanimously voted to close to public observation a portion of a meeting which was commenced on that date, and continued on December 4, at which the Committee discussed the Opinion and Recommended Decision of the Postal Rate Commission dated November 28, 1979, re Third Class Carrier Route Presort Proposal, 1978 (Commission Docket No. MC 78–2). On December 4, 1979, the Governors of the United States Postal Service unanimously voted to close to public observation a portion of the Board meeting of that date, the portion to be closed involving a discussion by the Governors of the aforesaid Opinion and Recommended Decision from the Rate Commission. In each instance, the vote to close a meeting followed a determination in accordance with the Government in the Sunshine Act that agency business required consideration of the Rate Commission's Opinion and Recommended Decision without the delay that would be necessary to afford public announcement at least one week before the meeting as described in 5 U.S.C. 552b(e). Thus, the Postal Rates Committee of the Board determined by unanimous vote that agency business required the meeting be called on December 3 at Postal Service Headquarters in Washington, D.C. to discuss the aforesaid matter. Further, the Governors determined by unanimous vote that the subject matter of the Board meeting previously announced for December 4 should be changed so as to add consideration of the aforesaid Opinion and Recommended Decision to the agenda for that meeting, that agency business so required, and that no earlier announcement of the change was possible.

In each instance, it was determined (by the Committee in one case and by the Governors in the other) that, pursuant to section 552b(c)(10) of title 5, United States Code, and section 7.3(j) of title 39, Code of Federal Regulations, the meeting or portion of a meeting to be closed was exempt from the open meeting requirement of the Government in the Sunshine Act in that it was likely to specifically concern the participation of the Postal Service in a civil action or proceeding, and that the public interest did not require the discussion of this matter to be open to the public. In accordance with section 552b(f)(1) of title 5, United States Code, and section 7.6(a) of title 39, Code of Federal Regulations, the General Counsel of the United States Postal Service certified in each instance that in his opinion the meeting or portion of a meeting to be closed might properly be closed to public observation pursuant to 552b(c)(10) of title 5, United States Code, and section 7.3(j) of title 39, Code of Federal Regulations.

The persons who attended the meeting of the Postal Rates Committee were members Wright, Hardesty, Robertson, and Sullivan, Postmaster General Bolger, Senior Assistant Postmaster General Finch, and Secretary of the Board Cox. The persons who attended the closed portion of the meeting of the Board were Board members Wright, Allen, Camp, Ching, Hardesty, Robertson, Sullivan, Bolger and Conway, Senior Assistant Postmaster General Finch, and Secretary of the Board Cox.

Louis A. Cox,

Secretary.

[S-2408-79 Filed 12-10-79; 10:53 am]

BILLING CODE 7710-12-M

7

POSTAL SERVICE.

On December 4, 1979, the Board of Governors of the United States Postal Service voted to close to public observation a portion of its next meeting, scheduled for January 8, 1980. Each of the members of the Board voted in favor of partially closing this meeting, which is expected to be attended by the following persons: Governors Wright, Hardesty, Allen, Camp, Ching, and Sullivan; Postmaster General Bolger; Deputy Postmaster General Conway; Senior Assistant Postmaster General Finch; and Secretary of the Board Cox.

The portion of the meeting to be closed will consist of a continuation of the discussion of the Postal Service's possible strategies concerning future postal ratemaking which was commenced at the Board's meeting of December 4, 1979.

The Board is of the opinion that public access to the planned discussion of future postal ratemaking strategies would be likely to disclose matters whose disclosure would be inconsistent with the public's interest in having the Board able to provide policy guidance to postal management on ratemaking issues on the basis of candid exploration of those issues, without concern for unreasonably influencing particular litigation. A number of these issues are likely to be the subjects both of administrative litigation during the course of the Postal Service's next general rate proceeding before the Postal Rate Commission and of the appellate judicial litigation which will probably follow that proceeding.

Accordingly the Board of Governors has determined that, pursuant to section 552b(c)(3) of title 5, United States Code, and section 7.3(c) of title 39, Code of Federal Regulations, the portion of the meeting to be closed is exempt from the open meeting requirement of the Government in the Sunshine Act (5 U.S.C. § 552b(b)), in that it is likely to disclose information prepared for use in connection with proceedings under chapter 36 of title 39 (having to do with postal ratemaking, mail classification, and postal service), which is specifically exempted from disclosure by section 410(c)(4) of title 39. The Board determined further that, pursuant to section 552b(c)(10) of title 5 and section 7.3(j) of title 39, Code of Federal Regulations, the discussion is exempt because it is likely to specifically concern the participation of the Postal Service in a civil action or proceeding.

Finally, the Board of Governors has determined that the public interest does not require that the Board's discussion of its possible ratemaking strategies and positions be open to the public.

In accordance with section 552b(f)(1) of title 5, United States Code, and section 7.6(a) of title 39, Code of Federal Regulations, the General Counsel of the United States Postal Service has certified that in his opinion the portion of the meeting to be closed may properly be closed to public observation, pursuant to sections 552b(c)(3), and 552b(c)(10) of title 5 and section 410(c)(4) of title 39, United States Code, and sections 7.3(c) and 7.3(j) of title 39, Code of Federal Regulations.

Louis A. Cox,

Secretary.

[S-2409-79 Filed 12-10-79; 10:53 am]

BILLING CODE 7710-12-M

Federal Register

Wednesday
December 12, 1979

Part II

Department of the Interior

Bureau of Land Management

Interim Management Policy and Guidelines for Land Under Wilderness Review

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Ch. II

Interim Management Policy and Guidelines for Land Under Wilderness Review

AGENCY: Bureau of Land Management, Interior.

ACTION: Publication of the Interim Management Policy and Guidelines for Lands Under Wilderness Review.

SUMMARY: This document sets the policy and guidelines for managing the use of lands that are under wilderness review by the Bureau of Land Management. This policy is referred to as the "interim" management policy because it will be in effect for only a limited period of time. The policy is applicable to all users of the public lands under the jurisdiction of the Bureau of Land Management under wilderness review. This policy will be further implemented by the publication of regulations at a future date.

EFFECTIVE DATE: December 12, 1979.

ADDRESS: Any inquiries or suggestions should be sent to: Director (430), Bureau of Land Management, 1800 C Street, NW., Washington, D.C. 20240.

Copies of the Interim Management Policy and Guidelines for Land under Wilderness Review are available at the above address and at all State Offices of the Bureau of Land Management.

FOR FURTHER INFORMATION CONTACT:
Terry Sopher (202) 343-6064.

December 7, 1979.

James W. Curlin,

Deputy Assistant Secretary of the Interior.

Interim Management Policy and Guidelines for Lands Under Wilderness Review

U.S. Department of the Interior, Bureau of Land Management, December 12, 1979

Interim Management Policy and Guidelines for Lands Under Wilderness Review—Table of Contents

Introduction

Chapter I. Management Policy for Lands Under Wilderness Review

A. General Policy
B. Specific Policy Guidance

Chapter II. Implementation of the Interim Management Policy

A. Activities Subject to the IMP
B. Evaluation Procedures
C. Decisions and Appeals
D. Enforcement
E. Record Keeping

Chapter III. Guidelines for Specific Activities

A. Recreation
B. Cultural and Paleonological Resources
C. Lands Actions—Access, Realty, Rights-of-Way and Withdrawals
D. Forestry
E. Wildlife
F. Fire Management
G. Watershed Management
H. Rangeland Management
J. Mineral Uses

Appendices

A. Wilderness Protection Stipulation
B. Section 603 of the Federal Land Policy and Management Act
C. Section 2(c) of the Wilderness Act
D. Authority
E. Summary of the Wilderness Review Program
F. Definitions

U.S. Department of the Interior

As the Nation's principal conservation agency, the Department of the Interior has responsibility for most of our nationally owned public lands and natural resources. This includes fostering the wisest use of our land and water resources, protecting our fish and wildlife, preserving the environmental and cultural values of our national parks and historical places, and providing for the enjoyment of life through outdoor recreation. The Department assesses our energy and mineral resources and works to assure that their development is in the best interests of all our people. The Department also has a major responsibility for American Indian reservation communities and for people who live in Island Territories under U.S. administration.

Introduction

The Federal Land Policy and Management Act of 1976 (FLPMA) requires the Secretary of the Interior to review areas of the public lands determined to have wilderness characteristics, and to report to the President his recommendations as to the suitability or nonsuitability of each such area for preservation as wilderness. The Secretary is required to report his recommendations to the President by October 21, 1991, and the President is required to report his recommendations to Congress by October 21, 1993. During the period of this review and until Congress acts on the President's recommendations, the Secretary is required to manage such lands so as not to impair their suitability for preservation as wilderness, subject to certain exceptions and conditions.

This document describes the policy and guidelines under which the Bureau of Land Management (BLM) will manage the lands under wilderness review. This policy is referred to as the "interim" management policy because it applies to specific areas of the public lands for a limited amount of time, depending upon various stages and schedules of the review process. The purpose of the policy and guidelines is to guide BLM staff in the specific decisions that arise every day in the management of lands under wilderness review.

There are two categories of public lands to which this policy applies: (1) Lands for which the wilderness inventory process has not yet been completed, and (2) wilderness study areas (WSA's). These two categories together are referred to as "lands under wilderness review."

The first category of lands to which the Interim Management Policy (IMP) applies are lands subject to wilderness review but for which the BLM wilderness inventory process has not yet been completed. The inventory is a preliminary phase that leads to identification of wilderness study areas. Because completion of the wilderness inventory process may result in identifying lands under inventory as wilderness study areas, these lands must be managed under the IMP until a final decision in the inventory process resolves their status. The wilderness inventory in the contiguous western States is scheduled for completion in 1980.

The second category of lands, wilderness study areas, consists of lands which the BLM has determined have wilderness characteristics, as defined in the Wilderness Act of 1964. This determination is made through the wilderness inventory process described in the BLM's *Wilderness Inventory Handbook*. These wilderness study areas are being studied by the BLM to determine whether they are suitable or nonsuitable for preservation as wilderness. Based on this study, the Secretary of the Interior will submit his recommendations on each wilderness study area to the President, and the President will send his recommendations to Congress. Only Congress can designate an area as wilderness and, therefore, as a unit of the National Wilderness Preservation System.

The Interim Management Policy is temporary and applies only during the time an area is under wilderness review and until Congress acts on wilderness study areas. After Congress acts on the President's recommendations for each wilderness study area, a different policy will apply to the area, depending on whether or not Congress designates the area as wilderness. Areas designated as wilderness will be managed under a basic policy for permanent wilderness

management, which will soon be drafted by the BLM and issued for public review. This policy will be amended as necessary to reflect any requirements incorporated into the law designating a wilderness area on BLM lands. Areas Congress determines not to designate as wilderness will no longer be subject to the Interim Management Policy, and will be managed under general BLM management policies.

The Interim Management Policy (IMP) obviously is not the only policy that governs the management of lands under wilderness review. The BLM has many other laws and policies to carry out which may affect whether and how an activity may take place on lands under wilderness review, even when that activity is permissible under the IMP.

Mandates From Congress

The BLM wilderness review program stems from section 603 of the Federal Land Policy and Management Act of 1976 (FLPMA). In FLPMA, Congress gave BLM its first unified, comprehensive mandate on how the public lands should be managed. The law establishes a policy of generally retaining the public lands in Federal ownership, and it directs the BLM to manage them under principles of multiple use and sustained yield. The BLM is to prepare an inventory of the public lands and their resources, including identification of areas having wilderness characteristics. Management decisions for the public lands are to be made through a land-use planning process that considers all potential uses of each land area. All public lands are to be managed so as to prevent unnecessary or undue degradation of the lands.

Under FLPMA, wilderness preservation is part of BLM's multiple-use mandate, and wilderness values are recognized as part of the spectrum of resource values and uses to be considered in the inventory and in the land-use planning process. Section 603 of FLPMA specifically directs the BLM, for the first time, to carry out a wilderness review of the public lands. (The complete text of section 603 appears in Appendix B of this document. The BLM's wilderness review program implementing section 603 is summarized in Appendix E.)

Section 603(c) of FLPMA tells the BLM how to manage the lands under wilderness review, in these words:

> During the period of review of such areas and until Congress has determined otherwise, the Secretary shall continue to manage such lands according to his authority under this Act and other applicable law in a manner so as *not to impair the suitability of such areas for preservation as wilderness* * * * (emphasis added)

We will refer to this as the "nonimpairment" mandate.[1]

Importantly, section 603(c) provides a special exception from the nonimpairment mandate for existing mining, grazing, and mineral leasing uses—what we will call "grandfathered" uses—in these words:

> * * * subject, however, to the continuation of existing mining and grazing uses and mineral leasing in the manner and degree in which the same was being conducted on the date of approval of this Act * * *

As is obvious from this language, the continuation of these existing uses is not unrestricted. They are restricted to the same "manner and degree" as on the date FLPMA was approved (October 21, 1976).

The Secretary is also directed by section 603(c) to "take any action required to prevent unnecessary or undue degradation of the lands and their resources or to afford environmental protection." This applies to these grandfathered uses and to all other activities. A similar provision in Section 302(b) concerning *all* public lands, even those not under wilderness review, directs the Secretary to "prevent unnecessary or undue degradation of the lands." The practical effect of these two provisions is the same. Therefore, throughout this document the shorter form used in section 302(b) will be cited.

Another provision in section 603(c) directs:

> Unless previously withdrawn from appropriation under the mining laws, such lands shall continue to be subject to such appropriation during the period of review unless withdrawn by the Secretary under the procedures of section 204 of this Act for reasons other than preservation of their wilderness character.

(Section 204 spells out the conditions under which the Secretary may make a withdrawal, and the procedures for doing so.)

The BLM's responsibilities under section 603(c) are also affected by section 701(h) of FLPMA, which states:

> All actions by the Secretary concerned under this Act shall be subject to valid existing rights.

These mandates in FLPMA establish as a matter of law that, while some development activities are permissible on lands under wilderness review, they are subject to important limitations and must be carefully regulated. All activities except those specifically exempt must be regulated to prevent impairment of wilderness suitability. If an activity not specifically exempt cannot meet this condition, the activity cannot be permitted on lands under wilderness review.

There are five different practical effects of these provisions with respect to "interim management" of lands under wilderness review. First, the general standard for interim management is that lands under wilderness review must be managed so as not to impair their suitability for preservation as wilderness. We will refer to this as the "nonimpairment" standard. This applies to all uses and activities except those specifically exempted from this standard by FLPMA (such as grandfathered uses).

Second, those grazing, mining, and mineral leasing uses that existed on October 21, 1976 (the date FLPMA was approved), may continue in the same manner and degree as on that date, even if this would impair wilderness suitability.

Third, lands under wilderness review may not be closed to appropriation under the mining laws in order to preserve their wilderness character.

Fourth, valid existing rights must be recognized.

Fifth, the lands must be managed to prevent unnecessary or undue degradation.

Meaning of the Congressional Mandate

Determining what can take place on lands under wilderness review depends partly on what the specific language of each of these provisions means, partly on how each provision interacts with other provisions of FLPMA and with other laws, and partly on what authority the Department has under FLPMA and other laws to regulate uses of the public lands.

Nonimpairment

To determine what is permissible under the general "nonimpairment" standard, we must examine what Congress meant by *impairment* of an area's *suitability for preservation as wilderness.*

The term "suitability * * * for preservation as wilderness" originated in the Wilderness Act of 1964, which

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[1] The wilderness review required by section 603 focuses on roadless areas of 5,000 acres or more and on roadless islands. The BLM as a matter of policy has used its general management authority under sections 302 and 202 of FLPMA to include in the wilderness review some roadless areas smaller than 5,000 acres. (The criteria for such areas are spelled out on page 12 of the *Wilderness Inventory Handbook.*) The management mandate in section 603(c) does not apply to roadless areas smaller than 5,000 acres. However, as a matter of policy the BLM will use its management authority under section 302 of FLPMA to apply a modified form of interim management to these areas, as is explained in Chapter I. A. 5.

directs the Secretary of Agriculture to "review, as to its *suitability* or nonsuitability *for preservation as wilderness*" each of the national forest areas classified as "primitive." Likewise, the Wilderness Act directs the Secretary of the Interior to review certain roadless areas and islands in the National Park System and in the national wildlife refuges and game ranges and "report to the President his recommendation as to the *suitability* or nonsuitability of each such area or island *for preservation as wilderness.*" The term is similarly used in section 603(a) of FLPMA, which directs the Secretary of the Interior to review certain roadless areas and islands and to "report to the President his recommendation as to the *suitability* or nonsuitability of each such area or island *for preservation as wilderness*". (Emphasis added.)

In the Wilderness Act and FLPMA, the term "suitability" implies two things. First, it implies that, at the minimum, the area satisfies the definition of wilderness in section 2(c) of the Wilderness Act:

> A wilderness, in contrast with those areas where man and his own works dominate the landscape, is hereby recognized as an area where the earth and its community of life are untrammeled by man, where man himself is a visitor who does not remain. An area of wilderness is further defined to mean in this Act an area of undeveloped Federal land retaining its primeval character and influence, without permanent improvements or human habitation, which is protected and managed so as to preserve its natural conditions and which (1) generally appears to have been affected primarily by the forces of nature, with the imprint of man's work substantially unnoticeable; (2) has outstanding opportunities for solitude or a primitive and unconfined type of recreation; (3) has at least five thousand acres of land or is of sufficient size as to make practicable its preservation and use in an unimpaired condition; and (4) may also contain ecological, geological, or other features of scientific, educational, scenic, or historical value.

The Department therefore has a responsibility under the nonimpairment standard to ensure that each wilderness study area satisfies this definition at the time Congress makes a decision on the area. As a practical matter, this means that it must meet this definition by the time the Secretary reports his recommendation to the President, because the President might immediately send his recommendation to Congress, and Congress might act immediately.

The word "suitability" takes on a second meaning in the context of recommendations made by the Secretary to the President. Congress made it clear in section 603 of FLPMA that an area with all necessary wilderness characteristics defined in section 2(c) of the Wilderness Act might be found by the Secretary to be either "suitable" or "nonsuitable" for preservation as wilderness. Since each area *must* have been determined to have wilderness characteristics in order to qualify for wilderness study under the mandate of FLPMA, it seems clear that the principal factor to be used by the Secretary in arriving at a suitable/nonsuitable recommendation is the value of an area as wilderness compared to its value for other uses, such as commercial forest management or mineral development. The Department therefore has a responsibility to ensure that an area's existing wilderness values are not degraded so far, compared with the area's values for other purposes, as to significantly constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness.

Management under the nonimpairment standard, to which there are two exceptions described later, has these goals: (1) To ensure that any area that now satisfies the wilderness definition in section 2(c) of the Wilderness Act will satisfy that definition when the Secretary sends his wilderness recommendation to the President and thereafter until Congress acts, and (2) to ensure that, by the time the Secretary sends his wilderness recommendation to the President, the area's wilderness values have not been degraded so far, compared with the area's values for other purposes, as to significantly constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness.

Anything that would conflict with these goals would constitute impairment of the area's suitability for preservation as wilderness.

Management to the nonimpairment standard does not mean that the lands will be managed as though they had already been designated as wilderness. For example, some uses that could not take place in a designated wilderness area may be permitted under the Interim Management Policy because they are only temporary uses that leave no physical or aesthetic impacts on the land and that can easily be terminated if Congress decides to designate the area as wilderness.

Some temporary uses can be permitted even though they cause physical or aesthetic impacts, because those impacts are temporary and will be reclaimed promptly. It is generally felt to be in the public interest, for instance, for wilderness study areas to be explored, within the nonimpairment standard, so as to learn as much as possible about all the resource values that are present.

On the other hand, some uses that were explicitly permitted by the Wilderness Act of 1964 in wilderness areas of the national forests (such as mining and mineral leasing) must be restricted under the Interim Management Policy because their impacts clearly could disqualify the area from satisfying the wilderness definition, and thus would impair wilderness suitability. During the wilderness review it is the later and more explicit FLPMA, and not the Wilderness Act, that dictates what is permissible.

The final decision on permanent wilderness designation for each wilderness study area belongs to Congress. Management under the nonimpairment standard protects Congress' right to make the designation decision by preventing actions that would pre-empt that decision.

Grandfathered Uses

To determine what uses are protected under the "grandfather" provision, we must examine what Congress meant by "continuation of existing mining and grazing uses and mineral leasing in the manner and degree in which the same was being conducted on the date of approval of this Act."

To be an "existing" use, the use clearly must have been taking place on the lands as of the date of FLPMA (October 21, 1976). An existing use might have been temporarily inactive for reasons such as bad weather or a short-term depression in market conditions, but clearly a use that had last occurred 5 or 10 years earlier when there was no demonstrable intention of resuming immediately would not qualify, except where the use involved a long "start-up" time.

An existing use would have created actual physical impacts on the land before October 21, 1976. However, the impacts of an existing grazing use would not necessarily be noticeable on that date, because grazing, conducted under good range management practices, leaves no noticeable impacts, except those of range improvement installations.

Continuation in the same "manner and degree" implies different things for the different uses mentioned in the grandfather clause. Mineral uses generally operate by a logical progression that begins with exploration and proceeds through development of a

given deposit by geographic extension until the deposit has been exhausted. By contrast, grazing use is done by grazing a given land area on a continuing basis, because range forage is a renewable resource. No change in the area of use is inherent in grazing.

In both cases, the benchmark for the "manner and degree" of an existing use is the physical and aesthetic impact that use was having on the area on October 21, 1976, because it is that impact that could affect the wilderness review.

For mineral uses, continuation in the same manner and degree implies that the use may proceed by a *logical pace and progression*—either a geographic extension or a change in the type of activity, so long as the impacts of the extension or of the new activity are not of a significantly different kind than the impacts existing on October 21, 1976. This may take place even if the activity impairs wilderness suitability.

For grazing uses, continuation in the same manner and degree implies that grazing may continue on the lands authorized as of October 21, 1976, so long as the impacts of that use do not increase.

Appropriation Under the Mining Laws

As it appears in section 603(c), the mandate that lands under wilderness review continue to be subject to appropriation under the mining laws is a prohibition against withdrawal of lands under wilderness review from appropriation under the mining laws for the purpose of preserving the land's wilderness character. It is not an exception to the nonimpairment mandate. Although they may still take place, activities entailed in appropriation under the mining laws—including the location of new claims, assessment work, exploration activities on claims, and the issuance of patents—must be regulated so as not to impair wilderness suitability. (Of course, mining activities covered by the grandfather provision and certain valid existing rights are exceptions to the nonimpairment mandate.)

If a mining claimant, using methods that do not impair wilderness suitability, makes a valid discovery and can show proof of that discovery to the BLM, the discovery represents a right to patent the claim. If a patent is issued, title to the land is transferred to the claimant. At that point the claim ceases to be public land and is therefore no longer subject to wilderness review or to the Interim Management Policy.

Valid Existing Rights

The "valid existing rights" provision of FLPMA (Section 701(h)) clearly applies only to valid rights outstanding ("existing") on October 21, 1976. Those valid rights will be recognized, but they are not necessarily exempt from the nonimpairment mandate.

In cases where the Department has authority to regulate a valid existing right, the nonimpairment mandate of section 603 requires the Department to regulate it to avoid impairing wilderness suitability. This is the case with the majority of mineral leases issued before October 21, 1976. The right granted by those leases is not an absolute, uncontrolled right. It is a right conditioned on compliance by the lessee with the Department's rules, orders, and regulations in effect either on or after the date of the lease. Therefore, lessees will be required to comply with the nonimpairment mandate of FLPMA, unless the activities on the leases qualify as grandfathered uses. If a lessee proposes to conduct activities that cannot meet the nonimpairment standard and those proposed activities are denied for this reason, the lessee has the right to request a suspension of operation. The policy on lease suspensions is explained more fully in Chapter III. J. 1(d).

In cases where the Department has no such authority to regulate the valid existing rights to the nonimpairment standard, those rights may be exercised, even if this will impair wilderness suitability. This is the case with mining claims on which a valid discovery had been made before October 21, 1976. If the claimant can show evidence to the BLM that a discovery was made before that date, the operation will not be regulated to the nonimpairment standard, regardless of the kind of impacts from activities on the claim on October 21, 1976.

The valid existing rights and grandfather provisions create a significant overlap, because some mineral uses qualify under both provisions:

Mining Claims: Mining claims located before October 21, 1976, represent a valid existing right if a valid discovery had been made on the claim before October 21, 1976. Of course, if any such claims were actively being worked as of October 21, 1976, they would also qualify as grandfathered uses. But they enjoy a more liberal development standard under the valid existing rights provision, because in this case they would be able to proceed even if the activities exceeded the manner and degree that existed on October 21, 1976.

Mineral Leases: Mineral leases issued before October 21, 1976, represent a valid existing right. If they were actively being worked as of October 21, 1976, and if physical impacts had been created on the ground, these leases would also qualify as grandfathered uses. In most if not all cases (depending upon the legal rights conveyed by the specific lease in question), the grandfather provision provides the more liberal development standard, allowing continuation in the same manner and degree as on October 21, 1976; otherwise, the nonimpairment standard would apply. If a lessee proposed to conduct activities that cannot meet the nonimpairment standard and those proposed activities were denied for this reason, the lessee would have the right to request a suspension of operation. The policy on lease suspension is explained more fully in Chapter III. J. 1(d).

Chapter I. Management Policy for Lands Under Wilderness Review

A. General Policy

1. The Department of the Interior's management policy is, except in the cases stated below, to continue resource uses on lands under wilderness review in a manner that maintains the areas' suitability for preservation as wilderness. This Interim Management Policy will be in effect until one of the following occurs:

a. In some cases the BLM wilderness inventory process will result in a determination that a wilderness inventory unit does not meet the Wilderness Act's definition of wilderness. In such cases, as soon as the BLM State Director has announced a final decision and any relevant administrative review process has been exhausted, the Interim Management Policy will no longer apply.

b. If Congress designates a wilderness study area as wilderness, the BLM will manage the area for preservation of its wilderness character. The Federal Land Policy and Management Act (FLPMA) requires that designated wilderness areas be managed under provisions of the Wilderness Act that apply to national forest wilderness. BLM will prepare a management policy to implement this mandate for any BLM areas that Congress may decide to designate as wilderness.

c. If Congress determines that a wilderness study area will not be designated as wilderness, the Interim Management Policy will no longer apply.

2. The law provides for, and the Department's policy is to allow, continuation of grazing, mining, and mineral leasing uses on lands under wilderness review in the manner and degree in which these uses were being done on October 21, 1976, so long as

they do not cause unnecessary or undue degradation of the lands. These are referred to as the "grandfathered" uses.

3. The Department's policy is to allow appropriation under the mining laws; i.e., these areas, in accordance with the congressional mandate, will not be withdrawn from the operation of the mining laws for the purpose of preserving their wilderness character. Activities involved in appropriation under the mining laws—including location of new claims and the assessment work necessary to hold claims—will be allowed so long as these activities are carried out in a manner that does not impair the area's wilderness suitability.

4. The Department's policy is to recognize valid existing rights that were outstanding on October 21, 1976. A further explanation of the policy on valid existing rights appears in section B. 7, below.

5. If a wilderness study area or inventory unit (except islands) is smaller than 5,000 acres, existing and new mining activities under the 1872 Mining Law will be regulated in that area only to prevent unnecessary or undue degradation of the lands—not to prevent impairment of wilderness suitability. All other activities will be managed under the Interim Management Policy. The *Wilderness Inventory Handbook* provides for identification of wilderness study areas under 5,000 acres under certain conditions specified on page 12 of the handbook. Although section 603 of FLPMA does not require these areas to be given interim management, the Department has the authority under section 302 of FLPMA to manage these lands similarly. The Department's policy is to manage them under the Interim Management Policy, except with respect to mining claims located under the 1872 Mining Law. The authority to regulate activities to the nonimpairment standard with respect to the mining laws only applies to the areas that meet the criteria of section 603—i.e., either islands or roadless areas of 5,000 acres or more. Section 302 provides the authority to regulate mining on all public lands to prevent unnecessary or undue degradation.

B. Specific Policy Guidance

This section tells how the Bureau of Land Management will apply the general policies set forth in section A, above.

1. Lands under Wilderness Review. The Bureau of Land Management is conducting a wilderness inventory under procedures described in the *Wilderness Inventory Handbook*, issued on September 27, 1978. The inventory will sort lands into two categories: (a) Wilderness study areas, to which the Interim Management Policy will apply, and (b) lands that are determined not to have wilderness characteristics and therefore will not be subject to the Interim Management Policy. Lands that are being reviewed in the wilderness inventory and have not yet been dropped from the inventory by a final decision of the BLM will be subject to the Interim Management Policy because they may be identified as wilderness study areas by that final decision.

2. Nonimpairment. Any activity that BLM has determined does not impair the land's suitability for preservation as wilderness may be permitted on lands under wilderness review. Before approving proposed activities generally identified as nonimpairing in this document, BLM will first ensure that they conform to the existing management framework plan, if one has been prepared for the affected lands (see 43 CFR 1601.8), and will then review the proposal through an environmental assessment to determine whether, in a specific case, they will be nonimpairing and to ensure that approval of such activities will not create a situation in which the cumulative effect of existing uses and the new proposed uses would impair wilderness suitability.

Activities that protect or enhance the land's wilderness values or that provide the minimum necessary facilities for public enjoyment of the wilderness values are considered nonimpairing. For example, trails and sanitary facilities could be built for primitive recreational use.

All other activities will be considered nonimpairing if the BLM determines that they meet each of the following criteria, referred to hereafter as the "nonimpairment criteria":

a. It is temporary. This means that the use or activity may continue until the time when it must be terminated in order to meet the reclamation requirement of paragraphs (b) and (c) below. A temporary use that creates no new surface disturbance may continue unless Congress designates the area as wilderness, so long as it can easily and immediately be terminated at that time, if necessary to management of the area as wilderness.

b. Any temporary impacts caused by the activity must, at a minimum, be capable of being reclaimed to a condition of being substantially unnoticeable in the wilderness study area (or inventory unit) as a whole by the time the Secretary of the Interior is scheduled to send his recommendations on that area to the President, and the operator will be required to reclaim the impacts to that standard by that date. If the wilderness study is postponed, the reclamation deadline will be extended accordingly. If the wilderness study is accelerated, the reclamation deadline will not be changed. A full schedule of wilderness studies will be developed by the Department upon completion of the intensive wilderness inventory. In the meantime, in areas not yet scheduled for wilderness study, the reclamation will be scheduled for completion within 4 years after approval of the activity. (Obviously, if and when the Interim Management Policy ceases to apply to an inventory unit dropped from wilderness review following a final wilderness inventory decision of the BLM State Director, the reclamation deadline previously specified will cease to apply.) The Secretary's schedule for transmitting his recommendations to the President will not be changed as a result of any unexpected inability to complete the reclamation by the specified date, and such inability will not constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness.

The reclamation will, to the extent practicable, be done while the activity is in progress. Reclamation will include the complete recontouring of all cuts and fills to blend with the natural topography, the replacement of topsoil, and the restoration of plant cover at least to the point where natural succession is occurring. Plant cover will be restored by means of reseeding or replanting, using species previously occurring in the area. If necessary, irrigation will be required. The reclamation schedule will be based on conservative assumptions with regard to growing conditions, so as to ensure that the reclamation will be complete, and the impacts will be substantially unnoticeable in the area as a whole, by the time the Secretary is scheduled to send his recommendations to the President. ("Substantially unnoticeable" is defined in Appendix F.)

c. When the activity is terminated, and after any needed reclamation is complete, the area's wilderness values must not have been degraded so far, compared with the area's values for other purposes, as to significantly constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness. The wilderness values to be considered are those mentioned in section 2(c) of the Wilderness Act, including naturalness, outstanding opportunities for solitude or

for primitive and unconfined recreation, and ecological, geological or other features of scientific, educational, scenic, or historical value.

Any temporary impacts authorized by the BLM under these criteria will be ignored during the wilderness study; the area will be considered in its expected condition at the time reclamation is complete, as required by paragraphs (b) and (c) above.

3. Supporting Activities. Some activities that in themselves are nonimpairing may require supporting facilities or activities that could impair wilderness suitability. (For example: a boat launching ramp and associated parking area as supporting facilities for boating, or the cross-country use of motor vehicles to retrieve sailplanes or hang gliders.) When this is the case, the supporting activity will be limited as necessary to meet the nonimpairment criteria (see section 2, above). If the supporting activity cannot be done in a nonimpairing manner, then the principal activity will not be approved.

4. Cumulative Impacts. It is recognized that many minor impacts of nonimpairing activities could accumulate to a point at which the total impact would impair wilderness suitability either by creating impacts that overall are *noticeable* (i.e., are not substantially unnoticeable) or by degrading the area's wilderness values so far, compared with the area's values for other purposes, as to significantly constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness.

To prevent such cumulative impacts from impairing wilderness suitability, the BLM will monitor the cumulative impacts of ongoing activities. If those impacts are growing so great that the area's wilderness suitability could be impaired, the BLM will take steps to control that impact by adjusting the conditions of use (such as time, place, and quantity), by prohibiting the expansion of the activity, or, if necessary, by prohibiting the activity altogether on the affected lands. The BLM will also consider cumulative effects in making decisions on new proposals to conduct what individually would be nonimpairing activities; if the proposed activity will create an unacceptable additional increment of impact, it will not be approved.

5. Existing Facilities. Some lands under wilderness review may contain minor man-made facilities that were found in the wilderness inventory process to be substantially unnoticeable in the area. For example, these may include primitive vehicle routes ("ways") and range improvements such as fences and spring developments. There is nothing in this Interim Management Policy that requires such facilities to be removed or shut down. On the contrary, they may remain, and they may be used as before, so long as this does not cause new impacts that would impair the area's wilderness suitability. (Grandfathered uses are, of course, exempt from the nonimpairment standard.)

6. "Grandfathered" Uses.

a. General. Section 603(c) of FLPMA provides a special exception to the nonimpairment standard. Grazing, mining, and mineral leasing uses that existed on the date of approval of FLPMA (October 21, 1976) may continue in lands under wilderness review in the same manner and degree as on that date, even if this impairs wilderness suitability. These are the "grandfathered" uses, protected by the "grandfather" clause of section 603. These uses must be regulated to ensure that they do not cause unnecessary or undue degradation of the lands.

Although activities on mining claims on which a valid mineral discovery was made prior to October 21, 1976, may qualify as grandfathered uses, these claims qualify for a more liberal development standard under the policy for valid existing rights (see section 7, below).

b. Criteria. A grandfathered use is a mineral or grazing use that was taking place on the land as of the date of approval of FLPMA (October 21, 1976). A grandfathered mineral use must have created *actual physical impacts* before that date.

In some circumstances, a grazing or mineral use may have been temporarily inactive on October 21, 1976, for reasons such as bad weather, natural disaster, a labor strike, or a short-term depression in the market for the product, and the operator fully intended to resume immediately upon termination of the temporary source of inactivity. In such cases, a rule of reason will be followed, but "temporarily inactive" will normally mean no more than 12 months prior to October 21, 1976. There may be unusual circumstances causing more than 12 months of temporary inactivity; these will be considered case by case, but shutdowns for market reasons longer than 12 months will not qualify. In the case of pre-FLPMA exploration activity creating actual physical impacts, such as seismic operations for oil and gas or drilling for hardrock minerals, normal industry schedules or "start-up" times will be taken into account in determining the permissible period of inactivity. Diligent pursuit and logical progression of development of the lease or mining claim must be demonstrated before these circumstances will be considered.

If a grandfathered use is acquired by a different owner, the new owner may continue the grandfathered use. But a grandfathered use is not an abstract right or privilege that can be uprooted from one land area and applied to a completely different land area; it is based on the place where it was being conducted as of October 21, 1976.

c. Manner and Degree for Mineral Uses. Continuation of a grandfathered use is limited to the same "manner and degree" as on October 21, 1976. The manner and degree of a mineral use refers to the kind of physical and aesthetic impacts the grandfathered use caused as of October 21, 1976. Continuation of a grandfathered mineral use in the same manner and degree may include a logical progression of activity—a geographic extension of the existing activity, or a change in the type of activity—if these are done at a logical pace and if the new impacts are not of a significantly different kind than the impacts existing on October 21, 1976.

This means that the *quantity* of on-the-ground impacts may be increased by the logical pace and progression of a grandfathered use, but that the new impacts may not be of a significantly different *kind* than the impacts involved with the pre-FLPMA activity. In determining whether the kind of impact is significantly different, consideration should be given to degradation of the area's wilderness characteristics (see the definition in Appendix C), including changes in natural contours and visual impacts.

For instance, if oil and gas exploration had been taking place by deep drilling, and one well had been drilled before October 21, 1976, additional wells could be drilled following a logical geographic extension at a logical pace of exploration, so long as the impacts were not of a significantly different kind than those of the first well. If those wells could then go to production without causing new impacts of a significantly different kind, that too could be permitted. For instance, this might occur if collecting pipelines, power lines, tank batteries and pumpjack were installed on already-disturbed sites and routes. It is the kind of impact, rather than the quantity of impact or the stage of development, that will be controlling in determining the manner and degree.

A grandfathered mineral use outside the boundary of an area under wilderness review may continue into the area as long as the activity follows the logical pace and progression of

development and the impacts are not of a significantly different kind.

It is the use, rather than the claim or lease, that is grandfathered. A grandfathered mineral use may continue in the same manner and degree onto adjacent leases or claims held by the same person. Mineral leases unitized prior to October 21, 1976, are grandfathered as a unit.

d. Manner and Degree for Grazing Uses. The manner and degree of a grazing use refers to the nature of physical and aesthetic impacts the use caused as of October 21, 1976, including the condition of the range and the range improvements installed or under construction at that time. Continuation of a grazing use in the same manner and degree does not include any logical adjacent geographic continuation, as is provided for grandfathered mineral uses. This is because of the difference in the way grazing and mineral uses are carried out. Mineral uses inherently require a geographic extension to cover the entire mineral deposit. Grazing uses, on the other hand, do not inherently require a geographic extension. Range forage is a renewable resource; therefore grazing utilizes a specified area on a continuing basis.

Continuation in the same manner and degree does not automatically include, nor does it automatically exclude, installation of new range improvements. In cases where a permit issued by the BLM before October 21, 1976, provided for the operator to install a series of improvements and part of that series had already been installed before October 21, 1976, that operator may complete the series after that date. Otherwise, the question as to what range improvements may be installed on lands under wilderness review is more meaningfully dealt with under the nonimpairment concept. Certain new range improvements may be installed under this concept, and existing improvements may be used and maintained, as is explained in the guidelines in Chapter III. H.

7. Valid Existing Rights. The valid existing rights of mining claimants and mineral lessees as of October 21, 1976, will be recognized. If the claimant or lessee transfers his claim or lease to another person, the same valid existing right will be recognized in the new holder. But a valid existing right is tied to a particular claim or lease, and cannot be transferred to a different claim or lease.

a. Mining Claims. Mining claimants are recognized as having a valid existing right if a valid discovery had been made on the claim before October 21, 1976. Activities for the use and development of such claims will be exempt from the nonimpairment policy and will be regulated only to prevent unnecessary or undue degradation of the lands. Before beginning operations whose impacts would impair wilderness suitability, the claimant must show evidence of his discovery to the BLM.

However, there is a narrow exception. If on-the-ground activities that would impair wilderness suitability are proposed on a pre-FLPMA claim with valid existing rights within a wilderness study area that the BLM Director has recommended to the Secretary as suitable for designation as wilderness, the proposed impairing activity may be temporarily disapproved by the Director. This is a narrow exception for extraordinary circumstances when the Secretary and the President may be expected to recommend the area as suitable for designation as wilderness and Congress may be expected to act in a short period of time. Such a disapproval would be for one year, subject to renewal, but not to exceed a total of two years. In such cases, the existing right remains, but its enjoyment may be postponed.

b. Leases. Valid existing rights for mineral leases issued prior to October 21, 1976, are dependent upon the specific terms and conditions of each lease. Those terms and conditions generally make existing mineral leases subject to regulations enacted and orders issued after issuance of the lease, to Secretarial approval of proposed development activities, and to Secretarial direction as to the rate and location of exploration and development. Those leases on which actual physical impacts had occurred before October 21, 1976, and on which activities were being conducted as of that date, qualify as grandfathered uses and are subject to a more liberal standard of development (described in section 6 above) than is the case under valid existing rights. For the majority of pre-FLPMA leases, in accordance with the usual terms and conditions, where there were no pre-FLPMA physical impacts or where no activities were being conducted on the lease as of October 21, 1976, activities will be allowed so long as they are conducted in a manner that does not impair wilderness suitability. If activities proposed on a pre-FLPMA lease are denied because they cannot meet this standard, the lessee has the right to request a suspension of operation. The policy on lease suspension is explained more fully in Chapter III. J. 1 (d).

8. Appropriation under the Mining Laws. Lands under wilderness review will remain open to appropriation under the 1872 Mining Law except (a) lands that had been withdrawn from appropriation prior to the date of approval of FLPMA (October 21, 1976), and (b) lands withdrawn after October 21, 1976, for reasons other than preservation of their wilderness character. All mining activities, except grandfathered activities and activities on claims determined to have a pre-FLPMA discovery, will be regulated to prevent their impacts from impairing wilderness suitability. Claimants with a pre-FLPMA discovery are recognized as having valid existing rights (see section 7 above), and such operations will be regulated only to prevent unnecessary or undue degradation of the lands.

9. Maintenance. Existing structures and installations may be maintained to keep them in an effective usable condition. Except for grandfathered uses and uses based on valid existing rights, maintenance will not be allowed to modify a structure or installation to a condition that would impair the area's suitability for wilderness designation. Measures required to carry out maintenance work will be allowed if these measures do not in themselves impair wilderness suitability. For this purpose—if necessary and only when authorized by the BLM—motor vehicles may be driven cross-country along routes designated by the BLM, without grading or blading. In such cases the operator will be required to reclaim any impacts caused by cross-country travel. In all cases, these activities must satisfy the nonimpairment criteria (see section B. 2 above).

10. Motor Vehicles and Motorized Equipment. The use of motor vehicles and motorized equipment does not necessarily impair wilderness suitability, if the use is on existing access routes or elsewhere so long as it does not cause impacts inconsistent with the reclamation requirements of the nonimpairment criteria (see section 2 above). Specific guidelines for recreation use of off-road vehicles appear in Chapter III. A.

Motor vehicles may be allowed off existing access routes when authorized by the BLM for these purposes: (a) In emergencies and search and rescue operations; (b) for maintenance, as described in section B. 9, above; (c) for construction and maintenance of approved structures mentioned elsewhere in this document; and (d) for official purposes by the BLM and other Federal, State and local agencies and their agents only when necessary and specifically authorized by the BLM for protection of human life, safety, and property; for protection of the lands and

their resources; and for gathering essential information on resources. In emergencies, the cross-country travel will not be held to the nonimpairment standard, but in all other cases cross-country travel must satisfy the nonimpairment criteria (see section 2 above), including reclamation requirements. Except in emergencies, the route must be approved by the BLM and will be the route least destructive of wilderness values, no grading or blading will be allowed, and any impacts will promptly be reclaimed by the agency responsible to meet the reclamation requirements of the nonimpairment criteria.

Helicopters and fixed-wing aircraft may be landed on existing airstrips, heliports, and helispots, and on unimproved sites (both land and water). No new landing facilities may be built, except under the following conditions: (a) Temporary facilities that satisfy the nonimpairment criteria (see section 2, above), or (b) helispots that are necessary for fire control and are either (i) part of a fire management plan developed in accordance with Chapter III. D. of this Interim Management Policy, or (ii) necessary in an emergency, under section 11, below.

11. Emergencies. In emergencies, such as fire or flood, any action necessary to prevent loss of life or property may be taken, even if the action will impair wilderness suitability. This may include search and rescue operations in cases of lost or injured persons, or removal of the deceased. To the greatest extent feasible, emergency actions will be conducted in the manner that least impairs wilderness suitability, and the resulting impacts will be reclaimed as soon as possible to meet the reclamation requirements of the nonimpairment criteria (see section 2 above). Within 7 days after the emergency action is completed, a record of the circumstances and the action taken will be placed in the WSA case file in the BLM District Office.

12. Air Quality. Under the Clean Air Act (as amended, 1977), all BLM-administered lands were given Class II air quality classification, which allows moderate deterioration associated with moderate, well-controlled industrial and population growth. The BLM will continue to manage wilderness study areas as Class II.

The Department of the Interior will not recommend reclassification to the more strict Class I in connection with future wilderness recommendations resulting from the BLM wilderness review. The two processes are separate and distinct, and are accomplished under two different laws, FLPMA and the Clean Air Act. Recommendations for wilderness designation are made by the BLM through the Secretary of the Interior and the President to Congress. Air quality reclassification is the prerogative of the States, and it must follow a process mandated by the Clean Air Act Amendments of 1977, involving a study of health, environmental, economic, social, and energy effects, a public hearing, and a report to the Environmental Protection Agency. The Department will not recommend any change in air quality classification as part of wilderness recommendations. (The Department's preliminary recommendation of September 7, 1979, on reclassification to Class I of 10 BLM primitive areas was an action taken pursuant to the Clean Air Act Amendments of 1977, which required a study and recommendation on these primitive areas. Those recommendations are not related to the wilderness review, and no such recommendations will be made as part of the wilderness review process.)

14. Water Resource Projects. Some lands under wilderness review may contain minor water resource facilities that were found in the wilderness inventory process to be substantially unnoticeable in the area. If such structures are present, they may be maintained under the maintenance policy set forth in section 9, above, so long as the maintenance does not change the location, size, or type, or increase the storage capacity of a reservoir. Survey and investigation activities for new water resource projects may be permitted so long as these activities are nonimpairing as defined by section 2, above. Motor vehicles may be used cross-country if necessary and specifically authorized by the BLM under the policy set forth in section 10, above.

15. Pre-FLPMA Management. Some lands under wilderness review (particularly among the instant study areas) were subject to more strict protection, prior to approval of FLPMA, than the Interim Management Policy requires. (For instance, some areas were withdrawn from mineral entry.) In these cases, any use will be controlled by the more strict protection of the wilderness resource, regardless of whether that is provided by the IMP or by a pre-FLPMA withdrawal or regulation that is still in effect.

16. Contrast Rating. The Bureau's contrast rating process (BLM Manual Section 8431, and the Contrast Rating Worksheet, Form 8400-4) may be used as an aid in determining whether the impacts of a proposed activity are substantially unnoticeable. However, results of the contrast rating will not be adequate in themselves to document a conclusion; contrast rating must be used in combination with other methods.

Chapter II. Implementation of the Interim Management Policy

This chapter explains how the Bureau of Land Management (BLM) will implement the Interim Management Policy (IMP). It tells (1) how actions or activities affected by the IMP will be identified, (2) how to evaluate these actions and determine whether they are permissible under the IMP, (3) how BLM interim management decisions will be reached, (4) how the IMP will be enforced, and (5) how interim management records will be kept.

A. Activities Subject to the IMP

To determine whether a proposed activity is subject to the Interim Management Policy, the following four questions must be considered regarding the affected lands.

1. Are the affected lands exempt from any wilderness review? If so, the IMP does not apply. The proposal will be assessed through normal BLM procedures.

2. Have the affected lands been dropped from further wilderness review by a final decision in the BLM wilderness inventory? If so, the IMP does not apply once the final inventory decision has been announced and any relevant administrative review process has been exhausted. In this case, the proposal will be assessed through normal BLM procedures.

3. Does the proposal involve public lands that are subject to the wilderness inventory, but on which there has not yet been a final inventory decision? If so, the Interim Management Policy will apply at least until the final inventory decision is made. Proceed with the evaluation described in section B, below.

If the responsible BLM official concludes or has reason to believe that the proposal is not permissible under the IMP, there is another option that may be appropriate in some cases. The BLM State Director has the option of initiating a "special project inventory" using the procedures of the intensive inventory (Step 4–6 in the *Wilderness Inventory Handbook*). This accelerated inventory will sort the lands into two categories:

a. Those identified as WSA's; in this case, the IMP will apply.

b. Those that do not qualify as WSA's and therefore are no longer subject to the Interim Management Policy. The

proposal will be further assessed through normal BLM procedures.

If appropriate, this inventory may be done at the same time as the evaluation described in section B, below.

4. Does the proposal involve public lands identified by the BLM as a wilderness study area? If so, the Interim Management Policy will apply. Proceed with the evaluation described in section B, below.

B. Evaluation Procedures

1. Exceptions to the Nonimpairment Standard. Determine whether the activity is covered by one of the exceptions to the "nonimpairment" standard:

a. Does the activity qualify as a grandfathered mineral or grazing use continuing in the same manner and degree as on October 21, 1976? (Consult the applicable policies in Chapter I B.6 and Chapter III. H. and J.)

b. Is the activity part of the development of a mining claim on which a valid discovery had been made before October 21, 1976? (Consult the applicable policies in Chapter I. B. 7 and Chapter III. J. 5(b).)

c. In a wilderness study area or inventory unit smaller than 5,000 acres (except islands), is the activity a mining activity under the 1872 Mining Law?

If one of these (a, b, c) is applicable, the activity will be considered acceptable under the Interim Management Policy, and it will be processed through normal BLM procedures. The determination that an activity is acceptable under the IMP will be recorded in appropriate case files and included in any decision documents.

2. Evaluation Under the Nonimpairment Standard. BLM field officials will cooperate with applicants to help identify ways by which a proposal can be brought into compliance with the nonimpairment standard, whenever possible. A proposed activity satisfies the nonimpairment standard if the BLM determines that it meets each of the following criteria, which are referred to as the "nonimpairment criteria":

a. It is temporary. This means that the use or activity may continue until the time when it must be terminated in order to meet the reclamation requirement of paragraphs (b) and (c) below. A temporary use that creates no new surface disturbance may continue unless Congress designates the area as wilderness, so long as it can easily and immediately be terminated at that time, if necessary to management of the area as wilderness.

b. Any temporary impacts caused by the activity must, at a minimum, be capable of being reclaimed to a condition of being substantially unnoticeable in the wilderness study area (or inventory unit) as a whole by the time the Secretary of the Interior is scheduled to send his recommendations on that area to the President, and the operator will be required to reclaim the impacts to that standard by that date. If the wilderness study is postponed, the reclamation deadline will be extended accordingly. If the wilderness study is accelerated, the reclamation deadline will not be changed. A full schedule of wilderness studies will be developed by the Department upon completion of the intensive wilderness inventory. In the meantime, in areas not yet scheduled for wilderness study, the reclamation will be scheduled for completion within 4 years after approval of the project. (Obviously, if and when the interim Management Policy ceases to apply to an inventory unit dropped from wilderness review following a final wilderness inventory decision of the BLM State Director, the reclamation deadline previously specified will cease to apply.) The Secretary's schedule for transmitting his recommendations to the President will not be changed as a result of any unexpected inability to complete the reclamation by the specified date, and such inability will not constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness.

The reclamation will, to the extent practicable, be done while the activity is in progress. Reclamation will include the complete recontouring of all cuts and fills to blend with the natural topography, the replacement of topsoil, and the restoration of plant cover at least to the point where natural succession is occurring. Plant cover will be restored by means of reseeding or replanting, using species previously occurring in the area. If necessary, irrigation will be required. The reclamation schedule will be based on conservative assumptions with regard to growing conditions, so as to ensure that the reclamation will be complete, and the impacts will be substantially unnoticeable in the area as a whole, by the time the Secretary is scheduled to send his recommendations to the President. ("Substantially unnoticeable" is defined in Appendix F.)

c. When the activity is terminated, and after any needed reclamation is complete, the area's wilderness values must not have been degraded so far, compared with the area's values for other purposes, as to significantly constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness. The wilderness values to be considered are those mentioned in section 2(c) of the Wilderness Act, including naturalness, outstanding opportunities for solitude or for primitive and unconfined recreation, and ecological, geological or other features of scientific, educational, scenic, or historical value.

3. Information for the Evaluation. The information needed to reach conclusions on the nonimpairment criteria cited above will be documented in the environmental assessment (EA) or environmental impact statement (EIS) that is routinely prepared for every proposed action on public lands. A normal EA or EIS determines and records whether the activity will cause unnecessary or undue degradation of the lands for lands under wilderness review, the EA or EIS for the proposed action will also address the nonimpairment standard. It will include the following information, most of which is already required by the normal EA or EIS procedure:

a. A description of the proposal and its alternatives, including:

—Purpose and need for the action.
—Exact location.
—Access required, including projected use and location.
—Design considerations such as size, color, and materials.
—Support facilities or structures.
—Construction methods, including machinery or vehicles to be used.
—Maintenance schedules and procedures.
—Miles and/or acres of soil and vegetation disturbance.

b. A description of the affected environment, considering both the specific site and the wilderness study area (or inventory unit) in its entirety:

—Meaningful descriptions of soils, erosion potential, vegetation, reclamation potential, topography and climate including precipitation.
—Existing uses and manmade or man-caused features.
—Wilderness characteristics as documented in the intensive inventory report.
—Discussion of scenery characteristics, vistas, key viewing areas and visitor use areas.

c. Analysis of reclamation:

—What the particular reclamation plan will accomplish.
—How the process will be implemented (type and amounts of hand and machine work).
—Vegetation to be reestablished.
—Schedule.
—Probability for success.
—If a reclamation plan is not available or is inadequate, assess what measures would be needed to return the disturbed areas to the required reclamation level.

d. Written assessment of cumulative impacts including the following:

—If the project's impacts (after reclamation) had existed at the time of intensive inventory, would those impacts have disqualified the area from being identified as a wilderness study area?
—Will the addition of this proposal produce an aggregate effect upon the area's wilderness characteristics and values that would constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness, considering the area in its expected condition at the time the Secretary sends his recommendation to the President?
—For wilderness study areas that are pristine in character, will the addition of this proposal significantly reduce the overall wilderness quality of the WSA?

C. Decisions and Appeals

BLM decisions will continue to be made through existing procedures by those officials having delegated authority. IMP considerations will be factors in these decisions, but the decision authority, procedures and documentation will remain unchanged. The determination as to whether the project complies with the Interim Management Policy must be included in any decision documents and recorded in appropriate case files, as well as in the WSA files described in section E, below. Appeal procedures remain the same as provided by regulations governing the decision appealed. Applicants who are adversely affected by a management decision within lands under wilderness review will be informed of appeal procedures.

D. Enforcement

BLM will take all actions necessary to ensure full compliance with the Interim Management Policy. Every effort will be made to obtain voluntary compliance with the Interim Management Policy by users of the public lands. Where such efforts fail, BLM will promptly initiate additional appropriate action to achieve immediate compliance with the Interim Management Policy.

If unauthorized activities result in surface disturbance or other degradation of the area's suitability for preservation as wilderness, legal action will be initiated as appropriate to obtain full restoration of the area. Impacts resulting from unauthorized activities will not disqualify an area from WSA status.

All action to achieve compliance with the Interim Management Policy will be initiated pursuant to existing regulations governing the noncomplying activity.

In addition to normal enforcement procedures, the following additional steps must be taken whenever a District Manager believes an activity is taking place on lands under wilderness review that is not in compliance with the Interim Management Policy:

1. Immediately contact the owner of the operation, in any manner that can be verified with documentation. Explain the situation and, depending on the situation or activity, seek the owner's assistance in bringing the operation into compliance with the IMP.

2. If this approach does not resolve the matter, notify the State Director so that additional appropriate action may be taken immediately to prevent impairment of the area's wilderness suitability. The State Director will work with the Regional Solicitor to initiate appropriate legal action, if necessary. Send a copy of the case file to the Director, Bureau of Land Management, for transmittal to the Office of the Solicitor, Division of Energy and Resources, for information.

Criminal penalties are prescribed for prohibited acts under section 303 of FLPMA (43 U.S.C. 1733) and under the following other laws and regulations relevant to the Interim Management Policy:

—Range Management: Unauthorized grazing use: 43 CFR 4140.1(b), 4150.1, 4170.2, 4210.4, 9239.2-1, 9239.3 Wild Free-Roaming Horse and Burro: 43 CFR 4760.2; 18 U.S.C. 3401.
—Timber Management: Unauthorized cutting of timber—mineral and nonmineral lands and public lands in Alaska: 43 CFR 5511.1-1(f)(3), 5511.1-4(e), 5511.1-4(f), 5511.2-5, 9239.1-1, 9239.1-2; 18 U.S.C. 1852, 1853.
—Recreation Management: Public property and resources: 43 CFR 8363.1-6, 8363.5. Public land closures: 43 CFR 8364.2, 9239.2-1. Special recreation permits: 43 CFR 8372.0-7; 18 U.S.C. 3401, 16 U.S.C. 460 l-6a, 16 U.S.C. 670 g-n, 16 U.S.C. 1241-1249. Off-road vehicle use: 43 CFR 8340.0-7.
—Minerals Management: Coal trespass—unauthorized exploration: 43 CFR 9239.5; 18 U.S.C. 1851.

E. Record Keeping

The BLM District Office will maintain an individual file for each wilderness study area or inventory unit. In addition to the required inventory documentation, this file should be used to record all actions (including authorized access routes) that are proposed or authorized after the effective date of this policy and to record activities believed to be be in violation of FLPMA, section 603 within the WSA or inventory unit. The file should contain the following information for any individual proposal:

1. The WSA or inventory unit number.

2. A brief description of the action.

3. Accurate map notations of the proposal.

4. A description of action taken on proposed and authorized activities (approved/disapproved/pending) and on activities believed to be in violation of FLPMA.

5. A cross-reference to the pertinent case files or decision documentation and the name of staff member handling the case.

6. Comments on problems encountered and on the current status of the proposal or investigation.

Chapter III. Guidelines for Specific Activities

The guidelines in this chapter are an application of the Interim Management Policy (IMP) to some of the most common activities that take place on the public lands. It should be recognized that factors other than the IMP enter into the decisions made by the Bureau of Land Management on specific projects and activities—among them the laws, policies, and regulations governing that type of activity, and resource management plans for the affected land.

The decisions on most of these activities will be made by BLM field officials. These decisions will not be a matter of simply approving or denying proposals. BLM field officials will assist applicants to find ways, if possible, of achieving their goals by methods that are consistent with the Interim Managment Policy. To be sure, activities that cause major surface disturbance are not likely to be consistent with the IMP, except in grandfathered uses and valid existing rights. But many activities can be designed and carried out in a manner that does not cause such major disturbance, and these may be able to satisfy the IMP requirements.

Nonimpairment Criteria

The following three criteria, previously set forth in Chapter I.B.2 of this document, are referred to many times in this chapter as the "nonimpairment criteria." They are restated here for ready reference.

Activities will be considered nonimpairing if the BLM determines that they meet each of the following criteria:

(a) It is temporary. This means that the use or activity may continue until the time when it must be terminated in order the meet the reclamation requirement of paragraphs (b) and (c) below. A temporary use that creates no new surface disturbance may continue unless Congress designates the area as wilderness, so long as it can easily and immediately be terminated at that time, if necessary to management of the area as wilderness.

(b) Any temporary impacts caused by the activity must, at a minimum, be

capable of being reclaimed to a condition of being substantially unnoticeable in the wilderness study area (or inventory unit) as a whole by the time the Secretary of the Interior is scheduled to send his recommendations on that area to the President, and the operator will be required to reclaim the impacts to that standard by that date. If the wilderness study is postponed, the reclamation deadline will be extended accordingly. If the wilderness study is accelerated, the reclamation deadline will not be changed. A full schedule of wilderness studies will be developed by the Department upon completion of the intensive wilderness inventory. In the meantime, in areas not yet scheduled for wilderness study, the reclamation will be scheduled for completion within 4 years after approval of the activity. (Obviously, if and when the Interim Management Policy ceases to apply to an inventory unit dropped from wilderness review following a final wilderness inventory decision of the BLM State Director, the reclamation deadline previously specified will cease to apply.) The Secretary's schedule for transmitting his recommendations to the President will not be changed as a result of any unexpected inability to complete the reclamation by the specified date, and such inability will not constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness.

The reclamation will, to the extent practicable, be done while the activity is in progress. Reclamation will include the complete recontouring of all cuts and fills to blend with the natural topography, the replacement of topsoil, and the restoration of plant cover at least to the point where natural succession is occurring. Plant cover will be restored by means of reseeding or replanting, using species previously occurring in the area. If necessary, irrigation will be required. The reclamation will be complete, and the impacts will be substantially unnoticeable in the area as a whole, by the time the Secretary is scheduled to send his recommendations to the President. ("Substantially unnoticeable" is defined in Appendix F.)

(c) When the activity is terminated, and after any needed reclamation is complete, the area's wilderness values must not have been degraded so far, compared with the area's values for other purposes, as to significantly constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness. The wilderness values to be considered are those mentioned in section 2(c) of the Wilderness Act, including naturalness, outstanding opportunities for solitude or for primitive and unconfined recreation, and ecological, geological or other features of scientific, educational, scenic, or historical value.

A. Recreation

Most recreation activities (including fishing and hunting) are permitted on lands under wilderness review. However, some activities may be prohibited or restricted because they require permanent structures or because they depend on cross-country use of motor vehicles (for example: pickup vehicles for balloons or sailplanes).

BLM will analyze the magnitude of all proposed activities to ensure that recreation use will not cause impacts that impair the area's wilderness suitability.

Most recreation uses take place under general permission from the BLM rather than under specific project applications. There is a possibility that a continuing use or an increasing use could gradually cause increased impacts and, over time, impair the area's wilderness suitability. An example might be erosion caused by increased off-road vehicle travel on trails. To prevent this type of impairment caused by cumulative impacts, the BLM will monitor ongoing recreation uses and, if necessary, adjust the time, location, or quantity of use, or prohibit that use in the impacted area.

1. No new permanent recreational roads, structures, or installations will be permitted, except structures or installations that are the minimum necessary for human health and safety or the minimum necessary for public enjoyment of wilderness values. In these cases, facilities will be installed so that they are substantially unnoticeable and minimize surface disturbance. Temporary access routes, structures, and installations may be permitted if they meet the nonimpairment criteria.

2. Hobby collecting of mineral specimens (rockhounding) and vegetative specimens may be permitted.

3. Recreational use of off-road vehicles (ORVs) may be permitted on existing ways and trails and within "open" areas designated prior to approval of FLPMA (October 21, 1976). The BLM will cooperate with ORV organizations to achieve the least amount of new impact on lands under wilderness review. If impacts of ORVs, either on or off existing ways and trails, threaten to impair the area's wilderness suitability, the BLM may close the affected lands to the type of ORVs causing the problem. In some cases, time or space zoning, public education, or a rest-rotation system may make a total closure unnecessary.

No lands will be designated as "closed" solely because they are under wilderness review, but if increasing impacts threaten to impair wilderness suitability, the BLM will move to control those impacts and may designate the area as "closed" to the type of vehicles causing the problem, in order to control the impacts. The Bureau also has authority under other programs to regulate ORV use to minimize damage to wildlife and other resource values.

4. Organized ORV events may be allowed to pass through areas under wilderness review on existing ways and trails, so long as the BLM has determined that such use satisfies the nonimpairment criteria. Participants and spectators using ORVs will be restricted to the designated ways and trails, which will be appropriately flagged. Assembly areas, start or finish lines, and gasoline pit stops will not be allowed. Care will be taken to ensure that the event and its impacts will not cause degradation of the area's wilderness values (including archeological and paleontological values) so far, compared with the area's values for other purposes, as to significantly constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness.

Based on past practice, it is expected that ORV events involving cross-country travel (off existing ways and trails) as part of the route would rarely satisfy the nonimpairment criteria. However, if the BLM determines that the event can and will be carefully controlled to ensure that it fully satisfies the nonimpairment criteria, the use of cross-country route segments may be approved. Participants and spectators using ORVs will be restricted to the designated route and designated spectator zones, which will be appropriately flagged. Any impacts caused by the event must be reclaimed as specified in the nonimpairment criteria; therefore, the cross-country route segment and the spectator zones will not be open to recreational ORV use except during the event. Assembly areas, start or finish lines, and gasoline pit stops will not be allowed. Care will be taken to ensure that the event and its impacts will not cause degradation of the area's wilderness values (including archeological and paleontological values) so far, compared with the area's values for other purposes, as to significantly constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness.

5. Vehicles designed for travel across snow or sand dunes may be permitted cross-country in areas designated for use by snow or sand vehicles. These vehicles may also be permitted on existing ways and trails under the guidelines in sections 3 and 4 above.

6. Facilities necessary for visitors' health and safety may be provided in either of two ways: (a) permanent facilities that are the minimum necessary for public enjoyment of wilderness values (for example: vault toilets, water well with hand pump); (b) temporary facilities that meet the nonimpairment criteria (for example: portable toilets). These facilities will be installed so that they are substantially unnoticeable and minimize surface disturbance.

7. Boating may be permitted, with or without motors. The BLM does not necessarily have authority over all waters within the public lands; some are under jurisdiction of the States. Therefore, the following guidelines apply only to those waters on which the BLM has authority to regulate boating.

No waters will be closed to motorboats solely because they are in areas under wilderness review, but if increasing impacts of boating (such as shore erosion or water pollution) threaten to impair wilderness suitability, the BLM may close the affected waters to motorboats. In some cases, time or space zoning or public education may make a total closure unnecessary. The Bureau also has authority under other programs to regulate boating to minimize damage to wildlife and other resource values.

River running, with or without motors, may be permitted. Cumulative impacts on river campsites will be monitored to prevent impairment of wilderness suitability.

No permanent launching ramps or boat docks will be built. A "brow log" may be used to reduce erosion at boat landings. Temporary launching ramps and boat docks may be installed only if they satisfy the nonimpairment criteria.

8. Environmental education and interpretive programs may be conducted so long as no permanent facilities are required.

9. New trails for foot or horse travel may be built, if they are the minimum necessary for public enjoyment of wilderness values and are constructed in a manner that causes minimal surface disturbance and ensures that the trails blend into the natural setting. Motor vehicles will not be permitted on the new foot or horse trails.

10. Camping may be permitted. Campsites for primitive recreation use may be established if they are the minimum necessary for public enjoyment of wilderness values. Otherwise, campsites and campgrounds may be installed only if they are temporary facilities that satisfy the nonimpairment criteria. Camping with recreational vehicles may occur along existing ways so long as this use satisfies the nonimpairment criteria.

11. Cross-country skiing may be permitted. Downhill (Alpine) skiing may be permitted only if any support facilities are temporary ones that satisfy the nonimpairment criteria.

12. Aerial activities may be permitted so long as they do not require the use of motorized vehicles off ways and trails to retrieve equipment, except in areas designated as "open" before October 21, 1976. Among these are ballooning, sailplaning, hang gliding, and parachuting (sky diving).

13. Recreational gold dredging and panning, when conducted without location of a mining claim, may be permitted so long as it is done in a manner that satisfies the nonimpairment criteria. If the activity would cause significant damage to fish spawning or rearing areas lasting after the Secretary is scheduled to send his wilderness recommendation on the area to the President, it will be considered to impair wilderness suitability, and the activity will be controlled to prevent such impacts. (This activity is so regulated because it is not done on a mining claim, and therefore is not covered by the exception for "appropriation under the mining laws.") In locations where gold dredging or panning was being done as of October 21, 1976, it may qualify as a grandfathered use. (For further information on grandfathered uses see Chapter I. B. 6.)

14. Concessions will be permitted only if the use and related facilities are temporary and satisfy the nonimpairment criteria. Examples that may qualify include mobile refreshment stands, river trip outfitters, guides, and providers of pack animals and saddle horses.

B. Cultural and Paleontological Resources

Cultural and pateontological resource inventories, studies, and research involving surface examination or limited subsurface sampling may be permitted. Salvage of archeological and paleontological sites; rehabilitation, stabilization, reconstruction, and restoration work on historic structures; excavation; and extensive surface collection may be permitted if the specific project satisfies the nonimpairment criteria. Permanent physical protection, such as fences, will be limited to those measures needed to protect high-value resources, and will be substantially unnoticeable in the area as a whole.

C. Lands Actions—Disposal, Rights-of-Way, Access, and Withdrawals

1. Disposal. With the exceptions provided below, lands under wilderness review may not be disposed of through any means, including public sales, exchanges, patents under the Recreation and Public Purposes Act, color of title classes I and II, sales under the Unintentional Trespass Act, agricultural leases, desert land entries (except where a vested right was established prior to October 21, 1976), or State selections. (Lands tentatively approved for State selection in Alaska are exempt from wilderness review and are not subject to the Interim Management Policy.)

Disposals of the following types may be permitted under normal BLM procedures: mining patents; desert land entries in which a vested right was established prior to October 21, 1976; exchanges approved prior to October 21, 1976, under authority of the Taylor Grazing Act, section 8; and homestead entries in which a vested right was established prior to October 21, 1976.

Disposals of the following types may be permitted only if BLM determines that the case in question satisfies the nonimpairment criteria: temporary use permits, and leases under the Recreation and Public Purposes Act.

Land exchanges may be made when BLM receives lands within an area under wilderness review, in exchange for public lands that are not under wilderness review.

2. Rights-of-Way. Existing rights-of-way may be renewed if they are still being used for their authorized purpose. If necessary for normal, routine maintenance to keep an existing pipeline in a safe and reliable condition, a temporary work area, temporary access route, or cross-country use of motor vehicles may be permitted so long as the activity is determined to satisfy the nonimpairment criteria. Emergency maintenance or emergency repairs may be made to protect human health and safety or to protect wilderness values, even if the activity impairs wilderness suitability; in such cases, the policy on emergencies, set forth in Chapter I.B.11, must be complied with.

New rights-of-way may be approved only for temporary uses that satisfy the nonimpairment criteria.

3. Right-of-Way Corridors. Right-of-way corridors may be designated on lands under wilderness review. However, this will in no way interfere with the wilderness review. No new

rights-of-way or expansions of existing rights-of-way will be approved except under the criteria in paragraph 2 above. A right-of-way corridor is not an authorization, but a planning tool. The need for actual rights-of-way within a designated corridor will be considered during the wilderness study, but any recommended rights-of-way inconsistent with the nonimpairment criteria will not be approved unless Congress decides not to designate the area as wilderness.

4. Access to Mining Claims and Non-Federal Land. [1] Construction of permanent access routes will not be approved on lands under wilderness review, except in two conditions: (a) when such access qualifies as part of the same manner and degree of grandfathered mineral uses and there is no reasonable, less impairing, alternative access available, and (b) when necessary for operations on mining claims that had a valid discovery prior to October 21, 1976, under criteria described in section J of this chapter, and there is no reasonable, less impairing, alternative access available. Temporary access routes may be approved only if they satisfy the nonimpairment criteria. The BLM will cooperate with applicants to identify reasonable alternative routes or means of access. Access by use of existing ways and trails, by air or water, by horse or pack train, or on foot are among the available methods that probably would satisfy the nonimpairment criteria. If the access constraints are unsatisfactory to the legal owners of property to which access is being sought, the BLM may consider acquiring the property either through exchange of lands or through some other agreeable method of acquisition.

5. Withdrawals. Existing withdrawals for military purposes or for specific purposes of agencies other than the BLM may be renewed if the withdrawal is still serving its purpose. No new withdrawals may be made for such purposes, except temporary withdrawals that satisfy the nonimpairment criteria.

Withdrawals transferring land to the U.S. Fish and Wildlife Service U.S. Forest Service, or National Park Service may be approved if the land is part of an already-designated unit of the National Wilderness Preservation System or is part of a wilderness study area mandated by Act of Congress.

Withdrawals for purposes of resource protection may be made (except withdrawals from appropriation under the mining laws in order to preserve wilderness character), so long as the intended use satisfies the nonimpairment criteria.

D. Forestry

Those Oregon and California Grant (O & C) lands that are managed for permanent forest production (i.e., commercial timber production) are exempt from wilderness review, and therefore from the Interim Management Policy.

Commercial timber harvest is not permitted on lands under wilderness review, except where an existing contract, permit, lease, or license for timber harvest issued prior to October 21, 1976, cannot be modified to comply with the nonimpairment criteria. The BLM will reevaluate all such instruments to determine whether their terms permit BLM to revoke, cancel, or modify them so as to satisfy the nonimpairment criteria.

Clearcuts, selective cuts, thinning, and stand conversion will not be permitted. Pruning, site preparation, and reforestation will be permitted only in cases that satisfy the nonimpairment criteria. Reforestation using native species may be done following fire or other natural disaster if natural seeding is not adequate.

Salvage logging after natural disaster may be permitted if this can be done through nonimpairing methods, such as use of existing access routes or temporary access routes that satisfy the nonimpairment criteria. Motorized wheeled or track-laying logging equipment may be used in the area of salvage operations if the activity satisfies the nonimpairment criteria.

Trees may be cut when necessary as part of a mining operation on a pre-FLPMA claim with a valid pre-FLPMA discovery, or when the BLM has determined that this is necessary for insect and disease control or in emergencies such as fire.

Tree improvement (genetic selection and pollination), seed collection (climbing and squirrel cache), and pine nut gathering may be permitted. Insect and disease control by chemical means may be permitted if applied to individual trees or areas up to 5 acres, or to larger areas under emergency conditions when there is no effective alternative.

Domestic firewood gathering, conducted under BLM permits, may be allowed to continue in areas where it was being done before October 21, 1976 (including cross-country use of motor vehicles), only so long as it satisfies the nonimpairment criteria.

E. Wildlife

Hunting, fishing, and trapping are permitted on lands under wilderness review, under State regulations. The BLM will continue to cooperate with State wildlife agencies in the management of resident wildlife species in accordance with established policies and procedures.

Stocking of wildlife and fish species native to North America may be permitted. Species such as the chukar partridge and brown trout, which are not native to North America but are now widely established in the West and elsewhere, may also be introduced. Where exotics were being stocked before October 21, 1976, the stocking may continue.

Introduction of threatened, endangered, or sensitive species native to North America may be allowed. If necessary, enclosures and related facilities may be built, so long as they satisfy the nonimpairment criteria.

Vegetative manipulation by chemical, mechanical, or biological means will not be permitted, except to maintain plantings or seedings established before October 21, 1976. Prescribed burning may also be done where it is required to maintain the natural condition of fire-dependent ecosystems. Hand or aerial seeding of native species may be done to restore natural vegetation.

State and Federal agencies may use temporary enclosures and facilities to trap or transplant wildlife so long as the nonimpairment criteria are met. Certain permanent installations may be permitted to maintain or improve conditions for wildlife and fish, if the

[1] Access to State School Lands. The law is not entirely clear on the extent to which a State (or its permittees or lessees) has a right of access to State school trust lands which are entirely surrounded by public lands. A Federal district court in Utah has recently held that the State has a right of access which is subject to regulation by BLM so long as the State may reasonably develop the State lands economically to fulfill the purpose of the State school land grant. Appeal of this decision is now under consideration by the Solicitor General of the United States. Moreover, the Attorney General of the United States is preparing an opinion, at the request of the U.S. Forest Service, on the right of access a State or private landowner has across national forest lands, and the Attorney General's opinion obviously may have implications for the BLM in the management of its lands. Finally, the Supreme Court has under consideration issues concerning the nature of the State school land grant, and the authority of the Secretary of the Interior with respect to those grants.

Because of the pendency of all these matters, the position expressed in this Interim Management Policy may be subject to change, based on further guidance the Department of the Interior may receive from the Department of Justice or the courts. It seems likely, however, that no matter how these issues are ultimately resolved, the BLM has authority to control the method and route of access, if reasonable alternative methods and routes of access are available that would not impair an area's suitability for preservation as wilderness, and therefore can exercise such regulatory authority to prevent impairment of an area's wilderness suitability. Final guidance will be issued by the BLM at a later date.

benefiting species enhance wilderness values. Installations to protect sources of water on which native wildlife depend, such as exclosures, may be built for permanent use if they are substantially unnoticeable in the area as a whole and blend into the natural setting. Springs, wells, and guzzlers may be maintained, and new ones may be installed if they are substantially unnoticeable in the area and would not require maintenance involving motor vehicles if the area were designated as wilderness. (However, motor vehicles may be used to install and maintain these facilities while the area is under wilderness review, as is discussed below.) Construction activities must satisfy the nonimpairment criteria.

Fisheries enhancement activities may be permitted as long as their purpose is to protect natural conditions and to restore deteriorated habitat, and so long as they are substantially unnoticeable in the area as a whole. Fish traps, fish ladders, stream barriers, sediment control projects, and aerial stocking are among these permitted activities. Any new structures must not require maintenance by motor vehicles if the area is designated as wilderness. Construction activities must satisfy the nonimpairment criteria.

Helicopters may be used in fisheries and wildlife enhancement projects and in enforcement of fish and wildlife laws. Under the policy set forth in Chapter I.B.10 of this document, the BLM may authorize State or local law enforcement officers to use patrol vehicles cross-country when necessary to protect the lands and their resources.

Motor vehicles may also be used cross-country to build or maintain structures and installations authorized under the above guidelines, and temporary access routes may be built for this purpose so long as they satisfy the nonimpairment criteria.

Animal damage control activities directed at individual offending animals, and not indiscriminate control of populations, may be permitted, so long as this will not jeopardize the continued presence of any species in the area.

F. Fire Management

BLM will continue all presuppression, suppression, and post-suppression fire activities under current methods of operation, using caution to avoid unnecessary impairment of an area's suitability for preservation as wilderness, until new fire management plans are developed for specific wilderness study areas. These new fire management plans, including prescribed burning and control of wild fire, will be developed promptly. Management objectives for the area must take into account the existing wilderness characteristics of the area, the need to prevent actions that would impair the suitability of the area for designation as wilderness, historic fire occurrence, natural role of fire, proposed degree of suppression, expected fire behavior, acceptable suppression techniques, adequate buffer zones, smoke management, effect on private or other agency inholdings and on adjacent landowners, the limits of acceptable fire weather, fire behavior, fire effects, and the access requirements of other agencies. Emergency fire rehabilitation measures will continue to be carried out under guidelines in Manual Section 7441 and Departmental Manual Part 910.

To hold fire to the desired level, fire management plans will rely on (1) the most effective methods of suppression that are least damaging to wilderness values, other resources, and the environment, while requiring the least expenditure of public funds to rehabilitate the area; (2) an aggressive fire prevention program; and (3) an integrated cooperative suppression program by agencies of the Department among themselves or with other qualified suppression organizations. Present suppression methods may be used, including use of tool caches, aircraft, motorboats, and motorized fire-fighting equipment. Existing fire lookout towers and helisports may be used and maintained; new ones may be approved as part of the fire management plan if they are the minimum necessary for fire suppression in the wilderness study area.

G. Watershed Management

Land treatments (e.g., trenching, ripping, pitting, terracing, plowing) will not be permitted on lands under wilderness review. Vegetative manipulation by chemical, mechanical, or biological means will not be permitted except: (1) plantings or seedings established before October 21, 1976, may be maintained, but not expanded; and (2) such activities may be approved if they qualify under the "manner and degree" provision for grandfathered grazing uses (see section H, below). (There is also a provision for vegetative manipulation for insect and disease control, in section H. 4(e) of this chapter.) Hand or aerial seeding of native species may be done to restore natural vegetation. Structural and similar watershed rehabilitation measures will be permitted only if they satisfy the nonimpairment criteria.

Permanent snow gauges, air quality monitoring instruments, water quantity and quality measuring instruments, and hydrometeorologic devices may be established if these are the minimum necessary for determination of real or potential threats to human health, safety, or property and if they are substantially unnoticeable in the area. These must, however, use miniaturized equipment, be adequately camouflaged, and must not require access by motor vehicle if the area were designated as wilderness. Temporary monitoring devices for the same purposes may be installed without the above restrictions on use of motor vehicles if they satisfy the nonimpairment criteria.

Watershed rehabilitation work required by emergency conditions caused by fire, flood, storms, biological phenomena, landslides, or fumes may involve any treatments needed but must be conducted to the extent feasible in a manner that will not impair wilderness suitability. For example, the rehabilitation work will use the methods least damaging to the wilderness resource. To the extent feasible reseeding and planting under emergency conditions will utilize species native to the area and will avoid cross-country use of motorized equipment. Seedings and plantings will be staggered or irregular, so as to avoid a straight-line plantation appearance. Any unavoidable impacts which cannot be reclaimed by the time specified under the nonimpairment criteria must receive intensive reclamation efforts to achieve full reclamation as soon as possible.

Rehabilitation projects will be documented according to standard BLM procedures.

H. Rangeland Management

1. General. In some respects, rangeland management activities are less restricted by the Interim Management Policy than other activities. This is partly because livestock grazing, at appropriate stocking levels, in itself, is compatible with maintaining wilderness suitability; it is partly because most grazing operations on the public lands qualify as grandfathered uses; and it it partly because some range improvements enhance wilderness values by better protecting the rangeland in a natural condition.

Some of the rangeland management activities involve a distinction between grazing uses that are "grandfathered" by section 603(c) of FLPMA and those that are not. The criteria for these two categories follow:

a. Grandfathered grazing use is that grazing authorized and used during the 1976 grazing fee year, including areas that were in the "rest" cycle of a grazing system.

b. Non-grandfathered grazing use is any grazing that was not authorized and used during the 1976 grazing fee year.

2. Grazing.

a. Changes in Grazing. In both grandfathered and non-grandfathered grazing, changes in number and kind of livestock or period of use may be permitted, so long as (1) the changes do not cause declining condition or trend of the vegetation or soil, and (2) the changes do not cause unnecessary or undue degradation of the lands.

b. Prevention of Unnecessary or Undue Degradation. The grandfather clause does not freeze grandfathered grazing uses at the same level as existed on October 21, 1976. The mandate, in section 603(c), to prevent unnecessary or undue degradation of the lands explicitly applies to grandfathered uses. Thus, the grandfather provision will not prevent implementation of reductions in authorized use adopted in allotment management plans.

c. Grazing Systems. Grazing systems in operation during the 1976 grazing fee year may continue to be used and maintained; any new range improvements must satisfy the guidelines for range improvements in section 3, below. New grazing systems may be established as long as the new range improvements needed to implement the system are permissible under the guidelines in section 3.

d. Motor Vehicles. Motorized access on existing access routes may be permitted. Cross-country motorized access may be authorized along routes specified by the BLM if it satisfies the nonimpairment criteria, including reclamation requirements; no grading or blading will be permitted. Temporary roads may be built if the BLM has determined that they satisfy the nonimpairment criteria.

3. Range improvements. This section sets forth the general criteria that will govern the use, maintenance, and installation of range improvements. The following section 4 shows how these criteria will affect certain specific types of improvements.

a. Pre-FLPMA Range Improvements. Range improvements existing or under construction on October 21, 1976, may continue to be used and maintained.

b. New, Grandfathered Range Improvements. In a grandfathered grazing operation, if a permit between the BLM and the grazing operator, issued before October 21, 1976, provided for installation by the operator of a series or system of improvements and part of that series or system had been installed before that date, the remaining improvements of the same kind may be installed.

c. New, Temporary Range Improvements. Temporary range improvements may be installed if they satisfy the nonimpairment criteria.

d. New, Permanent Range Improvements. New, permanent range improvements not permissible under (b) above may be approved for the purpose of enhancing wilderness values by better protecting the rangeland *in a natural condition.* In such cases they must meet all of the following criteria:

—They would not require motorized access if the area were designated as wilderness;
—The improvements are substantially unnoticeable in the wilderness study area (or inventory unit) as a whole;
—After any needed reclamation is complete, the area's wilderness values must not have been degraded so far, compared with the area's values for other purposes, as to significantly constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness.

For construction of approved range improvements, cross-country use of motor vehicles or construction of temporary access routes may be approved if BLM has determined that they satisfy the nonimpairment criteria.

4. Specific Guidelines for Range Improvements.

a. Salting. In both grandfathered and non-grandfathered grazing operations, salting practices may be continued. New salting locations may be established to improve the distribution of grazing use so long as motorized access is on existing ways and trails or is cross-country access determined by the BLM to satisfy the nonimpairment criteria.

b. Supplemental Feeding. Supplemental feeding may be continued in grandfathered grazing operations if it was part of the operation in the 1976 grazing fee year. Otherwise, in both grandfathered and non-grandfathered grazing, supplemental feeding may be done in cases where BLM has determined that it satisfies the nonimpairment criteria and under emergency conditions, such as unexpected heavy snowfall.

c. Fences. In both grandfathered and non-grandfathered grazing, new permanent fences may be built and maintained if the BLM determines that they are needed to better protect the rangeland in a natural condition. Barbed wire and wood or steel fence posts may be used; the fence will be designed to blend with the landscape and topography, and must meet the criteria in section 3 (d) above.

d. Water Developments. In both grandfathered and non-grandfathered grazing, new, permanent water developments will be limited as follows, and must meet the criteria in section 3(d) above:

—Springs may be developed so long as the water trough blends into the surrounding landscape, and the pipeline area is put back to original contour, and plant cover restored as specified in the nonimpairment criteria.
—Reservoirs, pits, and charcos may be developed if they are designed and constructed to blend into the surrounding landscape. They should be no larger than necessary, and not to exceed 10 acre feet in storage capacity. Borrow areas for fills will be from the impoundment area or within the high-water area.

e. Vegetative Manipulation. This includes chemical, mechanical, and biological methods. In grandfathered grazing operations, if vegetative manipulation had been done on the allotment before October 21, 1976, and its impacts were noticeable to the average visitor on that date, the improvement may be maintained by applying the same treatment again on the land previously treated. Otherwise, vegetative manipulation may be used only for control of small areas of poisonous plants or in emergencies for control of insects and disease when there is no effective alternative. Limited exceptions are specified as follows:

—Prescribed burning may also be used where necessary to maintain fire-dependent natural ecosystems.
—Reseeding may also be done by hand or aerial methods to restore natural vegetation. (There is also a provision for reseeding in emergency rehabilitation projects, described in section G of this chapter.)

5. Wild Horse and Burro Management. Temporary facilities for management of wild horses and burros may be installed if they satisfy the nonimpairment criteria. The above guidelines for grazing practices and range improvements will also apply to wild horse and burro management, where appropriate.

J. Mineral Uses

An understanding of several concepts is necessary before reading the following text on mining and mineral leasing operations. In Chapter I we have explained the meaning of the "grandfather" concept, "manner and degree," "nonimpairment," and "valid existing rights." Definitions of "unnecessary or undue degradation" and "substantially unnoticeable" appear in Appendix F.

The meaning and intent of these key terms will guide the minerals management in wilderness study areas during the study period. Once the wilderness study is completed and if an

area is designated by Congress as wilderness, minerals management will then be directed by section 4(d) of the Wilderness Act of 1964, unless the terms of particular leases allow for greater regulation than the Wilderness Act, or unless Congress provides otherwise.

All mineral activities that were existing on October 21, 1976, may continue in the same manner and degree in which they were being conducted on October 21, 1976, even if they would impair wilderness suitability. These activities fall within the grandfather concept as discussed in Chapter I.B.6. They will, however, be regulated to prevent unnecessary or undue degradation of the lands.

On pre-FLPMA oil and gas, geothermal, and coal leases which had no surface-disturbing impacts as of October 21, 1976, if proposed activities are denied because they cannot meet the nonimpairment criteria, the lessee has the right to request a suspension of operation. The policy on lease suspension is explained more fully in section 1(d), below.

Valid existing rights of mining claimants will be recognized. For a claim to qualify as a valid existing right, a "discovery" of a valuable mineral, the test of which has been accepted in case law as the "prudent man test," must be demonstrated. Activities under valid existing rights may impair wilderness suitability, but they will be regulated to prevent unnecessary or undue degradation of the lands.

All leases issued on or before October 21, 1976, have valid existing rights, the extent of which is defined by the terms and conditions of each specific lease. For the majority of pre-FLPMA leases the lease rights are not absolute nor unqualified. In other words, if there were no pre-FLPMA grandfathered activities, post-FLPMA operations would not be allowed if they would impair wilderness suitability.

Activities proposed under leases, permits and mining claims which are not covered by the grandfather or valid existing rights provisions will be subject to the nonimpairment criteria as described at the beginning of Chapter III.

1. Oil and Gas and Geothermal Leasing, Exploration, and Development.

a. Pre-FLPMA Leases. All pre-FLPMA leases on which actual pre-FLPMA physical impacts had been created through such activities as seismic, thermal gradient or other exploration drilling, production drilling, or construction of production-related facilities, are grandfathered. Operations on these leases may continue even if impairing, so long as they do not exceed manner and degree as defined in the grandfather concept. As explained in Chapter I.B.6, this may mean that pre-FLPMA activities which began outside the boundary of a wilderness study area may be continued by that lessee onto the same or other leases held by that lessee in an adjacent wilderness study area, as long as the activity follows the logical pace and progression of development and the impacts are not of a significantly different kind.

Activities on pre-FLPMA leases on which there were no pre-FLPMA impacts will be allowed if the BLM determines that the impacts satisfy the nonimpairment criteria. If proposed activities are denied because they cannot satisfy the nonimpairment criteria, the lessee has the right to request a suspension of operation. The policy on lease suspension is explained more fully in section (d), below.

b. Post-FLPMA Leases Issued Prior to the Issuance of the Interim Management Policy. Regardless of the conditions and terms under which these leases were issued, there are no grandfathered uses inherent in post-FLPMA leases. Activities on post-FLPMA leases will be subject to a special wilderness protection stipulation as stated in Appendix A. If there is already production on any lease issued in this period, it would be allowed to continue in the least impairing manner. Increases in production or production facilities would not be allowed if the resultant impacts would further impair.

c. New Leases. New leases may be issued provided the special stipulation (Appendix A) is attached. Activities may occur under these leases so long as the BLM determines that they satisfy the nonimpairment criteria.

d. Suspension of Lease Terms—Oil and Gas and Geothermal. The Secretary of the Interior has the discretionary authority to direct or assent to a suspension of the operating and producing requirements of an oil and gas or geothermal resources lease if it is in the interest of conservation to do so and when the specific circumstances involved warrant such an action.

When the U.S. Geological Survey (GS) notifies a proponent that an application to conduct operations is being denied because of the prospect for impairment of wilderness suitability of an area under study or review as to its potential for study, it should advise the proponent of the right to (1) appeal that denial, (2) request a suspension of operation, and (3) take such other actions as are deemed appropriate to protect the rights granted by the lease. It is not appropriate for the GS or BLM to speculate as to the potential for suspension since the specific circumstances involved in each case will be determining factors in any decision. However, if the lessees who are denied the right to conduct operations because of conflicts with wilderness review are to be given a reasonable opportunity to preserve their leases, it is imperative that these potential conflicts be identified as promptly as possible during the review of requests for a preliminary environmental review, applications to conduct operations, and plans of operation, and that any written recommendation for denial be provided promptly to the GS so that it may in turn promptly notify the lessee.

For leases not encumbered with wilderness protection or no-surface-occupancy stipulations and on which an application for an otherwise acceptable plan of operations was denied for wilderness or endangered species considerations, the Secretary has established a policy of assenting to a suspension of operation or production for the time necessary to complete necessary studies and consultations and, if applicable, for a decision on wilderness status to be made. The same policy would apply in cases where a discovery of oil and/or gas has been made in a nonimpairing manner on a leasehold encumbered with a wilderness protection stipulation and for which an otherwise acceptable plan of development and production operations has been denied because it would impair suitability for wilderness.

On the other hand, in instances where a lease is encumbered by a wilderness protection or no-surface-occupancy stipulation and there has been no discovery and a lessee's request for application for permit to drill has been denied, the Secretary's policy generally has been and will be to not grant relief from the terms of the stipulation by granting a suspension.

Lessees are hereby advised that in cases where wilderness review is a factor, applications for proposed operations should be filed no later than 120 days before expiration of the lease term in order to provide adequate processing time, including time for BLM to determine whether the proposed operations would impair the suitability of the area of proposed activity for preservation as wilderness.

e. Exploration. Post-FLPMA oil and gas or geothermal exploration applied for under 43 CFR 3045 or 43 CFR 3209 will continue to be approved if the BLM determines that it satisfies the nonimpairment criteria. Pre-FLPMA exploration will be allowed to continue as provided under the grandfather

concept. Consistent with sections 302(b) and 603(c) of FLPMA, all oil and gas and geothermal "Notices of Intent to Conduct Exploration" must be approved by BLM prior to commencement of operations.

2. Coal. The policy for coal is more exclusive than the other leasable minerals because of the recent regulations 43 CFR 3461, which were issued on July 19, 1979. These regulations, promulgated as a result of the Surface Mining Control and Reclamation Act and FLPMA, establish criteria for identifying lands that are unsuitable for all or certain stipulated methods of coal mining. These rules, then, supplemented by section 603(c) of FLPMA, will provide the basis for coal management in wilderness study areas.

a. Pre-FLPMA Leases and Prospecting Permits. All pre-FLPMA coal leases on which actual pre-FLPMA physical impacts had been created through such activities as production or construction of production-related facilities, may continue consistent with the grandfather provision, even if this would impair wilderness suitability. As explained in Chapter I.B.6, this may include the logical extension of grandfathered activities which began outside the boundary of a wilderness study area into an adjacent wilderness study area. Mining plans on pre-FLPMA nonproducing coal leases, even leases on which pre-FLPMA exploration drilling has taken place, will not be recommended for approval by BLM if the proposed mining methods are by surface methods or if the impacts resulting from underground mining would impair the suitability of the area for preservation as wilderness.

b. Preference Right Lease Applications. The preference right lease applicant's right to adjudication of his right to a lease will be recognized. Application of the right, however, involves application of the coal unsuitability criteria, including the wilderness review criterion number 4, of 43 CFR 3461(d)(1) and the imposition of conditions in the proposed lease to prevent impairment of the area's suitability for preservation as wilderness.

The Secretary may initiate exchange proceedings for coal under 43 CFR 3430.5–4 if he determines that, among other things, the lands are unsuitable for coal mining because of wilderness considerations.

c. New Competitive Leases. The coal unsuitability criteria will be applied to all coal lands being considered in the BLM's planning system. The only BLM-administered lands that will be offered for competitive lease sale are those on which a final wilderness inventory decision has determined that the lands lack wilderness characteristics. Once the Congress has determined that a WSA will not be designated as wilderness, the area may be considered for competitive lease.

d. Exploration Licenses. Exploration licenses are issued for exploration of unleased Federal land. Unsuitability criteria will not be applied to exploration licenses. If the activities proposed under an exploration license would create impacts that do not satisfy the nonimpairment criteria, they would not be approved.

e. Suspension of Lease Terms. The lease suspension policy cited in section 1(d) above will apply to coal leases. One factor in the Secretary's decisions will be the diligent development requirement that must be met by the lessee.

3. Oil Shale and Tar Sands Leasing.

a. Pre-FLPMA Leases. There are no pre-FLPMA leases for tar sand and only four pre-FLPMA oil shale leases. All pre-FLPMA leases on which actual pre-FLPMA physical impacts have been created through such activities as exploration drilling, production, or construction of production-related facilities, may continue in the same manner and degree under the grandfather provisions as discussed in Chapter I.B.6, even if these activities impair wilderness suitability. Any proposed activity which would exceed that manner and degree, as determined by BLM, would be allowed only if it satisfies the nonimpairment criteria.

Activities on pre-FLPMA leases on which no pre-FLPMA impacts have taken place will be allowed if they satisfy the nonimpairment criteria. If proposed activities are denied because they cannot meet the nonimpairment criteria, the lessee has the right to request a suspension of operation. The policy on lease suspension is explained more fully in section 1(d) above.

b. New Leases Issued After the Implementation of FLPMA. New leases may be issued provided the special stipulation (Appendix A) is attached. Activities may occur under these leases so long as the BLM determines that they satisfy the nonimpairment criteria.

c. Suspension of Lease Terms. The policy cited in section 1(d) above will apply.

4. Other Leasable Minerals (Phosphate, Potash, Sodium, Sulphur, and Hardrock (Solid) Minerals on Acquired Lands, Including Uranium).

a. Pre-FLPMA Leases and Permits. All pre-FLPMA leases on which actual pre-FLPMA physical impacts have been created through such activities as exploration drilling, production drilling, or construction of production-related facilities, may continue consistent with the grandfather provisions. As explained in Chapter I.B.6, this may include logical extension of grandfathered activities which began outside the boundary of a wilderness study area into an adjacent wilderness study area. These activities will continue to be regulated to prevent unnecessary or undue degradation of the lands. Activities on pre-FLPMA leases on which no pre-FLPMA impacts have taken place will be allowed if the BLM determines that they satisfy the nonimpairment criteria.

b. Prospecting Permits. Prospecting permits may continue to be issued in wilderness study areas (or inventory units), subject to a stipulation that no preference right lease will be issued until or unless an environmental analysis (or environmental impact statement) is completed and it is demonstrated, on the basis of the environmental analysis and a mining plan submitted with the application for a preference right lease, that the minerals can be removed by mining methods that will not impair the area's suitability for preservation as wilderness. Each permit will also condition exploration operations by a stipulation to insure that the impact caused by the activities will not impair the area's wilderness suitability.

c. Preference Right Lease Applications. Existing rights to preference right leases will be recognized. However, conditions will be imposed in such leases to prevent impairment of the area's suitability for preservation as wilderness.

d. Post-FLPMA Leases Issued Prior to the Issuance of the Interim Management Policy. Regardless of the conditions and terms under which these leases were issued, there are no grandfathered uses inherent in post-FLPMA leases. Activities on post-FLPMA leases will be subject to the special wilderness protection stipulation as stated in Appendix A. If there is already production on any lease issued in this time frame it would be allowed to continue in the least impairing manner and so as to prevent unnecessary or undue degradation of the lands. Increases in production or in production facilities would not be allowed if the resultant impacts would further impair wilderness suitability.

e. New Leases or Permits Issued After Implementation of FLPMA. New leases and prospecting permits will be issued subject to the special wilderness protection stipulation (Appendix A). Activities that would impair wilderness suitability will not be allowed.

5. Mining Operations Under the 1872 Mining Law.

a. Location, Prospecting, Exploration, and Mining. Mining operations conducted on lands under wilderness review will be subject to the forthcoming regulations 43 CFR Part 3802. The regulations will not apply to areas where a final decision that the area lacks wilderness characteristics has been made through the BLM wilderness inventory process. These regulations will provide a procedure for notifying the BLM of activities being conducted or proposed to be conducted on mining claims and will also establish the standards for approval of the conduct of those operations, including reclamation.

The regulations have several purposes: (1) To prevent impairment of the wilderness suitability of areas under wilderness review; (2) to recognize valid existing rights; (3) to allow grandfathered activities to continue; (4) to allow continued location and operations under the mining laws; and (5) to prevent unnecessary or undue degradation of the lands.

b. Valid Existing Rights. All mining claimants who located claims on or before October 21, 1976, and are able to demonstrate a discovery as of that date, as required under the 1872 Mining Law, as amended (prudent man test—must show that the claim has a reasonable prospect of being mined at a profit), will be allowed to continue their mining operations to full development even if the operations are causing or will cause impairment. Before BLM will grant approval of such operations, the operator will be required to show evidence of such discovery. If warranted, BLM may verify data through a field examination and, if necessary, initiate contest proceedings. Reasonable access to pre-FLPMA valid mining claims will also be granted. Such access shall be regulated to prevent or minimize impairment of the area's wilderness suitability, to the extent possible consistent with the enjoyment of the claimant's rights. Mineral patent applications on these pre-FLPMA valid claims will continue to be processed.

Whether or not the claims have a pre-FLPMA discovery determines only whether the nonimpairment standard applies. *All* operations will be regulated to prevent unnecessary or undue degradation of the lands until the claims are patented. (Any claim patented in the California Desert Conservation Area will continue to be regulated to prevent unnecessary or undue degradation.) All operations will be subject to the forthcoming regulations 43 CFR Part 3802, which will specify in what circumstances and in what manner notification will be required.

c. Temporary Limitation on the Exercise of Valid Existing Rights. If impairing activities are proposed on a pre-FLPMA claim with valid existing rights, within a wilderness study area (WSA) which the BLM Director has recommended to the Secretary as suitable for preservation as wilderness, the proposed impairing activity may be temporarily disapproved by the Director of the BLM. This is a narrow exception for extraordinary circumstances when the Secretary and the President may be expected to recommend the WSA as suitable for wilderness designation and Congress may be expected to act in a short period of time. Such a disapproval would be for one year, subject to renewal, but not to exceed a total of two years.

d. Grandfathered Activities. Owners of unpatented mining claims located on or before October 21, 1976, who cannot establish a valid existing right by demonstrating a "discovery" on the above date will be allowed to continue in the same manner and degree as on that date, even if this impairs wilderness suitability. (See grandfather provision in Chapter I.B.6.) For pre-FLPMA claims which have neither valid existing rights nor grandfathered uses, further exploration work to "prove-up" a discovery will be allowed only if the BLM determines that the proposed operations satisfy the nonimpairment criteria.

e. Assessment Work. Assessment work will be permitted only if the BLM determines that it satisfies the nonimpairment criteria. However, assessment work on claims which qualify under valid existing rights or the grandfather concept may, in fact, impair.

f. Deferment of Assessment Work. If proposed assessment work would impair the area's suitability for preservation as wilderness, a deferment of annual assessment work, under 30 U.S.C. 28b, may be granted for a period not to exceed two years. At the end of that period, the mining claimant must find other ways of completing nonimpairing assessment work, such as the geological, geochemical, and geophysical work allowed by the Act of September 2, 1958 (30 U.S.C. 28–1).

g. Mining Claims Located After October 21, 1976. Lands under wilderness review will continue to be subject to location under the mining laws. Location methods and subsequent assessment work will be restricted to operations which the BLM determines satisfy the nonimpairment criteria. Work towards post-FLPMA discoveries may take place, but not to the extent that impairment is caused. If discoveries are made in a nonimpairing manner or claims located after October 21, 1976, patents may issue.

h. Mining Activities in Areas Smaller Than 5,000 Acres. If the wilderness study area (or inventory unit) is smaller than 5,000 acres, all mining activities under the 1872 Mining Law will be exempt from the nonimpairment standard, and will be regulated only to prevent unnecessary or undue degradation of the lands. (The basis for this guideline is explained in Chapter I.A.6.)

6. Disposal of Minerals Materials (Salable). Sale and free use of mineral materials will be allowed so long as the operation can be conducted consistent with the nonimpairment criteria.

Appendix A—Wilderness Protection Stipulation

By accepting this lease, the lessee acknowledges that the lands contained in this lease are being inventoried or evaluated for their wilderness potential by the Bureau of Land Management (BLM) under section 603 of the Federal Land Policy and Management Act of 1976, 90 Stat. 2743 (43 U.S.C. Sec. 1782), and that exploration or production activities which are not in conformity with section 603 may never be permitted. Expenditures in leases on which exploration drilling or production are not allowed will create no additional rights in the lease, and such leases will expire in accordance with law.

Activities will be permitted under the lease so long as BLM determines they will not impair wilderness suitability. This will be the case either until the BLM wilderness inventory process has resulted in a final wilderness inventory decision that an area lacks wilderness characteristics, or in the case of a wilderness study area until Congress has decided not to designate the lands included within this lease as wilderness. Activities will be considered nonimpairing if the BLM determines that they meet each of the following three criteria:

(a) It is temporary. This means that the use or activity may continue until the time when it must be terminated in order to meet the reclamation requirement of paragraphs (b) and (c) below. A temporary use that creates no new surface disturbance may continue unless Congress designates the area as wilderness, so long as it can easily and immediately be terminated at that time, if necessary to management of the area as wilderness.

(b) Any temporary impacts caused by the activity must, at a minimum, be capable of being reclaimed to a

condition of being substantially unnoticeable in the wilderness study area (or inventory unit) as a whole by the time the Secretary of the Interior is scheduled to send his recommendations on that area to the President, and the operator will be required to reclaim the impacts to that standard by that date. If the wilderness study is postponed, the reclamation deadline will be extended accordingly. If the wilderness study is accelerated, the reclamation deadline will not be changed. A full schedule of wilderness studies will be developed by the Department upon completion of the intensive wilderness inventory. In the meantime, in areas not yet scheduled for wilderness study, the reclamation will be scheduled for completion within 4 years after approval of the activity. (Obviously, if and when the Interim Management Policy ceases to apply to an inventory unit dropped from widerness review following a final wilderness inventory decision of the BLM State Director, the reclamation deadline previously specified will cease to apply.) The Secretary's schedule for transmitting his recommendations to the President will not be changed as a result of any unexpected inability to complete the reclamation by the specified date, and such inability will not constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness.

The reclamation will, to the extent practicable, be done while the activity is in progress. Reclamation will include the complete recontouring of all cuts and fills to blend with the natural topography, the replacement of topsoil, and the restoration of plant cover at least to the point where natural succession is occurring. Plant cover will be restored by means of reseeding or replanting, using species previously occurring in the area. If necessary, irrigation will be required. The reclamation schedule will be based on conservative assumptions with regard to growing conditions, so as to ensure that the reclamation will be complete, and the impacts will be substantially unnoticeable in the area as a whole, by the time the Secretary is scheduled to send his recommendations to the President. ("Substantially unnoticeable" is defined in Appendix F of the *Interim Management Policy and Guidelines for Lands under Wilderness Review.*)

(c) When the activity is terminated, and after any needed reclamation is complete, the area's wilderness values must not have been degraded so far, compared with the area's values for other purposes, as to significantly constrain the Secretary's recommendation with respect to the area's suitability or nonsuitability for preservation as wilderness. The wilderness values to be considered are those mentioned in section 2(c) of the Wilderness Act, including naturalness, outstanding opportunities for solitude or for primitive and unconfined recreation, and ecological, geological or other features of scientific, educational, scenic, or historical value.

If all or any part of the area included within the leasehold estate is formally designated by Congress as wilderness, exploration and development operations taking place or to take place on that part of the lease will remain subject to the requirements of this stipulation, except as modified by the Act of Congress designating the land as wilderness. If Congress does not specify in such act how existing leases like this one will be managed, then the provisions of the Wilderness Act of 1964 will apply, as implemented by rules and regulations promulgated by the Department of the Interior.

Appendix B—The Federal Land Policy and Management Act of 1976 (Pub. L. 94–579)

Bureau of Land Management Wilderness Study

Sec. 603. (a) Within fifteen years after the date of approval of this Act, the Secretary shall review those roadless areas of five thousand acres or more and roadless islands of the public lands, identified during the inventory required by section 201(a) of the Act as having wilderness characteristics described in the Wilderness Act of September 3, 1964 (78 Stat. 890; 16 U.S.C. 1131 et seq.) and shall from time to time report to the President his recommendation as to the suitability or nonsuitability of each such area or island for preservation as wilderness; Provided, that prior to any recommendations for the designation of an area as wilderness the Secretary shall cause mineral surveys to be conducted by the U.S. Geological Survey and the Bureau of Mines to determine the mineral values if any, that may be present in such areas: Provided further, that the Secretary shall report to the President by July 1, 1980, his recommendations on those areas which the Secretary has prior to November 1, 1975, formally indentified as natural or primitive areas. The review required by this subsection shall be conducted in accordance with the procedures specified in section 3(d) of the Wilderness Act.

(b) The President shall advise the President of the Senate and the Speaker of the House of Representatives of his recommendations with respect to designation as wilderness of each such area, together with a map thereof and a definition of its boundaries. Such advice by the President shall be given within two years of the receipt of each report from the Secretary. A recommendation of the President for designation as wilderness shall become effective only if so provided by an Act of Congress.

(c) During the period of review of such areas and until Congress has determined otherwise, the Secretary shall continue to manage such lands according to his authority under this Act and other applicable law in a manner so as not to impair the suitability of such areas for preservation as wilderness, subject, however, to the continuation of existing mining and grazing uses and mineral leasing in the manner and degree in which the same was being conducted on the date of approval of this Act: Provided, that, in managing the public land the Secretary shall by regulation or otherwise take any action required to prevent unnecessary or undue degradation of the lands and their resources or to afford environmental protection. Unless previously withdrawn from appropriation under the mining laws, such lands shall continue to be subject to such appropriation during the period of review unless withdrawn by the Secretary under the procedures of section 204 of this Act for reasons other than preservation of their wilderness character. Once an area has been designated for preservation as wilderness, the provisions of the Wilderness Act which apply to national forest wilderness areas shall apply with respect to the administration and use of such designated area, including mineral surveys required by section 4(d)(2) of the Wilderness Act, and mineral development, access, exchange of lands, and ingress and egress for mining claimants.

Appendix C—Section 2(c) of The Wilderness Act of September 3, 1964 (Pub. L. 88–577)

A wilderness, in contrast with those areas where man and his own works dominate the landscape, is hereby recognized as an area where the earth and its community of life are untrammeled by man, where man himself is a visitor who does not remain. An area of wilderness is further defined to mean in this Act an area of undeveloped Federal land retaining its primeval character and influence, without permanent improvements or human habitation, which is protected and managed so as to preserve its natural conditions and which (1)

generally appears to have been affected primarily by the forces of nature, with the imprint of man's work substantially unnoticeable; (2) has outstanding opportunities for solitude or a primitive and unconfined type of recreation; (3) has at least five thousand acres of land or is of sufficient size as to make practicable its preservation and use in an unimpaired condition; and (4) may also contain ecological, geological, or other features of scientific, educational, scenic, or historical value.

Appendix D—Authority and Regulations

1. Authority

The interim Management Policy is based on the following authorities:

—The Federal Land Policy and Management Act of 1976 (Pub. L. 94–579, 90 Stat. 2743, 43 U.S.C. 1701), sections 603, 302, 201, and 701, as modified by other applicable provisions of that Act and by other laws. (See Appendix B for the text of section 603.)
—The Wilderness Act of 1964 (Pub. L. 88–577, 78 Stat. 890, 16 U.S.C. 1131). (See Appendix C for the text of section 2(c).)

2. Regulations

Requirements of the Interim Management Policy will be considered by the BLM, to the extent necessary, as part of its decisionmaking process in considering approval of any activity on the public lands pursuant to existing or new regulations.

Most of the policies in this document can and will be implemented through existing regulations covering specific activities. However, some of the policies will be implemented through the promulgation of new regulations—either proposed regulations that are now in preparation, or revisions to existing regulations.

One rulemaking now in progress concerns mining activities on lands under wilderness review:

—Exploration and Mining—Wilderness Review Program (43 CFR Part 3802). These regulations pertain only to locatable minerials under the 1872 Mining Law. (See Chapter III. J. 5(a) of this document.)

Two other proposed rulemakings in preparation concern mineral leasing and mining activities on all BLM-administered lands and will reflect the Interim Management Policy.

—Geophysical Exploration—Oil and Gas (43 CFR Part 3045).
—Surface Management of Mining Claims (43 CFR Part 3809). When these regulations are promulgated, they will incorporate the regulations (43 CFR Part 3802) for exploration and mining on lands under wilderness review.

The interim management requirements are already reflected in general terms in the following regulations, which are now in effect:

—Federal Lands Review—Unsuitability for Mining (43 CFR Part 3461). This covers coal mining on public lands.
—Off-Road Vehicles (43 CFR Part 8340).

Changes in existing regulations will also be proposed wherever this is found necessary to implement the Interim Management Policy.

Appendix E—The Wilderness Review Program

To carry out the mandate of section 603 of FLPMA, the Bureau of Land Management has developed a comprehensive wilderness review program. Key elements of the overall program include:

1. *Wilderness Review.* The wilderness review process has three phases: Inventory, study, and reporting to Congress. Public involvement is encouraged in all phases of the process, with opportunity provided for comment, participation, and review. The wilderness review applies to all public lands administered by the BLM except:

—Lands where the United States owns the minerals but the surface is not Federally owned.
—Lands being held for the benefit of Indians, Aleuts, and Eskimos.
—Lands tentatively approved for State selection in Alaska.
—Lands on the Outer Continental Shelf.
—Oregon and California grant (O & C) lands that are managed for commercial timber production.

The phases of the wilderness review process are as follows:

a. Inventory. First, BLM does an inventory of the public lands to identify areas that meet the definition of wilderness established by Congress. Such areas are identified as wilderness study area (WSA's). The procedures for this inventory are described in the *Wilderness Inventory Handbook.* The inventory is scheduled for completion in the contiguous Western States in 1980.

b. Study. Each WSA must be studied through the BLM land-use planning system to analyze all values, resources, and uses within the WSA. The findings of the study determine whether the area will be recommended as suitable or nonsuitable for designation as wilderness.

c. Reporting. When the study has been completed, a recommendation as to whether the WSA is suitable or nonsuitable for designation as wilderness is submitted through the Secretary of the Interior and the President to Congress. A mineral survey by the U.S. Geological Survey and Bureau of Mines will accompany every "suitable" recommendation. Reports on all WSA's must reach the President no later than October 21, 1991, and reach Congress by October 21, 1993. Only Congress can designate an area as wilderness.

2. *Instant Study Areas.* FLPMA also requires that by July 1, 1980, the Secretary of the Interior must submit recommendations to the President on the wilderness suitability of 55 public land areas that were formally identified as "natural" or "primitive" areas prior to November 1, 1975. These are known as "instant study areas" because Congress directed study and reporting on these areas, without awaiting completion of the wilderness inventory.

3. *Management of Areas under Wilderness Review.* This is the Interim Management Policy which is the subject of this document. It establishes the guidelines for determining uses and activities that may occur in areas under wilderness review. It applies until Congress takes action on the President's recommendations.

Appendix F—Definitions

Some of the terms used in this document have specific meanings and are defined as follows:

Cross-country: Refers to travel that is not on existing access routes (ways and trails) and does not involve any surface disturbance other than that caused solely by the passage of vehicles.

Cumulative Impact: The aggregate impact of existing and proposed activities individual intrusions when considered by themselves may not impair wilderness suitability; however, when combined with other existing and proposed substantially unnoticeable impacts, the total effect may be sufficient to impair an area's suitability for preservation as wilderness.

FLPMA: The Federal Land Policy and Management Act of 1976 (Pub. L. 94–579, 90 Stat. 2743, 43 USC 1701).

Impact: The effect, influence, alteration, or imprint of an activity.

Impair: To diminish in value or excellence.

Impair Wilderness Suitability: Refers to activities that are considered to impair an area's suitability for preservation as wilderness—i.e., that do not satisfy the "nonimpairment criteria" set forth in Chapter I.B.2 of this document.

Instant Study Area: One of the 55 primitive and natural areas formally identified by BLM through a final action published in the Federal Register before November 1, 1975. FLPMA requires and accelerated wilderness review of these areas.

Multiple Use: "* * * the management of the public lands and their various

resource values so that they are utilized in the combination that will best meet the present and future needs of the American people; making the most judicious use of the land for some of all of these resources or related services over areas large enough to provide sufficient latitude for periodic adjustments in use to conform to changing needs and conditions; the use of some land for less than all of the resources; a combination of balanced and diverse resource uses that takes into account the long-term needs of future generations for renewable and nonrenewable resources, including, but not limited to, recreation, range, timber, minerals, watershed, wildlife and fish, and natural scenic, scientific and historical values; and harmonious and coordinated management of the various resources without permanent impairment of the productivity of the land and the quality of the environment with consideration being given to the relative values of the resources and not necessarily to the combination of uses that will give the greatest economic return or the greatest unit output." (From section 103, FLPMA).

Pre-FLPMA: Before October 21, 1976, the date of approval of the Federal Land Policy and Management Act.

Primitive and Unconfined Recreation: Nonmotorized and nondeveloped types of outdoor recreational activities.

Public Lands: For the purpose of the wilderness review program, any lands and interest in lands owned by the United States within the several States and administered by the Secretary of the Interior through the Bureau of Land Management, without regard to how the United States acquired ownership, except:

1. Lands where the United States owns the minerals but the surface is not Federally owned.
2. Lands being held for the benefit of Indians, Aleuts, and Eskimos.
3. Lands tentatively approved for State selection in Alaska.
4. Lands on the Outer Continental Shelf.
5. Oregon and California grant (O & C) lands that are managed for commercial timber production.

Roadless: For the purpose of the wilderness review program, this refers to the absence of roads which have been improved and maintained by mechanical means to ensure relatively regular and continuous use. A way maintained solely by the passage of vehicles does not constitute a road.

Words and phrases used in the above definition of "roadless" are defined as follows:

1. Improved and maintained: Actions taken physically by man to keep the road open to vehicular traffic. "Improved" does not necessarily mean formal construction. "Maintained" does not necessarily mean annual maintenance.
2. Mechanical means: Use of hand or power machinery or tools.
3. Relatively regular and continuous use: Vehicular use which has occurred and will continue to occur on a relatively regular basis. Examples are: Access roads for equipment to maintain a stock water tank or other established water sources; access roads to maintained recreation sites or facilities; or access roads to mining claims.

Solitude: 1. The state of being alone or remote from habitations; isolation. 2. A lonely, unfrequented, or secluded place.

Substantially Unnoticeable: Refers to something that either is so insignificant as to be only a very minor feature of the overall area or is not distinctly recognizable by the average visitor as being manmade or man-caused because of age, weathering, or biological change. An example of the first would be a few minor dams or abandoned mine buildings that are widely scattered over a large area, so that they are an inconspicuous part of the scene. Serious intrusions of this kind, or many of them, may preclude inclusion of the land in a wilderness study area. (See also "Cumulative Impact," above.) An example of the second would be an old juniper control project that has grown up to a natural appearance, the old fallen trees largely decomposed.

Unnecessary or Undue Degradation: Impacts greater than those that would normally be expected from an activity being accomplished in compliance with current standands and regulations and based on sound practices, including use of the best reasonably available technology.

Wilderness: The definition contained in section 2(c) of the Wilderness Act of 1964 (78 Stat. 891). (See Appendix C for its full text.)

Wilderness Area: An area formally designated by Congress as part of the National Wilderness Preservation System.

Wilderness Characteristics: The definition contained in section 2(c) of the Wilderness Act of 1964 (78 Stat. 891). (See Appendix C for its full text.)

Wilderness Inventory: An evaluation of the public lands in the form of a written description and map showing those lands that meet the wilderness criteria as established under section 603(a) of FLPMA and section 2(c) of the Wilderness Act, which will be referred to as wilderness study areas (WSA's). (See *Wilderness Inventory Handbook,* dated September 27, 1978.)

Wilderness Review Program: The term used to cover the entire process of wilderness inventory, study, and reporting for the wilderness resource, culminating in recommendations submitted through the Secretary of the Interior and the President to Congress as to the suitability or nonsuitability of each wilderness study area for inclusion in the National Wilderness Preservation System. (For a summary of the program, see Appendix E.)

Wilderness Study Area (WSA): A roadless area or island that has been inventoried and found to have wilderness characteristics as described in section 603 of FLPMA and section 2(c) of the Wilderness Act of 1964 (78 Stat. 891).

State Offices, U.S. Department of the Interior, Bureau of Land Management

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701 'C' Street, Box 13, Anchorage, Alaska 99513.

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2400 Valley Bank Center, Phoenix, AZ 85073.

California

Federal Building, Room E-2841, 2800 Cottage Way, Sacramento, CA 95825.

Colorado

Colorado State Bank Building, 1600 Broadway, Denver, CO 80202.

States East of the Mississippi River, Plus Iowa, Minnesota, Missouri, Arkansas and Louisiana

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Federal Building, Room 398, 550 West Fort Street, P.O. Box 042, Boise, ID 83724.

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729 N.E. Oregon Street, P.O. Box 2965, Portland, OR 97208.

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Part III

Department of Housing and Urban Development

Office of Assistant Secretary for Community Planning and Development

Comprehensive Planning Assistance; Managing a Grant

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Assistant Secretary for Community Planning and Development

24 CFR Part 600

[Docket No. R-79-645]

Comprehensive Planning Assistance; Managing a Grant

AGENCY: Office of Community Planning and Program Coordination, HUD.

ACTION: Final rule.

SUMMARY: This rule sets forth requirements and procedures for managing a grant for Comprehensive Planning Assistance and reflects changes made in grant administration pursuant to Office of Management and Budget requirements. The rule is listed in the Department's semiannual agenda of significant rules, issued July 27, 1979 (FR; Vol. 44; No. 149; Wed., Aug. 1, 1979; p. 45343).

EFFECTIVE DATE: January 11, 1980

FOR FURTHER INFORMATION CONTACT: Joyce Walther or Leroy Gonnella, Office of Community Planning and Program Coordination, Room 7254, Washington, D.C. (202) 755-5649.

SUPPLEMENTARY INFORMATION: On April 16, 1979, the Secretary of Housing and Urban Development published a Notice of Proposed Rulemaking (44 FR 22666) to set forth requirements and procedures for managing a grant for the Comprehensive Planning Assistance Program (24 CFR 600). Comments were invited until June 15, 1979.

A total of nine comments were received. Each comment was carefully considered. The following is a summary of the comment and the changes made to the proposed rule.

Background: This rule presents very little new material. Its purpose is merely to change Handbook 6042.1 REV., Managing a Grant, Comprehensive Planning Assistance, July 1973 into regulation form and update requirements to reflect changes made in grant administration pursuant to the revised Office of Management and Budget Circular No. A-102, dated September 12, 1977. There is also some minor streamlining.

The previous Subparts of these regulations explained the policies and procedures an applicant must follow to obtain a grant. This Subpart, in close conformance to Circular No. A-102, describes the managment aspects of grant administration from grant approval to project completion including such items as accounting, requisitions, allowable costs, personnel, travel and subsistence, subcontracting, and reporting.

Discussion of Comments

Section 600.405 Administrative Policies of the Grantee

Section 600.405(a)(3)(ii). Several comments were received expressing concern that the limitations on independent policies and regulations governing administrative practices described in this paragaph are more restrictive than those found in Federal Management Circular 74-4. Changes have been made to make the wording consistent with that in FMC 74-4.

In this connection, one commenter pointed out that HUD is required to recognize the indirect cost rate approved by the cognizant Federal agency. Indirect costs are covered in § 600.410(f)(4). HUD does recognize the indirect cost rates approved by the cognizant agency.

Section 600.405(b)(1). One comment indicated this paragraph sets prior approval requirements for procurement transactions which are more restrictive than Attachment 0 of Circular A-102 and FMC 74-4. The intent of this paragraph is to require that only funds budgeted for procurement be used for procurement. No change has been made in the regulations.

Section 600.405(b)(2). One commenter stated that the special limitation against paying consultants a salary in excess of the daily equivalent rate paid GS-18 Federal employees is inconsistent with the provisions of FMC 74-4. The special limitation was imposed by the Congress and because of its statutory base cannot be waived. Thus, the special limitation has been retained.

Section 600.405(d)(2)(ii). Another commenter pointed out that there is no requirement for a final audit in OMB Circular A-102. The requirement for a final audit at the completion of activities under non-continuous grants has been changed to require an audit within two years of the completion of such grants. These audits may be undertaken within the scope of a grantee's regular audit cycle or as part of an audit of other Federal grant assistance programs.

Section 600.405(d)(6)(i). A commenter indicated that the language in this paragraph, which taken directly from the referenced HUD Audit Guide, departs from the limitations imposed on the qualifications of public accountants as prescribed by the GAO in their publication *Standards for Audit of Governmental Organizations, Programs, Acitivities and Functions.* The commenter stated that this publication says that "such audits shall be conducted by independent certified public accountants or by independent licensed public accountants, licensed on or before December 31, 1970, . . ." The quote is correct; however, it is not complete. The GAO standards also allow the Secretary to waive aspects of the requirement. No change has been made since the Office of Management and Budget is in the process of revising OMB Circular A-102 to reflect specific audit requirements (Proposed Attachment P), which will establish standardized Federal audit policies. When OMB Circular A-102, Attachment P takes effect, the HUD Audit Guide and these regulations will be revised accordingly.

Section 600.410 Fiscal Management

Section 600.410(f)(2). One commenter suggested that capital expenditures should be allowable with prior approval as is provided for in FMC 74-4. Due to the limited funding available under the program, capital expenditures, as a matter of policy, are not permitted. Thus encouraging such requests would not be appropriate if approval is not to be granted.

Section 600.410(f)(3). A commenter stated that the Project Inspection Fee should no longer be identified as a cost which the grantee pays out of its grant. The suggestion was made that HUD should subtract the fee from the awarded grant amount and that the grantee should not be required to carry the administratively cumbersome Project Inspection Fee on its books. The fee is composed of two-thirds Federal and one-third non-Federal money, thus it cannot be deducted entirely out of grant funds. It must be reflected as a grantee cost.

Section 600.420 Program Performance Reporting

One comment asked for confirmation that a six-month progress report is not required. Another expressed concern that the regulations as written do not require the reporting of changes in work elements that might require changes in the amount of money needed. A six month progress report is not required. However, grantees must report events which have significant impact upon the work plan and schedules and submit requests for budget revisions that would cause any grant funds, or part thereof, to be used for purposes other than those intended. See OMB Circular A-102, Attachment I, Monitoring and Reporting of Program Performance, paragraphs 1, 2, 5 and 6.

Section 600.425 Copies of 701-Assisted Reports

Section 600.425(a). There were a number of comments both supporting and opposing the depository library system. This requirement has not been changed since the benefits of having these reports available are far greater than the burden of the requirement. Further study will be made to determine if the system can be further simplified.

Section 600.425(b)(1)(vi) and (b)(3). A comment noted that depository libraries are not listed for every State and that addresses are not listed for every planning school library. Some States and planning school libraries do not participate in the depository library system. The word "participating" will be inserted in the regulations to make this clear.

Section 600.425(d)(1). A commenter suggested that since the National Technical Information Service (NTIS) no longer charges for its service, grantees should be required to submit copies of reports to NTIS. Grantees will not be required to send copies of reports to NTIS. However, the proposed regulations have been changed to encourage grantees to use NTIS for filing copies of reports of more than local or regional interest.

Proposed New Section on Joint Funding. A commenter suggested that a section on joint funding be added to these regulations pursuant to Circular A-111. The proposed change would allow the Regional Administrator to waive non-statutory HUD grant administrative and fiscal requirements and accommodate special timing, where appropriate, to facilitate joint funding. This proposed section has not been added to these regulations because joint funding proposals should be facilitated through general policies rather than dealt with on a case by case basis. OMB Circular A-111 already has established procedures and forms to be used in joint funding.

Amendments to 24 CFR Part 600

PART 600—COMPREHENSIVE PLANNING ASSISTANCE

24 CFR Part 600 is amended as follows:

The Table of Contents is amended by adding a new Subpart G to read:

Subpart G—Managing a Grant

Sec.
600.400 General information.
600.405 Administrative policies of the grantee.
600.410 Fiscal management.
600.420 Program performance reporting.
600.425 Submission of 701-Assisted Reports
Appendix
1. Planning Depository Libraries.
2. State Depository Libraries.
3. Planning School Libraries.
4. Project Inspection Fee Schedule.

Authority: Sec. 7(d), Dept. of Housing and Urban Development Act, 42 U.S.C. 3535(d). Sec. 701 of the Housing Act of 1954, as amended, 40 U.S.C. 461, et seq.

Subpart G—Managing a Grant

§ 600.400 General information.

(a) *Purpose.* The purposes of this subpart are to set forth requirements and procedures for managing a Comprehensive Planning Assistance grant and reflect changes made in grant administration pursuant to the revised Office of Management and Budget Circular No. A-102 dated September 12, 1977, and Federal Management Circular 74-4. Other Subparts of these regulations explain the policies and procedures an applicant must follow to obtain a grant. This subpart describes the management aspects of grant administration from grant approval to project completion, including such items as accounting, requisitions, allowable costs, personnel, travel and subsistence, subcontracting and reporting.

(b) *Application.* This Subpart applies to all types of Comprehensive Planning Assistance grantees (including subgrantees and subcontractors) except those with publicly financed educational institutions subject to Federal Management Circular A-21. All grants made before the effective date of this Subpart may be completed under the terms and conditions thereof and in conformance to the policies and procedures in effect at the time the grants were made.

§ 600.405 Administrative policies of the grantee.

(a) *Administrative practices.*—(1) *General policy.* Each grantee must establish or be subject to policies and regulations governing major operating areas such as personnel, compensation, annual and sick leave, travel, procurement and other administrative practices. Such policies and regulations must be used in preparing budgets submitted for HUD approval and are subject to the following limitations:

(i) *That such policies and regulations* are not inconsistent with HUD regulations governing eligible costs (see § 600.410(f));

(ii) *That costs* are within the limits of the approved budget;

(iii) *That when the costs are less* than the maximum permitted by these requirements, the cost charged to the planning grant shall be based on the lower amount; and

(iv) *That the cost for each trip* to a destination outside the jurisdiction of the grantee, which is to be charged wholly or in part to a planning grant, be specifically approved by a designated official of the grantee as necessary to the conduct of the work authorized by the grant documents. This does not pertain to routine trips to nearby communities to carry out the normal functions of the grantee.

(2) *Grantees subject to or adopting State or municipal policies.* When the grantee's administrative practices are governed by State or municipal policies or regulations applicable to all units of State or local government and all employees, such administrative practices will be considered satisfactory to HUD to determine the eligibility of costs subject to the limitations stated in paragraph (a)(1) of this section.

(3) *Grantees electing to establish independent policies—Adoption and approval.* When a grantee adopts policies and regulations governing administrative practices other than those of a State or municipality as indicated above, the policies so adopted must be established in writing, and approved by resolution of its governing body (board, commission, council, etc.). The policies and a written explanation of how the grantee has determined that such administrative practices are reasonable must be retained in the grantee's office. Administrative practices will be considered reasonable when they are comparable with pertinent local public practice. If there are no pertinent local established practices, grantees may wish to adopt Federal standards. Further information is available from the HUD Office managing the grant.

(4) *Travel expense of job candidates and moving expense of new employees.* The policy of the grantee may provide for payment of (i) travel expense for employment interviews incurred by candidates for permanent professional and supervisory positions, and (ii) moving expenses incurred by new employees, including moving expenses for their immediate families and household goods and personal effects, provided the incurring of such expenses are authorized in each instance in advance by official action of the grantee, and the authorization includes a determination that the expense is reasonable and necessary in the particular case. Reimbursement for travel expense must be on a basis which does not exceed that provided for regular employees in the grantee regulations.

(b) *Procurement standards.*—(1) *General policy.* The procurement of

supplies, equipment and services shall be consistent with the requirements of OMB Circular No. A–102, Attachment O, Procurement Standards. All procurements not specifically provided for in the grant budget shall be referred to HUD for prior approval. Requirements for equipment purchases are contained in § 600.410(f)(2).

(2) *Special limitation.* Grantees are prohibited from using Comprehensive Planning Assistance funds to pay the salary of a consultant in excess of the daily equivalent rate paid for GS–18 Federal employees. For this purpose, a consultant is an individual who is hired for a temporary or interim period, under an employer-employee type relationship, to provide advice or expertise that cannot be provided by regular staff. The salary paid to such individuals is subject to the GS–18 limitation. This limitation is not applicable to consultant services provided under an independent Contractor relationship. Such contracts will be governed by the Procurement Standards of Attachment O of OMB Circular A–102.

(c) *Political activities.* Section 12(a) of the Hatch Act, 5 U.S.C. 73, 721–727, restricts the political activities of some non-Federal employees if their principal employment is in connection with an activity financed in whole or in part by a Federal grant. These restrictions are enforced by the Office of Personnel Management. The restrictions prohibit:

(1) *Use of official authority* or influence for the purpose of interfering with an election or nomination for office, or effecting the result thereof.

(2) *Directly or indirectly coercing,* attempting to coerce, commanding, or advising any other officer or employee to pay, lend, or contribute any part of his or her salary or compensation or anything else of value to any party, committee, organization, agency, or person for political purposes.

(3) *Active participation* in political management or in political campaigns. A pamphlet entitled, "Political Activity of Federal Officers and Employees", commonly referred to as GC–46, is available from the Office of Personnel Management. The pamphlet contains more detailed information concerning the applicability of the Hatch Act. Any questions regarding the applicability of the Hatch Act in particular situations should be referred to an agency's own counsel or to the counsel of the HUD office administering the grant.

(d) *Audit requirements.*—(1) *Audit authority.* Sections 814–816 of the United States Housing Act of 1954, as amended, provide that audits may be conducted by, or on behalf of HUD, to ensure that grant funds are being used only to defray eligible costs and that the grant funds are being well managed. Accordingly, the terms and conditions of grant awards between HUD and grantees provide that HUD and the Comptroller General of the United States may make such audits of any grantee as they deem appropriate.

(2) *Audit policy.* Grantee financial management systems shall:

(i) Provide for audits to be made by the grantee or at its direction to determine, at a minimum, the fiscal integrity of financial transactions and reports, and the compliance with laws, regulations, and administrative requirements. The grantee will schedule such audits at least once every two years.

(ii) Provide for a final audit within two years of the completion of activities under non-continuous grants.

(iii) Provide for a systematic method to assure timely and appropriate resolution of audit findings and recommendations.

(iv) Require subgrantees (recipients of grants which are passed through by the grantee) to comply with the "701" audit policies.

(3) *Audit guide and costs.* (i) The "Audit Guide for the Comprehensive Planning Assistance Program", HUD Handbook IG 6042.2, contains audit standards for all 701 Comprehensive Planning Assistance grants—whether they are performed by auditors employed by State or local governments, independent public accountants (IPAs), or other qualified auditors. Audits made by the grantee or at its direction which meet the above standards will be acceptable to HUD in lieu of an audit made by HUD or at its direction.

(ii) Audit costs may be charged to the "701" program, but shall be prorated on an equitable basis between HUD, and other benefiting Federal grantors, State and local grantors and the grantee.

(4) *Management use of audit reports.* Audits of the books, records and activities of program participants in the 701 program serve to provide both HUD and the local program officials with objective, independent and factual information with regard to the activities that have been conducted under HUD contracts or grant agreements. The management purpose of such audits is to inform HUD program officials and local program officials that the financial interest of HUD and the locality and contract compliance are assured by determining that:

(i) Costs incurred are eligible under the contract and HUD policies, rules and regulations;

(ii) The program participant has complied with the terms and conditions of the grant contract and HUD regulations;

(iii) Receipts are accounted for and disbursements are proper;

(iv) The program participant's accounting system conforms to HUD requirements and affords an adequate degree of internal control.

(5) *Failure on part of grantee to obtain audit.* Failure to obtain an audit may be grounds for disapproval of subsequent grants. If a grantee fails to obtain an audit, as required, HUD shall obtain such audit and the grantee shall promptly reimburse HUD for its costs. Any such amount not immediately repaid will be collected by setoff against amounts outstanding under any other HUD grant award to the grantee.

(6) *Qualifications and independence of auditor*—(i) *Qualifications.* The auditor or audit staff assigned to perform the audit must collectively possess adequate professional proficiency for the work required. If the grantee obtains the services of an independent public accountant (IPA) to make the audit, the IPA should be certified, licensed or registered by a regulatory authority of a State or other political subdivision of the United States and meet any legal requirements concerning registration by the State in which the grantee is located.

(ii) *Independence.* In all matters relating to audit work, the auditor and audit organization shall maintain an independent attitude. If the auditor is not sufficiently independent to produce unbiased opinions, conclusions, and judgments, the auditor should state in a prominent place in the audit report his or her relationship with the organization or officials being audited.

(iii) *When an IPA is employed to perform the audit,* the IPA will not be considered independent with respect to any grantee with which such IPA has, or has had during the period covered by audit, any relationship deemed as creating a conflict of interest: family relationship with grantee officials, officer or employee (whether or not paid) of the grantee, and financial interest, either direct or indirect, in any grantee activity (other than in the performance of the audit function).

(iv) *Auditors employed by State or local governments* will be considered independent if they are sufficiently removed from political pressures to ensure objectivity in performing the audit and reporting the conclusions thereon. To achieve maximum independence, such auditors and the audit organization itself should report to the highest practical echelon within the governmental organization, be organizationally located outside the

line-management function of the entity being audited, and be placed under a merit system for determining compensation, training, job tenure, and advancement.

(7) *Audit period and costs.* The audit period will generally cover a period of two years commencing from the ending date of the period covered by the last audit. Preferably, the end of the audit period should coincide with the close of the audit entity's fiscal year. The HUD share of the audit costs should be added to the grantee's overhead item in the Annual Grant Budget and identified in the Program Administration section of the Overall Program Design.

(8) *Documentation supporting selection of auditor.* The selection of an auditor shall be based on provisions of OMB Circular A-102, Attachment O (Procurement) or, if a governmental auditor is selected, grantee files shall include the authority for such audit and the basis for determining the fee.

(9) *Suggested scope of audit and form of audit report*—(i) The grantee should furnish interested auditors with a copy of the HUD Audit Guide and pertinent regulations. Part IV of the Grant Document, and any pertinent local requirements or policies. The suggested minimum scope of audit and suggested form of audit report are contained in the Audit Guide. The audit report should contain an opinion on the fairness of the financial statements and data on findings and other pertinent financial information.

(ii) *In some cases,* the auditor may request the grantee to prepare a Representation Letter at the close of the audit. This letter deals with the status of particular accounts and any other facts which might affect the overall accuracy of the financial statement.

(10) *Submission of audit report and access to working papers.*—(i) *Submission of Report.* The Audit Report is distributed as follows:

(A) Five copies to the applicable Regional Inspector General for Audit (RIGA). The name, address and jurisdiction of RIGAs are included as Appendix 2 of the Audit Guide.

(B) Sufficient copies to the grantee to satisfy its needs (as specified in the contract).

To facilitate the review of the report by HUD and the determination of its acceptability, the grantee should authorize the auditor, in the contract, to make simultaneous distribution of the Audit Report to HUD and the grantee.

(ii) *Access to working papers.* The grantee should also provide in the contract that the working papers are to be made available during the audit and for a period of three years thereafter to representatives of the Comptroller General of the United States and of HUD on request by the Inspector General or his or her representatives. The working papers can be reproduced by HUD at its own expense, if such need arises. Such a provision will enable the grantee and HUD to determine whether the audit standards have been met.

(11) *Review of audit report by HUD.* The RIGA will review the Audit Report to determine whether the scope of audit and the format of Audit Report are, as a minimum, equal to the suggested guidelines in the Audit Guide, and will immediately advise the grantee of any significant deficiencies in the Audit Report which need correction. It is the grantee's responsibility to assure that the audit report submitted to HUD meets generally accepted auditing standards. The HUD office managing the grant should be notified when audit reports are submitted to RIGA.

§ 600.410 Fiscal management.

(a) *General.* This Section prescribes the principles which must be followed by a grantee to account for the funds, costs and activities authorized under a Comprehensive Planning Assistance Grant, to obtain the funds due the grantee under the grant, and to prepare and transmit to HUD necessary financial statements.

(b) *Basic responsibilities*—(1) *Primary Responsibility.* The primary responsibility for the establishment and maintenance of adequate procedures and internal financial controls governing the management and utilization of Federal funds rests with the grantee.

(2) *Advice and assistance.* The grantee should look first within its own organization, to public financial officers, or to independent public accountants for advice and assistance in establishing the necessary accounting and financial control systems based on the guidelines and requirements in this section. If necessary, however, HUD will, upon request, assist the grantee in establishing the necessary systems. Standards for the development of an adequate system may be found in HUD Handbook 1900.2, Financial Aspects of Administration of Grants-in-Aid, Loans and Contracts with Program Participants.

(3) *Using existing governmental capacity.* It is suggested that new grantees organize in such a way that, wherever possible, the existing facilities of a city, county, or State can be utilized to perform the necessary accounting and fiscal management functions.

(c) *Financial management.* Grantees shall have financial management systems which comply with OMB Circular A-102, Attachment G, Standards for Grantee Financial Management System.

(d) *HUD evaluation.* If HUD has had no prior experience with a grantee or its designated fiscal agent, HUD will conduct an evaluation of the grantee's financial management system prior to disbursing any program funds or issuing a letter of credit under the terms of the grant award to assure that the grantee's financial management system is in compliance with paragraph (c) of this section.

(e) *Property management standards.* Grantees may use their own property management standards and procedures as long as the provisions of OMB Circular No. A-102, Attachment N, Property Management Standards, are included. Requirements for equipment purchases are contained in § 600.410(f)(2).

(f) *Eligible Costs*—(1) *Basic criteria.* To be eligible under the Comprehensive Planning Assistance Program, costs must be:

(i) Necessary and reasonable for proper and efficient administration of the Comprehensive Planning Assistance Grant, be allocable thereto under these principles, and, except as specifically provided herein, not be a general expense required to carry out the overall responsibilities of the grantee.

(ii) Authorized or not prohibited under State or local laws or regulations.

(iii) In conformity with any limitations or exclusions set forth in these principles, the Approved Budget and grant agreement, these regulations, Federal laws, or other governing limitations as to types or amounts of cost items.

(iv) Consistent with policies, regulations, and procedures that apply uniformly to both Federally assisted and other activities of the unit of government of which the grantee is a part.

(v) Accorded consistent treatment through application of generally accepted accounting principles appropriate to the circumstances.

(vi) Not allocable to or included as a cost of any other Federally financed program in either the current or a prior period.

(vii) Net of all applicable credits and must make no provision for profit or other increment above cost.

(2) *Cost principles for allowable and unallowable costs.* Federal Management Circular 74-4, Cost Principles Applicable to Grants and Contracts with State and Local Governments, shall be applicable except that equipment and other capital acquisitions will not be allowed. Grantees may be compensated for the

use of buildings and equipment through use allowance or depreciation.

(3) *Project inspection fee.* The necessary expenses of Federal inspections, audits, and technical assistance with respect to a grant must be compensated by grantees through the payment of fixed fees. Provision for this fee will be made in each grant. The project inspection fee may be collected by billing the grantee, by an offset against the grant agreement, or by an offset against the first request for grant disbursement. The project inspection fee will be based on the Federal grant amount and will be determined from the Project Inspection Fee Schedule included in Appendix 4. The fee is an eligible project cost and grantees may be reimbursed for such costs in the same ratio as for other eligible project costs. If the grant amount is subsequently amended to increase the grant amount, the fee will be increased accordingly. However, there will not be any downward adjustment of the fee based on a reduced grant amount or on a lower final grant amount calculated on the basis of final costs.

(4) *Indirect cost circulars.* (1) For grantees which are departments or other units of a State, the provisions of HUD Circular 1900.9 dated August 29, 1969, shall apply. Where the grantee determines it is preferable, such as when other agencies are utilizing HEW procedures, the provisions of HEW document OASC-10, "A Guide for State and Local Government Agencies," are an acceptable substitute for HUD Circular 1900.9. Indirect proposals of grantees for which HUD is cognizant shall be forwarded to the appropriate Area Office for approval. (2) Grantees other than those which are subdivisions of State government shall recover indirect costs in accordance with the provisions of HUD Circular 1900.13 "Principles and Standards for Cost Applicable to Grants and Contracts with Local Governments." Where the grantee determines it is preferable, the provisions of HEW document OASC-10, "A Guide for State and Local Government Agencies," are an acceptable substitute for HUD Circular 1900.13.

(g) *Matching Share*—(1) *Non-Federal matching share.* Expenditures or contributions used as the non-Federal share shall represent an amount equal to or greater than one-third (⅓) of total project costs. The grantee shall not expend Federal funds in relation to non-Federal funds at a ratio greater than the Federal share of the grant bears to the non-Federal share of the grant.

(2) The provisions of OMB Circular No. A-102, Attachment F, Matching Share, shall be used to determine the allowability of cash and in-kind contributions made by grantees, subgrantees or third parties.

(h) *Program income.* Grantees shall account for program income related to Comprehensive Planning Assistance projects in the manner prescribed by OMB Circular No. A-102, Attachment E, Program Income.

(i) *Financial reporting.* Grantees shall make financial reports on Comprehensive Planning Assistance grants in the manner prescribed by OMB Circular No. A-102, Attachment H, Financial Reporting Requirements, except as modified by these regulations.

(1) *Basis for reporting.* All reports shall be submitted on the accrual basis. If the accounting records are not normally kept on the accrual basis, the grantee shall develop such information through an analysis of the documentation on hand.

(2) *Financial status report.* Each grantee shall use the Financial Status Report (HUD-237) to report the status of funds for all outstanding grants.

(3) *Frequency of reporting.* The Financial Status Report shall be submitted in an original and two copies within 90 days after the completion of the project. If the HUD Area Office determines that a grantee's financial management activities are inadequate more frequent reports may be requested.

(4) *Report of Federal cash transactions.* This report will not be used by 701 grantees. The request for payment or requisition for payment will be used to monitor grantee cash balances and to obtain disbursement information.

(j) *Project and budget revisions.* Grantees shall report deviations from grant budgets and request approvals for budget revisions in the manner prescribed by Attachment K of OMB Circular No. A-102, Budget Revision Procedures, except as modified by these regulations.

(1) The transfer of amounts budgeted for indirect costs to absorb increases in direct cost shall require prior HUD approval.

(2) The transfer of amounts budgeted for use by a specific applicant category (State, local assistance, metropolitan, nonmetropolitan, large city, urban county, Indian and other) to increase the amount budgeted for a different applicant category shall require prior HUD approval.

(3) The transfer of funds among direct cost categories, or among programs, functions and activities for awards in which the Federal share exceeds $100,000 when the cumulative amount of such transfers exceeds or is expected to exceed five percent of the total budget shall require prior HUD approval. No transfer may be made that would cause any grant funds, or part thereof, to be used for purposes other than those intended.

(4) Grantees must maintain a record of all budget revisions that do not require prior HUD approval.

(k) *Grant payments.* Payments to grantees will be made in the manner prescribed by OMB Circular No. A-102, Attachment J, Grant Payment Requirements, except as modified by these regulations.

(1) *Cash depositories.* There are no eligibility requirements for State and local governments except as provided for by OMB Circular No. A-102, Attachment A. Grant payment checks will be mailed by the U.S. Treasury Department directly to the bank designated by the recipient for credit to the recipient's bank account and shall not be mailed directly to the recipient's office. In the case of State governments however, checks may also be mailed directly to: (i) The State Treasury, or (ii) the State Treasurer or Comptroller. In the case of disbursements based on requisitions for funds sent to HUD, as distinguished from requests for funds sent directly to the U.S. Treasury Department, the appropriate HUD accounting office shall advise the recipient at the time the schedule for payment is submitted to the U.S. Treasury Department of the amount of Federal funds that the U.S. Treasury will transmit by check.

(2) *Use of minority banks.* Consistent with the national goal of expanding the opportunities for minority business enterprises, grantees are encouraged to use minority banks.

(3) *Bonding and insurance.* Grantees shall satisfy the requirements of State and local laws, as applicable, relative to bonding and insurance.

(4) *Requisition form.* Form HUD-259, Requisition for Grant Payment, shall be submitted to the HUD office managing the grant to requisition a grant payment or advance by Treasury Check. Detailed instructions are contained in HUD Handbook 1900.17, Requisition for Grant Payment Procedures.

(5) *Requisition submission.* Requisitions for advances by Treasury Check or reimbursement shall be submitted in accordance with the following:

(i) *Initial requisition.* The initial requisition may be submitted to HUD after receipt by the grantee of the executed Grant Documents.

(ii) *Establishing fiscal management.* The requirements for establishing adequate fiscal management procedures

as set forth in § 600.410(c) must be met before HUD will process the initial requisition.

(iii) *Interim requisitions.* Interim requisitions, when on a reimbursable basis, may be submitted either on a monthly, quarterly or semi-annual basis. The grantee can expect to receive a check within ten days to two weeks after the requisition has been received by HUD.

(iv) *Overpayments.* Overpayments, if not immediately repaid, will be collected by setoff against amounts due under any other Comprehensive Planning Assistance grant award to the grantee.

(v) *Final requisition.* Payment of final requisition will be adjusted for amounts of overpayment by HUD, if any, and will not preclude the government from collecting any excess payment made to the grantee due to ineligible costs which are discovered during the final settlement or periodic audit of the grantee's books and records.

(6) *Letter of Credit procedures.* The letter of credit will be administered in accordance with HUD Handbook 1900.24, Rev. (Treasury Regional Disbursing Office).

(7) *Advances by Treasury Check.* Advances by Treasury Check shall be requested in amounts to meet immediate disbursement needs.

(l) *Grant closeout.* Grant closeouts will be carried out in the manner prescribed by OMB Circular No. A–102, Attachment L, Grant Closeout Procedures, except as modified by these regulations and the provisions of the Notice of Grant Award (contract).

(1) *Final payment.* Upon request, HUD will make prompt payment to a grantee for allowable reimbursable costs under the grant being closed out.

(2) *Settlement documentation.* Within 90 days after the date of completion the grantee shall submit the following:

(i) Financial Status Report;

(ii) Annual Program Report;

(iii) One copy of all reports, maps, plans and other documents identified in the Annual Program Report.

(iv) An accounting for any property acquired with grant funds, or received from HUD in accordance with the provisions of § 600.410(e).

(3) *Determination of completion and compliance.* HUD shall review the settlement documentation to determine whether it constitutes adequate and acceptable evidence that the required project work has been completed in an acceptable manner, all conditions and regulations have been met by the grantee or properly waived by the Department, and there are no unresolved qualifications or objections to final settlement of the grant agreement.

(4) *Financial settlement.* HUD, following the above reviews, shall make any upward or downward adjustments to the Federal share of costs, subject to the availability of funds, and make a settlement with the grantee accordingly. Any such settlement shall be subject to final audit as noted in paragraph (l)(5) of this section.

(5) *Final audit.* In the event a final audit has not been performed prior to the closeout of the grant, HUD shall retain the right to recover an appropriate amount after fully considering the recommendations on disallowed costs resulting from the final audit.

(6) *Termination or suspension.* HUD may at any time terminate or suspend the grant in accordance with the, "Terms and Conditions Governing Grants for Comprehensive Planning Assistance" (Part IV of the Grant Document) which provides for such actions and the causes and procedures to be followed.

(m) *Revision in grant period.* The HUD Area Manager is authorized to approve requests for revisions in project periods. For any given grant only one time extension, not to exceed 120 days, shall be allowed.

(1) *Grantee justification.* Grantees must notify the HUD office administering the grant not less than sixty days prior to the end of the grant period. The notification must include the following information:

(i) The problems causing the slippage in the work schedule, and steps taken or contemplated to resolve the problems;

(ii) A status report which provides the following information for each uncompleted work element:

(A) The work remaining,

(B) The cost and staff requirements to complete the work element.

(iii) An assessment of the impact of the time extension and resultant workload on the grantee's ability to carry out activities in a timely manner under any other outstanding 701 grant awards.

(2) *HUD approval of extension requests.* Extension requests shall only be approved if:

(i) It is not feasible to reprogram activities into subsequent work programs;

(ii) The grantee can complete all activities within the extended project period;

(iii) The grantee's ability to complete activities in any other outstanding 701 work program is not adversely affected; and

(iv) Subsequent grant awards are reduced commensurate with the grantee's ability to use funds.

(A) If the revision of the projected period is approved, the new completion date will be placed on the approved budget, Form HUD 7026.3. A letter to the applicant approving the time extension and transmitting the new budget form will be prepared and signed by the Area Manager.

(B) If the time extension is not approved, the grantee will be so notified by letter from the Area Manager. In such an event, the grantee will also be advised that all outstanding work must be completed by the end of the project period or, as appropriate, reprogrammed into subsequent work programs.

(n) *Project records.* Project records shall be maintained in the manner prescribed by OMB Circular No. A–102, Attachment C, Retention and Custodial Requirements for Records.

§ 600.420 Program performance reporting.

The reporting of program performance shall comply with OMB Circular No. A–102, Attachment I, Monitoring and Reporting of Program Performance, paragraphs 1, 2, 5 and 6. A completion report shall also be prepared by each grantee and submitted to the HUD office administering the grant. The completion report shall include the following:

(a) *Evaluation of Objectives (Part I).* (1) This shall be a brief evaluation statement for each objective included in the overall program design, describing the extent to which activities proposed in the annual work plan were completed and their impact on the achievement of the objective.

(2) This part shall also include separately or by objective, as appropriate, grantee progress in:

(i) Fostering equal opportunity in employment, housing and participation in the benefits of Federally assisted programs, and

(ii) Involving and interacting with citizens, providing citizens access to the decision making process and improvement in communication techniques.

(b) *Statement of Outstanding Achievements (Part II).* This part consists of one page narrative statements of the one or two outstanding achievements resulting from the grantee's use of "701" which has occurred since the last report. Such statements should include the following, as appropriate:

(1) A brief description of the specific achievements,

(2) Specific impacts, i.e., management improvements, improved operations, effectiveness, services, capability, etc.,

(3) Estimated dollar savings per activity, project, etc.,

(State or other agencies servicing local assistance and/or non-metropolitan recipients shall also include statements of the one or two outstanding achievements of such recipient groups in their submission).

(c) *Listing of Program Documents (Part III).* This part shall list all reports, maps, plans and other documents resulting from the 701 assisted portion of the program. This list shall identify the documents being transmitted and those previously transmitted.

(d) *Nonmetropolitan Areawide Planning (Part IV).* (1) List in the following format nonmetropolitan areawide planning organizations receiving assistance:

Recipient Organization

Federal Grant Amount

(2) List by recipient, all reports, maps, plans and other documents resulting from assisted objectives and identify those being transmitted and previously transmitted.

(e) *Local Planning and Management Services (Part V).* (1) Identify 701 share of costs of advisory, informational and technical services provided by the grantee, other public agencies or consultants without cost to local, nonmetrolpolitan and/or metropolitan recipients.

(2) Identify the amount of subgrants (the use of 701 funds by or on behalf of a recipient who provides all or a portion of the non-Federal match or to support a recipient's staff regardless of who provides the non-Federal match) provided to recipients using the following format:

Recipient Organization

Federal Grant Amount

(3) List all reports, maps, plans and other documents resulting from assisted services, by recipient, (including general information documents available to all municipalities) and identify those being transmitted and previously transmitted.

(f) A copy of the Cartographic Products Description Report form received from the U.S. Geological Survey pursuant to 24 CFR 600.81, as appropriate.

(g) *Submission Requirements.* The Program Completion Report and project documents shall be transmitted to the HUD Office managing the grant within 90 days after the completion of the grant. The report should be submitted in accord with the following:

(1) Letter of transmittal;

(2) Program Completion Report (original + 2);

(3) Reports, maps, plans, and other documents listed in the Annual Program Report (1 copy).

(i) That all maps and plans transmitted be folded to the size of the reports. On the outside top fold of each such map and plan indicate its title, the municipality or area covered, and the report or study to which it relates.

(ii) Unless instructed otherwise by HUD the grantee should not submit reports, plans, maps and other documents in advance of submission of the Program Completion Report.

§ 600.425 Submission of 701-assisted reports.

(a) *Depository library system.* The depository library system is a process of distribution, deposit, and indexing of all 701-assisted reports for the purposes of reference and purchase by all interested parties. It was set up to insure a wide dissemination of information and to encourage maximum use of Federally-supported reports. Components of the depository system include documents and abstracts, both of which are on deposit for reference only. Personal copies must be obtained from the grantees or the National Technical Information Service. See paragraph (e) of this section for more information on abstracts.

(b) *Submission requirements.* Reports published under the "701" program (except the Annual Program Report), and any interim material which in the opinion of the grantee is of scholarly or public interest, must be deposited as follows:

(1) *For all grantees.* (i) One copy of each document and each abstract to the HUD Washington Library:

Librarian, Department of Housing and Urban Development, 451 7th Street, SW., Washington, D.C. 20410.

(ii) One copy of each document and each abstract to the HUD Field Office managing the grant.

(iii) One copy of each document and each abstract to the library of the HUD Regional Office having jurisdiction.

(iv) Two copies of each document and each abstract to the Library of Congress:

Unit X Documents, Expediting Project, Library of Congress, Washington, D.C. 20540.

(v) One copy of each document to each of the nine Planning Depository Libraries listed in Appendix 1.

(vi) One copy of each document to the participating State depository library for the State(s) in which the grantee is located, except when such State(s) are already served by a Planning Depository Library. The State depository libraries are listed in Appendix 2.

(2) *For cities and other municipalities (50,000 or less in population) and counties.* Requirements (iv) through (vi) above apply only to the final comprehensive or summary planning report. To satisfy requirements (i) and (iii) above such grantees need submit only an abstract of the comprehensive or summary report.

(3) *For State, city (50,000 or more in population) urban county and areawide grantees only.* These grantees must send one copy of each document to each participating planning school library within the HUD Region in which they are located, except where doing so would duplicate a submission made according to paragraph (b)(1)(v) or (b)(1)(vi) of this section. These libraries are noted in Appendix 3.

(c) *Notation of 701 support.* A notation indicating the participation of the Federal government must be carried on all reports and maps produced as part of a HUD-assisted project, and on the annual program report. Other periodic administrative reports and those documents exclusively for internal use within the grantee are excluded from this requirement. The suggested wording of that notation is as follows:

The preparation of this report was financed in part through a Comprehensive Planning Assistance grant from the Department of Housing and Urban Development. (Include project number).

(d) *Submission to National Technical Information Service*—(1) *The grantee.* Grantees are no longer required to submit copies of reports to the National Technical Information Service (NTIS). However, grantees are encouraged to file copies of reports considered to be of more than local or regional interest with NTIS. Submission requirements are noted below. Alternatively, the grantee should maintain sufficient copies to meet estimated demand.

(2) *Department of Commerce National Technical Information Service*—(i) *Purpose.* The Department of Commerce National Technical Information Service makes technical reports generated by all Federal agencies accessible in a uniformly indexed system. The NTIS has agreed to announce and disseminate all HUD-assisted publications provided that it can reproduce the report.

(ii) *NTIS submission requirements.* If a grantee wishes to file reports with the NTIS, 10 copies of each document must be sent to the NTIS. The NTIS does not charge for this service. Reports must also meet NTIS reproduction specifications (see paragraph (d)(2)(iii)

of this section. A NTIS Accession Notice must accompany each report submitted to the NTIS. The notice (Form NTIS–79) may be obtained directly from:

Input Section. National Technical Information Service, 5285 Port Royal Road, Springfield, Virginia 22151.

(iii) *Reproduction specifications.* Generally reports to be submitted to NTIS should not exceed 8½ × 11 inches; however, NTIS can reproduce larger reports if they can be sectionalized in the reproduction process. NTIS cannot copy foldout maps and is unable to reproduce color, but when possible, will reproduce color plates in black and white. When reports do not meet the above specifications, copies should not be submitted to NTIS and NTIS should not be mentioned as a source of copies in the reports abstract. (See paragraph (e) of this section.)

(iv) *Availability.* In general, publications will be announced in the semi-monthly "Government Reports Announcements and the Government Reports Index". Copies of publications in the NTIS are available to the general public for purchase in paper copy and microfiche. Literature searches are made in the NTIS search system.

(e) *Abstracts.* Any interim material which, in the opinion of the grantee is of scholarly or public interest, and every report published with HUD assistance must contain an abstract (Form NTIS 35) of the publication on the first page after the cover.

(1) *Content.* The abstract must first indicate innovative work and then briefly summarize the publication. New approaches, new methods, and unusual or particularly successful solutions of management or development problems must be emphasized in the abstract.

(2) *Form.* The abstract must be 200 words or less, exact and unambiguous using the present tense and active voice, and be comprehensible to the average citizen. Repetition of titles, project identification numbers, etc., should be avoided. If the abstract refers to previous reports or if the report is one of series, insert the exact citation if possible. (NTIS accession number.)

(3) *Format.* The abstract must be prepared on the National Technical Information Service Bibliographic Data Sheet (BDS) (Form NTIS–35). Instructions for completing this form are printed on the reverse side of the form. Items 17a and 17c are optional and may be left blank. For item 17b, provide descriptors, index terms or key words which represent the major concepts or applications. The linked set of descriptors serves as a condensed abstract and in many cases reveals more of the nature of the report than the abstract. If the report is not submitted to the NTIS or if the NTIS is unable to reproduce a report for public distribution, it must not be listed in Item 18 as a source of copies. (See paragraph (d)(2)(iii) of this section for NTIS reproduction specifications.) A supply of the BDS (Form NTIS–35) may be obtained directly from the NTIS . (See paragraph (d)(2)(ii) of this section for the mailing address.) Reproduction of the form is authorized.

(Sec. 7(d), Department of HUD Act (42 U.S.C. 3535(d), section 701 of the Housing Act of 1954, as amended, 40 U.S.C. 461, et seq.)

Issued at Washington, D.C., December 6, 1979.

Robert C. Embry, Jr.,

Assistant Secretary for Community Planning and Development.

Appendix 1.—Planning Depository Libraries

Harvard University, Frances Loeb Library, Gund Hall, Cambridge, Massachusetts 02138.

Documents Collection, Perry-Castaneda Library, University of Texas Library, PCL 2.403, Austin, Texas 78712

Library, Urban and Regional Studies Collection, Washington University, Box 1061, St. Louis, Missouri 63130.

Librarian, Urban Documents Library, Library West, University of Florida, Gainesville, Florida 32611.

Urban Policy and Planning Library, Michigan State University Library, East Lansing, Michigan 48824.

Documents Librarian, Auraria Libraries, Laurence at 11th Street, Denver, Colorado 80204.

Architecture and Urban Planning Library, 1302 Architecture, University of California, Los Angeles, California 90024.

Architecture and Planning Library, JO–30, University of Washington, Seattle, Washington 98105.

Documents Department, University of Illinois at Chicago Circle, Box 8198, Chicago, Illinois 60680.

Appendix 2.—State Depository Libraries

1. Alabama—Library, Samford University, Birmingham, Alabama 35309.

2. Arizona—Government Documents Department, Main Library, University of Arizona, Tucson 85271.

3. Arkansas—Library, University of Arkansas, Fayetteville 72701.

4. California—Already served by the Architecture Urban and Planning Depository Library at Los Angeles.

5. Colorado—Already served by the Planning Depository Library at Denver, Colorado.

6. Connecticut—Public Documents Room, Library, Yale University, New Haven 06520.

7. Delaware—Documents and Maps Librarian, University of Delaware, Newark 19711.

8. D.C.—Already served by the HUD Depository Library.

9. Florida—Already served by University of Florida—Gainesville.

10. Georgia—Prince Gilbert Memorial Library, Georgia Institute of Technology, Atlanta, Georgia 30332.

11. Idaho—Library, University of Idaho, Moscow, Idaho 83843.

12. Illinois—Already served by the University of Illinois Library, Chicago.

13. Indiana—Library, Indiana University and Purdue University at Indianapolis 46202.

14. Iowa—Governments Documents Department, Library, University of Iowa, Iowa City 52240.

15. Kansas—Library, Kansas State University, Manhattan, Kansas 66506.

16. Kentucky—Government Publications Dept., Library, University of Kentucky, Lexington 40506.

17. Louisiana—Serials Section, Attention Mrs. Whittemore, Library, Tulane University of Louisiana, New Orleans, Louisiana 70118.

18. Maine—University of Maine, Orono, Maine 04473.

19. Maryland—Johns Hopkins, Baltimore 21218.

20. Massachusetts—Already served by Harvard University, Cambridge.

21. Michigan—Already served by Michigan State University, East Lansing 48823.

22. Minnesota—Government Publications Division—OD, 409 Wilson Library. University of Minnesota at Minneapolis 55455.

23. Mississippi—University of Mississippi, University, Mississippi 38677.

24. Missouri—Already served by Washington University. St. Louis.

25. Montana—Documents Librarian, University of Montana, Bozeman, Montana 59717.

26. Nebraska—Acquisitions Division, Library, University of Nebraska, Lincoln, Nebraska 68588.

27. Nevada—Government Publications Dept., Library, University of Nevada, Reno 89557.

28. New Hampshire—Documents Dept., Library, University of New Hampshire, Durham 03824.

29. New Jersey—Government Publications, Alexander Library, Rutgers University New Brunswick 08903.

30. New Mexico—Documents Dept., Zimmerman Library, University of New Mexico, Albuquerque 87131.

31. New York—Avery Architectural Library, Columbia University, New York, New York 10027.

32. North Carolina—BA/SS Division—Documents, Wilson Library 024A, University of North Carolina, Chapel Hill 27515.

33. North Dakota—Documents Department, Library, North Dakota State University, Fargo, North Dakota 58102.

34. Ohio—Documents Division, Library, Ohio State University, Columbus 43210.

35. Oklahoma—Government Documents Collection, Library, University of Oklahoma, 401 West Brooks, Norman, Oklahoma 73019.

36. Oregon—Bureau of Governmental Research and Science, University of Oregon, Box 3177, Eugene, Oregon 97403.

37. Pennsylvania—Acquisitions Department, Library, University of Pennsylvania, 3420 Walnut Street Philadelphia, Pennsylvania, 19106.

38. Puerto Rico—Documents Section, UPR Station, Library, University of Puerto Rico, Rio Piedras, Puerto Rico 00931.

39. Rhode Island—Community Planning and Area Development, University of Rhode Island, Kingston, Rhode Island 02881.
40. South Dakota—University of South Dakota, Vermillion, South Dakota 57069.
41 Tennessee—Documents Dept., Library, University of Tennessee, Knoxville 37916.
42. Texas—Already served by University of Texas, Austin 78712.
43. Utah—Library, University of Utah, Salt Lake City 84112.
44. Vermont—Library, University of Vermont, Burlington 05401.
45. Virginia—Fiske Kimball Fine Arts Library, Bayly Drive, University of Virginia, Charlottesville 22903.
46. Washington—Already served by University of Washington, Seattle.
47. West Virginia—Library, West Virginia University, Morgantown 26506.
48. Wisconsin—Documents Dept., Memorial Library, University of Wisconsin, Madison 53706.
49. Wyoming—COE Library-Documents Division, Box 3334, University Station, University of Wyoming, Laramie 82070.

Appendix 3.—Planning School Libraries

Region 1

Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island and Vermont

1. M.I.T. Libraries, Documents Section, Room 14E-210, HUD, Massachusetts Institute of Technology, Cambridge, Mass. 02139.
2. Library, Community Planning and Area Development University of Rhode Island, Kingston, Rhode Island 02881.
3. Library, Public Documents Room, Yale University, New Haven, Connecticut 06520.

Region 2

New Jersey, New York, Puerto Rico and the Virgin Islands

1. Documents Section, Serials Department, Library, Cornell University, Ithaca, New York 14853.
2. Library, Hunter College, New York, N.Y. 10021.
3. Bobst Library, Documents Center-7th Floor, 70 Washington Square South, New York University, New York, N.Y. 10003.
4. Library, Pratt Institute, Brooklyn, N.Y. 11205.
5. Social Sciences Library, Bird Library, Waverly Avenue, Syracuse University, Syracuse, N.Y. 13210.
6. Library, Serials Dept., Princeton University, Princeton, N.J. 08540.
7. Alexander Library, Government Publication, Rutgers University, New Brunswick, New Jersey 08901.
8. Documents Section, UPR Station, Library, University of Puerto Rico, Rio Piedras, Puerto Rico 00931.

Region 3

Delaware, District of Columbia, Maryland, Pennsylvania, Virginia and West Virginia

1. Engineering and Architecture Library, Catholic University of America, Washington, D.C. 20064.
2. Documents Section C-207, Pattee Library, Pennsylvania State University, University Park, Pennsylvania 16801.
3. Library, Acquisition Division, Graduate School of Public and International Affairs, Forbes Quadrangle, 1st Floor West, University of Pittsburgh, Pennsylvania 15260.
4. Acquisition Division, University Libraries, Virginia Polytechnic Institute and State University, Blackburg, Virginia 24061.
5. Fiske Kimball Fine Arts Library, Bayley Drive, University of Virginia, Charlottesville, Va. 22903.

Region 4

Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina and Tennessee

1. Documents Division, Florida State University Library, Tallahassee, Florida 32306.
2. Tampa Bay Regional Planning Council Research and Information Library, 3151 Third Avenue North, Suite 540, St. Petersburg, Florida 33713.
3. Library, University of Mississippi, University, Mississippi 38677.
4. BA/SS Division-Documents, Wilson Library 024A, Planning Library, Department of City and Regional Planning, Room 211, New East Hall, University of North Carolina, Chapel Hill, North Carolina 27515.
5. Documents Librarian, the University of Tennessee Library, Knoxville, Tennessee 37916.
6. Memphis State University, Memphis, Tennessee 38111.
7. Government Publications Dept., Library, Serials Section, Attn: Mrs. Whittemore, University of Kentucky, Lexington, Kentucky 40506.

Region 5

Illinois, Indiana, Minnesota, Michigan, Ohio and Wisconsin

1. Acquisition Librarian, Library, Ball State University, Muncie, Indiana 47306.
2. Bohn Housing and Planning Library, Case Western Reserve University, Cleveland, Ohio 44106.
3. Documents Processing, University of Chicago Library, 1100 E 57th Street, Chicago, Illinois 60637.
4. Central Library—Documents, University of Cincinnati, Cincinnati, Ohio 45221.
5. The John Crerar Library, Illinois Institute of Technology, Chicago, Illinois 60616.
6. Documents Division, University of Illinois, Library, Urbana, Illinois 61801.
7. Documents Department, Library, Miami University, Oxford, Ohio 45056.
8. Architecture Library, University of Michigan, Ann Arbor, Michigan 48109.
9. Northwestern University Library, Documents Department, Evanston, Illinois 60201.
10. The Ohio State University Libraries, 1858 Neil Avenue, Columbus, Ohio 43210, Attention: Documents.
11. Head, Purdy Library, Wayne State University, Detroit, Michigan 48202.
12. State and Urban Documents Collection, Government Publications Section, Memorial Library, Mankato State College, Mankato, Minn. 56001.
13. Library, Documents Dept. Memorial Library, University of Wisconsin, Madison, Wisconsin 53706.

Region 6

Arkansas, Louisiana, New Mexico, Oklahoma and Texas

1. Acquisitions Division, University Library, Texas A&M University, College Station, Texas 77843.
2. Documents Division, University of Houston Libraries, Houston, Texas 77004.
3. Documents Division, University of Oklahoma Library. 401 West Brooks Street, Norman, Oklahoma 73069.

Region 7

Iowa, Kansas, Missouri, and Nebraska

1. Library, Government Documents Section, Iowa State University, Ames, Iowa 50011.
2. Government Documents Department, Library, University of Iowa, Iowa City, Iowa 52242.

Region 8

Colorado, Montana, North Dakota, South Dakota, Utah and Wyoming

1. Documents Librarian, Montana State University Library, Bozeman, Montana 59715.

Region 9

Arizona, California, Guam, Hawaii and Nevada

1. Government Documents Department, Main Library, University of Arizona, Tucson, Arizona 85721.
2. Von Kleinsmid Library, University of Southern California, Los Angeles, California 90007.
3. Arizona State University, Tempe, Arizona 85281.

Region 10

Alaska, Idaho, Oregon and Washington

1. University of Oregon Library, Documents Section, Box 3177, Eugene, Oregon 97403.
2. Washington State Library, Olympia, Washington, 98501.

Appendix 4.—*Project Inspection Fee Schedule*

Federal grant amount		Proj. Insp. fee
$0 to	$4,999	$200.00
$5,000 to	$14,999	275.00
$15,000 to	$24,999	350.00
$25,000 to	$34,999	425.00
$35,000 to	$44,999	500.00
$45,000 to	$54,999	575.00
$55,000 to	$64,999	650.00
$65,000 to	$74,999	725.00
$75,000 to	$84,999	800.00
$85,000 to	$94,999	875.00
$95,000 to	$104,999	950.00
$105,000 to	$114,999	1,025.00
$115,000 to	$124,999	1,100.00
$125,000 to	$134,999	1,175.00
$135,000 to	$144,999	1,250.00
$145,000 to	$154,999	1,325.00
$155,000 to	$164,999	1,400.00
$165,000 to	$174,999	1,475.00
$175,000 to	$184,999	1,550.00
$185,000 to	$194,999	1,625.00
$195,000 to	$204,999	1,700.00
$205,000 to	$214,999	1,775.00
$215,000 to	$224,999	1,850.00
$225,000 to	$234,999	1,925.00
$235,000 to	$244,999	2,000.00
$245,000 to	$254,999	2,075.00
$255,000 to	$264,999	2,150.00
$265,000 to	$274,999	2,225.00
$275,000 to	$284,999	2,300.00
$285,000 to	$294,999	2,375.00
$295,000 to	$304,999	2,450.00
$305,000 to	$314,999	2,525.00
$315,000 to	$324,999	2,600.00
$325,000 to	$334,999	2,675.00
$335,000 to	$344,999	2,750.00

Appendix 4.—*Project Inspection Fee Schedule*—Continued

Federal grant amount	Proj. insps. fee
$345,000 to $354,999	2,825.00
$355,000 to $264,999	2,900.00
$365,000 to $374,999	2,975.00
$375,000 to $384,999	3,050.00
$385,000 to $394,999	3,125.00
$395,000 to $404,999	3,200.00
$405,000 to $414 999	3,275.00
$415,000 to $424 999	3,350.00
$425,000 to $434,999	3,425.00
$435,000 to $444,999	3,500.00
$445,000 to $454,999	3,575.00
$455,000 to $464,999	3,650.00
$465,000 to $474,999	3,725.00
$475,000 to $484,999	3,800.00
$485,000 to $494,999	3,875.00
$495,000 to $504,999	3,950.00
$505,000 to $514,999	4,025.00
$515,000 to $524,999	4,100.00
$525,000 to $574,999	4,325.00
$575,000 to $624,999	4,700.00
$625,000 to $674,999	5,075.00
$675,000 to $724,999	5,450.00
$725,000 to $774,999	5,825.00
$775,000 to $824,999	6,200.00
$825,000 to $874,999	6,575.00
$875,000 to $924,999	6,950.00
$925,000 to $974,999	7,325.00
$975,000 to $999,999	7,606.00
$1,000,000 to $1,099,999	8,075.00
$1,100,000 to $1,199,999	8,825.00
$1,200,000 to $1,299,999	9,575.00
$1,300,000 to $1,399,999	10,325.00
$1,400,000 to $1,499,999	11,075.00
$1,500,000 to $1,599,999	11,825.00
$1,600,000 to $1,699,999	12,575.00
$1,700,000 to $1,799,999	13,325.00
$1,800,000 to $1,899,999	14,075.00
$1,900,000 to $1,999,999	14,825.00
$2,000,000 & up—$14,825.00 plus $750.00/$100,000 or fraction thereof	

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Federal Register

Wednesday
December 12, 1979

Part IV

Department of Justice

Law Enforcement Assistance Administration

National Priority Program and Discretionary Program Announcements; Request for Public Comment

DEPARTMENT OF JUSTICE

Law Enforcement Assistance Administration

National Priority Program and Discretionary Program Announcements; Request for Public Comment

AGENCY: Law Enforcement Assistance Administration, U.S. Department of Justice.

ACTION: Request for Public Comment.

SUMMARY: The Law Enforcement Assistance Administration (LEAA) is publishing these draft program announcements for National Priority Programs and Discretionary Programs to inform the public and to obtain public comments about them. These programs are supported by Federal funds authorized by the Justice System Improvement Act of 1979, which should be enacted soon.

DATE: Comments are due on or before January 11, 1980. LEAA is publishing the text of this guideline in order to obtain public comments. All comments will be considered in the publication of the final program announcement. The reasons for the 30 day comment period are:

- As of November 30, 1979, LEAA has no authorizing legislation.
- LEAA's constituencies require prompt notification of LEAA's programs. Absence of legislation and appropriations have delayed program announcements into FY 1980. Further delays can be avoided by shortening the usual comment period from 60 to 30 days. Comments received after the thirty-day period will not be rejected solely because of failure to meet this deadline.

ADDRESS: Send comments to: Robert F. Diegelman, Assistant Administrator, Office of Planning and Management, Law Enforcement Assistance Administration, U.S. Department of Justice, 633 Indiana Avenue, NW., Room 1342, Washington, D.C. 20531.

FOR FURTHER INFORMATION CONTACT: Michael A. Cronin, Management Analyst, Office of Planning and Management, Law Enforcement Assistance Administration, U.S. Department of Justice, 633 Indiana Ave., NW., Room 1215, Washington, D.C. 20531 (202) 724-7631.

A. Introduction

This draft program announcement provides information about LEAA's National Priority Programs and Discretionary Programs. Some programs are of both of these types, and are so labeled in this draft program announcement.

National Priority Programs are supported by LEAA grant funds shared with State and local general funds and LEAA formula grant funds. LEAA usually provides up to 50 percent of program costs from its funds; in some cases LEAA may provide up to 100 percent of program costs. In fiscal year 1981, it is expected that match requirements will be *50 percent* for all National Priority Programs. LEAA also provides technical advice and training in support of National Priority Programs. The major broad criteria governing the award of National Priority Program grants are that proposed programs have been found to be effective, that they have broad impact, and that they are of high priority. Some National Priority Programs have been supported since FY 1979 as LEAA Incentive Fund Programs. Eligibility criteria are provided in the program descriptions contained in paragraph B of this draft announcement.

Discretionary programs are supported by LEAA grant funds. Some Discretionary programs receive full support from LEAA, but many require applicants to provide as little as ten percent or as much as 50 percent of program costs. LEAA also provides limited technical advice and assistance, and training in support of Discretionary programs. The general criterion governing the award of Discretionary programs is that proposed programs are of high national priority in the criminal justice system. Eligibility criteria are provided in the program descriptions contained in paragraph C of this announcement.

B. National Priority Programs Available

National Priority Programs now available include those listed below. These are brief and general descriptions, whose purpose is to inform the public about their availability. More detailed descriptions, including strategies, minimum program elements, specific program requirements, and eligibility criteria are available from the program managers and offices whose names appear at the end of each general description.

1. *Career Criminal Prosecution.* Projects funded by this program screen felony cases and identify offenders with a serious criminal record who continue to frequently commit robbery, aggravated assault, forcible sexual offenses, burglary and recidivistic homicide, and expedite the thorough preparation and presentments of those career criminal defendants' cases to court with due regard for constitutional rights. The major assumption of this operational approach is that a single, experienced trial prosecutor handles the case from acceptance to disposition, plea negotiations are eliminated, and appearances at all adjudicatorial proceedings in these cases are the norm. There also must be coordination at both police and prosecution policy making and operational levels demonstrating a priority commitment to those cases that meet the jurisdiction's established career criminal selection criteria.

Allocations

In fiscal year 1980, $4,000,000 has been allocated for this program.

Number and Dollar Range of Grants

See below.

Match Requirements

- Continuation grants (non-Competitive): Up to ten grants for single jurisdictions, for a minimum of $250,000 each; one Statewide grant for up to $500,000;
- New Project Starts (Competitive): One or two new single jurisdictional grants ($250,000 each) and up to three new multi-jurisdictional (statewide) grants ($500,000 maximum federal share) will be awarded on an 80/20 match basis for an initial 18 month grant period, not to exceed $250,000 federal share. One continuation grant on a 50-50 match basis can be expected upon successful completion of the first grant period.

Eligibility

Single jurisdictional applicants must be public prosecutors who have a staff of at least six (6) full-time assistant prosecutors and have the responsibility for felony prosecution. Applicants for a multi-jurisdiction program should be an agency (i.e., SPA, State Prosecutors Association) whose authority or representation is statewide and could implement and administer the grant for the several, qualifying and selected local prosecutor's offices within the state jurisdiction.

Submission Deadlines

Continuation grants must be received 90 days prior to the termination date of a current grant.

New applicants must submit a concept paper by December 31, 1979. After the Career Criminal program staff's review and comment, applications must be received by March 31, 1980.

Contact

For further information concerning application and match requirements, potential applicants must contact: Mr.

Charles Hollis, Career Criminal Program Manager, Adjudication Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724–7681.

2. *Anti-Fencing Program.* The Anti-Fencing Program is a response to the rising incidence of property crime rate experienced throughout the country and the significant role of the receiver of stolen goods (the fence) in the acquisition of stolen property, including determining what type of property is to be stolen, ohow much of it and how the property is to be stolen. As a law enforcement strategy, this program is structured to provide support for joint operations by participating federal, state and local law enforcement agencies. The resulting objective is to remove the fence and his organized criminal associates by utilizing a thief, burglar, and property recovery strategy to identify him and his illegal activities.

Allocations

In fiscal year 1980, $4,000,000 has been allocated for this program

Numbers and Dollar Range of Grants

Seventeen continuation grants only will be awarded with a dollar range of $200,000 to $400,000.

Match Requirements

None.

Eligibility

Not applicable.

Submission Deadlines

Continuation grant applications must be received 90 days prior to the termination date of current grant.

Contact

For further information contact: Steve Cooley, Program Manager, Criminal Conspiracies Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, 633 Indiana Avenue, NW., Washington, D.C. 20531, Telephone: (202) 724–7573.

3. *Free Venture Prison Industries.* This program will provide for delivery of technical assistance and support the development of prison industries that will duplicate the conditions of private industry as closely as possible.

Technical assistance will be provided to participating Free Venture States, and to a limited degree to non-participating States, in areas which include marketing, sales, accounting, and industries engineering.

Seven States are currently participating in the development of Free Venture Prison Industries. Colorado, Connecticut, Illinois, Iowa, Minnesota, South Carolina and Washington will be funded to continue the implementation of the program during fiscal year 1980.

Allocations

In fiscal year 1980, $1 million is allocated for this program.

Number and Dollar Range of Grants

One continuation grant ($30,000) to the American Institute of Criminal Justice, and seven continuation grants will be awarded for an average amount of $100,000 each.

Match Requirements

Ten percent.

Eligibility

Not applicable.

Submission Deadline

Continuation applications must be submitted 90 days prior to expiration of current grant.

Contact

For further information concerning this program contact: Paul Wahlberg, Program Manager, Free Venture Prison Industries Program, Corrections Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724–5944.

4. *Treatment Alternatives to Street Crime (TASC).* LEAA is also awarding Discretionary Program grants for this program in FY 1980. This program addresses the major problem of the substance abusing offender within the criminal justice system by implementing a system which provides the following services: (1) Screening arrestees to identify potential clients; (2) providing diagnostic/referral services to ascertain client needs and matching them with the most appropriate treatment facility; and (3) continuously monitoring the progress of clients while in TASC.

LEAA has expended over $30 million for the development, testing, demonstration, and evaluation of the National TASC program in approximately two-thirds of all the States. Within that time period the program model was proven effective and sufficient knowledge was gained to qualify TASC as a National Priority Program.

The program strategy focuses on state-wide implementation through a state or private agency with the capability of statewide impact. A state coordinating office must be established to manage and coordinate all local sites. Criteria for selection includes documentation of need, sound implementation plan, scope of the program, financial and cost effectiveness, evaluation, cost assumption, and 50 percent matching funds.

Allocations

In fiscal year 1980, $2,000,000 has been allocated for this program.

Number and Dollar Range of Grants

Approximately 2–4 grants will be awarded for up to $1,000,000 each.

Match Requirement

Fifty percent.

Eligibility

States and private agencies with State-wide acceptance.

Submission Deadlines

Applicants must submit a concept paper to be received by LEAA by February 15, 1980. After the Treatment Alternatives to Street Crime (TASC) program staff review and comment, applications must be received by April 1, 1980. Awards are expected to be made by July 1, 1980.

Contact

For further information concerning application and match requirements, potential applicants must contact: Mary Stuart, Program Manager, Treatment Alternatives to Street Crime (TASC) Program, Corrections Division, Office of Criminal Justice Programs, Washington, D.C. 20531, Telephone: (202) 724–5944.

5. *Treatment and Rehabilitation for Addicted Prisoners (TRAP) Program.* The TRAP model has combined several key elements contained in the LEAA Prescriptive Package entitled "Drug Programs in Correctional Institutions" to provide a unified program approach for institutional drug treatment. The approach requires a 12 to 18 month program for voluntary offender participation which encompasses a six to nine month correctional phase with contract parole and a six to nine month community parole phase. The correctional phase is housed in a functional unit setting designed to treat a minimum of 30 inmates at any given time.

Allocations

In Fiscal Year 1980, $500,000 has been allocated to continue the first round TRAP projects.

Number and Dollar Range of Grants

Two continuation grants will be awarded for an average of $250,000 each.

Match Requirement

In accordance with the terms of the original grant.

Eligibility

Not applicable.

Submission Deadline

Continuation applications must be submitted 90 days prior to expiration of current grant.

Contact

For further information contact: Mary Stuart, Program Manager, Treatment and Rehabilitation for Addicted Prisoners (TRAP) Program, Corrections Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C 20531, Telephone: (202) 724–5859.

6. *Correctional Standards and Accreditation Program.* This program is designed to support the development and revisions of correctional standards, and to support the accreditation process through support of the activities of the Commission on Accreditation for Corrections in a demonstration program.

Established by LEAA in fiscal year 1979, the Commission has begun a process of accrediting correctional agencies and systems. The American Correctional Association, which developed the standards, will continue to examine and revise standards as necessary. LEAA funds support the above process and related activities.

Eleven states were constituted for initial development as demonstrations of the accreditation process. Through state standards management teams they have been implementing all no-cost standards during the first phase of the program. Funds will be provided to them to implement additional standards. There are no plans to add new states in fiscal year 1980.

Allocations

$3,600,000 is allocated for this program in fiscal year 1980.

Number and Dollar Range of Grants

$500,000 to Commission on Accreditation for Corrections.
$300,000 to American Correctional Association.
$750,000 to the 11 state standards management teams.
$1,690,000 to the 11 states for additional standards implementation in awards ranging from $75,000 to $200,000.

Match Requirements

Match will be in accordance with applicable conditions at time of original grant.

Eligibility

Not applicable.

7. *Court Delay Reduction Program.* The objectives of this program are: (1) to demonstrate methods of reducing criminal and civil court case backlog and processing time while maintaining standards of fairness and due process; and (2) to demonstrate mediation alternatives to court processing for minor disputes.

The program is part of a long range LEAA effort to reduce court delay and congestion at the pre-trial, trial, and appellate stages of case processing.

This program employs a two phased approach in making awards to individual court systems. *Phase I* is the planning and analysis program component through which local jurisdictions may request LEAA assistance in selecting appropriate methods to address their court delay and backlog problems.

Phase II is the implementation or action part of the program providing significant grant fund assistance to a small number of selected sites. LEAA assistance in available for Phase II efforts to improve staff, establish control procedures, and provide technical assistance and training.

Other program components involve national scope project demonstration site and technical assistance to jurisdictions around the country, and grant assistance for the establishment of community based dispute resolution mechanisms based on the Neighborhood Justice Center Concept. In addition, a national conference on court delay will be held in fiscal year 1980.

Allocations

In fiscal year 1980, $1,350,000 has been allocated for this program.

Number and Dollar Range of Grants

Three—four Phase I planning sites, awards up to $20,000. Four Phase II state or metropolitan delay reduction implementation projects. Awards will range from $75,000 to $300,000. Three metropolitan mediation centers—$100,000 to $150,000 per project. Two national scope technical assistance projects—estimated total of $450,000 for both.

Match Requirements

Ten percent.

Eligibility

State court systems, local courts serving populations exceeding 200,000, local agencies engaged in planning or in support of court operations, and non-profit organizations.

Submission Deadlines

Phase I (planning)—April 1, 1980.
Phase II (implementation)—June 1, 1980.
Mediation Centers—Same as Phase II.

Contact

For further information about application and match requirements potential applicants must contact: Nicholas Demos, Program Manager, Adjudication Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724–7681.

8. *Fundamental Court Improvement Program.* LEAA is also awarding Discretionary Program grants under this program in FY 1980. This program supports State-level efforts to analyze and develop significant alternatives to the present organization, management, and structure of State court systems or State indigent defense delivery systems. Some assistance may be available for organizational studies, strategy development, public education, and implementation associated with statewide defense or court reform. Generally, this program presupposes that major legislation, court rules, or judicial articles have recently been promulgated or passed or are about to be seriously considered. The general program objective is to improve the operations, financing, and services of statewide court or indigent defense systems.

Court Sub-Program

This Sub-program is primarily directed toward major court reorganization efforts. A growing number of States have chosen to reduce the fragmentation, inconsistency, and inefficiencies of the traditional court system by systemizing the structure, financing, and service delivery in State court systems. This reorganization and overhaul of procedures often occurs through Constitutional revision, legislation, and corollary court rules revision.

Allocations

In Fiscal Year 1980, a total of $2.5 million has been allocated for this program. Of this total, an estimated $1.25 million will be allocated to the Courts Sub-program. (The Defense Sub-program described under Discretionary Programs, has also been allocated $1.25 million.)

Number and Dollar Range of Grants

Approximately five grants will be awarded for an average amount of $250,000.

Submission Deadlines

Continuation Grants must be received 90 days prior to the termination date of a current grant.

New applicants must submit a concept paper to reach LEAA by January 15, 1980. After the Fundamental Court Improvement Program staff's review and comment, applications must be received by March 31, 1980.

Contact

For further information concerning application and match requirements, potential applicants must contact: Greg Brady, Fundamental Court Improvement Program, Adjudication Division, Office of Criminal Justice Programs, LEAA, Washington, D.C. 20531, Telephone: (202) 724-7685.

9. *Juror Utilization and Management.* This two-year program is designed to achieve permanent improvements in State trial court jury systems through the planned application of specific, proven techniques of juror utilization and management. The basic objectives are equity, savings, and satisfaction. Equity is achieved through better representation of the community on the jury and wider sharing of the burden of jury service. Savings to jurors, to the court, and to the community will result from the application of program techniques for efficient selection and use of jurors and improved management. Satisfaction with the experience of jury duty will result from the more effective use of jurors. Increased community satisfaction with the justice system should result from the respect for the juror built into the program. The development of a permanent capacity at the State level to upgrade and maintain the quality of jury systems within the State is a major objective of the program. While emphasis is placed on statewide programs, local individual courts which can demonstrate statewide impact through implementation of the program are also eligible.

The program focuses on 12 specific elements of the jury system. Program participants must address all 12 elements. The program is divided into three distinct phases. Phase I is a six-month organizational phase. Phase II is a six-month assessment phase. Phase III is a 12-month implementation phase. A technical assistance component and training component are also built into the program.

Allocations

In fiscal year 1980, $1,300,000 has been allocated for this program.

Number and Dollar Range of Grants

Approximately 5-7 grants will be awarded, not to exceed $200,000 for statewide programs, and not to exceed $100,000 for individual court programs.

Match Requirements

50%.

Eligibility

State trial court jury systems.

Submission Deadlines

Grant applications must be received by March 31, 1980.

Contact

For further information concerning application and match requirements potential applicants must contact: John Gregrich, Program Manager, Juror Utilization and Management Program, Adjudication Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724-7681.

10. *Integrated Criminal Apprehension Program (ICAP).* LEAA is also awarding Discretionary Program grants under this program in FY 1980. The Integrated Criminal Apprehension Program (ICAP) represents a recently developed police service delivery concept that focuses on building a structured approach to the management and integration of police service delivery. ICAP is designed to establish a solid developmental base of increasing the overall effectiveness and efficiency of a policy organization through the use of crime and operational analysis; training in crime prevention and investigative procedures; and the utilization of directed patrol strategies based on analysis information. Application of the concept will result in better matching of manpower allocation to workload demands; better analysis of occurring crimes; and better deployment of directed patrol tactics designed to increase quality arrests, clearances, and prosecutions.

Allocations

In fiscal year 1980, $5,000,000 has been allocated for this program ($2,750,000 for National Priority Programs, and $2,250,000 for Discretionary Programs.)

Number and Dollar Range of Grants

Approximately 23 continuation grants will be awarded for an average amount of $225,000 each.

Match Requirements

In accordance with the terms of the original grant.

Eligibility

Not applicable.

Submission Deadlines

Continuation applications are due 90 days prior to expiration of current grant.

Contact

For further information, contact: Bob Heck, ICAP Program Manager, Enforcement Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, 633 Indiana Avenue, NW., Washington, D.C. 20531, Telephone: (202) 724-7560.

11. *Managing Criminal Investigations.* The MCI program provides a model by which medium-sized police departments will implement specific national procedures designed to manage and control criminal investigations ranging from preliminary investigations to case preparation. This program seeks to encourage improved program development within the State planning process by amplifying block grant resources and providing a validated design for implementation.

The MCI model is defined by five basic components each having its own elements and performance measures:

—Investigative Role of Patrol;
—Case Screening;
—Management of the Continuing Investigation;
—Police-Prosecutor Relations; and,
—Investigative Monitoring System.

Allocations

In fiscal year 1980, $500,000 has been allocated for the program.

Number and Dollar Range of Grants:

Approximately six grants will be awarded to State or local planning agencies for an average amount of $80,000 each.

Match Requirements

50%.

Eligibility

State or local planning agencies.

Submission Deadlines

Proposals for this program must be received by LEAA by March 31, 1980.

Selected sites must submit grant application to their State or local planning agency following approval by LEAA.

Contact

For further information concerning application process contact: Donald Anderson, Program Manager, Enforcement Division, Office of Criminal Justice Programs, Law Enforcement

Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724-7560.

12. *Family Violence Program.* LEAA is also awarding Discretionary Program grants under this program in FY 1980. The Family Violence Program is based on the recognition that family violence is both a social and legal problem and that a comprehensive community effort is essential to combat it. Thus, the program focuses on improving the criminal justice system's handling of such family cases through a partnership with other community services.

LEAA provides funds to support projects that demonstrate community-wide solutions to family violence—projects that involve the active participation of all relevant public and private agencies. Participants must include the obvious institutions—police, prosecutors, hospitals, mental health and social service agencies—and also local and professional organizations, public education, media, neighborhood groups, and schools. Grants finance planning, coordination, and central data collection, as well as new criminal justice or social service program components necessary for a comprehensive approach to dealing with family violence.

The program also supports a free monthly newsletter and national resource center, a national public education program, and technical assistance to local projects.

Allocations

In FY 1980, $3 million has been allocated for this program: $1 million for National Priority, and $2.0 million for Discretionary Programs.

Number and Dollar Range of Grants

No new grants are planned for fiscal year 1980.

Match Requirements

In accordance with the terms of original grants.

Eligibility

Not applicable.

Submission Deadline

Continuation applications must be submitted 90 days prior to expiration of current grant.

Contact

For further information about application and match requirements, potential applicants must contact: Jeannie Santos, Program Manager, Family Violence Program, Special Programs Division, Office of Criminal Justice Programs, 633 Indiana Avenue, NW., Room 711, Washington, D.C. 20531, Telephone: (202) 724-5905.

13. *PROMIS.* The Prosecutor's Management Information System (PROMIS) program supports the implementation of PROMIS throughout the States on a multi-jurisdictional basis to improve the operation and management of local prosecutor's offices. Five States were awarded PROMIS grants in fiscal year 1979 bringing the total number of States participating in this program to eight. Supported by funds from various federal and local sources, PROMIS became operational in 7 additional jurisdictions in FY 1979 and is now operational in 26 jurisdictions, in the transfer stage in 70, and in the planning stage in over 50 more. States participating in the PROMIS National Priority Program are required to match the federal funding received.

Allocations

In FY 1980, $3,000,000 has been allocated for this program.

Number and Dollar Range of Grants

6-12 grants will be awarded for between $200,000 and $500,000 each to recipients to be selected by LEAA on a competitive basis.

Match Requirements

50%.

Eligibility

State Planning Agencies must apply for funds under this program.

Submission Deadline

Grant applications must be received by March 1, 1980.

Contact

Art Fuldner, Systems Development Division, LEAA, Washington, D.C. 20531, Telephone: (301) 492-9057.

14. *Comprehensive Data Systems (CDS).* The subprogram consists of three components for which separate grants are awarded to participating States. The three modules are: Statistical Analysis Center (SAC); Uniform Crime Reports (UCR); Offender Based Transaction Statistics/Computerized Criminal Histories (OBTS/CCH).

The SAC Component was designed to enable the states to create statistical analysis capabilities for criminal justice. States may apply for grants to establish and maintain an analysis unit. Staffed with researchers, analysts or information specialists, the SAC is responsible for analyzing data relevant to the major issues and problems facing criminal justice in that State. In addition, SACs are required to respond to requests for statistical information and analysis, whenever possible, to provide advice on data collection and analysis upon the request of State and local agencies, and to conduct the crime analysis required for the comprehensive plan. SACs are also expected to collect information on the management and administration of the criminal justice system in their States.

States are eligible to receive up to four grants, three of which are at full eligibility and the fourth at half. One Federal funding ceases, the States are expected to assume the costs of operating these units. Currently, 40 States have operating SACs. By the end of 1979, ten SACs should be operating without Federal support.

Under the UCR program, a single State agency is assigned the responsibility to collect, tabulate, and disseminate crime offense and related data using standards established by the Federal Bureau of Investigation and the International Association of Chiefs of Police. The first State programs became operational in 1969. Since then, an additional 43 States have achieved an operational status. The advantages of these programs are that: the number of agencies reporting data has greatly increased, the quality of the data has improved, and the utility of the data has been increased by more frequent and timely feedback to contributors.

The data are used (1) to satisfy the FBI's national reporting needs, (2) by federal, State, and local units of government for administrative and operational purposes, (3) by researchers and academicians in a variety of ways. In recent years the utility of the data has been enhanced by the development of offense reporting systems in many States which take into account the characteristics of criminal incidents (time, place, weapons used, victim/offender relationships, etc.). These are generally called "incident based crime reporting systems," and some 14 States now have some form of such a system.

OBTS/CCH supports the implementation of a computerized or automated information system, at the State level, to collect, store, and retrieve data from police, courts, and corrections on every person arrested on a serious charge. The police provide data on felonies and first-degree misdemeanors; the courts provide judicial dispositions; and corrections provides data on rehabilitative activities. OBTS is utilized to accurately describe the State's criminal justice process which permits statistical analyses to measure the degree of improvement or impact as changes to the process occur. CCH is utilized to develop a timely, accurate,

and complete criminal history record on an individual for use by the criminal justice system on an intra- and interstate basis.

Allocation

In fiscal year 1980 $4,500,000 has been allocated for this program.

Number and Dollar Range of Grants

Approximately 35 grants will be awarded for an average amount of $130,000 each.

Match Requirements

10% in fiscal year 1980.

Eligibility

States must have an approved CBS action plan in order to apply for grants under these programs.

Submission Deadlines

Since most of these grants will be continuation grants, no fixed deadline for submission has been made. Grant applications should usually be submitted 90 days before expiration of current grant. All grant applications must be received by June 15, 1980.

Contact

For further information contact: G. Paul Sylvestre, Statistics Division, National Criminal Justice Information and Statistics Service, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (301) 492-9066.

15. *Serious Juvenile Offender.* This initiative supports the development and improvement of national responses to serious juvenile offenses and offenders through programs, research and legal reforms. It will ultimately assist States and localities to develop comprehensive programs which focus on offenses that are particularly severe and those children that are deemed "chronic" offenders.

The program design is based on an increased need for knowledge with regard to effective programming for serious juvenile offenders and a need for reduction in juvenile rates of recidivism.

Allocations

In Fiscal Year 1980, $4,300,000 has been allocated for this program through the Law Enforcement Assistance Reform Act of 1979.

Match Requirement

None in FY 1980.

Eligibility

Not yet determined.

Number and Dollar Range of Grants

Not yet determined.

Submission Deadline

Grant applications must be received by June 30, 1980.

Contact

David D. West, Acting Associate Administrator, Office of Juvenile Justice and Delinquency Prevention, Law Enforcement Assistance Administration, 633 Indiana Avenue, NW, Washington, D.C. 20531, Telephone: (202) 724-7769.

C. Discretionary Programs Available

1. *Arson Control Assistance Program.* The objective of this program is to assist state, regional, county, and local efforts to reduce the number of deaths, the personal injury, and the economic loss related to arson, and to upgrade current knowledge regarding arson incidence and arson control approaches.

The investigative and prosecutorial expertise of federal criminal justice agencies will be integrated with the financial and technical assistance capabilities of LEAA to improve arson control efforts in given jurisdiction. Arson control in this context includes but is not limited to such activities as detection, investigation, prosecution, prevention, and public education. A coordinated approach involving police, fire, and prosecutorial agencies as well as others with interest in arson control is a basic requirement of grants funded under this program.

All awards made in FY 1980 will have been based on applications received by August 29, 1979; no applications will be accepted during FY 1980. In addition to the grants awarded this year, an evaluation of the arson control grant program will also be funded.

Allocations

A total of $8,750,000 will be awarded under this grant program.

Number and Dollar Range of Grants

A total of 25 grants ranging from approximately $90,000 to $600,000 will be awarded.

Match Requirement

10%; if second cycle funding occurs, match is 20%.

Eligibility

Not applicable.

Submission Deadline

All applications to be considered for funding were received by August 29, 1979; no further applications will be accepted.

Contact

For further information contact: Judy O'Connor, Director, Arson Unit, Office of Criminal Justice Programs, Law Enforcement Asisstance Administration, 633 Indiana Avenue, N.W., Room 1158, Washington, D.C. 20531, Telephone: (202) 724-7659.

2. *White Collar and Organized Crime Programs.* This program is designed to assist State and local law enforcement agencies to (1) identify major criminal conspiracies; (2) apprehend, prosecute and remove those who operate criminal conspiracies; and (3) seize the financial assets of the conspirators to prevent their continuation. Emphasis will be given to multi-jurisdictional enforcement efforts and to those which encompass joint Federal/State or local participation.

A criminal conspiracy is defined in this Program as an agreement between two or more individuals to achieve, by concerted action, either an unlawful objective, or a lawful objective by unlawful means where the substantive crime may include, but is not limited to, the following activities: White collar crime (major frauds), extortion, corruption, narcotics, labor racketeering and infiltration of legitimate business by organized criminal elements.

This program will be funded in two sub-program areas, organized crime and white collar crime:

(a) The organized crime sub-program will focus on joint Federal, State and local enforcement and prosecutorial efforts against the traditional organized crime activities of narcotics, infiltration of legitimate businesses, extortion, gambling, prostitution and labor racketeering.

(b) The white collar crime sub-program will focus on similar joint efforts against such crimes as pubic corruption, fraud, economic crime, arson for profit and embezzlement.

Allocations

In FY 1980, $2,000,000 is allocated for the organized crime sub-program, and $1,900,000 is allocated for the white collar crime sub-program.

Number and Dollar Range of Grants

Seven grants, ranging from $100,000 to $700,000 will be awarded, in each sub-program. These are for continuation projects only; no new awards will be made in FY 1980.

Match Requirement

In accordance with terms of original grants.

Eligibility

Not applicable.

Submission Deadline

Continuation grants must be received 90 days prior to the termination date of current grant.

Contact

For further information contact: Program Managers: Dick Ward (Organized Crime); Jay Marshall (White Collar Crime); Criminal Conspiracies Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, 633 Indiana Avenue, NW., Washington, D.C. 20531, Telephone: (202) 724-6229/7560.

3. *Corrections Standards Implementation Program.* The purpose of this program is to support improvements in the humane custody and effective correctional treatment of incarcerated offenders and encourage the adoption and implementation of national standards (i.e., DOJ and ACA). In prior years, the emphasis in this program area has been in jail and long-term facility renovation. This program will not provide funding for facility renovation, but will focus on program improvements in areas such as recreation, medical and health, visitation, counseling and other inmate services.

Under this program, applicants will assess their existing programs *vis a vis* established national standards and seek funding in order to improve the program areas in which the greatest deficiencies are noted. LEAA will contract for the development and implementation of a self-assessment instrument. It is felt that this mechanism will maximize local (agency) decision-making and priority setting in the determination of which standards or group of standards will be achieved through LEAA support. Funding preference will be given to jurisdictions with facilities under court order and those which are under contract with the U.S. Marshal's Service to house Federal prisoners.

Allocations

In FY 1980, $2,400,000 has been allocated for this program.

Number and Dollar Range of Grants

Approximately 25 jails and seven long-term facilities will receive grant awards of between $75,000-$300,000.

Match Requirement

50%.

Eligibility

State and local units of government and State corrections agencies and jails. Institutions and facilities holding persons for less than 24 hours are NOT eligible.

Submission Deadline

Applicants must submit a concept paper by April 30, 1980. After the Corrections Standards Implementation Program staff review and comment, applications must be received by June 30, 1980. Awards are expected to be made by September 1, 1980.

Contact

For further information concerning applications and match requirements, potential applicants must contact: Kim Rendleson, Program Manager, Corrections Standards Implementation Program, Corrections Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724-5859.

4. *Community Service Restitution.* The program seeks to test the applicability of community service restitution as a disposition for serious misdemeanants and felons. The program strategy calls for a coordination of existing resources including the criminal justice system, the community and the offender which will deliver benefits to all.

The criminal justice system is expected to benefit from the lowered costs of non-incarceration; the offender is expected to benefit from the community service experience and/or skills learned in such service, and the community is expected to benefit from the offender's services.

The proposed approach must include the identification of existing community organizations willing to allocate a specific number of non-salaried positions to the project. Project organization shall exhibit a coordinated effort on the part of system officials or support by these officials to the project. In addition, a specific monitoring function must be included that continuously reviews client success in the completion of the sentence.

Allocations

$1.4 million has been allocated to the program for new starts in FY 1980.

Number and Dollar Range of Grants

Approximately 7 awards will be made within the $100,000-$300,000 range.

Match Requirements

10% for new grants; 20% for continuations.

Eligibility

Applications are invited from State Planning Agencies, local units of government and non-profit organizations as co-applicants with appropriate units of government.

Submission Deadlines

Applicants' concept papers must be received by January 15, 1980. After the Community Service Restitution staff review and comment, applications must be received by May 15, 1980. Awards are expected to be made by August 15, 1980.

Contact

For further information concerning application and match requirements, potential applicants must contact: Marilyn Greene Jackson, Project Manager, Community Service Restitution Program, Corrections Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724-5944.

5. *Treatment Alternatives to Street Crime (TASC).* This program addresses the major problem of the substance abusing offender within the criminal justice system by implementing a system which provides the following services: (1) Screening arrestees to identify potential clients; (2) providing diagnostic/referral services to ascertain client needs and matching them with the most appropriate treatment facility; and, (3) continuously monitoring the progress of clients while in TASC.

No new TASC programs will be considered. This program will be funding discretionary continuation projects only.

Allocations

In fiscal year 1980, $1,700,000 has been allocated for this program to fund continuation grants only.

Number and Dollar Range of Grants

Eight continuation awards will be made ranging from $100,000 to $450,000.

Match Requirement

In accordance with the terms of the original grant.

Eligibility

Not applicable.

Contact

For further information contact: Karen McFadden, Program Manager, Treatment Alternatives to Street Crime (TASC) Program, Corrections Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724-5944.

6. *Jail Overcrowding and Pre-trial Detainee Program.* The "Jail Overcrowding & Pre-trial Detainee" program is a cooperative Adjudication-Corrections program that emphasized the role of the court in pre-trial services,

and the corrections role in jail intake and jail management.

The goal of the Jail Overcrowding Program is to demonstrate that system-wide planning and policy-making can impact on overcrowding and excessive pre-trial custody time, thereby effectively reducing local jail costs, preventing unnecessary construction, and improving the quality of justice.

This program employs a two-phased approach. *Phase I* is a planning and analysis period during which local jurisdictions, with LEAA assistance, will identify appropriate methods to address their overcrowding and pre-trial detention problems. Funding is provided under contract with the National Program Coordinator. *Phase II* is an implementation stage for jurisdictions ready to implement a jail management policy. The central intake model is one approach being offered for consideration of potential participating sites.

Allocations

In FY 1980 $1,800,000 has been allocated for this program.

Number and Dollar Range of Grants

Ten—Phase I sites (up to $20,000 each)
Eight—Phase II sites ($50,000 to $250,000 each)

Phase II grants will be awarded for up to 18 months. No Phase II continuation grants will be awarded.

National Program Coordinator refunding (no match).

Match Requirement

A 10% match is required for all Phase I and II grants.

Eligibility

Eligibility for participation in this program is limited to metropolitan jurisdictions in cooperation with the court of general jurisdiction. Applications must have the endorsement of state and local planning units. Letters of cooperation from the Sheriff/Department of Corrections and the Chief Judge must accompany the application.

Submission Deadlines

Phase I (planning)—June 1, 1980;
Phase II (implementation)—May 15, 1980.

Contact

For further information concerning application and match requirements potential applicants must contact: Nicholas Demos, Adjudication Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724-7685.

7. Fundamental Court Improvement Program. This program supports State-level efforts to analyze and develop significant alternatives to the present organization, management, and structure of State court systems or State indigent defense delivery systems. Some assistance may be available for organizational studies, strategy development, public education, and implementation associated with statewide defense or court reform. Generally this program presupposes that major legislation, court rules, or judicial articles have recently been promulgated or passed or are about to be seriously considered. The general program objective is to improve the operations, financing, and services of statewide court or indigent defense systems.

Defense Sub-Program

This Sub-program is primarily directed toward major state-level efforts at improving the delivery of defense service on a state-wide basis. A growing number of states, in an effort to be in compliance with recent Supreme Court decisions affecting the right to counsel, have dramatically overhauled their defense delivery systems. In some cases this has meant the creation of state-funded, state-administered defender systems at the trial or appellate level; in other cases, it has meant increased funding—often at the state level—along with the development of improved services and the application of relevant national standards (e.g., National Advisory Commission, American Bar Association, and National Study Commission).

Allocations

In Fiscal Year 1980, $1.25 million has been allocated for the Defense Sub-Program.

Number and Dollar Range of Grants

Approximately five grants, will be awarded for an average amount of $250,000.

Match Requirement

10%.

Eligibility

For defense improvement projects, applicants may be State governmental entities, bar associations, and non-profit organizations. Any application submitted by a non-profit organizations. Any application submitted by a non-profit organization or involving a substantial degree of effort by a non-profit or other private organization must have the clear support of prospective implementing and associated organizations.

Submission Deadlines

Continuation Grants must be received 90 days prior to the termination date of a current grant.

New applicants must submit a concept paper to be received by January 15, 1980. After the Fundamental Court Improvement program staff's review and comment, applications must be received by March 31, 1980.

Contact

For further information contact: Jim Swain, Director, Adjudication Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724-7681.

9. Integrated Criminal Apprehension Program (ICAP). The Integrated Criminal Apprehension Program (ICAP) represents a recently developed police service delivery concept that focuses on building a structured approach to the management and integration of police service delivery. ICAP is designed to establish a solid developmental base of increasing the overally effectiveness and efficiency of a police organization through the use of crime and operational analysis; training in crime prevention and investigative procedures; and the utilization of directed patrol strategies based on analysis information. Application of the concept will result in better matching of manpower allocation to workplan demands; better analysis of occurring crimes; and better deployment of directed patrol tactics designed to increase quality arrests, clearances, and prosecutions.

Allocation

In fiscal year 1980, $5,000,000 has been allocated for this program ($2,750,000 for National Priority Program grants, and $2,250,000 for Discretionary Program grants.

Number and Dollar Range of Grants

Approximately 23 continuation grants will be awarded for an average amount of $225,000 each.

Match Requirement

In accordance with the terms of the original grant.

Eligibility

Not applicable.

Submission Deadline

Continuation applications are due 90 days prior to expiration of current grant.

Contact

For further information concerning application and match requirements, potential applicants must contact:

Gregory Brady, Fundamental Court Improvement Program, Adjudication Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724–7685.

8. *Courts Training and Technical Assistance.* The objective of the training component of this program is to expand and update the knowledge and skills of new and experienced court personnel, thereby improving the level of their performance. Annually, these programs provide training for approximately 7,000 court practitioners, including judges, both trial and appellate; prosecutors; defenders; and court administrators. The program provides financial support to eight training institutions which conduct the courses.

The objective of the technical assistance component is to provide on-site and clearinghouse services to the major components of the adjudicatory process—the courts, prosecution, and defense. Pre-trial services agencies are also included. Seven technical assistance projects are funded under this program.

Allocation

In fiscal year 1980, $3,900,000 has been allocated for this program. The major portion of this budget will be used to sustain the 15 national-level projects that are currently funded to provide training and technical assistance as described above.

Number and Dollar Range or Grants

Continuation projects have been identified for funding during FY 1980.

Match Requirement

In accordance with the terms of the original grant.

Eligibility

Not applicable.

Submission Deadline

Continuation applications are due 90 days prior to expiration of current grant.

Contact

For further information, contact: Bob Heck, IACP Program Manager, Enforcement Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, 633 Indiana Avenue NW., Washington, D.C. 20531, Telephone: (202) 724–7560.

10. *Law Enforcement Accreditation Program.* A joint program by the International Association of Chiefs of Police (IACP), the National Organization of Black Law Enforcement Executives (NOBLE), the National Sheriffs' Association (NSA), and the Police Executives Research Forum (PERF) with IACP acting as the grantee will be implemented to develop measurable accreditation standards which will be presented to an independent commission for notification and eventual use in the agency accreditation process.

The purpose of the program is to improve the efficiency and effectiveness of law enforcement agencies throughout the nation and, simultaneously, to provide a means by which enforcement agencies can review their operations and services against national criteria set by the independent commission and developed by their own peers to develop plans for continuous improvement.

LEAA worked successfully with the American Medical Association to develop health care standards for jails and with the American Correctional Association to develop operational standards for prisons.

Under the Accreditation Program for Law Enforcement Agencies, the methodology will be much the same:

—NOBLE will look at all areas of police jurisdiction, including sheriff's independent counties, and state police organizations focusing on development, advancement, recruitment and selection policies;

—NSA will direct its efforts exclusively towards the Nation's sheriff's departments;

—PERF will focus on municipal police departments in communities servicing a population between 100,000 and 500,000 people; and,

—IACP will develop performance standards for all jurisdictions not covered by the other groups and will address such areas as community resources, employee relations, support services and internal discipline for all jurisdictions.

All standards will be reviewed by the independent accreditation commission consisting of 21 members, 11 officials from the law enforcement community and 10 representatives from governmental and private sector agencies.

The accreditation commission will solicit views from local and state government officials, various communities, and public interest groups, including labor representatives, throughout the standards development stage to assure an acceptable nationwide accreditation process. Members of the commission were unanimously approved by the IACP, NOBLE, NSA, and PERF.

Allocations

LEAA's support for this program is $1.1 million in FY 1980.

Match Requirement

None.

Eligibility

Not applicable.

Contact

For further information contact: Donald Anderson, Enforcement Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724–7560.

11. *Police Management Training.* The overall primary objective of this program, both short or long range, is to increase and expand the management capability and expertise of law enforcement executives and leaders, to obtain optimum efficiency and productivity through enlightened, advanced management. Secondarily, this program will assist police agencies in addressing specifically identified priority problem areas. This program encompasses a sub-set of projects that provide various levels of police management training for current or potential police executives and managers. Training, instruction, and education is provided at the basic, refresher, and more sophisticated, advanced levels. Clientele served includes state, county, and municipal police executives, senior officers or potential leaders, both elected and appointed, from throughout the country.

Allocations

In FY 80, up to $200,000 has been allocated for an evaluation of the Police Executive Institute Project.

Number and Dollar Range of Grants

One grant, for up to $200,000 will be awarded.

Match Requirement

None.

Eligibility

Not applicable.

Submission Deadlines for Grant Applications

Applicants must submit concept papers by April 1, 1980. After Enforcement Division staff review, comment and acceptance, full applications must be submitted by June 1, 1980.

Contact

For further information regarding training opportunities or any other aspects of this program contact: Peter Xenakes, Enforcement Division, Office of Criminal Justice Programs, Law Enforcement Assistance Administration,

633 Indiana Avenue NW., Washington, D.C. 20531, Telephone: (202) 724-7560.

12. *Hazardous Devices Training Program.* The program is conducted for LEAA by the U.S. Army at Redstone Arsenal, Alabama. The attendees are public safety personnel who are assigned to bomb deactivation duties.

Training activities consist of two courses—a three-week course for basic bomb technicians, aimed at officers with little or no previous experience with explosive devices, and a one-week refresher course to bring trained bomb technicians up to date on recent developments in the field.

In the basic course, trainees are taught how to conduct searches for explosives, to investigate suspicious packages, to disarm or dispose of live bombs in the safest possible way, and to develop physical evidence that will support subsequent investigation and prosecution. Ten basic and 16 refresher courses are scheduled for FY 80.

Allocations

In Fiscal Year 1980, $400,000 has been allocated for the program.

Number and Dollar Range of Grants

One grant of approximately $400,000 will be awarded to the U.S. Army.

Match Requirement

None.

Eligibility

Not applicable.

Submission Deadline

Not applicable.

Contact

For further information concerning prospective participation contact: Ms. Goldie Feldman, Mississippi Criminal Justice Planning Division, 510 George Street, Suite 310, Jackson, Mississippi 39201, Telephone: (601) 354-6330.

13. *Indian Criminal Justice Program.* This program is designed to assist tribes and aboriginal groups to improve the delivery of criminal justice in the Indian community. Emphasis is being placed on the development of basic criminal justice programs on regional levels and on the continued improvement of the tribal court system. The scope of the Indian program must involve a series of tribes in a regional project or national coverage.

The program design is based upon the commonality of problems faced by Indian tribes throughout the U.S. or in a specific geographical area.

The program focuses on inter-tribal cooperation and communication in addressing criminal justice issues. Projects which are not continuations will be selected based on the documented needs of the tribes involved, degree of inter-tribal cooperation, and the degree to which the proposed project addresses needs, and which may be transferable.

Note.—Individual tribes are also eligible to apply for and participate in programs administered by other offices as outlined in these announcements.

Allocations

In FY 1980, $600,000 has been allocated for this program.

Number and Dollar Range of Grants

It is anticipated that one continuation grant not to exceed $175,000 will be made. Continuation grant applications must be received at least 90 days prior to the end date of the current grant.

Further, it is anticipated that one grant not to exceed $125,000 will be made to develop model tribal courts, and up to three grants not to exceed $100,000 each for Statewide or regional basic criminal justice system development programs.

Match Requirement

None.

Eligibility

1. *Model Court Development.* National Indian organizations which represent tribal courts or tribal governments which have a working relationship with the courts.

2. *Basic Indian Criminal Justice System Development.* Priority consideration will be given to inter-tribal coalitions in states governed by Pub. L. 280 in which tribes are in the process of retrocession or have been given criminal jurisdiction since July 1978 by court decision or an executive order. Pre-applications are required. Technical assistance will be available, as resources permit, to resolve issues raised by competing applications from the same state.

Submission Deadlines

New applicants must submit a concept paper by January 1, 1980. After the Indian Justice program staff's review and comment, applications must be received by May 31, 1980.

Contact

For further information concerning application and match requirements, potential applicants must contact: Dale Wing, Program Manager, Indian Justice Section, Office of Criminal Justice Programs, 633 Indiana Avenue, NW., Room 713, Washington, D.C. 20531.

14. *Family Violence Program.* The Family Violence Program is based on the recognition that family violence is both a social and legal problem and that a comprehensive community effort is essential to combat it. Thus, the program focuses on improving the criminal justice system's handling of such family cases through a partnership with other community services.

LEAA provides funds to support projects that demonstrate community-wide solutions to family violence—projects that involve the active participation of all relevant public and private agencies. Participants must include the obvious institutions—police, prosecutors, hospitals, mental health and social service agencies—and also legal and professional organizations, public education, media, neighborhood groups, and schools. Grants finance planning, coordination, and central data collection, as well as new criminal justice or social service program components necessary for a comprehensive approach to dealing with family violence.

The program also supports a free monthly newsletter and national resource center, a national public education program, and technical assistance to local projects.

Dollars Allocated for This Program for Fiscal Year 1980

Allocations

In FY 1980, $3,000,000 has been allocated for this program: $1 million for National Priority Program grants, and $2.0 million for Discretionary Program grants.

Number and Dollar Range of Grants

No new grants are planned for fiscal year 1980.

Match Requirement

In accordance with the terms of the original grant.

Eligibility

Not applicable.

Submission Deadline

Continuation applications must be received 90 days prior to expiration of current grant.

Contact

For further information about application and match requirements, potential applicants must contact: Jeannie Santos, Program Manager, Family Violence Program, Special Programs Division, Office of Criminal Justice Programs, 633 Indiana Avenue, NW., Room 711, Washington, D.C. 20531, Telephone: (202) 724-5905.

15. *Evaluation Technical Assistance (TA).* The Evaluation Technical

Assistance Resource Center program (TARC) is collocated with the Criminal Justice Training Centers. The goal of the TARC is to provide technical assistance (TA) in the area of evaluation in the Law Enforcement Assistance Administration's Service Areas.

Technical assistance delivered by and through the TARC will be geared towards developing the capacity of the receiving agencies to carry out evaluations.

The emphasis on capacity building is the central theme of the proposed delivery strategy. To meet this intent, the TA must leave a residue of knowledge of evaluation behind once delivered. This residue should not only reside in the person or persons receiving the TA but should become institutionalized within the operation of the agencies' evaluation effort.

The TARC will deliver, either by outside consultants or TARC staff members, a full range of TA services in the area of evaluation. These services will include:

1. On-site consultations by technically competent experts in the area of evaluation.
2. Workshops dealing with specific problem areas.
3. The delivery of technical information via telephone contacts.
4. Providing pertinent documents, literature, bibliographies from a central resource documents center.

These services will be consistent with training provided via courses in Criminal Justice Evaluation and Monitoring provided by CJTC. The TA provided will not be delivered in lieu of this training but will be geared to enhance it, nor will it subsidize or perform work in evaluation which substitutes a TA effort for a normal function of a particular agency.

There will be two delivery modes: Proactive (Planned) and Reactive. Primary emphasis will be placed on the planned mode in that at least 80 percent of the TA action budget will be dedicated to providing planned TA to the various state, regional, and local criminal justice planning agencies. Monies are not available to provide TA to operational agencies.

Allocations

In fiscal year 1980, $700,000 has been allocated for this program.

Numbers and Dollar Range of Grants

Continuation projects have already been identified for funding during fiscal year 1980.

Match Requirements:

None.

Eligibility

Not applicable.

Submission Deadline

Continuation applications must be submitted 90 days prior to expiration of current grant.

Contact

For further information, contact: Jerald Levine, Program Development and Evaluation Staff, Law Enforcement Assistance Administration, 633 Indiana Avenue, NW., Washington, D.C. 20531, Telephone: (202) 724-7664.

16. *Public Interest Groups.* This program is designed to keep officials of state and local government informed about developments in criminal and juvenile justice. It is also designed to insure that LEAA is kept informed of the goals, concerns, and priorities of state and local government.

Financial assistance will be provided to those organizations with unique public constituencies at the state and local levels of government; and to those special interest groups with constituencies which are part of the LEAA delivery system

The program strategy focuses on nationwide dissemination of information on criminal and juvenile justice matters to state and local government; and providing feedback to LEAA on state and local criminal and juvenile justice priorities and needs.

Allocations

In fiscal year 1980, $600,000 has been allocated for this program.

Number and Dollar Range of Grants

Four continuation grants will be awarded with dollar range of approximately $85,000–$320,000.

Match Requirement

None.

Eligibility

Not applicable.

Submission Deadline

Continuation applications must be received 90 days prior to expiration of current grant.

Contact

For further information about application and match requirements, potential applicants must contact: Allen Benson, Program Manager, Public Interest Groups, Special Programs Division, Office of Criminal Justice Programs, 633 Indiana Avenue, NW., Room 712, Washington, D.C. 20531.

17. *Integrated Police and Prosecution Witness Assistance Program.* The Integrated Police and Prosecution Witness Assistance Program is an effort to coordinate successful elements of both Police Department Victim/Witness projects and Victim/Witness projects based in the prosecutor's office into an integrated approach. This comprehensive approach will provide a link between the police and prosecutor resulting in improvements of these systems as well as an improved service delivery system to the witnesses and victims of crime.

This program will support projects in which the police and prosecutor coordinate and integrate procedures, special services, data collection, and other activities designed to improve the treatment of victims and witnesses and ensure better utilization of witnesses, thereby increasing the rate of successful prosecutions. Although police or prosecutor can be the applicant, all program development and implementation must reflect a joint effort by the police and prosecutor.

This program will focus not only on tracking the victim/witness throughout his/her movement in the criminal justice system, but on improving procedures and providing services at key points in order to insure witness cooperation. Although these projects will provide a variety of services to witnesses, the success of the projects will be measured by an increase in the rate of successful prosecutions.

Applicants may choose to establish linkages with probation/parole and other community corrections agencies in their jurisdiction. Such coordination would be intended to ensure that victims and witnesses are provided needed services in cases moving from prosecution to corrections. Formal notification procedures would be established between the prosecutor's office and the probation department of other community corrections agency, enabling the receiving agency to ensure the continuation of service to victims and witnesses. Such services might include enforcement of court-ordered restitution and referrals to social service agencies.

Allocations

In fiscal year 1980, $338,000 has been allocated for two new projects for this program. Monies for three continuation grants have also been allocated in the amount of $241,000.

Number and Dollar Range of Grants

Two grants will be awarded for an average amount of $100,000. The funding levels for the three continuation grants will be between $53,000 and $99,000.

Continuation applications must be received 90 days prior to expiration of current grant.

Match Requirement

New grants will require 10 percent match; continuation grants will require a 30 percent match.

Eligibility

(1) Police departments, prosecutor's office or other agencies of government which can effectively coordinate the police and prosecutor's activities.

(2) Communities with a population of 50,000 to 500,000. (May be individual precinct, etc., within larger jurisdictions).

Submission Deadline

Grant applications must be received by March 31, 1980.

Contact

For further information about application and match requirements, potential applicants must contact: Jan Kirby, Victim/Witness Unit, Special Programs Division, Office of Criminal Justice Programs, 633 Indiana Avenue, NW., Room 707, Washington, D.C. 20531, Telephone: (202) 724–5905.

18. *National Victim/Witness Strategy Program.* The National Victim/Witness Strategy Program is designed to improve victim/witness services by enhancing coordination and cooperation among criminal justice and non-criminal justice agencies which are and should be involved in these services. Projects supported by this program will develop and expand the services to victims and witnesses by creating centralized structues or networks of victim/witness service providers and by mobilizing existing non-governmental groups and organizations.

Financial assistance will be provided to statewide organizations to support comprehensive victim/witness planning, resource exchange, and development on the local level to improve the services to victims and witnesses.

Financial assistance will also be provided to not-for-profit national organizations to develop victim/witness programs and activities among their constituencies. Based on research and experience, it has been determined that such coordination and cooperation are required to successfully provide victim/witness services that will be beneficial to the victim/witness and improve the successful operations of the criminal justice system.

Allocations

In fiscal year 1980, $1,720,000 has been allocated for this program.

Number and Dollar Range of Grants

$100,000 for evaluation of the National Victim/Witness Strategy Program.

$200,000 for an Interagency Agreement between the Law Enforcement Assistance Administration and the Department of Housing and Urban Development.

$350,000 for continuation grant to the National Institute of Victimology, Victim/Witness Resources Center.

$246,000 for four new Victim/Witness Strategy grants.

$824,000 for 14 continuation Victim-Witness strategy grants with funding levels between $32,000 and $69,000.

Match Requirement

New grants will require 10 percent match. Continuation grants will require a 20 percent match.

Eligibility

(1) *Statewide Networks.* Any state or local unit of government, not-for-profit organization, or a coalition of these groups that can effectively coordinate victim/witness efforts in that state.

(2) *Non-Governmental Organizations.* Not-for-profit organizations (criminal justice or other) already active in fields germane to victim/witness services.

(3) *Intergovermental Agencies.* Federal agencies that have initiated or are considering initiating programs relating to victim/witness services at the state or local level.

Submission Deadline

Grant applications must be received by April 30, 1979.

Contact

For further information about application and match requirements, potential applicants must contact: Jan Kirby, Victim/Witness Unit, Special Programs Division, Office of Criminal Justice Programs, 633 Indiana Avenue, NW., Room 707, Washington, D.C. 20531, Telephone: (202) 724–5905.

19. *Improving Criminal Justice Planning and Coordination.* The goal of this program is to encourage State and local governments to adopt criminal justice planning and coordination as contributing and integral governmental functions. Direct grant assistance is available for selected States and localities to upgrade planning and coordination functions through one of several options, including, but not necessarily limited to (1) non-grant related program development and evaluation; and; (2) governmental reorganization studies and/or implementation. Activities to enhance planning and coordination must go significantly beyond those routinely carried out in administering the LEAA grant program and result in greater involvement of planning personnel in issues and concerns that transcend the grant program and increase the utility of criminal justice planning and coordination functions in the general government decision-making process.

One or more grants will also be made to organizations to provide information and technical assistance to State and local governmental officials regarding the role, benefits, structure and location of the planning and coordination function.

Allocations

$800,000 has been allocated for this program in fiscal year 1980.

Number and Dollar Range of Grants

5–10 grants, ranging from $25,000–$100,000 to State and local governments.

1–2 grants, averaging about $150,000 to technical assistance organizations.

Match Requirement

10 percent.

Eligibility Requirement

State Planning Agencies.

Submission Deadline

Grant applications must be received by April 15, 1980.

Contact

For further information concerning application and match requirements potential applicants must contact: Peter Heerwagen, Office of Criminal Justice Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724–7659.

20. *Community Anti-Crime Program.* This program will provide continuation funding to non-profit community groups to organize neighborhood residents into effective self-help anti-crime activities. Activities conducted by the groups range from some of the more traditional crime prevention techniques such as block watches, tenant patrols, home security efforts, victim services and escort services for the elderly, to innovative, community-based approaches to arson prevention, community dispute settlement, rape prevention, juvenile programming and improved police/community relations.

Grants are made directly to community groups and ongoing program implementation technical assistance in crime prevention organizing and program and financial management is provided to groups throughout their project periods.

Allocations

$10 million in fiscal year 1980 funds have been allocated for this program.

Number and Dollar Range of Grants

Approximately 75–80 continuation grants will be awarded with an average amount of $150,000.

Matching Requirements

None.

Eligibility

Non-profit community groups.

Submission Deadline

Applications will be submitted throughout the year as first-year projects expire. They must be received at least 90 days prior to the end of their initial project period.

Contact

For further information contact: Cornelius M. Cooper, Assistant Administrator, Office of Community Anti-Crime Programs, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724–6556.

Comprehensive Crime Prevention Program. The Comprehensive Crime Prevention Program (CCPP), administered by the Office of Community Anti-Crime Programs, is a successor to many crime prevention programs and research funded by LEAA, each designed to test the validity of a single crime prevention technique or theory. The program attempts to consolidate Federal, State and local crime prevention efforts in a metropolitan area into one highly coordinated program.

Funding and technical expertise are provided to selected jurisdictions to enable them to accurately determine the local crime problems through crime analysis and citizen surveys, assess all resources which can be mobilized to prevent crime, establish a city-wide advisory council of government and citizen representatives to oversee the program, and design and implement a multi-component crime prevention program addressing crimes against persons, residences, and businesses.

Allocations

In fiscal year 1980, $1,600,000 has been allocated for this program.

Number and Dollar Range of Grants

Four continuation grants will be awarded for an average amount of $400,000 each.

Matching Requirements

None.

Eligibility

Not applicable.

Submission Deadline

Continuation applications are due 90 days before expiration of ongoing grants.

Contact

For further information contact: Ronald J. Trethric, Director, Comprehensive Crime Prevention Programs Division, Office of Community Anti-Crime Programs, Law Enforcement Assistance Administration, 633 Indiana Avenue, NW., Washington, D.C. 20531, Telephone: (202) 724–5940.

22. *Educational Development.* All of the activities in this program in fiscal year 1980 will support LEAA's Black College Initiative by continuing technical and financial assistance to the nation's historically Black colleges and universities and by continuing curriculum and faculty development for criminal justice baccalaureate programs serving minority communities.

Objectives of the program are: (1) To improve the quality of criminal justice-related educational programs offered by institutions of higher education, and (2) to strengthen the educational system's ability to meet specifically defined criminal justice manpower needs.

Allocations

In fiscal year 1980, $200,000 has been allocated for this program.

Number and Dollar Range of Grants

Two or three continuation grants will be awarded for about $65,000 each.

Matching Requirements

Between 10–25 percent match is required.

Eligibility

Not applicable.

Submission Deadline

Continuation grant applications must be received at least 90 days prior to the expiration of current grants.

Contact

For further information contact: Jean F. Moore, Office of Criminal Justice Education and Training, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (301) 492–9144.

23. *Manpower Planning.* This program consists of the development of model criminal justice manpower planning methods and procedures for use by state and local agencies. The criminal justice system consists of complex organizations with widely diverse functions. Yet no concerted effort has been undertaken to develop a comprehensive and systematic way to identify agency personnel needs.

Accomplishment of agency objective requires development of policies, procedures and programs for education, training, recruitment, selection, placement, compensation and utilization of personnel. Costs for these activities are nearly 85 percent of the criminal justice system's total expenditures. Use of the planning model will improve agency capability to identify numbers of employees and the kinds of employee skills, knowledges, and abilities required to accomplish agency goals.

The program supports development of an adequate criminal justice manpower data base, design of model methods and procedures for manpower planning, and testing of these methods and procedures.

Allocations

In fiscal year 1980, $500,000 has been allocated for this program.

Number and Dollar Range of Grants

Approximately two continuation grants will be awarded for an average amount of $250,000

Matching Requirements

10–25 percent match is required.

Eligibility

Not Applicable.

Submission Deadline

Continuation grant applications must be received at least 90 days before the expiration of current grants.

Contact

For further information contact: Jean F. Moore, Office of Criminal Justice Education and Training, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (301) 492–9144.

24. *Financial and Grants Management Training.* LEAA has earmarked funds from the fiscal year 1980 budget for a grant to be given to the National Criminal Justice Association for the management and operation of a Financial Management Training Center. The purpose is to facilitate the delivery of financial and grants management training to the State Planning Agency and Regional Planning Unit Personnel.

The training will be provided to approximately 300 persons. Plans are for 10 training sessions with 30 persons at each session. The first session will be scheduled for sometime in January 1980.

Training in financial management and grant administration will include

subjects such as statutory requirements, regulatory requirements, LEAA administrative requirements, financial reporting, letter of credit and grant costs (allowable and unallowable). The proposed legislation, OMB changes in procurement, cash management and audit standards and the revised Financial Guide will also be covered in these training sessions.

Allocations

In fiscal year 1980, $200,000 has been allocated for this program.

Number and Dollar Range of Grants

One grant to National Criminal Justice Association.

Matching Requirements

None.

Eligibility Criteria

Not applicable.

Submission Deadline

Not applicable.

Contact

For further information contact: Arthur E. Curry, Policy Development and Training Division, Office of the Comptroller, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 724-5863.

25. *State Level Information Systems.* This program is to assist SPAs in establishing a system by which they can provide consistent, accurate and timely information on the programs within their agencies to top management, to their constituencies, and to LEAA. The program is divided into two thrusts. The first is an annual grant to the National Criminal Justice Association (NCJA). The major tasks of this grant are to provide technical assistance to the SPAs, to coordinate mutual assistance between the SPAs, and to perform a clearinghouse function for the SPAs.

The second thrust is a series of implementation grants to SPAs to replicate proven automated management information systems (MIS) or to enhance existing systems.

Allocations

In fiscal year 1980, $600,000 has been allocated for this program.

Number and Dollar Range of Grants

One grant to NCJA for $250,000; 8 implementation grants to SPAs averaging $43,750.

Matching Requirement

None.

Eligibility

State Planning Agencies (implementation grants only).

Submission Deadlines

Not applicable.

Contact

For further information contact: Ms. Delphine Day, Information Systems Division, Office of the Comptroller, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 633-4842.

26. *Civil Rights.* This program will provide training, education and technical assistance to assist recipients of LEAA funds in adhering to the civil rights requirements as set forth in Section 518(c) of the Crime Control Act, Section 262 of the Juvenile Justice and Delinquency Prevention Act, as amended, Section 504 of the Rehabilitation Act of 1973, and Part 90 of the Age Discrimination Act of 1975, as amended.

Allocations

In fiscal year 1980, $400,000 has been allocated for this program.

Number and Dollar Range of Grants

A maximum of eight grants will be awarded in amounts between $20,000 and $200,000 each.

Match Requirement

None.

Eligibility

No restrictions.

Submission Deadline

Grant aplications must be received by June 30, 1980.

Contact

For further information contact: Wilbur R. Brantley, Director, Office of Civil Rights Compliance, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (202) 633-2215.

27. *Law Enforcement Information and Communications Systems.* This program will include studies, computer software development and demonstrations for law enforcement agencies in the areas of facsimile fingerprint transmission and crime analysis. A low cost system will be developed and tested for transmission of classifiable fingerprint images by facsimilie or by other electronic means from police and sheriffs' agencies to state identification bureaus to permit rapid identification of suspects. The system must be low in cost and have sufficient resolution to permit fingerprint classification.

Under two previous grants the International Association of Chiefs of Police has developed four generalized computer software modules in BASIC for police crime analysis. A new grant will be awarded to add three more crime analysis modules and to convert the software package from BASIC to COBOL.

Allocations

$700,000 ($500,000 of the $700,000 will be used for contractual services) has been allocated for this program in fiscal year 1980.

Number and Dollar Range of Grant:

Two grants will be awarded during fiscal year 1980 for $100,000 each. The grant for the continuation of the police crime analysis program development is expected to be awarded to the current grantee, the International Association of Chiefs of Police. The grant for development of a fingerprint transmission system is expected to be awarded to the International Association for Identification as a continuation of a current grant to upgrade identification bureaus. Four competitively bid contracts are expected to be awarded in FY 80: 911 Systems Assessment and Transfer—$200,000; Automated Management of Criminal Investigations—$100,000; Technical Assistance for Police Operations System Elementary (POSSE)—$100,000; and Low Cost Data Entry System—$100,000.

Matching Requirement

Not applicable.

Eligibility

Not applicable; contracts awarded after open competition.

Submission Deadline

Grant applications must be received by January 15, 1980.

Contact

S. S. Ashton, Jr., Systems Development Division, LEAA, Washington, D.C. 20531, Telephone: (301) 492-9053.

28. *State and Local Crime Reporting Systems.* This program includes projects aimed at (1) improving the capture of data in the field by police officers (SCRS), (2) using and describing the data collected in terms of its attributes rather than categorizing the incident solely in terms of legal classification schemes (ABCR), and (3) developing a crime classification system which will provide a future alternative to the Uniform Crime Reports classification system. The importance of SCRS and ABCR is that a generalized data base

capturing and describing criminal events in terms of a set of attributes and characteristics will permit comparative analysis of criminal events, which is not possible under existing systems, and which would be invaluable to criminal justice operating officials in developing crime prevention strategies.

Allocations

In fiscal year 1980, $150,000 has been allocated for this program.

Number and Dollar Range of Grants

This program will be funded through a cooperative agreement with SEARCH Group, Inc.

Matching Requirement

Not applicable.

Eligibility

Not applicable.

Submission Deadline

Not applicable.

Contact

For further information contact: Paul White, Statistics Division, National Criminal Justice Information and Statistics Service, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (301) 492-9066.

29. *State Judicial Information Systems.* The State Judicial Information Systems (SJIS) program addresses the improvement of the quality of court management information and establishes procedures through which trial courts can supply to a central repository required Computerized Criminal History and Offender-Based Transaction Statistics data with respect to persons accused of serious crimes. The SJIS model addresses seven areas of legal jurisdiction: appeals, criminal, civil juvenile, financial, personnel and courts of special and limited jurisdiction.

Since the SJIS program was initiated, 23 States have joined. Each member State provides a representative to the SJIS Committee. Funding policy has limited each member state to two successive grants of $200,000 each to improve the States' judicial information systems. SJIS funding has assisted in the development and implementation of 66 SJIS modules in the 20 states that have received funding. These 66 modules include: 18 appellate courts, 29 general jurisdiction courts, 7 juvenile courts, 8 resource allocation modules and 4 courts of limited jurisdiction (civil and criminal).

Allocations

$800,000 is allocated for this program in FY 1980.

Number and Dollar Range of Grants

Three phase II grants will be awarded to current SJIS member States (Connecticut, Utah and New Mexico) in fiscal year 1980 for $200,000 each. One phase I grant will be awarded to North Carolina.

Match Requirement

Ten percent for all grants

Eligibility

Not applicable.

Submission Deadline

Phase II grant applications must be received at least three months in advance of phase I grant terminations. Phase I grant applications must be received by May 1, 1980.

Contact

Art Fuldner, Systems Development Division, LEAA, Washington, D.C. 20531, Telephone: (301) 492-9057.

30. *Computer/White Collar Crime.* This program involves the development of activities which assist criminal justice personnel in combating the increasing numbers of white collar crimes perpetrated through the use of the computer.

The program attempts to span information gaps within the criminal justice community with regard to such areas as: appropriate methods of investigation and prosecution of computer crimes, linkages between existing case law and computer crime, computer utilization as a means of white collar crime control, techniques and methods for abusing automated information and fiscal transfer systems, and the impact of computer security upon crime control. While the program is designed to primarily address the needs of criminal justice personnel, efforts will be made to draw upon the existing body of knowledge in this area within the private sector, and to foster cooperation among public and private authorities.

In fiscal year 1980, the program will focus upon the delivery of assistance to address identified needs among all segments of the criminal justice community in the area of computer/white collar crime, the further identification of issues, problems and solutions relating to the abuse of various high technology processes; and the impact of computer security upon criminal justice agencies.

Allocations

$425,000 is allocated for this program in fiscal year 1980.

Number and Dollar Range of Grants

Approximately three grants will be awarded at an average amount of $140,000 each. One grant is a continuation grant to the National District Attorneys Association to continue tasks defined within the overall litigation support program. A grant in the area of Electronic Funds Transfer systems will be awarded competitively. A project in the area of computer security will be negotiated on a sole source or limited competitive basis.

Match Requirement

None.

Eligibility

No restrictions.

Submission Deadline

Grant applications should be received by December 31, 1979 unless extended by individual program solicitations.

Contact

Carol G. Kaplan, Director, Privacy and Security Staff, National Criminal Justice Information and Statistics Service, Law Enforcement Assistance Administration, Washington, D.C. 20531, Telephone: (301) 492-9036.

31. *Privacy and Security.* This program is intended to assist state and local governments in their efforts to be in compliance with LEAA regulations governing the privacy and security of criminal history records. These regulations require that criminal history information maintained in LEAA funded systems be collected, stored and disseminated in a manner which assures the completeness, accuracy and security of that information as well as the individual's right to access and challenge such data.

The program also explores and develops various related issues concerning information management policy, confidentiality of research and statistical data, and criminal justice intelligence procedures. The intent of the program is to analyze and review current issues and procedures in these areas and to provide information to interested components of the criminal justice community and/or the general public.

Allocations

$525,000 is allocated for this program in fiscal year 1980.

Number and Dollar Range of Grants

One contract will be competitively awarded for approximately $250,000. Two grants will be awarded, totaling approximately $275,000. One grant will

be a continuation grant to Search Group, Inc. (SGI), for approximately $175,000 to $200,000, to further the existing effort to provide state-level assistance. The other grant, to be funded in an amount ranging between $75,000 to $100,000, will be to explore techniques to ensure research/statistical confidentiality and will be awarded competitively.

Submission Deadline

Grant applications must be received by March 1, 1980.

Contact

Carol G. Kaplan, Director, Privacy and Security Staff, National Criminal Justice Information and Statistics Service, Law Enforcement Asssistance Administration, Washington, D.C. 20531, Telephone: (301) 492-9036.

32. *Alternative Education for Juveniles.* This is a new initiative which in fiscal year 1980 will support projects designed to promote institutional changes in schools and provide alternative educational experiences for juveniles who have difficulty adjusting in traditional educational settings.

Allocations

In fiscal year 1980, $8,000,000 has been allocated for this program.

Number and Dollar Range of Grants

Approximately 12 to 15 grants will be awarded by July 18, 1980.

Match Requirement

None.

Eligibility

Public or not-for-profit schools, agencies, or organizations.

Submission Deadline

Grant applications must be received by April 18, 1980.

Contact:

David D. West, Acting Associate Administrator, Office of Juvenile Justice and Delinquency Prevention, Law Enforcement Assistance Administration, 633 Indiana Avenue, NW., Washington, D.C. 20531, Telephone: (202) 724-7751.

33. *Rural Separation.* Removal of Youths from Adult Jails and Lockups in Rural Areas is a program to assist rural communities in developing and implementing a systematic plan for meeting the requirements of Section 223(a)(13) of the JJDP Act through the removal of juveniles from adult jails and lockups. It will also provide support for these rural areas in the development of suitable detention, correctional and shelter environments for juveniles.

Allocations

In fiscal year 1980, $3,000,000 has been allocated for this program.

Number and Dollar Range of Grants

One (1) grant will be awarded.

Match Requirement

None.

Eligibility

Public or private not-for-profit agencies or organizations.

Submission Deadline

Grant applications must be received by June 30, 1980.

Contact

David D. West, Acting Associate Administrator, Office of Juvenile Justice and Delinquency Prevention, Law Enforcement Assistance Administration, 633 Indiana Avenue, NW., Washington, D.C. 20531, Telephone: (202) 724-7751.

34. *Capacity Building; Juvenile Delinquency Prevention.* The purpose of this Initiative is to provide financial support for projects which will increase the capacity of governments and public and private agencies to prevent delinquency and improve the administration of juvenile justice. Under this Initiative, OJJDP will select promising projects through a competitive review process. Priority areas will be established by OJJDP and applications which support those priorities, respond to demonstrated need, and show the greatest potential for impact will be selected.

Allocations

In fiscal year 1980, $4,787,976 has been allocated for this program.

Number and Dollar Range of Grants

Twenty-five continuation grants only will be awarded in fiscal year 1980.

Match Requirement

None.

Eligibility

Not applicable.

Submission Deadline

Continuation applications must be submitted 90 days prior to expiration of current projects.

Contact

David D. West, Acting Associate Administrator, Office of Juvenile Justice and Delinquency Prevention, Law Enforcement Assistance Administration, 633 Indiana Avenue, NW., Washington, D.C. 20531, Telephone: (202) 724-7751.

35. *Juvenile Delinquency Prevention Research and Development Project.* The purpose of this initiative is to develop information on effective organizational strategies, to increase the concentration and coordination of resources (Federal, State and local), and to increase the State capability to promote local efforts to implement effective juvenile delinquency programs.

Strategies for modifying the structure and operations of community, public and private agencies to expand and improve educational employment and service opportunities for youth, are major issues to be considered. Also of top priority is the need to test promising methods for preventing juvenile delinquency.

Allocations

In fiscal year 1980, $2,300,000 has been allocated for this program.

Number and Dollar Range of Grants

Up to ten (10) awards will be granted to public and private organizations.

Match Requirement

None.

Eligibility

Public or private not-for-profit agencies.

Submission Deadline

Applications must be received by OJJDP by April 30, 1980.

Contact

For further information contact: David D. West, Acting Associate Administrator, Office of Juvenile Justice and Delinquency Prevention, Law Enforcement Assistance Administration, 633 Indiana Avenue, NW., Washington, D.C. 20531, Telephone: (202) 724-7751.

D. Eligibility Criteria

Many of the programs contained in this draft program announcement have additional eligibility restrictions. Applicants should contact program managers for further information about eligibility criteria.

Henry S. Dogin,

Administrator.

[FR Doc. 79-38072 Filed 12-11-79; 8:45 am]

BILLING CODE 4410-18-M

Federal Register

Wednesday
December 12, 1979

Part V

National Occupational Information Coordinating Committee

Occupational Information; Fiscal Year 1980 Policies and Grants

NATIONAL OCCUPATIONAL INFORMATION COORDINATING COMMITTEE

Occupational Information; Fiscal Year 1980 Policies and Grants

AGENCY: National Occupational Information Coordinating Committee.

ACTION: Notice.

SUMMARY: Published below are the fiscal year 1980 policy and grant annoucements of the National Occupational Information Coordinating Committee (NOICC). The policieis apply to the NOICC and the development of the occupational information system for which the Committee is responsible. The occupational information system is to be implemented through State occupational information coordinating committees (SOICCs). The NOICC is required to assist SOICCs in that implementation and grant announcements included in this notice apply only to SOICCs. The NOICC has been established for the general purpose of improving coordination, communication, and cooperation in the development of an occupational information system designed to meet the common occupational information and data needs of the vocational education programs and employment and training programs at the national, State, and local level. In addition, the NOICC is mandated to give special attention to the labor market information needs of youth and to assist and encourage the use of occupational information by promoting its use in career decisionmaking.

Russell B. Flanders,

Executive Director, National Occupational Information Coordinating Committee.

SUPPLEMENTARY INFORMATION: The Educational Amendments of 1976 (Pub. L. 94–482), section 202(a), amend the Vocational Education Act of 1963 and establish a National Occupational Information Coordinating Committee specifying the purpose and designed to activate working arrangements was signed by the statutory members of the Committee and published in the Federal Register February 7, 1978. Section 103(a)(1)(A) of the Vocational Education Act of 1963, as amended, requires the Commissioner of Education to transfer annually an amount of from $3 to $5 million to the NOICC. Section 4(f) of the Comprehensive Employment and Training Act of 1973, as amended in 1978 (Pub. L. 95–524), requires the Secretary of Labor to transfer an amount of from $3 to $5 million to the NOICC. The NOICC will make grants to the SOICCs from those funds.

Policies of NOICC

Occupational information that must comprise a national occupational information system (OIS) is accumulated by many different agencies and organizations to serve various needs. The individual collection efforts are often so large as to be called systems themselves. Since the NOICC will seek to avoid duplication, such systems will be integrated into and become component parts of the OIS. Accordingly, it is vital that these efforts be comparable and compatible. This means that the terminology and methods of data collection must be uniform; that results of data analysis must be shared to avoid duplication of work; and that dissemination of information must be efficient, timely, and applicable to user needs. Recognizing this, the Congress directed that the OIS be based on uniform definitions, standard occupational classifications, and standard procedures.

The development of a completely integrated OIS will require the willing efforts of many organizations at all governmental levels. The development of the OIS will have to move forward in stages as policy decisions are rendered, as existing subsystem components are standardized, and as new subsystem components are created.

Several basic NOICC policy determinations have been made to delineate the parameters of the OIS; encourage the delivery of career information, including occupational information; and implement the NOICC/SOICC network. The policies are:

A. NOICC will not be a primary data collection agency but shall coordinate such efforts principally among its member agencies.

B. NOICC adopts the standard occupational classification system of the Office of Federal Statistical Policy and Standards, U.S. Department of Commerce, as a standard overall classification system.

C. NOICC adopts the occupational employment statistics program of the Department of Labor as the standard principal source of current and projected occupational employment data at the local, State, and national level.

D. NOICC, in development of the occupational supply model of the OIS, will utilize data and information available from the following sources:

1. Employment and Training Administration's data reporting systems, e.g., State and National Apprenticeship System (SNAPS) and Employment Security Automated Reporting System (ESARS).

2. State Employment Security Agency programs, i.e., Employment Service (ES) and Unemployment Insurance Service (UIS).

3. Rehabilitation Services Administration's Case Service Report System (CSRS).

4. National Center for Education Statistics' data reporting systems, i.e., Higher Education General Information Survey (HEGIS), Vocational Education Data System (VEDS), and Noncollegiate Postsecondary School Survey (NPSS).

E. NOICC encourages the implementation of Statewide career information systems for the delivery of occupational and educational information used for career choice and job search purposes. The information used in these systems should be obtained from the OIS to the maximum possible extent. NIOCC's concept for the development of these systems is based on the career information system determination program of the Department of Labor.

F. NOICC adopts the labor market area concept, as defined by the Department of Labor, as the basic geographic subdivision for the development and use of occupational information.

NOICC policies will be published in the Federal Register at least annually.

Grants to SOICC's

A. The NOICC will provide funds to SOICC's for staff leadership (Part A) and OIS implementation and training (Part B).

B. SOICC special purpose grants will be provided to SOICCs on a competitive basis to support work related to the broad purposes of the NOICC/SOICC network. Areas of priority of funding include development and implementation of an occupational information system, improvement of communication and coordination, and/or special attention to the labor market information needs of youth and delivery of career information.

The NOICC formal directions and grant application procedures will be provided to SOICCs through NOICC administrative memorandums.

[FR Doc. 79-38099 Filed 12-11-79; 8:45 am]

BILLING CODE 4510-23-M

Reader Aids

Federal Register

Vol. 44, No. 240

Wednesday, December 12, 1979

INFORMATION AND ASSISTANCE

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Federal Register, Daily Issue:

202-783-3238	Subscription orders (GPO)
202-275-3054	Subscription problems (GPO)
	"Dial-a-Reg" (recorded summary of highlighted documents appearing in next day's issue):
202-523-5022	Washington, D.C.
312-663-0884	Chicago, Ill.
213-688-6694	Los Angeles, Calif.
202-523-3187	Scheduling of documents for publication
523-5240	Photo copies of documents appearing in the Federal Register
523-5237	Corrections
523-5215	Public Inspection Desk
523-5227	Index and Finding Aids
523-5235	Public Briefings: "How To Use the Federal Register."

Code of Federal Regulations (CFR):

523-3419	
523-3517	
523-5227	Index and Finding Aids

Presidential Documents:

523-5233	Executive Orders and Proclamations
523-5235	Public Papers of the Presidents, and Weekly Compilation of Presidential Documents

Public Laws:

523-5266	Public Law Numbers and Dates, Slip Laws, U.S.
-5282	Statutes at Large, and Index
275-3030	Slip Law Orders (GPO)

Other Publications and Services:

523-5239	TTY for the Deaf
523-5230	U.S. Government Manual
523-3408	Automation
523-4534	Special Projects
523-3517	Privacy Act Compilation

FEDERAL REGISTER PAGES AND DATES, DECEMBER

69271-69608.....3
69609-69916.....4
69917-70114.....5
70115-70448.....6
70449-70700.....7
70701-71398.....10
71399-71804.....11
71805-72068.....12

CFR PARTS AFFECTED DURING DECEMBER

At the end of each month, the Office of the Federal Register publishes separately a list of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

3 CFR

Administrative Orders:

Memorandums:

December 11, 1979.....71809

Executive Orders:

11223 (Amended by EO 12178).....71807

12103 (Amended by EO 12176).....70705

12173.....69271

12174.....69609

12175.....70703

12176.....70705

12177.....71805

12178.....71807

12179.....71811

Proclamations:

4705.....70701

4706.....71399

Reorganization Plans:

No. 3 of 1979.....69273

4 CFR

6.....70115

5 CFR

213.....69611, 70449

871.....70449

Proposed Rules:

Ch. I.....69651

213.....70483

6 CFR

702.....70086

703.....70086

704.....70086

7 CFR

Subtitle A.....70450

16.....70707

227.....70451

230.....71401

402.....71813

408.....71813

409.....71814

415.....71815

423.....70115

424.....70115

432.....70115

729.....70452

905.....69917, 69918

907.....70116

910.....69918, 70454

912.....69918

913.....69918

928.....71401

982.....70116

987.....69919

989.....70117

1049.....71402

1260.....71404

1435.....69611

1464.....69277, 69278

1701.....71405

2852.....69613

Proposed Rules:

273.....70684

723.....71424

726.....69655

906.....69303

928.....70176

944.....69303

1004.....70483

1421.....69656, 71838

1426.....69656, 69657

1438.....71839

1446.....71838

1802.....69937

1930.....69937

1960.....71839

1980.....70741

9 CFR

112.....71406, 71407

113.....71407

201.....69279

Proposed Rules:

113.....71425

201.....71802

203.....71802

307.....69659

319.....71427

381.....69659

10 CFR

210.....70118

211.....70118

212.....69594, 70118, 70121

271.....69594

515.....69919

Proposed Rules:

2.....70408

19.....70408

20.....70408

21.....70408

30.....70408

40.....70408

51.....70408

60.....70408

70.....70408

211.....69664, 69962

212.....69599, 69602, 69664

376.....70390

390.....70390

570.....70799, 71842

576.....70692

12 CFR

11.....69614

211.....70708

225.....69629

226.....69630

265.....70708

613.....69631
614.....69631
616.....69631
708.....71816
720.....70709

13 CFR

120.....70455
122.....70455

14 CFR

39.....69279-69281, 70123, 70124, 70712, 70713
71.....69282-69284, 70124, 70714
73.....70714
75.....70715
207.....69640
208.....69640
211.....69640
212.....69641
215.....69641
296.....69641
297.....69633
385.....69642
399.....69915
1209.....69935
1216.....69920
Proposed Rules:
Ch. I.....70177
71.....70181, 70742
91.....70743
241.....69968
380.....69912

15 CFR

Proposed Rules:
369.....69665
377.....69968
935.....69970
2303.....70743

16 CFR

5.....69284
13.....70125, 70126, 70716, 71408
306.....69920
438.....70456
600.....70457
1205.....70127, 70380
1500.....71411
Proposed Rules:
13.....70484
457.....70485

17 CFR

1.....71817
155.....71820
200.....70457
230.....70326
231.....70130
239.....70131
240.....70132, 70326, 71821
249.....70132
Proposed Rules:
Ch. I.....69304
230.....70349
240.....70349, 70360
241.....70189

18 CFR

1.....69284
2.....69935, 71821
271.....69642, 69935
274.....69642
707.....69921
Proposed Rules:
Ch. I.....70752
35.....70752
46.....71428
271.....70189
292.....69978

19 CFR

4.....70458
159.....70138
171.....70459

21 CFR

10.....70459
12.....70459
13.....70459
14.....70459
15.....70459
16.....70459
178.....69649
510.....71412
520.....71412
522.....71412
526.....71412
548.....69650
558.....71412
1000.....71728
1308.....71822
Proposed Rules:
Ch. I.....71428
25.....71742
58.....69666
131.....69668, 69669
320.....69669
333.....71428
438.....69768
452.....69670
868.....69673, 70486

23 CFR

Proposed Rules:
630.....70191
656.....70753
657.....69586
1251.....70192

24 CFR

201.....70716
207.....71824
300.....71412
570.....70717
600.....72036
886.....70362
Proposed Rules:
234.....70194
390.....69977
570.....69673
571.....69304
803.....70194
888.....70194
3282.....70195

25 CFR

31a.....70139
31b.....70139
31g.....70139
31h.....70139
112a.....70139

26 CFR

48.....69924
Proposed Rules:
1.....71429, 71430
7.....71429
20.....71436
31.....71430
36.....71430
46.....71430
48.....71430
49.....71430
154.....71430
301.....71430
601.....71430

27 CFR

5.....71613
13.....71613
19.....71613
170.....71613
173.....71613
186.....71613
194.....71613
195.....71613
196.....71613
197.....71613
200.....71613
201.....71613
211.....71613
212.....71613
213.....71613
231.....71613
240.....71613
250.....71613
251.....71613
252.....71613
Proposed Rules:
5.....69674, 70797, 71612
13.....69674, 70797, 71612
19.....69674, 70797, 71612
170.....69674, 70797, 71612
173.....69674, 70797, 71612
186.....69674, 70797, 71612
194.....69674, 70797, 71612
195.....69674, 70797, 71612
196.....69674, 70797, 71612
197.....69674, 70797, 71612
200.....69674, 70797, 71612
201.....69674, 70797, 71612
211.....69674, 70797, 71612
212.....69674, 70797, 71612
213.....69674, 70797, 71612
231.....69674, 70797, 71612
240.....69674, 70797, 71612
250.....69674, 70797, 71612
251.....69674, 70797, 71612
252.....69674, 70797, 71612

28 CFR

0.....69926

29 CFR

2200.....70106
Proposed Rules:
1999.....69675
2200.....70195

30 CFR

601.....69927
Proposed Rules:
250.....70196

31 CFR

316.....69286
321.....69286
332.....69286
342.....69286
535.....69286, 69650

32 CFR

230.....70460
812.....71825
813.....71827
860.....69286
Proposed Rules:
2002.....71842

32A CFR

Proposed Rules:
166.....71845

33 CFR

3.....70719
82.....69297
161.....70719
204.....69298
207.....69650
Proposed Rules:
150.....69305
160.....69306

37 CFR

Proposed Rules:
202.....69977

39 CFR

111.....70720
601.....71412
Proposed Rules:
927.....69682

40 CFR

52.....69928, 70140, 70141, 71780
60.....69298, 70465
81.....70143, 70466
86.....69416
180.....70143
Proposed Rules:
Ch. I.....69978
52.....69683-69685, 70486, 70754, 70776, 71847
61.....70196
65.....69685, 71436
81.....69685, 70486
136.....69464
180.....70777
410.....69687
425.....69688

41 CFR

Ch. 44.....70424
Proposed Rules:
Ch. 51.....69308
24-1.....71438

42 CFR

36.....69933
122.....71754
123.....71754
Proposed Rules:
85.....69689
85a.....69689

43 CFR

Ch. I.....71828
Ch. II.....72014
Proposed Rules:
2090.....69868
2300.....69868
2310.....69868
2320.....69868

2340.....69868
2350.....69868
Public Land Orders:
5688.....70467

44 CFR

64.....71830, 71831
65.....71835
67.....70468
205.....71790, 71793, 71794
Proposed Rules:
10.....70197
67.....70497, 70498, 70778-70791

45 CFR

1010.....70145
86.....71413
1060.....69299
Proposed Rules:
174.....70652
175.....70652
176.....70652
1328.....70064

46 CFR

12.....70154
14.....70154
15.....70154
16.....70154
151.....69299
153.....69299
310.....69301
503.....70721
Proposed Rules:
4.....69308
26.....69308
33.....69311
35.....69308
42.....70791
78.....69308
93.....70791
94.....69311
97.....69308
109.....69308
167.....69308
185.....69308
192.....69311
196.....69308
510.....70795

47 CFR

0.....70471
1.....69301
18.....70472
73.....69933, 70474
90.....70158
94.....69301
95.....70158
Proposed Rules:
73.....70201
90.....69689, 70498
97.....70499

49 CFR

1.....70163
171.....70721
172.....70721
173.....70721
174.....70721
175.....70721
176.....70721
177.....70721
178.....70721
195.....70164
399.....70721
1033.....69302, 70475-70477, 70733, 71828-71830
1043.....70167
1045B.....70167
1046.....70167
1249.....70478
1252.....70479
Proposed Rules:
571.....70204
1036.....71848
1041.....71438
1060.....71849
1082.....71849
1100.....69693
1127.....71851

50 CFR

17.....70677
603.....70480
Proposed Rules:
17.....70680, 70796
32.....70210
33.....70210
651.....69312, 71440
652.....70503

AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday). This is a voluntary program. (See OFR NOTICE FR 32914, August 6, 1976.)

Monday	Tuesday	Wednesday	Thursday	Friday
DOT/SECRETARY*	USDA/ASCS		DOT/SECRETARY*	USDA/ASCS
DOT/COAST GUARD	USDA/APHIS		DOT/COAST GUARD	USDA/APHIS
DOT/FAA	USDA/FNS		DOT/FAA	USDA/FNS
DOT/FHWA	USDA/FSQS		DOT/FHWA	USDA/FSQS
DOT/FRA	USDA/REA		DOT/FRA	USDA/REA
DOT/NHTSA	MSPB/OPM		DOT/NHTSA	MSPB/OPM
DOT/RSPA	LABOR		DOT/RSPA	LABOR
DOT/SLSDC	HEW/FDA		DOT/SLSDC	HEW/FDA
DOT/UMTA			DOT/UMTA	
CSA			CSA	

Documents normally scheduled for publication on a day that will be a Federal holiday will be published the next work day following the holiday.

Comments on this program are still invited. Comments should be submitted to the Day-of-the-Week Program Coordinator, Office of the Federal Register, National Archives and Records Service, General Services Administration, Washington, D.C. 20408

***NOTE: As of July 2, 1979, all agencies in the Department of Transportation, will publish on the Monday/Thursday schedule.**

REMINDERS

The items in this list were editorially compiled as an aid to **Federal Register** users. Inclusion or exclusion from this list has no legal significance. Since this list is intended as a reminder, it does not include effective dates that occur within 14 days of publication.

Rules Going Into Effect Today

Note: There were no items eligible for inclusion in the list of Rules Going Into Effect Today.

Next Week's Deadlines for Comments On Proposed Rules

ACTION

65999 11-16-79 / VISTA trainee deselection and volunteer early termination procedures; comments by 12-17-79

66003 11-16-79 / VISTA Volunteer grievance procedures; comments by 12-17-79

AGRICULTURE DEPARTMENT

Agricultural Marketing Service—

67131 11-23-79 / Lettuce grown in Lower Rio Grande Valley in South Texas; proposed handling regulation; comments by 12-21-79

69303 12-3-79 / Oranges and grapefruit grown in Texas and imported oranges; grade and size requirements; comments by 12-18-79

Animal and Plant Health Inspection Service—

60306 10-19-79 / Standard requirement for pasteurella multocida bacterin, avian isolate, type 4; comments by 12-18-79

Food and Nutrition Service—

68853 11-30-79 / Food Stamp program; comments extended to 12-17-79

[Originally published at 44 FR 57414, 10-5-79]

59052 10-12-79 / Food Stamp Program; demonstration, research and evaluation projects; full proposals by 12-17-79

63496 11-2-79 / Provision of social security numbers; fraud disqualification and recoupment; and group living arrangements; comments by 12-17-79

62863 10-31-79 / 1979 amendments to the Food Stamp Act of 1977; Provision of social security numbers; Fraud disqualification and recoupment; and group living arrangements; comments by 12-17-79

Food Safety and Quality Service—

59548 10-16-79 / Meats, prepared meats, and meat products; Grading, certification, and standards; comments by 12-17-79

COMMERCE DEPARTMENT

Industry and Trade Administration—

61049 10-23-79 / Amendment of Foreign Excess Property Regulations; comments by 12-17-79

COMMUNITY SERVICES ADMINISTRATION

60764 10-22-79 / Nondiscrimination on the basis of age in programs or activities receiving Federal financial assistance; comments by 12-21-79

CONSUMER PRODUCT SAFETY COMMISSION

60057 10-17-79 / Consumer products containing asbestos; comments by 12-17-79

60755 10-29-79 / Flammability, standards for children's sleepwear; enforcement policy statements; comments by 12-21-79

DEFENSE DEPARTMENT

Corps of Engineers—

66213 11-19-79 / Small arms range, Great Lakes, Ill.; danger zone; comments by 12-20-79

Office of the Secretary—

65601 11-14-79 / Commercial or industrial-type activities; comments by 12-22-79

ENERGY DEPARTMENT

Economic Regulatory Administration—

60307 10-19-79 / Amendments to Special Rule No. 9 providing for special allocation of middle distillates and to provisions concerning allocation of motor gasoline for priority uses; comments by 12-21-79

Federal Energy Regulatory Commission—

66208 11-19-79 / Regulation of natural gas sales under the Natural Gas Policy Act of 1978; comments by 12-19-79

ENVIRONMENTAL PROTECTION AGENCY

65780 11–15–79 / Approval and promulgation of implementation plans; Kentucky: Proposed 1979 plan revisions; comments by 12–17–79

59561 10–16–79 / Approval and promulgation of implementation plans; Nevada indirect source review program; comments by 12–17–79

60335 10–19–79 / Assistance for pesticide enforcement and applicator training and certification programs; comments by 12–18–79

60061 10–17–79 / Commercial and industrial use of asbestos fibers; comments by 12–17–79

65791 11–15–79 / Designation of areas for air quality planning purposes; attainment status designations: Illinois; comments by 12–17–79

63552 11–5–79 / Guidelines for specification of disposal sites for dredged or fill materials; comments by 12–19–79

[Originally published at 44 FR 54222, 9–18–79]

60339 10–19–79 / Missouri State Implementation Plan; sulfur dioxide emission; comments by 12–18–79

66850 11–21–79 / Pennsylvania; proposed designations of attainment status; comments by 12–21–79

60759 10–22–79 / Petroleum refineries; review of standards; comments by 12–21–79

66851 11–21–79 / Polychlorinated biphenyls; amendments to disposal requirements for large capacitors in chemical waste landfills; comments by 12–21–79

60761 10–22–79 / Portland Cement Plants; review of standards; comments by 12–21–79

66217 11–19–79 / Proposed tolerance for pesticide chemical dimethyl (2,2,2-trichloro-1-hydroxyethyl) phosphate; comments by 12–19–79

60758 10–22–79 / SIP Chapter 4—California air quality control strategies; comments by 12–21–79

66214 11–19–79 / State and Federal Administrative orders revising the Michigan State Implementation Plan; comments by 12–19–79

66216 11–19–79 / Thiabendazole; proposed tolerances for pesticide chemical; comments by 12–19–79

60763 10–22–79 / Toxic substances; inventory reporting requirements; comments by 12–21–79

59565 10–16–79 / Water quality standards; Navigable waters of the State of North Carolina; comments by 12–17–79

65790 11–15–79 / West Virginia; proposed revision of state implementation plan; comments by 12–17–79

FARM CREDIT ADMINISTRATION

60745 10–22–79 / Nomination and election of directors; comments by 12–17–79

FEDERAL COMMUNICATIONS COMMISSION

67192 11–23–79 / Eliminating semi annual reports and to provide for the submission of revised data in the annual reports of overseas telecommunications traffic data; reply comments extended to 12–21–79

[Originally published at 44 FR 61214, 10–24–79]

58762 10–11–79 / FM broadcast station; assignment of channel to Coffeyville, Kans.; reply comments by 12–20–79

58764 10–11–79 / FM broadcast station in Lockhart, Tex.; changes in table of assignment; reply comments by 12–18–79

62306 10–30–79 / FM broadcast stations; channel assigned to Ticonderoga, N.Y.; comments by 12–18–79

62305 10–30–79 / Freedeom of Information rules; modified fees for records searches; reply comments by 12–21–79

66857 11–21–79 / Great Lakes public coast stations; transmission of weather broadcasts on channel 17 by voice and facsimile; comments by 12–19–79

58929 10–12–79 / Modifying individual radio licensing procedures in the domestic public radio services; reply comments by 12–19–79

55603 9–27–79 / Multiple ownership of AM, FM, and TV broadcast stations; reply comments by 12–17–79

37520 6–27–79 / Television waveform standards concerning horizontal and vertical banking intervals; comments by 12–19–79

FEDERAL HOME LOAN BANK BOARD

60310 10–19–79 / Monitoring fair lending practices; comments by 12–18–79

FEDERAL TRADE COMMISSION

59552 10–16–79 / Line of business reports program and quarterly financial reports program; proposed confidentiality rules and procedures; comments by 12–17–79

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

Education Office—

64097 11–6–79 / Support for improvement of postsecondary education; comments by 12–21–79

Food and Drug Administration—

60328 10–19–79 / Antacid drug products for over-the-counter human use; proposed amendment of monograph; comments by 12–18–79

60320 10–19–79 / Certain sulfonamide anti-infectives; proposed bioequivalence requirements; comments by 12–18–79

60313 10–19–79 / Iron fortification of flour and bread; standards of identity; comments by 12–18–79

60331 10–19–79 / Neomycin sulfate preparations; proposed revocations of certification; comments by 12–20–79

60332 10–19–79 / Source plasma (human); amendment to storage temperature requirements; comments by 12–18–79

48264 8–17–79 / Quality assurance in nuclear medicine; comments by 12–17–79

Health Care Financing Administration—

60287 10–19–79 / Medicare reimbursement for cost of home dialysis supplies, equipment and support services furnished self-care home patients under direct supervision of approved provider or facility; comments by 12–18–79

Office of the Secretary—

63115 11–2–79 / Procurement; contract clauses; comments by 12–17–79

INTERSTATE COMMERCE COMMISSION

66626 11–20–79 / Railroad consolidation procedures; comments by 12–20–79

60122 10–18–79 / Tariff improvement provisions; comments by 12–17–79

JUSTICE DEPARTMENT

Attorney General—

54950 9–21–79 / Nondiscrimination based on handicap in Federally-assisted programs—implementation of Section 504 of the Rehabilitation Act of 1973 and Executive Order 11914; comments by 12–21–79

LABOR DEPARTMENT

Occupational Safety and Health Administration—

65082 11–9–79 / Reporting of fatality or multiple hospitalization accidents; comments by 12–17–79

NUCLEAR REGULATORY COMMISSION

60743 10–22–79 / Protection of plants and materials; reporting of safeguards events; comments by 12–21–79

60743 10–22–79 / Radioactive material packaging; comments period extended from 10–16–79 to 12–17–79

[Originally published at 44 FR 48234, 8–17–79]

PANAMA CANAL COMMISSION

68868 11-30-79 / Organization, functions and availability of information—Panama Canal Company; comments by 12-21-79

PERSONNEL MANAGEMENT OFFICE

60975 10-23-79 / Non-competitive career and career-conditional non-competitive appointment of Peace Corps personnel; comments by 12-20-79

60301 10-19-79 / Processing garnishment orders issued against the U.S. for child support or alimony; comments by 12-18-79

SMALL BUSINESS ADMINISTRATION

60032 10-17-79 / Nondiscrimination in financial assistance programs; comments by 12-17-79

STATE DEPARTMENT

Office of the Secretary—

66838 11-21-79 / Regulations implementing National Environmental Policy Act; comments by 12-21-79

TRANSPORTATION DEPARTMENT

Coast Guard—

62915 11-1-79 / Changes in tailshaft examination requirements; comments by 12-17-79

[Corrected at 44 FR 66219, 11-19-79]

63672 11-5-79 / Notifications of arrivals, departures, hazardous conditions, and certain dangerous cargoes; modification of requirements; comments by 12-20-79

Federal Aviation Administration—

60746 10-22-79 / Petition for rulemaking of the Air Line Pilots Association; comments by 12-21-79

66204 11-19-79 / Proposed alteration of transition area; Canadian, Tex.; comments by 12-19-79

66204 11-19-79 / Proposed alteration of transition area; Follett, Tex.; comments by 12-19-79

Materials Transportation Bureau—

60771 10-22-79 / Requirements for transportation radioactive materials; comments period extended from 10-16-79 to 12-17-79

[Originally published at 44 FR 1852, 1-8-79]

TREASURY DEPARTMENT

Alcohol, Tobacco, and Firearms Bureau—

50362 8-28-79 / Unlawful trade practices under the Federal Alcohol Administration Act; comments by 12-17-79

VETERANS ADMINISTRATION

65997 11-16-79 / Loan guaranty; holders acceptance of partial payments on VA guaranteed and insured home, mobile home, and vendee loans; comments by 12-17-79

65995 11-16-79 / Provision for one-sum payment of National Service Life Insurance; comments by 12-17-79

65996 11-16-79 / Tutorial assistance provisions; comments by 12-17-79

66623 11-20-79 / Veterans education; travel expenses for counseling purposes; comments by 12-20-79

Next Week's Meetings

AGRICULTURE DEPARTMENT

Forest Service—

65111 11-9-79 / Bridger—Teton National Forest Grazing Advisory Board, Pinedale, Wyo. (open), 12-17-79

68943 11-30-79 / Gila National Forest Grazing Advisory Board, Silver City, N. Mex. (open), 12-18-79

Office of the Secretary—

61237 10-24-79 / Structure of Agriculture, Lafayette, Ind. (open), 12-18-79

ARTS AND HUMANITIES, NATIONAL FOUNDATION

67547 11-26-79 / Dance Panel, Washington, D.C. (partially open), 12-13 through 12-16-79

66713 11-20-79 / Humanities Advisory Panel, Washington, D.C. (closed), 12-17 through 12-19 and 12-21-79

68042 11-28-79 / Humanities Advisory Panel, Washington, D.C. (closed), 12-19-79

CIVIL RIGHTS COMMISSION

69316 12-3-79 / New Hamphire Advisory Committee, Manchester, N.H. (open), 12-18-79

67202 11-23-79 / North Carolina Advisory Committee, Greensboro, N.C. (open), 12-17-79

66862 11-21-79 / Oklahoma Advisory Committee, Oklahoma City, Okla. (open), 12-18-79

COMMERCE DEPARTMENT

Industry and Trade Administration—

68003 11-28-79 / Computer Systems Technical Advisory Committee, Hardware Subcommittee, Washington, D.C. (closed), 12-18-79

68503 11-29-79 / Computer Systems Technical Advisory Committee, Washington, D.C. (partially closed), 12-19-79

67489 11-26-79 / Licensing Procedures Subcommittee of the Computer Systems Technical Advisory Committee, Washington, D.C. (open), 12-18-79

National Oceanic and Atmospheric Administration—

67494 11-26-79 / South Atlantic Fishery Management Council's Scientific and Statistical Committee, Charleston, S.C. (open), 12-17-79

Office of the Secretary—

67700 11-27-79 / Economic Advisory Board, Washington, D.C. (open), 12-18-79

CONSUMER PRODUCT SAFETY COMMISSION

66011 11-16-79 / National Advisory Committee for the Flammable Fabrics Act, Gaithersburg, Md. (open), 12-18-79

DEFENSE DEPARTMENT

Air Force Department—

68009 11-28-79 / USAF Scientific Advisory Board, Ad Hoc Committee to Review Area Dominant Military Aircraft, Washington, D.C. (closed), 12-18-79

Department of the Army—

66235 11-19-79 / Army Science Board, Washington, D.C. (open), 12-18 through 12-19-79

Engineers Corps, Army Department—

64864 11-8-79 / National Waterways Study; Findings of Technical Elements, New Orleans, La. (open), 12-18-79

Navy Department—

69319 12-3-79 / Chief of Naval Operations Executive Panel Advisory Committee, Washington, D.C. and Alexandria, Va. (closed), 12-18 through 12-20-79

Office of the Secretary—

60368 10-19-79 / Wage Committee, Washington, D.C. (closed), 12-18-79

ENERGY DEPARTMENT

Economic Regulatory Administration—

69983 12-5-79 / Industry Advisory Board to the International Energy Agency, Paris, France (closed), 12-18-79

ENVIRONMENTAL PROTECTION AGENCY

69363 12-3-79 / Federal Insecticide, Fungicide, and Rodenticide Act, Scientific Advisory Panel, Arlington, Va. (open), 12-19 and 12-20-79

67523 11-26-79 / Science Advisory Board, Subcommittee on Energy—Related Health Effects Research, Washington, D.C. (open), 12-18 and 12-19-79

61455 10-25-79 / Subcommittee on Energy—Related Health Effects research of the Science Advisory Board, Washington, D.C. (open), 12-18 and 12-19-79

FEDERAL COMMUNICATIONS COMMISSION

69366 12-3-79 / Radio Technical Commission for Marine Services, Special Committee No. 74, Washington, D.C. (open), 12-18 and 12-19-79

68057 11-28-79 / U.S. Organization for the International Telegraph and Telephone Consultative Committee, Study Group A, Washington, D.C. (open), 12-19-79

GENERAL SERVICES ADMINISTRATION

National Archives and Records Service—

69992 12-5-79 / Archives Advisory Council, Washington, D.C., 12-20 and 12-21-79

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

Education Office—

65188 11-9-79 / Black Higher Education and Black Colleges and Universities National Advisory Committee, Washington, D.C. (open), 12-16 and 12-18-79

National Institutes of Health—

70230 12-6-79 / National Cancer Advisory Board Working Group, Bethesda, Md. (open), 12-19-79

Office of Assistant Secretary for Education—

69993 12-5-79 / Financing Elementary and Secondary Education Advisory Panel, Washington, D.C. (open), 12-17 and 12-18-79

Public Health Service—

68035 11-28-79 / Regional technical assistance workshops for prospective applicants to the Adolescent Pregnancy Prevention and Services Projects Grant Program, San Francisco, Calif. (open), 12-19 and 12-20-79

INTERIOR DEPARTMENT

National Park Service—

68526 11-29-79 / Gateway National Recreation Area, Sandy Hook, N.J. (open), 12-14-79

INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

Agency for International Development—

69379 12-3-79 / Board for International Food and Agricultural Development, Washington, D.C. (open), 12-21-79

JOINT BOARD FOR THE ENROLLMENT OF ACTUARIES

67236 11-23-79 / Actuarial Examinations Advisory Committee, Washington, D.C. (closed), 12-17-79

JUSTICE DEPARTMENT

Law Enforcement Assistance Administration—

69380 12-3-79 / Coordinating Council on Juvenile Justice and Delinquency Prevention, Washington, D.C. (open), 12-19-79

NATIONAL SCIENCE FOUNDATION

69058 11-30-79 / Materials Research Advisory Committee, Subcommittee on Metallurgy and Materials, Washington, D.C. (closed), 12-18 and 12-19-79

NUCLEAR REGULATORY COMMISSION

69754 12-4-79 / Advisory Committee on Reactor Safeguards, Subcommittees on Waste Management and Fuel Cycle, Washington, D.C. (closed), 12-19-79

SMALL BUSINESS ADMINISTRATION

68056 11-28-79 / Region V Advisory Council, Cleveland, Ohio (open), 12-19-79

SMALL BUSINESS CONFERENCE COMMISSION

67263 11-23-79 / White House Conference on Small Business, Washington, D.C. (open), 12-17-79

TRANSPORTATION DEPARTMENT

National Highway Traffic Safety Administration—

34235 6-14-79 / Planning; Public Industry Technical meeting, Ann Arbor, Mich. (open), 12-19-79

WAGE AND PRICE STABILITY COUNCIL

69408 12-3-79 / Pay Advisory Committee, Washington, D.C. (open), 12-18-79

Next Week's Public Hearings

COMMERCE DEPARTMENT

National Oceanic and Atmospheric Administration—

67195 11-23-79 / Pacific Fishery Management Council, Arcata, Calif., 12-17-79

ENERGY DEPARTMENT

Economic Regulatory Administration—

67338 11-23-79 / Applications for assignment, adjustment and other agency actions; notice to aggrieved persons, Washington, D.C., 12-20-79

68855 11-30-79 / East coast residual fuel oil entitlement, Washington, D.C., 12-18-79

Federal Energy Regulatory Commission—

69284 12-3-79 / Procedures for adjustments of rules and orders issued under the NGPA, Washington, D.C., 12-19-79

IMMIGRATION AND REFUGEE POLICY SELECT COMMISSION

67002 11-21-79 / Hearing, San Antonio, Tex., 12-17-79

List of Public Laws

Last Listing December 10, 1979

This is a continuing listing of public bills from the current session of Congress which have become Federal laws. The text of laws is not published in the Federal Register but may be ordered in individual pamphlet form (referred to as "slip laws") from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402 (telephone 202-275-3030).

H.J. Res. 448 / Pub. L. 96-136 Proclaiming the week of December 3 through December 9, 1979 as "Scouting Recognition Week". (Dec. 7, 1979; 93 Stat. 1060) Price $.75.

Documents Relating to Federal Grant Programs

This is a list of documents relating to Federal grant programs which were published in the Federal Register during the previous week.

RULES GOING INTO EFFECT

70451 12-7-79 / USDA/FNS—Nutrition education and training program; apportionment of funds; effective 12-7-79

DEADLINES FOR COMMENTS ON PROPOSED RULES

70064 12-5-79 / HEW/HDSO—Grants to Indian Tribal Organizations for Social and Nutrition Services; comments by 2-4-80

70652 12-7-79 / HEW/OE—National Direct Student Loan, College Work-Study, and Supplemental educational opportunity grant programs; comments by 1-7-80; hearings on 1-9-80

APPLICATIONS DEADLINES

70239 12-6-79 / Justice-LEAA—Arson adjudication; proposals must be postmarked by 3-7-80

MEETINGS

70513 12-7-79 / Commerce/NTIA—Public Telecommunications Facilities Program Grant Appeals Board, Washington, D.C. (open), 1-14-80

69994 12-5-79 / HEW/HRA—Nurse Training National Advisory Council, Hyattsville, Md. (partially open), 1-21 through 1-23-80

69369 12-3-79 / HEW/NIH—Arteriosclerosis, Hypertension, and Lipid Metabolism Advisory Committee, Bethesda, Md. (open), 1-25-80

69369 12-3-79 / HEW/NIH—Blood Diseases and Resources Advisory Committee, Bethesda, Md. (open), 1-21 and 1-22-80

69371 12-3-79 / HEW/NIH—High Blood Pressure Working Group, Bethesda, Md. (open), 1-14 meeting rescheduled to 1-18-80

[See also 44 FR 61461, 10-25-79]

69370 12-3-79 / HEW/NIH—National Advisory Neurological and Communicative Disorders and Stroke Council, Bethesda, Md. (partially open), 1-24 and 1-25-80

69370 12-3-79 / HEW/NIH—National Advisory Neurological and Communicative Disorders and Stroke Council Planning Subcommittee, Bethesda, Md. (partially open), 1-23-80

69370 12-3-79 / HEW/NIH—National Arthritis Advisory Board, Bethesda, Md. (open), 1-17-80

69370 12-3-79 / HEW/NIH—Microbiology and Infectious Diseases Advisory Committee, Bethesda, Md. (partially open), 12-12-79

69371 12-3-79 / HEW/NIH—Research Manpower Review Committee, Bethesda, Md. (partially open), 12-5 through 12-7-79

69372 12-3-79 / HEW/NIH—Research Manpower Review Committee, Chevy Chase, Md. (partially open), 12-9 through 12-12-79

70605 12-7-79 / NFAH—Humanities Panel, Washington, D.C. (closed), 1-2 through 1-5, 1-7, 1-9 through 1-11, 1-14 and 1-15, 1-17 and 1-18-79

70606 12-7-79 / NFAH—Special Projects Panel, Washington, D.C. (closed), 12-6 and 12-14-79

70606 12-7-79 / NFAH—Visual Arts Panel (Crafts Exhibition Aid/Workshops), Washington, D.C. (closed), 12-10 through 12-12-79

OTHER ITEMS OF INTEREST

69992 12-5-79 / HEW/OE—Ethnic Heritage Studies Program; apply by 3-5-80

69368 12-3-79 / HEW/OE—Fund for the Improvement of Postsecondary Education; Comprehensive Program and Special Focus Program; apply by 3-1-80

69367 12-3-79 / HEW/OE—Fund for the Improvement of Postsecondary Education; Comprehensive Program; preapplications due by 1-29-80; apply by 4-8-80

69304 12-3-79 / HUD—Community development block grants for Indian tribes and Alaskan Natives; Housing Assistance Plan; transmittal of proposed rule to Congress

69732 12-4-79 / Interior/BIA—Indian Child Welfare Act; grant fund distribution formula

69732 12-4-79 / Interior / BIA—Indian Child Welfare Act Title II grants; apply by 1-18-80

70604 12-7-79 / NASA—Direct awards of $10 million or more; list of aerospace contractors

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