5-28-80
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Wednesday
May 28, 1980

Highlights

Briefings on How To Use the Federal Register—For details on briefings in Washington, D.C.; Pittsburgh, Pa.; and St. Louis, Mo., see announcement in the Reader Aids section at the end of this issue.

35953 **Federal Aid Programs** OMB issues notice of mandatory information requirements for program announcements

35970 **Grant Programs—Communications** Commerce/NTIA announces acceptance of applications for planning and construction of public telecommunications facilities; (Part II of this issue)

35855 **Grant Programs—Education** ED increases available funds for Upward Bound and Special Services programs under National Demonstration Projects for fiscal year 1980

35914 **Grant Programs—Retirement** HHS/Sec'y seeks applications for major policy research study of retirement policy; apply by 8-15-80

36034 **Mineral Resources** Interior/BLM issues rules requiring minimum production or minimum royalty payments in potassium, sodium, sulphur and phosphate leases; effective 6-27-80 (Part III of this issue)

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35830 **Continential Shelf** DOE proposes rules regarding Outer Continental Shelf oil and gas joint bidding; comments by 7-25-80

35844 **Seafood** Commerce/NOAA requests comments on clarification of labeling requirments to distinguish between products made from fish blocks and fish fillets; comments by 9-30-80

35802 **Credit Unions** NCUA increases maximum insurance coverage on accounts maintained at Federal and State chartered credit unions; effective 3-31-80

35838 **Supplemental Security Income** HHS/SSA proposes rules regarding adjustment or recovery of overpayment; comments by 7-28-80

35846 **Forests and Forest Products** USDA/FS announces Special Salvage Timber Sale Program on all National forests

35853 **Historic Preservation** DOD/Sec'y provides guidance to persons seeking permits to conduct archaeological excavation or exploration of lands administered by DOD

35916 **Flood Plains** Interior/NPS issues floodplain management and wetland protection guidelines

35832 **Improving Government Regulations** Commerce/Sec'y delays publication of Semiannual Agenda of Regulations

36038 **Endangered and Threatened Wildlife** Interior/FWS reproposes critical habitat for Coachella Valley fringe-toed lizard; comments by 7-28-80, comments from Governor of California by 8-28-80, meeting 6-20-80, hearing 7-7-80 (Part IV of this issue)

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Rules and Regulations

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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

Commodity Credit Corporation

7 CFR Part 1421

[CCC Grain Price Support Reg. Governing the Grain Reserve Program for 1979 and Subsequent Crops and Alternative Program for 1979 and Prior Crops]

Grain Reserve Program for 1979 and Subsequent Crops and Alternative Program for 1979 and Prior Crops, Amendment 3

AGENCY: Commodity Credit Corporation, USDA.

ACTION: Final rule.

SUMMARY: The purpose of this rule is to amend the regulations governing the Grain Reserve Program for 1979 and Subsequent Crops and Alternative Program for 1979 and Prior Crops, 7 CFR 1421.630, *et. seq.*, (45 FR 3023), as amended, to provide that the average price for barley published by the Agricultural Marketing Service for the major market which serves the area where the majority of the reserve barley is stored, and the average mid-month price for feed barley published by the Economics, Statistics and Cooperatives Service for the area where the majority of the reserve barley is stored, will be used by the Commodity Credit Corporation (CCC) to determine the adjusted national average market price for barley for reserve release and call determinations.

DATE: This regulation shall become effective May 27, 1980.

ADDRESS: Director, Price Support and Loan Division, ASCS, USDA, P.O. Box 2415, Washington, D.C. 20013.

FOR FURTHER INFORMATION CONTACT: Harold L. Jamison, Head, Commodity Loan Section, Price Support and Loan Division, ASCS, P.O. Box 2415, Washington, D.C. 20013, 202-447-7973. The Final Impact Statement describing the options considered in developing this final rule and the impact of implementing each option will be available upon request from the above-named individual.

SUPPLEMENTARY INFORMATION: This final action has been reviewed under USDA procedures established in Secretary's Memorandum 1955 to implement Executive Order 12044 and has been classified "significant." The Secretary has determined that an emergency situation exists which warrants publication without opportunity for a public comment period on this final action. Because of depressed barely prices in several areas, the Secretary is authorizing the immediate entry of 1978, 1979 and 1980-crop barley into the new reserve authorized at 7 CFR 1421.630 *et. seq.* However, this amendment of the regulations is needed to permit such entry since the national average market price determined under present regulations does not accurately reflect the price of barley in the major market which serves the area where it is anticipated the majority of the barely in the reserve will be stored. Further, pursuant to administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedures, with respect to this emergency final action, are impracticable and contrary to the public interest. Comments are solicited for 60 days after publication of this document, and this emergency final action will be scheduled for review so that a final document discussing comments received and any amendments required can be published in the Federal Register as soon as possible.

The market price of barley varies greatly between areas of the Nation. Average prices calculated from all major markets for barley may not reflect the price received by farmers in the major reserve participation area.

On June 26, 1979, the 1976 and 1977-crop barley price support loans in the previous grain reserve program were called and are presently being repaid or forfeited to CCC. The national average market price of barley as determined under the present regulations has remained above the release level since that time. Accordingly, the entry of 1978 and 1979-crop barley into the reserve was not authorized. However, the average market price for barley in the area where the majority of 1976 and 1977 reserve barley was stored has continued to be below the release level. Not being able to place barley in the reserve has caused severe hardship on barley producers. Accordingly, it has been determined that in order to provide fair and equitable treatment for barley producers in the area where the majority of the reserve barley is stored, Section 1421.643 of this regulation is amended to provide that the market prices in the area where most of the reserve barley is stored will be used in the calculation of release and call determinations.

Also, a feed barley price for the area where most of the reserve barley is stored will be published by the Economics, Statistics and Cooperatives Service and will be used in the calculation of all national average adjusted price determinations for barley since, by statute, CCC price support loan rates for barley take into consideration the feed value relationship between barley and corn. CCC loan program determinations do not take into consideration malting barley. Since the Farmer-Owned Grain Reserve Program is an extension of regular CCC price support loan program and such loans are made on the basis of feed barley, feed barley prices will be used for reserve determinations.

Final Rule

Accordingly, the regulations at 7 CFR 1421.643 are amended to read as follows:

§ 1421.643 Release levels, redemption requirements, and early redemption charges.

(a) *General.* Commodities under grain reserve loans shall not be eligible for redemption without the producer incurring liability for liquidated damages unless the national average market price as determined and announced by CCC is at least 150 percent of the then current national average loan rate in the case of wheat and 125 percent of the then current national average loan rate in the case of feed grains (hereinafter called the release level). The national average market price for each commodity, except barley, will be considered by CCC to have reached the release level when the five-day national average price for the respective commodity at major markets

published by the Agricultural Marketing Service, adjusted downward to reflect prices received by farmers by the difference between (1) the mid-month prices published by the Economics, Statistics and Cooperatives Service for the respective commodity for the previous month, and (2) the average mid-month price for the same month at major markets published by the Agricultural Marketing Service, equals or exceeds the release level for the respective commodity. The national average market price for barley will be considered by CCC to have reached the release level when the five-day average price for barley published by the Agricultural Marketing Service for the major market which serves the area where the majority of the barley in the reserve is stored, adjusted downward to reflect prices received by farmers by the difference between (i) the mid-month price published by the Economics, Statistics and Cooperatives Service for feed barley for the previous month in the area where the majority of the barley in the reserve is stored, and (ii) the average mid-month price for barley published by the Agricultural Marketing Service for the same month at the major market which serves the area where the majority of the barley in the reserve is stored, equals or exceeds the release level for barley. However, if CCC determines that the trend in such wheat or feed grains (including barley) prices is downward, release may not be authorized. Producers will be advised when the market reaches this level for any such commodity and that their loans are eligible for redemption without an early redemption charge. Such determinations shall be made and announced by CCC and shall be applicable until a subsequent announcement is made. When the release level is reached for a commodity, the initial release period shall be for the remainder of the month in which release is announced plus the next month. Subsequent announcements to continue or discontinue release will be made at the end of the initial or subsequent release period. Subsequent announcements to continue release will be for the month following the preceding release period. If a subsequent announcement shows that the market price is below the applicable release level, the terms of the reserve agreement and the regulations which are applicable to the commodity prior to release shall again apply, and the commodity will not be eligible for redemption without an early redemption charge.

* * * * *

Signed at Washington, D.C., on May 21, 1980.

Jim Williams,

Acting Secretary.

[FR Doc. 80-16040 Filed 5-27-80; 8:45 am]

BILLING CODE 3410-05-M

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

8 CFR Part 242

Proceedings To Determine Deportability of Aliens in United States: Apprehension, Custody, Hearing, and Appeal; Restriction on Reinstatement of Voluntary Departure for Nationals of Iran; Correction

AGENCY: Immigration and Naturalization Service, Justice.

ACTION: Final Rule; correction.

SUMMARY: This amendment is intended to correct the amendment published on May 7, 1980, to limit the prohibition against reinstatement of voluntary departure by immigration judges to cases involving Iranian nationals.

EFFECTIVE DATE: May 7, 1980.

FOR FURTHER INFORMATION CONTACT:

For general information: Stanley J. Kieszkiel, Acting Instructions Officer, Immigration and Naturalization Service, 425 Eye Street NW., Washington, DC 20536. Telephone: (202) 633-3048.

For specific information: David Dixon, Special Assistant, Immigration and Naturalization Service, 425 Eye Street NW., Washington, DC 20536. Telephone: (202) 633-2331.

SUPPLEMENTARY INFORMATION: On May 7, 1980, (45 FR 30063) an amendment to 8 CFR 242.22 was published which was intended to preclude reinstatement of voluntary departure by immigration judges in cases involving Iranian nationals. It was made in response to the international crisis created by the unlawful detention of American citizens in the United States Embassy in Iran. The language limiting the prohibition to cases involving Iranian nationals, however, was inadvertently omitted. Consequently, this clarifying amendment is necessary.

Compliance with the provisions of 5 U.S.C. 553 as to notice of proposed rulemaking and delayed effective date is unnecessary and contrary to the public interest.

In FR Doc. 80-13962 appearing at page 30063 in the Federal Register of May 7, 1980, in the second column, the phrase added to § 242.22 is corrected by deleting the comma and inserting the following phrase after the word "departure":

§ 242.22 Reopening or reconsideration.

* * * "in a case involving an Iranian national,"

(Sec. 103, 242, 8 U.S.C. 1103, 1252)

Dated: May 21, 1980.

David Crosland,

Acting Commissioner of Immigration and Naturalization.

[FR Doc. 80-16171 Filed 5-23-80; 8:45 am]

BILLING CODE 4410-10-M

FEDERAL RESERVE SYSTEM

12 CFR Part 226

[Reg. Z; Docket No. R-0294]

Truth in Lending; Agricultural Credit and Closed-End Periodic Statements

Correction

In FR Doc. 80-15360 appearing on page 33599 in the issue of Tuesday, May 20, 1980, make the following correction:

In the amendment to § 226.8, change "(p) [Reserved]" to read "(n) [Reserved]"

BILLING CODE 1505-01-M

NATIONAL CREDIT UNION ADMINISTRATION

12 CFR Part 745

Clarification and Definition of Account Insurance Coverage

AGENCY: National Credit Union Administration.

ACTION: Final rule.

SUMMARY: These amendments increase the maximum insurance coverage on accounts maintained at Federal credit unions and state chartered credit unions insured by the National Credit Union Administration from $40,000 to $100,000. The increase in insurance coverage is mandated by section 308(c)(1) of the Consumer Checking Account Equity Act of 1980.

EFFECTIVE DATE: March 31, 1980.

FOR FURTHER INFORMATION CONTACT: Todd A. Okun, Senior Attorney or Frederick S. Lipton, Staff Attorney, Office of General Counsel, National Credit Union Administration, 1776 G Street, N.W., Washington, DC 20456. Telephone number (202) 357-1030.

SUPPLEMENTARY INFORMATION: The

National Credit Union Administration (NCUA) is an independent Federal Agency that charters and regulates Federal credit unions, insures the member accounts of all Federal credit unions and insures the member accounts of state chartered credit unions that are eligible for and request insurance. These amendments increase the insurance coverage on all member accounts to the same limit currently in effect for IRA, Keogh and certain public unit accounts, i.e., $100,000. Generally, $100,000 is the maximum coverage available to an individual, but, depending on the nature and type of accounts to which a member may be a party, as delineated in Part 745, coverage in excess of $100,000 may be available.

The increase in insurance coverage is mandated by section 308(c)(1) of the Consumer Checking Account Equity Act of 1980 (Title III of Pub. L. 96-221, 94 Stat. 148) (March 31, 1980) which amends section 207(c) of the Federal Credit Union Act (12 U.S.C. 1787(c)).

The National Credit Union Administration Board (the Board) finds that notice and public comment procedure under 5 U.S.C. 553(b) are unnecessary and that the delay such a procedure would entail is contrary to the public interest, because the statutory increase in insurance coverage became effective upon enactment of Title III of Pub. L. 96-221. For the same reason, the Board has decided to make the rule effective immediately, suspending the 30-day notice period specified in 5 U.S.C. 553(d). Similarly, the procedures set forth in the National Credit Union Administration's Final Report on Implementation of Executive Order 12044 were not followed. The official responsible for that determination is James J. Engel, Assistant General Counsel.

Accordingly, the Board hereby amends Part 745 of the NCUA Rules and Regulations (12 CFR Part 745) as set forth below.

(Sec. 308(c), Pub. L. 96-221, 94 Stat. 148, March 31, 1980; Sec. 120, 73 Stat. 635 (12 U.S.C. 1766) and Sec. 209, 84 Stat. 1014 (12 U.S.C. 1789))

Rosemary Brady,

Secretary of the Board.

May 21, 1980.

1. 12 CFR Part 745 is amended by deleting "$40,000" each place it appears therein and inserting in its place "$100,000."

[FR Doc. 80-16039 Filed 5-27-80; 8:45 am]

BILLING CODE 7535-01-M

DEPARTMENT OF THE TREASURY

Customs Service

19 CFR Parts 113, 153, and 159

[T.D. 80-133]

Transfer of Antidumping and Countervailing Duty Functions

AGENCY: U.S. Customs Service, Department of the Treasury.

ACTION: Notice of a previous transfer of functions.

SUMMARY: This document advises the public that (1) the antidumping and countervailing duty functions formerly exercised by the Department of the Treasury have been transferred to the Department of Commerce, (2) new antidumping and countervailing duty regulations have been issued, and will be enforced, by the Department of Commerce, and (3) the Customs Regulations will be amended in a forthcoming Federal Register document to reflect the transfer of functions and to make other changes conforming the regulations to the Trade Agreements Act of 1979.

FOR FURTHER INFORMATION CONTACT: Arthur I. Rettinger, Office of the Chief Counsel, U.S. Customs Service, 1301 Constitution Avenue NW., Washington, D.C. 20229 (202-566-6245).

SUPPLEMENTARY INFORMATION:

Transfer of Functions

The Trade Agreements Act of 1979, Pub. L. 96-39, enacted July 26, 1979 (the "Act"), repealed the Antidumping Act, 1921 (19 U.S.C. 160 *et seq.*) and significantly amended section 303, Tariff Act of 1930 (19 U.S.C. 1303), relating to the assesment of countervailing duties.

Title I of the Act, "Countervailing and Antidumping Duties", establishes new law in both of those areas.

Subsequent to the foregoing legislative action, Reorganization Plan No. 3 of 1979 (44 FR 69273; December 3, 1979) transferred responsibility for the administration of the antidumping and countervailing duty laws from the Secretary and General Counsel of the Department of the Treasury, and from the Department itself, to the Secretary of Commerce. The transfer of functions was made effective on January 2, 1980, by Executive Order 12188 (45 FR 989).

New Department of Commerce Regulations

The International Trade Administration, Department of Commerce, published new countervailing and antidumping duty regulations in the Federal Register on January 22, 1980, and February 6, 1980, respectively (45 FR 4932, 8182), to implement the statutory changes made by the Act. The antidumping regulations are contained in Part 353 of new Chapter III, Title 19, Code of Federal Regulations (19 CFR Chapter III). Countervailing duty regulations appear as Part 355 of Chapter III.

Anticipated Amendments to Customs Regulations

Because of the statutory changes and transfer of functions described above, Parts 113, 153, and 159 of Chapter I, Title 19, Code of Federal Regulations (19 CFR Chapter I, Parts 113, 153, 159), will by a future document, be amended as follows:

1. Section 113.14(q), "Antidumping Bond, Customs Form 7591," will be deleted;

2. Part 153, "Antidumping," will be deleted;

3. Section 159.41, "Antidumping duties," will be amended to refer to the new Department of Commerce regulations;

4. Section 159.47, "Countervailing duties," will be amended to refer to the new Department of Commerce regulations; and

5. A new § 159.58, pertaining to the suspension of liquidation in antidumping and countervailing duty cases, will be added.

Those amendments are needed to ensure the continued efficient administration of the antidumping and countervailing duty laws.

Final amendments to the Customs Regulations, including the changes noted above, will be made in a separate comprehensive document which will be published shortly in the Federal Register and which will conform the Customs Regulations to the provisions of the Act. Until that document is published, the public is advised that the antidumping and countervailing duty regulations promulgated by the Department of Commerce and codified in Chapter III of Title 19, Code of Federal Regulations, are in effect and should be used instead of the antidumping and countervailing duty regulations set forth in Parts 113, 153, and 159 of Chapter I of the Code of Federal Regulations.

Dated: May 19, 1980.

William T. Archey,

Acting Commissioner of Customs.

[FR Doc. 80-16183 Filed 5-27-80; 8:45 am]

BILLING CODE 4810-22-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FRL 1491-5]

Approval and Promulgation of Implementation Plans—Massachusetts; Revision of State Ambient Air Quality Standards

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: EPA is approving revisions to the Massachusetts Implementation Plan which would allow the relaxation of the ozone standard from 0.08 ppm to 0.12 ppm and the adoption of a lead standard of 1.5 ug/m^3 averaged over a 3 month period.

EFFECTIVE DATE: May 28, 1980.

FOR FURTHER INFORMATION CONTACT: Barbara H. Ikalainen, Air Branch, Region I, Room 1903, JFK Federal Building, Boston, MA. 02203, (617) 223-5609.

SUPPLEMENTARY INFORMATION: On February 8, 1980 the Acting Regional Administrator of EPA Region I published a notice of proposed rulemaking in the Federal Register (45 FR 8669) proposing approval of revisions to the Massachusetts State Implementation Plan (SIP) which allow a relaxation of the ozone standard from 0.08 ppm to 0.12 ppm to be consistent with the federal ozone standard revision. The notice also proposed approval of the state's adoption of an ambient lead standard of 1.5 ug/m^3 averaged over a 3 month period with a sampling frequency of 24 hours once every 6 days. This also is consistent with federal guidance and the federal lead standard. No public comments were received on this notice of proposed rulemaking.

Accordingly, EPA is taking final action to approve these revisions to the Massachusetts SIP. The Agency finds that good cause exists for making this action immediately effective because implementation plan revisions are already in effect under state law based on the 0.12 ppm O_3 standard and because EPA has responsibility under the Act to take final action on that portion of the SIP which addresses Part D requirements as soon as possible.

Under Executive Order 12044, EPA is required to judge whether a regulation is "significant" and therefore subject to the procedural requirements of the Order or whether it may follow other specialized development procedures. EPA labels these other regulations "specialized". I have reviewed this regulation and determined that it is a specialized regulation not subject to the procedural requirements of Executive Order 12044.

This rulemaking action is issued under the authority of Section 110 of the Clean Air Act, as amended.

Dated: May 22, 1980.

Douglas M. Costle,

Administrator.

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

Subpart W—Massachusetts

1. Section 52.1120, paragraph (c) is amended by adding subparagraph (28) as follows:

§ 52.1120 Identification of Plan

* * * * *

(c) * * *

(28) Revision to the state ozone standard and adoption of an ambient lead standard was submitted by Thomas F. McLoughlin, Acting Commissioner of the Department of Environmental Quality Engineering on August 21, 1979.

[FR Doc. 80-16087 Filed 5-27-80; 8:45 am]

BILLING CODE 6560-01-M

40 CFR Part 52

[FRL-1493-3]

Approval and Promulgation of Implementation Plans; Emergency Episodes; Bay Area Air Quality Management District and Ventura County Air Pollution Control District

AGENCY: Environmental Protection Agency.

ACTION: Final Rulemaking.

SUMMARY: The Environmental Protection Agency (EPA) takes final action to approve the emergency episode regulations of the Bay Area Air Quality Management District (AQMD) and the Ventura County Air Pollution Control District (APCD) submitted by the Governor's designee on February 14, 1980 and February 25, 1980, respectively. The effect of this action is to incorporate these regulations into the California State Implementation Plan (SIP).

EFFECTIVE DATE: June 27, 1980.

FOR FURTHER INFORMATION CONTACT: Rodney L. Cummins, Chief, Technical Analysis Section, Air Technical Branch, Air & Hazardous Materials Division, EPA Region IX, 215 Fremont Street, San Francisco, CA 94105, (415) 556-2002.

SUPPLEMENTARY INFORMATION: On March 14, 1980 (44 FR 16502), the EPA published a Notice of Proposed Rulemaking concerning air pollution emergency episode regulations of the Bay Area AQMD and the Ventura County APCD. That Notice proposed to approve Regulation 4, "Air Pollution Episode Plans," of the Bay Area AQMD and Regulation VIII, "Emergency Actions" of the Ventura County APCD as revisions to the California SIP since they satisfy the requirements of 40 CFR 51.16, Prevention of air pollution emergency episodes. The Notice provided a 30-day public comment period. One public comment was received from the Bay Area AQMD which supported the EPA's proposed action. Therefore, the EPA takes final action to approve both regulations and to incorporate them into the California SIP. The State has certified that the public hearing requirements of 40 CFR 51.4 have been met.

The EPA has determined that this action is "specialized" and therefore not subject to the procedural requirements of Executive Order 12044.

(Secs. 110, 301(a), Clean Air Act, as amended (42 U.S.C. 7410 and 7601(a)))

Dated: May 22, 1980.

Douglas M. Costle

Administrator.

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

Subpart F—California

1. Section 52.220 is amended by adding paragraphs (c)(53) and (c)(54) as follows:

§ 52.220 Identification of plan.

* * * * *

(c) * * *

(53) Revisions to air pollution emergency episode plans submitted on February 14, 1980 by the Governor's designee.

(i) Bay Area Air Quality Management District Rules 100, 101, 300, 301, 302, 303, 304, 305, 400, 401, 402, 403, and 404.

(54) Revisions to air pollution emergency episode plans submitted on February 25, 1980 by the Governor's designee.

(i) Ventura County APCD Rules 150, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, and 162.

* * * * *

2. Section 52.274 is amended by adding paragraphs (a)(5) and (a)(6) as follows:

§ 52.274 California air pollution emergency plan.

(a) * * *

(5) Bay Area Air Quality Management District.

(6) Ventura County Air Pollution Control District.

* * * * *

[FR Doc. 80-16119 Filed 5-27-80; 8:45 am]
BILLING CODE 6560-01-M

40 CFR Part 52

[FRL-1493-4]

Approval and Promulgation of Implementation Plans; Emergency Episodes; San Diego County, Calif.

AGENCY: Environmental Protection Agency.

ACTION: Final Rulemaking.

SUMMARY: The Environmental Protection Agency (EPA) takes final action to approve portions of the emergency episode rules of the San Diego County Air Pollution Control District (SDCAPCD), to take no action on part of the rules, and to promulgate additional regulations. As described in the June 21, 1979 Notice of Proposed Rulemaking (44 FR 36206), the effect of this action is to provide air pollution emergency episode rules which meet all the requirements of 40 CFR 51.16.

EFFECTIVE DATE: June 27, 1980.

FOR FURTHER INFORMATION CONTACT: Rodney L. Cummins, Chief (A-4-3), Technical Analysis Section, Air Technical Branch, Air & Hazardous Materials Division, EPA Region IX, 215 Fremont Street, San Francisco, CA 94105. Phone: (415) 556-2002.

SUPPLEMENTARY INFORMATION: This rulemaking arose out of litigation in *California Lung Association et al.* v. *Costle,* Civil No. 75-1044-WPG, and is required under the Modification of Joint Stipulation of Settlement and Order Modifying Findings of Fact and Conclusions of Law, signed in August 1979 by the counsels for the Administrator and for the California Lung Association, which stated that the EPA would have to review and approve or promulgate regulations for 12 Air Pollution Control Districts. This final rulemaking and its associated documents satisfy in part the Settlement between the EPA and the California Lung Association. (For a more detailed description of the litigation, see 44 FR 30118.)

On June 21, 1979 (44 FR 36206) the EPA published a Notice of Proposed Rulemaking concerning air pollution emergency episode rules in the SDCAPCD. That notice proposed to approve certain portions of the SDCAPCD's Regulation VIII (Rules 126-138 and Appendix A), take no action on other portions, and promulgate additional rules to correct deficiencies in the SDCAPCD's emergency episode rules.

The SDCAPCD rules being acted upon in this notice are as follows: Rules 126 through 138 and Appendix A, submitted to the EPA by the California Air Resources Board (ARB) on October 13, 1977, as revisions to the State Implementation Plan. The ARB has certified that the public hearing requirements of 40 CFR 51.4 have been met.

The June 21, 1979 Notice invited public comments on the proposed rulemaking. No comments were received.

As described in the June 21, 1979 Notice, the SDCAPCD emergency episode rules fulfill in part the requirements of 40 CFR 51.16 and are therefore being approved, except for those portions pertaining to the 12-hour carbon monoxide criteria levels, which portions are not being acted upon.

Also as described in that Notice, additional rules are being promulgated by the EPA so that all rquirements of 40 CFR 51.16 are met, including 4- and 8-hour carbon monoxide criteria levels, episode actions applicable to those levels, 24-hour particulate matter criteria levels, episode actions applicable to those levels (Priority II plan), and inspection of large facilities or operations subject to mandatory traffic abatement measures.

The EPA has determined that this action is "specialized" and therefore not subject to the procedural requirements of Executive Order 12044.

(Sections 110 and 301(a) of the Clean Air Act, as amended (42 U.S.C. §§ 7410 and 7601(a)))

Dated: May 22, 1980.

Douglas M. Costle,
Administrator.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Subpart F of Part 52 of Chapter I, Title 40, of the Code of Federal Regulations is amended as follow:

Subpart F—California

1. Section 52.220 is amended by adding paragraph (c)(41)(ii)(C) as follows:

§ 52.220 Identification of plan.

* * * * *

(c) * * *

(41) * * *

(ii) * * *

(C) Regulation VIII, Rules 126-138 and Appendix A, except as these rules apply to the 12-hour carbon monoxide episode criteria specified in Rule 127.

* * * * *

2. Section 52.274 is amended by adding paragraphs (a)(7), (l), (m), and (n) as follows:

§ 52.274 California air pollution emergency plan.

(a) * * *

(7) San Diego County APCD.

* * * * *

(l) The requirements of § 51.16 of this chapter are met in the San Diego County APCD with the following exceptions: there are no 4- and 8-hour carbon monoxide episode criteria levels, or episode actions applicable to those levels; there is no provision to insure the inspection of large facilities or operations which are subject to mandatory traffic abatement measures to insure compliance with applicable emission control action requirements; and there is no Priority II contingency plan for particulate matter episodes.

(m) *Regulations for prevention of carbon monoxide (CO) and oxidant (Ox) air pollution emergency episodes within the San Diego County APCD.*

(1) The requirements of this paragraph are applicable in the San Diego County APCD.

(2) For the purposes of this regulation the following definitions apply:

(i) "Administrator" means the Administrator of the Environmental Protection Agency or his authorized representative.

(ii) "Regulation VIII" in this paragrah means Regulation VIII, San Diego Air Pollution Emergency Plan, adopted May 25, 1977 and submitted to the Environmental Protection Agency as a revision to the California State Implementation Plan by the California Air Resources Board on October 13, 1977.

(iii) "ppm" means parts per million by volume.

(3) For the purposes of this regulation, the following episode criteria shall apply:

Pollutant	Averaging time (hours)	Parts per million (ppm)		
		Stage 1	Stage 2	Stage 3
Carbon	4	25	45	60
Monoxide (CO)	8	15	30	40

(4) The provisions of the San Diego County APCD's Regulation VIII and Appendix A, as submitted on October 13, 1977, relating to CO episodes averaged over 1 hour shall apply to CO episodes averaged over 4 and 8 hours, except that the Administrator shall provide for declaration, notification, source inspections, and termination of such episodes.

(5) In the event of a second- or third-stage episode for Ox or for CO, the

Administrator shall ensure the inspection of large facilities or operations listed under Rule 132(b) of Regulation VIII which are subject to mandatory traffic abatement measures pursuant to Rule 130 of Regulation VIII during the time curtailment is required in order to insure compliance and to determine the effects of compliance.

(n) *Regulation for the prevention of particulate matter (TSP) air pollution emergency episodes.*

(1) The requirements of this paragraph are applicable in the San Diego County APCD.

(2) For the purposes of this regulation the following definitions apply:

(i) "Administrator" means the Administrator of the Environmental Protection Agency or his authorized representative.

(ii) "Regulation VIII" in this paragraph means Regulation VIII, San Diego Air Pollution Emergency Plan, adopted May 25, 1977 and submitted to the Environmental Protection Agency as a revision to the California State Implementation Plan by the California Air Resources Board on October 13, 1977.

(iii) "$\mu g/m^3$" means micrograms per cubic meter.

(3) For the purposes of this regulation, the following criteria shall apply:

Pollutant	Averaging time (hours)	Micrograms per cubic meter ($\mu g/m^3$)		
		Stage 1	Stage 2	Stage 3
Particulate matter (TSP)	24	375	625	875

(4) Whenever it is determined that any episode level specified in paragraph (n)(3) of this section is predicted to be attained or has been attained, and is expected to remain at such levels for 12 or more hours, or to increase, the existence of the appropriate episode level and the location of the source and receptor areas shall be declared.

(5) Whenever the available scientific and meterological data indicate that any episode level declared by paragraph (n)(3) of this section is no longer occurring and is not predicted to immediately increase again to episode levels, such episode shall be declared terminated.

(6) The following shall be notified whenever a TSP episode is predicted, attained, or terminated:

(i) Public officials.

(ii) Public health, safety, and emergency agencies.

(iii) News media.

(iv) The general public.

* * * * *

[FR Doc. 80-16115 Filed 5-27-80; 8:45 am]
BILLING CODE 6560-01-M

40 CFR Part 52

[FRL-1493-2]

Approval and Promulgation of Implementation Plans; Emergency Episodes; Santa Barbara County, Calif.

AGENCY: Environmental Protection Agency.

ACTION: Final rulemaking.

SUMMARY: The Environmental Protection Agency (EPA) takes final action to approve portions of the emergency episode rules of the Santa Barbara County Air Pollution Control District (SBCAPCD), to take no action on part of the rules, and to promulgate additional regulations. As described in the June 13, 1979 Notice of Proposed Rulemaking (44 FR 33905), the effect of this action is to provide air pollution emergency episode rules which meet all the requirements of 40 CFR 51.16.

EFFECTIVE DATE: June 27, 1980.

FOR FURTHER INFORMATION CONTACT: Rodney L. Cummins, Chief (A-4-3), Technical Analysis Section, Air Technical Branch, Air & Hazardous Materials Division, EPA Region IX, 215 Fremont Street, San Francisco, CA 94105, phone: (415) 556-2002.

SUPPLEMENTARY INFORMATION: This rulemaking arose out of litigation in *California Lung Association et al.* v. *Costle,* Civil No. 75-1044-WPG, and is required under the Modification of Joint Stipulation of Settlement and Order Modifying Findings of Fact and Conclusions of Law, signed in August 1979 by the counsels for the Administrator and for the California Lung Association, which stated that the EPA would have to review and approve or promulgate regulations for 12 Air Pollution Control Districts. This final rulemaking and its associated documents satisfy in part the Settlement between the EPA and the California Lung Association. (For a more detailed description of the litigation, see 44 FR 30118.)

On June 13, 1979 (44 FR 33905) the EPA published a Notice of Proposed Rulemaking concerning air pollution emergency episode rules in the SBCAPCD. That notice proposed to approve certain portions of the SBCAPCD's Regulation VI (Rule 63) and Regulation VII (Rules 150-152 and 154-164), take no action on other portions, and promulgate additional rules to correct deficiencies in the SBCAPCD's emergency episode rules.

The June 13, 1979 Notice also proposed to act upon certain emergency episode rules of the Ventura County APCD. However, those Ventura County rules have been superseded by a more recent submittal, which is being acted upon in a separate Federal Register notice.

The SBCAPCD rules being acted upon in this notice are as follows: 150-152, 154-159, 160A, and 161-164, submitted to the EPA by the California Air Resources Board (ARB) on July 19, 1974; Rule 160B, submitted by the ARB on October 23, 1974; and Rule 63, submitted by the ARB on April 21, 1976, as revisions to the State Implementation Plan. The ARB has certified that the public hearing requirements of 40 CFR 51.4 have been met.

The June 13, 1979 Notice invited public comments on the proposed rulemaking. In response to that Notice, one comment letter was received relating to the Santa Barbara County emergency episode rules. That letter contained several comments, as follows:

1. Comment: On March 19, 1979 (44 FR 16388) the EPA promulgated revisions to 40 CFR 81.305, redesignating the Air Quality Management Area (AQMA) portion of Santa Barbara County as an attainment area for total suspended particulates (TSP). Therefore, since the Santa Barbara AQMA is no longer Priority I for TSP, the proposed regulations for TSP should be deleted.

Response: A redesignation to attainment does not change the priority classification at 40 CFR 52.221. However, an amendment to 40 CFR 51.16 (44 FR 16911) allows the Administrator to exempt attainment or unclassifiable areas from requirements for future emergency episode plan development. But the Santa Barbara AQMA is not exempt from these requirements for TSP, because the Modification of Joint Stipulation of Settlement and Order Modifying Findings of Fact and Conclusions of Law referred to above specifies that the EPA will approve or promulgate a TSP emergency episode plan for the Santa Barbara AQMA.

2. Comment: The EPA should add to the proposed regulations a provision that any plan of action shall not jeopardize the welfare of the public or result in damage to any equipment used for production or distribution.

Response: The EPA agrees with this comment and has revised subparagraphs (k)(5)(ii)(E)(*1*) and (F)(*1*) to reflect this concern.

3. Comment: The owner or operator of any establishment required to submit an

abatement plan should be notified of plan approval as well as disapproval.

Response: The EPA intends to notify sources as to the status of their plans after they have been reviewed. Subparagraph (k)(9) has been revised to reflect this intent.

4. Comment: No enforcement proceedings should be brought against a source under section 113 of the Clean Air Act for failure to implement its emergency episode contingency plan until the Administrator has notified the source that such plan has been approved.

Response: As has been the case in the South Coast Air Quality Management District, no action will be taken under section 113 of the Clean Air Act for failure to implement an abatement plan that has not been approved.

As described in the June 3, 1979 Notice, the SBCAPCD emergency episode rules fulfill, in part, the requirements of 40 CFR 51.16 and are therefore being approved, except for those portions pertaining to nitrogen oxides, sulfur dioxide, or 12-hour carbon monxide criteria levels, which portions are not being acted upon.

Also as described in that Notice, additional rules are being promulgated by the EPA so that all requirements of 40 CFR 51.16 are met, including 4- and 8-hour carbon monoxide criteria levels, episode actions applicable to those levels, a 24-hour particulate matter criterion level, episode actions, applicable to that level, mandatory emission control actions for Stage 2 and Stage 3 episodes, a time schedule for submittal and review of abatement plans for major stationary sources, and more specific criteria for content of abatement plans.

The EPA has determined that this action is "specialized" and therefore not subject to the procedural requirements of Executive Order 12044.

(Section 110 and 301(a) of the Clean Air Act, as amended (42 U.S.C. §§ 7410 and 7601(a)).)

Dated: May 22, 1980.

Douglas M. Costle,

Administrator.

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

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

Subpart F—California

1. Section 52.220 is amended by adding paragraphs (c)(24)(xi), (c)(25)(vi), and (c)(31)(vii)(C) as follows:

§ 52.220 Identification of plan.

* * * * *

(c) * * *

(24) * * *

(xi) Santa Barbara County Air Pollution Control District.

(A) Rules 150 to 152, 154 to 159, 160A, and 161 to 164, except those portions pertaining to nitrogen oxides, sulfur dioxide and the 12-hour carbon monoxide criteria levels.

* * * * *

(25) * * *

(vi) Santa Barbara County Air Pollution Control District.

(A) Rule 160B, except those portions pertaining to nitrogen oxides, sulfur dioxide and the 12-hour carbon monoxide criteria levels.

* * * * *

(31) * * *

(vii) * * *

(C) Rule 63, except those portions pertaining to sulfur dioxide and the 12-hour carbon monoxide criteria levels.

* * * * *

2. Section 52.274 is amended by adding paragraphs (a)(4), (j), and (k) as follows:

§ 52.274 California air pollution emergency plan.

(a) * * *

(4) Santa Barbara Air Quality Management Area portion of the Santa Barbara County Air Pollution Control District.

* * * * *

(j) The requirements of § 51.16 of this Chapter are met in the Santa Barbara Air Quality Management Area with the following exceptions: (1) there is no time schedule to initiate the call for the submittal of individual abatement plans; (2) the requirements for the content of the abatement plans are not sufficiently specific to insure that adequate plans are submitted; (3) adequate mandatory emission control actions are not provided for; (4) there are no episode criteria levels, declaration procedures, notification procedures, source inspection procedures, emission control actions, or episode termination procedures for particulate matter episodes; (5) there are no episode criteria levels, declaration procedures, notification procedures, source inspection procedures, emission control actions, or episode termination procedures for carbon monoxide episodes based on 4- and 8-hour averaging times for the Santa Barbara Air Quality Management Area.

(k) *Regulation for prevention of air pollution emergency episodes—preplanned abatement strategies, mandatory emission control actions, a particulate matter emergency episode contingency plan, and 4- and 8-hour carbon monoxide criteria levels.*

(1) The requirements of this paragraph are applicable in the Santa Barbara Air Quality Management Area.

(2) For the purposes of this regulation the following definitions apply:

(i) "Administrator" means the Administrator of the Environmental Protection Agency or his authorized representative.

(ii) "ppm" means parts per million by volume.

(iii) "$\mu g/m^3$" means micrograms per cubic meter.

(iv) "Major national holiday" means a holiday such as Christmas or New Year's.

(3) For the purposes of this regulation, the following episode criteria levels shall apply to carbon monoxide episodes:

Pollutant	Averaging time (hours)	Parts per million (ppm)		
		Stage 1	Stage 2	Stage 3
Carbon	4	25	45	60
Monoxide	8	15	30	40

(4) The provisions of the Santa Barbara County Air Pollution Control District's Regulation VII, as submitted on July 19 and October 23, 1974, relating to carbon monoxide episodes averaged over 1 hour shall apply to carbon monoxide episodes averaged over 4 and 8 hours except that the Administrator shall insure that declaration procedures, notification procedures, source inspections, and termination of such episodes occur.

(5) Stationary source curtailment plans and traffic abatement plans shall be prepared by business, commercial, industrial, and governmental establishments in the Santa Barbara Air Quality Management Area as follows:

(i) The owner or operator of any business, commercial, industrial, or governmental facility or activity listed below shall submit to the Administrator plans to curtail or cease oprations causing stationary source air contaminants in such activity:

(A) Stationary sources which can be expected to emit 100 tons or more per year of hydrocarbons, nitrogen oxides, carbon monoxide or particulate matter.

(ii) The plans required by subparagraph (5)(i)(A) of this paragraph shall include the following information:

(A) The information requested by the California Air Resources Board's Criteria for Approval of Air Polution Emergency Abatement Plans (Executive Order G-63).

(B) The total number of employees at the facility during each shift on a normal

weekday and on a major national holiday.

(C) The amount of energy (gas, fuel oil and electricity) used on a normal weekday and on a major national holiday.

(D) For first-stage episodes, the measures to voluntarily curtail equipment emitting air pollutants.

(E) For second-stage episodes:

(1) The measures to curtail as much as possible, without damaging any equipment used for production or distribution, equipment operations that emit air pollutants specific to the type of episode and, in the case of oxidant episodes, the equipment operations that emit hydrocarbons and nitrogen oxides.

(2) The measures to postpone operations which can be postponed until after the episode.

(3) The measures described in subparagraph (5)(ii)(D) of this paragraph.

(F) For third-stage episodes:

(1) A list of equipment, with permit numbers if applicable, which can be shut down without jeopardising the public health, welfare, or safety, and without damaging any equipment used for production or distribution, and an estimate of the resultant reductions in hydrocarbons, nitrogen oxides, carbon monoxide, and particulate matter emissions.

(2) A list of all equipment, with permit numbers if applicable, which must be operated to protect the public health or safety, and an estimate of the hydrocarbons, nitrogen oxides, carbon monoxide, and particulate matter emissions from such equipment.

(3) The measures described in subparagraph (5)(ii)(E) of this paragraph.

(iii) The owner or operator of any industrial, business, commercial, or governmental facility or activity listed below shall submit to the Administrator plans to curtail or cease operations causing air contaminants from vehicle use:

(A) Operators of 50 or more fleet vehicles.

(B) Industrial, business, commercial or governmental establishments employing more than 100 persons per shift at one business address.

(iv) The plans required by subparagraph (5)(iii) (A) and (B) of this paragraph shall include the following information:

(A) The information requested in the California Air Resources Board's Criteria for Approval of Air Pollution Emergency Abatement Plans (Executive Order G-63).

(B) The total number of employees at the facility during each shift.

(C) The total number of motor vehicles and vehicle miles traveled for motor vehicles operated:

(1) By the company on company business on a normal weekday and on a major national holiday.

(2) By employees commuting between home and the place of business on a normal weekday and on a major national holiday.

(3) The minimum number of motor vehicles to be operated that are necessary to protect public health or safety.

(6) A copy of the stationary source curtailment and/or traffic abatement plans approved in accordance with the provisions of this paragraph shall be on file and readily available on the premises to any person authorized to enforce the provisions of this paragraph.

(7) The owner or operator of any governmental, business, commercial, or industrial activity or facility listed in subpargraph (5) of this paragraph shall submit a stationary source curtailment plan and/or traffic abatement plan to the Administrator within 60 days after promulgation of final rulemaking.

(8) The plans submitted pursuant to the requirements of this paragraph shall be reviewed by the Administrator for approval or disapproval according to the following schedule:

(i) For sources with emissions of hydrocarbons, carbon monoxide, nitrogen oxides or particulate matter greater than or equal to 454 metric tons (500 tons) per year, or for establishments employing 400 or more employees per shift, within 45 days after receipt.

(ii) For sources with emissions of hydrocarbons, nitrogen oxides, carbon monoxide or particulate matter greater than or equal to 91 metric tons (100 tons) per year and less than 454 metric tons (500 tons) per year, or for establishments employing more than 200 and less than 400 employees per shift, within 90 days after receipt.

(iii) For sources with emissions of hydrocarbons, nitrogen oxides, carbon monoxide or particulate matter less than 91 metric tons (100 tons) per year, or for establishments employing 100 to 200 employees per shift, within 180 days after receipt.

(9) The owner or operator of any industrial, business, governmental or commercial establishment required to submit a plan by this paragraph shall be notified by the Administrator within 30 days after the plan has been evaluated as to whether the plan has been approved or disapproved. Any plan disapproved by the Administrator shall be modified to overcome the disapproval and resubmitted to the Administrator within 30 days of receipt of the notice of disapproval.

(10) Any source that violates any requirement of this regulation shall be subject to enforcement action under section 113 of the Act.

(11) All submittals or notifications required to be submitted to the Administrator by this regulation shall be sent to: Regional Administrator, Attn: Air and Hazardous Materials Division, Air Technical Branch, Technical Analysis Section (A-4-3), Environmental Protection Agency, 215 Fremont Street, San Francisco, CA 94105.

(12) For the purposes of this regulation the following episode criteria shall apply to particulate matter episodes:

Pollutant	Averaging time (hours)	Micrograms per cubic meter ($\mu g/m^3$)		
		Stage 1	Stage 2	Stage 3
Particulate matter....	24	375	625	875

(13) The provisions of the Santa Barbara County Air Pollution Control District's Regulation VII, as submitted on July 19 and October 23, 1974, relating to episodes for carbon monoxide and photochemical oxidants averaged over 1 hour shall apply to particulate matter episodes averaged over 24 hours except that the Administrator shall insure that declaration procedures, notification procedures, source inspections, and termination of such episodes occur.

(14) The Administrator shall insure that the following actions will be taken in the Santa Barbara Air Quality Management Area in the source and receptor areas on the declaration of a Stage 1, Stage 2, or Stage 3 episode for particulate matter, carbon monoxide or photochemical oxidants:

(i) For a Stage 1 or Stage 2 episode:

(A) Persons operating any facility or activity named in subparagraph (5) of this paragraph shall implement the appropriate plans submitted in accordance with subparagraph (5) for

the declared Stage 1 or Stage 2 episode for the appropriate air contaminants(s).

(ii) For a Stage 3 episode:

(A) The general public, schools, industrial, business, commercial, and governmental activities throughout the Santa Barbara Air Quality Management Area shall operate as though the day were a major national holiday.

* * * * *

[FR Doc. 80-16113 Filed 5-27-80; 8:45 am]
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GENERAL SERVICES ADMINISTRATION

41 CFR Ch. 1

[FPR Temp. Reg. 50, Supplement 2]

Subcontracting Under Federal Contracts

AGENCY: General Services Administration.

ACTION: Temporary regulation.

SUMMARY: This temporary regulation prescribes revised contract clauses and procedures that miximize subcontracting opportunities for small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals. The basis for this temporary regulation is the Office of Federal Procurement Policy (OFPP) Policy Letter 80-2, dated April 29, 1980 (45 FR 31028, May 9, 1980). The revised clauses and procedures implement Public Law 95-507, October 24, 1978, and supersede guidance contained in FPR Temporary Regulation 50.

DATES: Effective date: This regulation is effective with respect to solicitations and contracts resulting therefrom issued on or after June 1, 1980, but may be employed earlier.

Expiration date: This regulation expires June 1, 1982 unless earlier revised or superseded.

FOR FURTHER INFORMATION CONTACT: Philip G. Read, Director, Federal Procurement Regulations Directorate, Office of Acquisition Policy, (703-557-8957).

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

In 41 CFR Chapter 1, the following temporary regulation is added to the appendix at the end of the chapter:

May 23, 1980.

Federal Procurement Regulations Temporary Regulation 50; Supplement 2

To: Heads of Federal agencies.

Subject: Subcontracting under Federal contracts.

1. *Purpose.* This temporary regulation implements the Office of Federal Procurement Policy (OFPP) Policy Letter 80-2.

2. *Effective date.* This regulation is effective with respect to solicitations and contracts resulting therefrom issued on or after June 1, 1980, but may be employed earlier.

3. *Expiration date.* This regulation expires June 1, 1982 unless earlier revised or superseded.

4. *Background.* The Office of Federal Procurement Policy issued Policy Letter 80-2, on April 29, 1980 (45 FR 31028, May 9, 1980), which prescribed revised clauses and procedures designed to maximize subcontracting opportunities for small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals. These clauses and procedures supersede those prescribed by OFPP in April 10, and June 15, 1979, notices which were published in the Federal Register (44 FR 23610, April 20, 1979 and 44 FR 35068, June 18, 1979) for the purpose of implementing Pub. L. 95-507, October 24, 1978. The OFPP notices and the public law were implemented by FPR Temporary Regulation 50, dated June 20, 1979 (44 FR 38477, July 2, 1979).

5. *Agency action.* Pending the publication of a permanent FPR amendment, agencies shall utilize the revised clauses and procedures in OFPP Policy Letter 80-2. The letter is set forth in attachment A which replaces attachment A to FPR Temporary Regulation 50.

6. *Effect on other directives.* Paragraph 3 of FPR Temporary Regulation 50 and paragraph 3 of Supplement 1 thereto are revised to extend the expiration date to June 1, 1982.

Note.—Attachment A which is referenced in paragraph 5 is filed with original document and does not appear in this volume.

Ray Kline,

Acting Administrator of General Services.

Attachment A

OFFICE OF MANAGEMENT AND BUDGET

Office of Federal Procurement Policy

Subcontracting Under Federal Contracts

AGENCY: Office of Federal Procurement Policy, Office of Management and Budget.

ACTION: Policy directive.

SUMMARY: This policy directive sets forth amendments to be made to the Federal Procurement Regulations (FPR), the Defense Acquisition Regulations (DAR), and the National Aeronautics and Space Administration Procurement Regulations (NASAPR) in implementation of section 211 of Pub. L. 95-507.

On October 24, 1978, the President signed into law Pub. L. 95-507 amending the Small Business Act and the Small Business Investment Act of 1958. Section 211 of Pub. L. 95-507 relates to subcontracting under federal contracts.

On January 16, 1979, the Office of Federal Procurement Policy published in the Federal Register (44 FR 3340) proposed regulatory guidance regarding section 211 (Subcontracting). On April 20, 1979, final regulatory guidance directing changes in the DAR and FPR was published in the Federal Register (44 FR 23610).

On October 29, 1979, the Office of Federal Procurement Policy published for comment in the Federal Register (44 FR 62093) proposed changes supplementing the guidance published on April 20, 1979. The October 29, 1979 publication also included for comment, in Part II thereof, proposed data collection formats. Comments were received with respect to both the subcontracting regulatory guidance and the proposed data collection formats. The final changes to the subcontracting regulatory guidance summarized below reflect the views in some of those comments. Comments received regarding the data collection formats are still being considered, and final versions of those formats will be published in the near future.

Several significant features to be found in the subcontracting regulatory guidance are as follows:

1. The Small Business and Small Disadvantaged Business Subcontracting solicitation provisions, for both negotiated and formally advertised procurements, have been expanded. Many of the earlier instructions to contracting officers—especially those requiring that officer to impose certain subcontract plan requirements on the offeror (or bidder)—have been incorporated into the solicitation clauses.

2. The regulatory guidance, as well as the solicitation clauses, contains a definition of the term "subcontract."

3. The instructions to the contracting officer sections now cover contracts with options and similar provisions, and letter contracts.

4. With respect to "commercial products" the plan to be submitted by the contractor

and reviewed and approved by the Government will now cover not only the commercial product being procured under the immediate contract, but the company's or division's production generally. Also, if the contracting officer finds that the product being procured differs only insignificantly from the contractor's commercial product, he may regard the contrast product, for the purposes of the subcontracting plan provision, as a commercial product. Finally, the contracting officer may ask another agency (e.g., an agency with the preponderance of the contracts with the contractor) to review and approve the contractor's plan for commercial products.

DATE: The changes set forth herein will be effective June 1, 1980.

FOR FURTHER INFORMATION CONTACT: Owen Birnbaum, Deputy Associate Administrator for Acquisition Law, (202) 395-3455.

Dated: April 29, 1980.

Karen H. Williams,

Administrator.

Policy Letter 80-2

To the Heads of Executive Departments and Establishments

Subject: Regulatory Guidance on Section 211 of Pub. L. 95-507.

There is a need in Government for uniformity and consistency in the application of procurement policy. This directive provides the uniform policy applicable to Section 211 of Pub. L. 95-507. The clauses and regulatory coverage that follow articulate this uniform policy. The Defense Acquisition Regulations (DAR), the Federal Procurement Regulations (FPR), and the National Aeronautics and Space Administration Procurement Regulations (NASA PR) shall be amended to conform to this policy. This guidance supersedes in its entirety the guidance previously published in the Federal Register on April 20, 1979 (44 FR 23610).

A. Utilization of Small Business and Small Disadvantaged Business Concerns (over $10,000)

The following clause shall be included in all contracts over $10,000 except (1) contracts for services which are personal in nature and (2) contracts which will be performed entirely (including all subcontracts) outside any State, territory, or possession of the United States, the District of Columbia, or the Commonwealth of Puerto Rico:

Utilization of Small Business Concerns and Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged Individuals

(a) It is the policy of the United States that small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals shall have the maximum practicable opportunity to participate in the performance of contracts let by any Federal agency.

(b) The contractor hereby agrees to carry out this policy in the awarding of subcontracts to the fullest extent consistent with the efficient performance of this contract. The contractor further agrees to cooperate in any studies or surveys as may be conducted by the Small Business Administration or the contracting agency which may be necessary to determine the extent of the contractor's compliance with this clause.

(c)(1) As used in this contract, the term "small business concern" shall mean a small business as defined pursuant to section 3 of the Small Business Act and relevant regulations promulgated pursuant thereto.

(2) The term "small business concern owned and controlled by socially and economically disadvantaged individuals" shall mean a small business concern—

(i) which is at least 51 per centum owned by one or more socially and economically disadvantaged individuals; or in the case of any publicly owned business, at least 51 per centum of the stock of which is owned by one or more socially and economically disadvantaged individuals; and

(ii) whose management and daily business operations are controlled by one or more of such individuals.

The contractor shall presume that socially and economically disadvantaged individuals include Black Americans, Hispanic Americans, Native Americans, Asian-Pacific Americans, and other minorities, or any other individual found to be disadvantaged by the Small Business Administration pursuant to section 8(a) of the Small Business Act.

(d) Contractors acting in good faith may rely on written representations by their subcontractors regarding their status as a small business concern or a small business concern owned and controlled by socially and economically disadvantaged individuals. (End of Clause)

B. Definitions

1. Business owners who certify that they are members of named groups (Black Americans, Hispanic Americans, Native Americans, Asian-Pacific Americans) are to be considered socially and economically disadvantaged.

2. The phrase "Native Americans" means American Indians, Eskimos, Aleuts and native Hawaiians. The term "Asian-Pacific Americans" means U.S. citizens whose origins are from Japan, China, the Philippines, Vietnam, Korea, Samoa, Guam, the U.S. Trust Territories of the Pacific, Northern Marianas, Laos, Cambodia and Taiwan.

3. Other individuals may qualify as socially and economically disadvantaged under procedures which have been separately established by the Small Business Administration at 13 CFR 124.1-1(3)(iii).

4. The Office of Minority Small Business and Capital Ownership Development in the Small Business Administration has the final authority to determine the eligibility of a concern to be designated as a small disadvantaged business and shall answer inquiries from prime contractors and others regarding such eligibility.

5. The term "subcontract" means any agreement (other than one involving an employer-employee relationship) entered into by a Federal Government prime contractor or subcontractor calling for supplies or services required for the performance of the original contract or subcontract.

C. Small Business and Small Disadvantaged Business Subcontracting (Negotiated)

All solicitations for negotiated contracts or negotiated amendments or modifications (including contracts, amendments, and modifications placed on a sole source basis), except those for procurements and set-asides pursuant to section 8(a) and section 15 of the Small Business Act as amended, which individually are expected to exceed $500,000, or in the case of contracts for the construction of any public facility, $1,000,000, and are required to include the clause entitled Utilization of Small Business Concerns and Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged Individuals, shall include a provision which requires the apparent successful offeror, provided the offeror is not a small business concern, to negotiate a detailed subcontracting plan. The provision is as follows:

Small Business and Small Disadvantaged Business Subcontracting Plan (Negotiated)

1. This provision does not apply to small business concerns.

2. The term "subcontract" means any agreement (other than one involving an employer-employee relationship) entered into by a Federal Government prime contractor or subcontractor calling for supplies or services required for the performance of the original contract or subcontract.

3. The offeror acknowledges that it is aware of the subcontracting plan requirements in this provision; and if it is the apparent successful offeror, and if the contract offers subcontracting possibilities, agrees to negotiate a plan which includes:

a. Percentage goals (expressed in terms of percentage of total planned subcontracting dollars) for the utilization as subcontractors of small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals; (for the purposes of the subcontracting plan, the contractor may include all purchases which contribute to the performance of the contract, including a proportionate share of products, services, etc., whose costs are normally allocated as indirect or overhead costs.)

As part of its establishment of percentage goals the apparent successful offeror shall also include in its subcontracting plan:

(1) A statement of: (a) total dollars planned to be subcontracted; (b) total dollars planned to be subcontracted to small business, and (c) total dollars planned to be subcontracted to small disadvantaged business.

(2) A description of the principal product and service areas to be subcontracted and an identification of those areas where it is planned to use (i) small business subcontractors, and (ii) small disadvantaged business subcontractors.

(3) A statement of the method used in developing proposed subcontracting goals for (i) small business, (ii) small disadvantaged business concerns (e.g., did the offeror use for subcontract solicitation purposes company source lists, the small business and disadvantaged small business source identification system provided by the Small Business Administration's Procurement

Automated Source System, the National Minority Purchasing Council Vendor Information Service, the Office of Minority Business Data Center in the Department of Commerce, and the facilities of local small business and minority associations?).

(4) If the offeror includes indirect and overhead costs as an element in establishing the goals in the subcontracting plan, the method used in determining the proportionate share of indirect and overhead costs incurred with (i) small business, and (ii) small disadvantaged business subcontractors shall be explained.

b. The name of an individual within the employ of the offeror who will administer the subcontracting program of the offeror and a description of the duties of such individual;

c. A description of the efforts the offeror will take to assure that small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals will have an equitable opportunity to compete for subcontracts;

d. Assurances that the offeror will include the clause entitled Utilization of Small Business Concerns and Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged Individuals in all subcontracts which offer further subcontracting opportunities and to require all subcontractors (except small business concerns) which receive subcontracts in excess of $500,000, or in the case of a contract for the construction of any public facility $1,000,000, to adopt and comply with a plan similar to the plan agreed to by the offeror. Such assurances shall describe the offeror's procedures for the review, approval, and monitoring for compliance with such plans;

e. Assurances that the offeror will submit such periodic reports and cooperate in any studies or surveys as may be required by the contracting agency or the Small Business Administration in order to determine the extent of compliance by the offeror with subcontracting plan; and

f. A recitation of the types of records the offeror will maintain to demonstrate procedures which have been adopted to comply with the requirements and goals set forth in the plan, including the establishment of source lists of small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals; and efforts to identify and award subcontracts to such small business concerns. The records shall include at least the following (these records may be maintained on a plant-wide of company-wide basis unless otherwise indicated):

(1) Small and disadvantaged business source lists, guides and other data identifying small and small disadvantaged business vendors.

(2) Organizations contacted for small and disadvantaged business sources.

(3) On a contract-by-contract basis, records on all subcontract solicitations over $100,000, indicating on each solicitation (a) whether small business was solicited, and if not why not; (b) whether small disadvantaged business was solicited, and if not why not; and (c) reasons for the failure of solicited small business or small disadvantaged business to receive the subcontract award.

(4) Records to support other outreach efforts:

- Contacts with minority and small business trade associations;
- Contacts with business development organizations;
- Attendance at small and minority business procurement conferences and trade fairs.

(5) Records to support internal activities to guide and encourage buyers:

- Workshops, seminars, training programs, etc.
- Monitoring activities to evaluate compliance.

(6) On a contract-by-contract basis, records to support award data submitted to the Government to include name and address of subcontractor.

4. The offeror understands that:

a. No contract will be awarded unless and until an acceptable plan is negotiated with the contracting officer which plan will be incorporated into the contract, as a material part thereof.

b. An acceptable plan must, in the determination of the contracting officer, provide the maximum practicable opportunity for small business concerns and small business concerns owned and controlled by socially and economically disadvantaged persons to participate in the performance of the contract.

c. If a subcontracting plan acceptable to the contracting officer is not negotiated within the time limits prescribed by the contracting activity and such failure arises out of causes within the control and with the fault or negligence of the offeror, the offeror shall be ineligible for an award. The contracting officer shall notify the contractor in writing of his reasons for determining a subcontracting plan to be unacceptable. Such notice shall be given early enough in the negotiation process to allow the contractor to modify the plan within the time limits prescribed.

d. Prior compliance of the offeror with other such subcontracting plans under previous contracts will be considered by the contracting officer in determining the responsibility of the offeror for award of the contract.

e. It is the offeror's responsibility to develop a satisfactory subcontracting plan with respect to both small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals and that each such aspect of the offeror's plan will be judged independent of the other.

f. The offeror will submit, as required by the contracting officer, subcontracting reports in accordance with the instructions thereon, and as further directed by the contracting officer. Subcontractors will also submit these reports to the government's contracting officer or as otherwise directed, with a copy to the prime contractor's designated small and disadvantaged business liaison.

5. The failure of any contractor or subcontractor to comply in good faith with (a) the clause entitled Utilization of Small Business Concerns and Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged Individuals or (b) an approved plan required by this Small Business and Small Disadvantaged Business Subcontracting Plan (Negotiated) provision, will be a material breach of such contract or subcontract.

6. Commercial Products. If a commercial product (defined below) is offered the required subcontracting plan may relate to the company's production generally (both for commercial and noncommercial products) rather than solely to the item being procured under the government contract. In such cases, the contractor shall be required to submit one company-wide, annual plan to be reviewed for approval by the first agency with which it enters into a prime contract (which requires a subcontracting plan) during the fiscal year, or by another agency satisfactory to the contracting officer. The approved plan will remain in effect for the company's entire fiscal year for all of the company's or division's commercial products.

The term "commercial products" means products in regular production sold in substantial quantities to the general public and/or industry at established market or catalog prices. A product which, in the opinion of the contracting officer, differs only insignificantly from the contractor's commercial product may be regarded for the purpose of this clause as a commercial product.

(End of Provision)

Instructions to Contracting Officers

The following policy and procedural guidance is provided to contracting officers in making determinations as to the acceptability of a Small Business and Small Disadvantaged Business Subcontracting Plan (Negotiated) submitted by an apparent successful offeror, in accordance with the requirements of Pub. L. 95-507, Amendments to the Small Business Act and the Small Business Investment Act of 1958. This guidance is not intended to be all inclusive. Other factors may warrant consideration dependent upon the particular circumstances of the proposed acquisition. Ultimately, there is no substitute for the reasoned and objective judgment of a contracting officer exercised on a case by case basis.

(a) *Contracts with Options or Similar Provisions*—In the case of contracts with options, or similar provisions, requiring a subcontracting plan, the contracting officer shall obtain a satisfactory plan prior to award covering the basic and the option items of the contract. The price of the option items shall be included in determining whether the contract meets the subcontracting threshold, and the plan shall take into account the procurement of the option items. In the event the option or similar provisions is not exercised, the contractor should not be bound by that portion of the plan relating to the option items.

(b) *Letter Contracts*—In the case of letter-type contracts requiring subcontracting plan, the contracting officer shall seek to obtain a satisfactory plan within 90 days after award or before definitization, whichever comes first.

(c) *Acceptability of Proposed Plan*—In making determinations concerning the

acceptability of a proposed subcontracting plan, the contracting officer should take the following actions:

(1) To the extent available, the contracting officer shall obtain the names and locations of principal proposed (i) small business, and (ii) small disadvantaged business subcontractors, including the type of product or service and the dollar value thereof to be awarded to each principal subcontractor. (This information will be used only to assist the contracting officer in making a determination as to the acceptability of the proposed percentage and dollar subcontract goals. The offeror will not be contractually bound to make subcontract awards to the designated subcontractors nor will the names of the subcontractors be included in any subsequent approved plan.)

(2) Obtain and review information from all appropriate sources, including the prospective contractor, contract administration activities, Small and Disadvantaged Business Utilization Specialist, and SBA representatives concerning the apparent successful offeror's historical performance and achievements in placing subcontracts for the same or similar products or services with (i) small business, and (ii) small disadvantaged business subcontractors—if this information is not available for a specific product or service, the offeror's past performance and achievements in the placement of total subcontract awards to (i) small business, and (ii) small disadvantaged business subcontractors shall be examined.

(3) Evaluate the anticipated potential for subcontracting to (i) small business, and (ii) small disadvantaged business considering the make-or-buy policies or programs of the apparent successful offeror, the nature of the products or services to be subcontracted, and the known availability of (i) small business, and (ii) small disadvantaged business concerns in the geographical area where the work will be performed.

(4) Advise the apparent successful offeror of (i) the availability of the sources of information on potential small business and small disadvantaged business subcontractors and (ii) the names of any known potential small business and small disadvantaged business subcontract sources. If the proposed goals are questionable, the contracting officer shall emphasize that one or more of the sources of information should be used and potential small business and small disadvantaged business subcontract sources be considered to ensure development of realistic and acceptable goals.

(5) Obtain advice and recommendations of the Small and Disadvantaged Business Utilization Specialist and the assigned Small Business Administration Procurement Center Representative (if available) concerning the acceptability of the proposed plans.

(6) Negotiate subcontracting goals at a level which represents a good faith, aggressive, and comprehensive effort of the apparent successful offeror to use to the maximum practicable extent small and small disadvantaged subcontractors after appropriate consideration of their price, technical capability, and other pertinent factors. No goals will be negotiated upwards if it is apparent that such higher goals must result in significant increased costs to the Government or will seriously impede acquisition objectives. However, incentive subcontracting clauses should be considered in those cases where it is believed that additional and unique prime contractor effort could significantly increase small business and small disadvantaged business subcontract awards.

(7) The contracting officer shall promptly negotiate appropriate revisions to agreed subcontracting percentage and dollar goals if any subsequent amendments to the contract will have a major impact on the original planned volume or type of subcontracting effort. If agreement cannot be reached, the matter will be resolved under the Disputes Clause of the contract.

(8) In reviewing and negotiating a contractor's proposed small and disadvantaged business subcontracting plan, the contracting officer shall give due consideration to the contractor's "make-or-buy" policy or program. This is necessary to ensure that the respective programs are not in conflict, and the best interests of the Government are obtained. Furthermore, where the contract work involves products or services which are not generally available in the commercial marketplace or are particularly specialized, and the contractor has current capacity to perform the work, the contracting officer may recognize the reduced likelihood of subcontracting opportunities.

(d) *Forwarding to SBA of Plans Involving Commercial Products.*

Contracting officers receiving company-wide plans under paragraph 6 (commercial products) of both solicitation clauses—SMALL BUSINESS AND SMALL DISADVANTAGED BUSINESS SUBCONTRACTING PLAN (NEGOTIATED) and SMALL BUSINESS AND SMALL DISADVANTAGED BUSINESS SUBCONTRACTING PLAN (ADVERTISED)—shall forward copies of such plans and approvals thereof to the Central Office of the Small Business Administration, 1441 "L" Street, N.W., Washington, D.C., Attention: AAPA.

(e) *Failure to Comply in Good Faith with the Subcontracting Requirements.*

The failure of any contractor or subcontractor to comply in good faith with (1) the clause entitled Utilization of Small Business Concerns and Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged Individuals, or (2) an approved plan required by the Small Business and Small Disadvantaged Business Subcontracting Plan provision, will be a material breach of such contract or subcontract.

If such a breach has occurred in the prime contract, the contracting officer shall review the available facts to determine what remedy is in the best interests of the Government.

Such remedies may include Termination of the Contract pursuant to the Termination for Default Clause, negotiated reduction in contract price, negotiation of a revised subcontracting plan to correct deficiencies, or other negotiated measures the contracting officer may deem appropriate. In determining the proper remedy, the contracting officer shall consider as a minimum (1) the reasons attributed to the failure to comply in good faith, (2) the Government's need for the contract deliverables, and (3) the impact a proposed remedy may have on exiting small and disadvantaged subcontractors.

If the failure to comply in good faith cannot be settled by agreement, a contracting officer decision pursuant to the contract disputes clause shall be issued.

D. Incentive Subcontracting Program

The following clause may be used in negotiated contracts for which a subcontracting plan is required.

Incentive Subcontracting Program for Small Business and Small Disadvantaged Business (negotiated)

(1) The contractor has established, in its subcontracting plan, the following goals for awards to small business and small disadvantaged business concerns:

(i) ——— [1] percent of the total planned subcontract amount of $——— [1] to small business concerns and

(ii) ——— [2] percent of the total planned subcontract amount of $——— [1] to small business concerns owned and controlled by socially and economically disadvantaged individuals.

(2) To the extent that the contractor exceeds such subcontract goals in the performance of this contract, it will receive ——— [3] percent (not to exceed 10 percent) of the dollar amount of such excesses, unless the contracting officer determines that such excess was not due to efforts by the contractor, i.e., subcontractor costs in excess of those contractually agreed upon or where the actual subcontract amount exceeds that estimated in the subcontract plan; or planned subcontracts which were not disclosed in the subcontract plan during contract negotiation.

(3) If the contract is a cost plus fixed fee type, the total of the fixed fee and the incentive payments made pursuant to this clause is subject to the limitations set forth in FPR 1-3.405-5(c)(2) and DAR 3-405.6(c)(2). (End of Clause)

E. Small Business and Small Disadvantaged Business Subcontracting (Advertised)

All solicitations for formally advertised contracts or amendments or modifications thereto which, except those for procurements and set-asides pursuant to section 8(a) and section 15 of the Small Business Act as amended, offer subcontracting opportunities and are expected to exceed $500,000, or in the case of contracts for the construction of any public facility, $1,000,000, and are required to include the clause entitled Utilization of Small Business Concerns and Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged Individuals, shall include a provision which requires the bidder selected to be awarded the contract, provided the bidder is not a small business concern, to submit a detailed subcontracting plan.

[1] Identified elsewhere in the contract.

[2] Identified elsewhere in the contract.

[3] Exact percentage to be inserted into the contract document.

The contracting officer shall include the solicitation notice below in all solicitations meeting the monetary threshold unless the contracting officer determines in writing that the proposed contract, amendment or modification, offers no subcontracting possibilities. If the contracting officer is not sure of the presence of subcontracting possibilities, the notice must be included; but the requirement to furnish a plan may be omitted on a showing by the bidder selected for award that subcontracting possibilities do not exist.

The provision is as follows:

Small Business and Small Disadvantaged Business Subcontracting Plan (Advertised)

1. This provision does not apply to small business concerns.

2. The term "subcontract" means any agreement (other than one involving an employer-employee relationship) entered into by a Federal Government prime contractor or subcontractor calling for supplies or services required for the performance of the original contract or subcontract.

3. The bidder acknowledges that it is aware of the subcontracting plan requirement in this provision; and if selected for award, will submit within the time specified by the contracting officer a subcontracting plan that will afford the maximum practicable opportunity to participate in the performance of the contract to small and small disadvantaged concerns, and will include:

a. Percentage goals (expressed in terms of percentage of total planned subcontracting dollars) for the utilization as subcontractors of small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals; (For the purposes of the subcontracting plan, the contractor may include all purchases which contribute to the performance of the contract, including a proportionate share of products, services, etc., whose costs are normally allocated as indirect or overhead costs.)

As part of its establishment of percentage goals the apparent successful bidder shall also include in its subcontracting plan:

(1) A statement of: (a) total dollars planned to be subcontracted; (b) total dollars planned to be subcontracted to small business; and (c) total dollars planned to be subcontracted to small disadvantaged business.

(2) A description of the principal product and service areas to be subcontracted and an identification of those areas where it is planned to use (i) small business subcontractors, and (ii) small disadvantaged business subcontractors.

b. The name of an individual within the employ of the bidder who will administer the bidder's subcontracting program and a description of the duties of such individual;

c. A description of the efforts the bidder will take to assure that small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals will have an equitable opportunity to compete for subcontracts;

d. Assurances that the bidder will include the clause entitled Utilization of Small Business Concerns and Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged Individuals in all subcontracts which offer further subcontracting opportunities and to require all subcontractors (except small business concerns) which receive subcontracts in excess of $500,000, or in the case of a contract for the construction of any public facility, $1,000,000, to adopt and comply with a plan similar to the plan agreed to by the bidder.

e. Assurances that the bidder will submit such periodic reports and cooperate in any studies or surveys as may be required by the contracting agency or the Small Business Administration in order to determine the extent of compliance by the bidder with the subcontracting plan; and

f. A recitation of the types of records the successful bidder will maintain to demonstrate procedures which have been adopted to comply with the requirements and goals set forth in the plan, including the establishment of source lists of small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals; and efforts to identify and award subcontracts to such small business concerns. The records shall include at least the following (these records may be maintained on a plant-wide or company-wide basis unless otherwise indicated):

(1) Small and disadvantaged business source lists, guides and other data identifying small and disadvantaged business vendors.

(2) Organizations contacted for small and disadvantaged business sources.

(3) On a contract-by-contract basis, records on all subcontract solicitations over $100,000, indicating on each solicitation (a) whether small business was solicited, and if not why not; (b) whether small disadvantaged business was solicited, and if not why not; and (c) reasons for the failure of solicited small business or small disadvantaged business to receive the subcontract award.

(4) Records to support other outreach efforts:

- Contacts with minority and small business trade associations.
- Contacts with business development organizations.
- Attendance at small and minority business procurement conferences and trade fairs.

(5) Records to support internal activities to guide and encourage buyers:

- Workshops, seminars, training programs.
- Monitoring activities to evaluate compliance.

(6) On a contract-by-contract basis, records to support award data submitted to the Government to include name and address of subcontractor.

4. The bidder understands that:

(a) It agrees to carry out the government's policy to provide the maximum practicable opportunity for small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals to participate in the performance of the contract, consistent with its efficient performance.

(b) If it does not submit a subcontracting plan within the time limits prescribed by the contracting agency, it will be ineligible to be awarded the contract.

(c) Prior compliance of the bidder with other such subcontracting plans under previous contracts will be considered by the contracting officer in determining the responsibility of the offeror for award of the contract.

(d) It is the bidders responsibility to develop a subcontracting plan with respect to both small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals and that each such aspect of the plan will be judged independently of the other.

5. The failure of any contractor or subcontractor to comply in good faith with (a) the clause entitled Utilization of Small Business Concerns and Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged Individuals or (b) the terms of any subcontracting plan required by this Small Business and Small Disadvantaged Business Subcontracting Plan (Advertised) provision, will be a material breach of the contract or subcontract.

6. Commercial Products. If a commercial product (defined below) is offered the required subcontracting plan may relate to the company's or division's production generally (both for commercial and noncommercial products) rather than solely to the item being procured under the government contract. In such cases, the contractor shall be required to submit one company-wide, annual plan to be reviewed for approval by the first agency with which it enters into a prime contract (which requires a subcontracting plan) during the fiscal year, or by another agency satisfactory to the contracting officer. The approved plan will remain in effect for the company's entire fiscal year for all of the company's or division's commercial products.

The term "commercial products" means products in regular production sold in substantial quantities to the general public and/or industry at established market or catalog prices. A product which, in the opinion of the contracting officer, differs only insignificantly from the contractor's commercial product may be regarded for the purpose of this clause as a commercial product.

(End of Provision)

Instructions to Contracting Officers

(a) Informational Goals. The contracting officer may, in a letter accompanying the solicitation or otherwise, inform the offeror of the goal the Government contemplates for subcontracting to both small business concerns and small business concerns owned and controlled by socially and economically disadvantaged individuals. Any such letter shall state that the goals are informational only and not legally binding.

(b) Notification of Unsatisfactory Plans. If the contracting officer believes that the subcontracting plan submitted pursuant to this section does not reflect the best effort by the bidder to award subcontracts to small and small disadvantaged firms to the fullest extent consistent with the efficient performance of the contract, he shall notify the agency's director of the Office of Small and Disadvantaged Business Utilization who

shall in turn notify the Small Business Administration and request a review of the plan pursuant to Section 8(d) (10) and (11) of the Small Business Act. Such request for an SBA review shall not delay award of the contract. Prior compliance of the bidder with other such subcontracting plans under previous contracts will be considered by the contracting officer in determining the responsibility of the bidder for award of the contract.

(c) Forwarding to SBA of Plans Involving Commercial Products. Contracting officers receiving company-wide plans under paragraph 6 (commercial products) of both solicitation clauses—*Small Business and Small Disadvantaged Business Subcontracting Plan (Negotiated)* and *Small Business and Small Disadvantaged Business Subcontracting Plan (Advertised)*—shall forward copies of such plans and approvals thereof to the Central Office of the Small Business Administration, 1441 L Street NW., Washington, D.C., Attention: AAPA.

EFFECTIVE DATE: This Policy Letter is effective June 1, 1980.

CONCURRENCE: This Policy Letter has been concurred in by the Director of OMB.

[FR Doc. 80-16317 Filed 5-27-80; 8:45 am]

BILLING CODE 6820-61-M

41 CFR Ch. I

[FPR Temp. Reg. 54]

Women's Business Enterprise Program

AGENCY: General Services Administration.

ACTION: Temporary regulation.

SUMMARY: This regulation provides for the inclusion in certain prime contracts of two contract clauses regarding the award of subcontracts to women-owned firms. The basis for the regulation is Office of Federal Procurement Policy (OFPP) Policy Letter No. 80-4, April 29, 1980. The intended effect is to increase the participation of women-owned firms in the award of Federal procurement contracts.

DATES: Effective date: This regulation is effective with respect to solicitations and contracts resulting therefrom issued on or after June 1, 1980, but may be employed earlier.

Expiration date: This regulation expires June 1, 1982 unless earlier revised or superseded.

FOR FURTHER INFORMATION CONTACT: Philip G. Read, Director, Federal Procurement Regulations Directorate, Office of Acquisition Policy (703-557-8947).

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

In 41 CFR Chapter 1, the following FPR Temporary Regulation is added to the appendix at the end of the chapter:

May 23, 1980.

Federal Procurement Regulations Temporary Regulation 54

To: Heads of Federal agencies.

Subject: Women's Business Enterprise Program.

1. *Purpose.* This temporary regulation implements the Office of Federal Procurement Policy (OFPP) Policy Letter 80-4.

2. *Effective date.* This regulation is effective with respect to solicitations and contracts resulting therefrom issued on or after June 1, 1980, but may be employed earlier.

3. *Expiration date.* This regulation expires June 1, 1982 unless earlier revised or superseded.

4. *Background.* The Office of Federal Procurement Policy issued Policy Letter No. 80-4 on April 29, 1980 (45 FR 31033, May 9, 1980), regarding a Women's Business Enterprise Program. The letter referenced Executive Order 12138, May 18, 1979, and prescribed two contract clauses for use in Government contracts. The clauses are designed to encourage prime contractors to increase their use of women-owned firms as subcontractors.

5. *Agency action.* Pending the publication of a permanent FPR amendment, agencies shall utilize the clauses and procedures in OFPP Policy Letter No. 80-4. The letter is set forth in attachment A of this temporary regulation.

Note.—Attachment A, which is referenced in paragraph 5, is filed with the original document and does not appear in this volume.

Ray Kline,

Acting Administrator of General Services.

OFFICE OF MANAGEMENT AND BUDGET

Office of Federal Procurement Policy

Subcontracting With Women's Business Enterprises Under Federal Contracts

AGENCY: Office of Federal Procurement Policy (OFPP), Office of Management and Budget.

ACTION: Policy directive.

SUMMARY: This policy directive sets forth amendments to be made to the Federal Procurement Regulations (FPR), the Defense Acquisition Regulations (DAR), and the National Aeronautics and Space Administration Procurement Regulations, (NASAPR) relating to subcontracting with women's business enterprises under Federal contracts.

On May 18, 1979, the President signed Executive Order 12138 which created a National Women's Business Enterprise Policy, and prescribed arrangements for developing, coordinating and implementing a national program for women's business enterprise. Each department and agency of the Executive Branch was directed, within the constraints of statutory authority and as otherwise permitted by law, to take appropriate action to facilitate, preserve and strengthen Women's Business Enterprises and to ensure full participation by women in the free enterprise system.

To achieve the maximum practicable Federal contracting opportunity for women-owned firms, the Office of Federal Procurement Policy among other things, has directed the uniform revision of government-wide procurement regulations to assure that Federal prime contractors increase their use of women-owned firms as subcontractors.

These revisions include:

(a) Developing clauses for inclusion in prime contract solicitations and in prime contracts that encourage the use of women-owned firms as subcontractors to the maximum degree feasible; and

(b) Studying the feasibility of developing an incentive clause for inclusion in appropriate prime contracts to offer a dollar award to a prime contractor for subcontracting with women-owned firms in excess of an agreed upon goal for such subcontracting.

To implement (b) above, OFPP will in September 1980, evaluate the results of the pilot programs using incentive clauses for small and disadvantaged firms, as authorized in Pub. L. 95-507, and relate the lessons learned to the women business enterprise program.

To implement (a) above, the following Policy Letter sets forth changes to be made in the FPR, DAR and NASAPR. These changes are to be effective June 1, 1980, and are applicable to all solicitations and contracts arising therefrom, issued after June 1, 1980.

FOR FURTHER INFORMATION CONTACT: Dorothy Dickerson, Deputy Associate Administrator for Acquisition Law, (202) 395-3455.

Dated: April 29, 1980.

Karen Hastie Williams,

Administrator.

Policy Letter 80-4

To the Heads of Executive Departments and Establishments

Subject: Women's Business Enterprise Program

Background—Executive Order 12138 noted that Congressional findings and the findings of the Interagency Task Force on Women Business Owners recognize:

1. The significant role which small business and women entrepreneurs can play in promoting full employment and balanced growth in our economy;

2. The many obstacles facing women entrepreneurs; and

3. The need to aid and stimulate women's business enterprise.

In response to these findings, the Executive Order established a National Women's Business Enterprise Policy and prescribed arrangements for developing, coordinating and implementing a national program for women's business enterprise. Each department and agency was directed to take affirmative action in support of women's business enterprise in appropriate programs

and activities including, but not limited to, procurement.

The President's Memorandum for the Heads of Departments and Agencies dated May 18, 1979, accompanying E.O. 12138, noted that the Interagency Task Force on Women Business Owners found that efforts to encourage full participation of women in Federal procurement activity have been less than adequate. Subsequently, OFPP undertook to establish agency goals for the award of prime contracts to women-owned firms and to develop Government-wide procurement regulations to encourage Federal prime contractors to increase their use of women-owned firms as subcontractors.

Action—There is a need in Government for uniformity and consistency in the application of procurement policy. This directive provides a uniform policy applicable to the Women's Business Enterprise Program. The clauses and regulatory coverage that follow articulate this uniform policy. The Defense Acquisition Regulation (DAR), the Federal Procurement Regulations (FPR), and the National Aeronautics and Space Administration Procurement Regulations (NASA PR) shall be amended to conform to this policy.

Clauses for Women-Owned Business Concerns

1. The following clause shall be included in all contracts expected to exceed $10,000 except (i) contracts which, including all subcontracts thereunder, are to be performed entirely outside the United States, its possessions, Puerto Rico and the Trust Territory of the Pacific Islands, and (ii) contracts for services which are personal in nature.

Utilization of Women-Owned Business Concerns (Over $10,000)

(a) It is the policy of the United States Government that women-owned businesses shall have the maximum practicable opportunity to participate in the performance of contracts awarded by any Federal agency.

(b) The Contractor agrees to use his best efforts to carry out this policy in the award of subcontracts to the fullest extent consistent with the efficient performance of this contract. As used in this contract, a "woman-owned business" concern means a business that is at least 51% owned by a woman or women who also control and operate it. "Control" in this context means exercising the power to make policy decisions. "Operate" in this context means being actively involved in the day-to-day management. "Women" mean all women business owners.

[End of Clause]

2. The following clause shall be included in all contracts, amendments or modifications expected to exceed $500,000 or in the case of contracts for the construction of any public facility, $1,000,000 which require the Utilization Clause in (1) above.

Women-Owned Business Concerns Subcontracting Program (Over $500,000 or $1,000,000 for Construction of Any Public Facility)

(a) The Contractor agrees to establish and conduct a program which will enable women-owned business concerns to be considered fairly as subcontractors and suppliers under this contract. In this connection, the contractor shall:

(1) Designate a liaison officer who will administer the Contractor's "Women-Owned Business Concerns Program."

(2) Provide adequate and timely consideration of the potentialities of known women-owned business concerns in all "make-or-buy" decisions.

(3) Develop a list of qualified bidders that are women-owned businesses and assure that known women-owned business concerns have an equitable opportunity to compete for subcontracts, particularly by making information on forthcoming opportunities available, by arranging solicitations, time for the preparation of bids, quantities, specifications, and delivery schedules so women-owned business concerns.

(4) Maintain records showing (i) procedures which have been adopted to comply with the policies set forth in this clause, including the establishment of a source list of women-owned business concerns; (ii) awards to women-owned-businesses on the source list by minority and non-minority women-owned business concerns; and (iii) specific efforts to identify and award contracts to women-owned business concerns.

(5) Include the "Utilization of Women-Owned Business Concerns" clause in subcontracts which offer substantial subcontracting opportunities.

(6) Cooperate in any studies and surveys of the Contractor's women-owned business concerns procedures and practices that the Contracting Officer may from time-to-time conduct.

(7) Submit periodic reports of subcontracting to women-owned business concerns with respect to the records referred to in subparagraph (4) above, in such form and manner and at such time (not more often than quarterly) as the Contracting Officer may prescribe.

(b) The Contractor further agrees to insert, in any subcontract hereunder which may exceed $500,000 or $1,000,000 in the case of contracts for the construction of any public facility and which offers substantial subcontracting possibilities, provisions which shall conform substantially to the language of this clause, including this paragraph (b), and to notify the Contracting Officer of the names of such subcontractors.

(c) The contractor further agrees to require written certification by its subcontractors that they are bona fide women-owned and controlled business concerns in accordance with the definition of a women-owned business concern as set forth in the Utilization Clause 1(b) above the time of submission of bids or proposals.

[End of Clause]

EFFECTIVE DATE: This Policy Letter is effective June 1, 1980, and shall be applicable to all solicitations, and contracts arising therefrom, issued after June 1, 1980.

CONCURRENCE: This Policy Letter has been concurred in by the Director of OMB.

[FR Doc. 80-16318 Filed 5-27-80; 8:45 am]

BILLING CODE 6820-61-M

41 CFR Ch. I

[FPR Temp. Reg. 55]

Contract Disputes

AGENCY: General Services Administration.

ACTION: Temporary regulation.

SUMMARY: This regulation prescribes revised procedures, requirements, and a contract clause applicable to disputes under Government contracts. The basis for these revisions is the Contract Disputes Act of 1978 and Office of Federal Procurement Policy (OFPP) Policy Letter No. 80-3, April 29, 1980 (45 FR 31035, May 9, 1980), which supersedes OFPP interim final rules of February 26, 1979 (44 FR 12519, March 7, 1979). The intent of the regulation is to provide operating procedures which implement the statute and OFPP policy letter.

DATES: Effective date: This regulation is effective with respect to solicitations and contracts resulting therefrom issued on or after June 1, 1980.

Expiration date: This regulation expires June 1, 1982 unless earlier revised or superseded.

FOR FURTHER INFORMATION CONTACT: Philip G. Read, Director, Federal Procurement Regulations Directorate, Office of Acquisition Policy (703-557-8974).

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

In 41 CFR Chapter 1, the following FPR temporary Regulation is added to the appendix at the end of the chapter: May 23, 1980.

Federal Procurement Regulations Temporary Regulation 55

To: Heads of Federal agencies.
Subject: Contract disputes.

1. *Purpose.* This temporary regulation implements Office of Federal Procurement Policy (OFPP) Policy Letter 80-3.

2. *Effective Date.* This regulation is effective with respect to solicitations and contracts resulting therefrom issued on or after June 1, 1980.

3. *Expiration date.* This regulation expires June 1, 1982, unless earlier revised or superseded.

4. *Background.* The Office of Federal Procurement Policy issued interim final rules on February 26, 1979 (44 FR 12519, March 7, 1979), to implement the Contract Disputes Act of 1978. The provisions prescribed by OFPP were incorporated in FPR Amendment No. 204 on February 6, 1980 (45 FR 10789, February 19, 1980). On April 29, 1980, OFPP issued Policy Letter 80-3 (45 FR 31035, May 9, 1980) which revised the

procedures, and clause applicable to contract disputes.

5. *Explanation of changes.* The provisions in §§ 1-1.318, 1-1.328, and 1-7.102-12 are rescinded, and the sections are reserved. In Section 1-4.410-5(a)(9), paragraph (c) is deleted.

6. *Agency action.* Pending the publication of a permanent FPR amendment, agencies shall utilize the revised clause and procedures in OFPP Policy Letter 80-3. The letter is set forth in attachment A.

Note.—Attachment A which is referenced in paragraph 6 is filed with the original document and does not appear in this volume.

Ray Kline,

Acting Administrator of General Services.

Attachment A

Final Contract Disputes Regulatory Coverage and Contract Disputes Clause

AGENCY: Office of Federal Procurement Policy, Office of Management and Budget.

ACTION: Policy directive.

SUMMARY: This policy directive sets forth amendments to be made to the Federal Procurement Regulations (FPR), the Defense Acquisition Regulations (DAR), and the National Aeronautics and Space Administration Procurement Regulations (NASAPR) relating to contract disputes regulatory coverage and the contract dispute clause.

On November 1, 1978, the President signed into law Pub. L. 95-563, the Contract Disputes Act of 1978. That Act, among other things, required certain changes to clauses and procurement regulations of the procuring agencies by March 1, 1979. To assure uniformity of language in the resulting changes, a suggested text of provisions to implement that Act was published at 44 FR 5219, January 25, 1979 for comment. After consideration of comments received and resulting changes to the suggested text, a set of interim final regulations and a Contract Disputes Clause was published at 44 FR 12519, March 7, 1979. This set of interim final regulations and Disputes clause contained language to be used by the affected agencies when amending their regulations. This language was to become final June 1, 1979, unless changed before that time.

The interim final rules were made final by notice published at 44 FR 34228, June 14, 1979, but the Disputes clause remained as interim. In addition, a second proposed Disputes clause was published there for comment.

Comments have been received and evaluated and this document (1) rescinds the regulations and contract Disputes clause issued March 7 and June 14, 1979, and (2) provides final regulatory coverage and a contract Disputes clause for incorporation into the Defense Acquisition Regulation, the Federal Procurement Regulations, and the National Aeronautics and Space Administration Procurement Regulations.

A major change from the regulations and interim Disputes clause, in use since March 1979, concerns the extent of the contractor's obligation to continue performance of work. Prior to the passage of the Contract Disputes Act, a contractor, pursuant to the Disputes clause then in effect, was in the event of a dispute arising under the contract, obligated to continue performance in accordance with the contracting officer's decision pending resolution of the dispute. On the other hand, if the dispute arose out of the contract, or in breach of the contract, there was no obligation to continue work. The interim Disputes clause expanded the contractor's obligation to continue performance to include disputes arising out of, or in breach of, the contract as well as under the contract. The final Disputes clause published here returns the situation to the pre-Contract Disputes Act obligation. Under the Disputes clause and the accompanying regulations, the contractor is obligated to continue performance only if the dispute arises under the contract. It is recognized, however, that in unusual circumstances the performance of some contracts may be vital to the national security or to the public health and welfare so that performance must be guaranteed even in the event of a dispute arising out of, or in breach of, contract. In those unusual cases, procuring agencies may provide for a change to the Disputes clause to assure a continuation of the work. In such cases agencies should also seek to provide appropriate financing to cover the additional work, provided that the Government's interests are properly secured.

The final Disputes clause and regulations also provide technical changes from the interim clause and regulations with regard to payment of interest, procedures for certification of a claim exceeding $50,000, and other areas. These changes are made to better reflect the intent of the Contract Disputes Act.

DATES: This regulatory coverage and contract Disputes clause are to be effective June 1, 1980, and shall apply to all solicitations and resulting contracts issued on or after June 1, 1980.

FOR FURTHER INFORMATION CONTACT: Ms. Patricia A. Szervo, Associate Administrator for Acquisition Law, (202) 395-3501.

Dated: April 30, 1980.

Karen Hastie Williams,

Administrator.

OFPP Policy Letter 80-3

To the Heads of Executive Departments and Establishments

Subject: Regulatory Guidance on Pub. L. 95-563, the Contract Disputes Act of 1978

There is a need in Government for uniformity and consistency in the application of procurement policy. This directive provides the uniform policy applicable to the Contract Disputes Act of 1978. The clauses and regulatory coverage that follow articulate this uniform policy. The Defense Acquisition Regulation (DAR), the Federal Procurement Regulations (FPR), and the National Aeronautics and Space Administration Procurement Regulations (NASAPR) shall be amended to conform to this policy. This guidance supersedes in its entirety the guidelines previously published in the Federal Register, on March 7, 1979 (44 FR 12519), and June 14, 1979 (44 FR 24228).

I. Regulatory Coverage—Resolution of Claims

1. *Contract Disputes Act of 1978:*

(a) General. The Contract Disputes Act of 1978 (Pub. L. 95-563, 41 U.S.C. 601-613) establishes procedures and requirements for asserting and resolving claims by or against contractors relating to a contract subject to the Act. In addition, the Act provides for the payment of interest on contractor claims, for the certification of contract claims in excess of $50,000, and a civil penalty for contractor claims that are fraudulent or based on a misrepresentation of fact.

(b) Definition of Claim:

(i) As used herein "claim" means a written demand by one of the contracting parties seeking, as a legal right, the payment of money, adjustment or interpretation of contract terms, or other relief, arising under or related to the contract.

(ii) A voucher, invoice, or request for payment that is not in dispute when submitted is not a claim for the purposes of the Act. However, where such submission is subsequently not acted upon in a reasonable time, or disputed either as to liability or amount, it may be converted to a claim under Section 6(a) of the Act as provided in Section 3, below.

(c) Government Policy on Settlement by Mutual Agreement. It is the Government's policy, consistent with the Act, to try to resolve all claims by mutual agreement at the contracting officer's level, without litigation. Implementation of this policy depends on an open mind with regard to the matter in dispute and the adequacy of the information provided in support of the claim by both the contractor and the Government. In appropriate circumstances, before issuance of a contracting officer's decision on a claim, informal discussions between the parties, to the extent feasible, by individuals who have not participated substantially in the matter in dispute, can aid in the resolution of differences by mutual agreement and should be considered.

(d) Contracting Officer Authority. Except as provided in this subsection (d), the contracting Officer is authorized (within any specific limitation in his warrant) to decide or settle all claims relating to a contract subject to the Act. The authority of this subsection (d) does not extend to (1) a claim or dispute for penalties or forfeitures prescribed by statute or regulation which another Federal agency is specifically authorized to administer, settle, or determine, or (2) any claim involving fraud. See Section 2, below.

(e) Contracts Excepted from the Act. A contract with a foreign government or agency thereof, or with an international organization or subsidiary body thereof may be exempted for the Act and DAR Section 1-1.314 and FPR Section 1-318, if the head of the Agency determines that application of the Contract Disputes Act to the contract would not be in the public interest.

(f) Pub. L. 85-804 Requests. Requests for relief under Pub. L. 85-804 are not considered to be claims within the Contract Disputes Act

of 1978 or the Disputes clause, and shall continue to be processed under DAR Section XVII or FPR Section 1-17.

2. *Referral of Suspected Fraudulent Claims*—If a contractor is unable to support any part of its claim and there is evidence that such inability is attributable to misrepresentation of fact or fraud on the part of the contractor, the contracting officer shall refer the matter to the designated Agency official responsible for investigating fraud.

3. *Initiation of a Claim*—Except as provided in the Act, (a) contractor claims shall be made in writing and submitted to the contracting officer for a decision and (b) claims by the Government against a contractor shall be the subject of a contracting officer decision.

4. *Contracting Officer's Decision:*

(a) When a claim by or against a contractor cannot be satisfied or settled by agreement and a decision on the claim is necessary, the Contracting Officer shall:

(i) Review the facts pertinent to the claim;

(ii) Secure assistance from legal and other advisors; and

(iii) Coordinate with the contract administration office or Contracting Office, when appropriate.

(b) The Contracting Officer shall furnish a copy of the decision to the contractor by certified mail, return receipt requested, or by any other method that provides evidence of receipt, and shall include in the decision:

(i) A paragraph substantially as follows:

This is the final decision of the Contracting Officer. This decision may be appealed to the Board of Contract Appeals.

If you decide to make such an appeal, you must mail or otherwise furnish written notice thereof to the Board of Contract Appeals within ninety days from the date you receive this decision. A copy thereof shall be furnished to the Contracting Officer from whose decision the appeal is taken. The notice shall indicate that an appeal is intended, shall reference this decision, and identify the contract by number. In lieu of appealing to the cognizant Board of Contract Appeals you may bring an action directly in the U.S. Court of Claims,[4] within twelve months of the date you receive this decision.

(ii) A description of the claim or dispute;

(iii) A reference to pertinent contract provisions;

(iv) A statement of the factual areas of agreement or disagreement;

(v) A statement of the Contracting Officer's decision, with supporting rationale;

(vi) Notification that the small claims procedure of the cognizant Board shall be applicable at the sole election of the contractor in the event that the amount in dispute as a result of the final decision is $10,000 or less; and

(vii) Notification that the accelerated procedure of the cognizant Board shall be applicable, at the sole election of the contractor in the event the amount in dispute as a result of the final decision is $50,000 or less.

[4] Except as provided in Sections 4 (maritime contracts) and 10(a)(2) (Tennessee Valley Authority) of the Act.

(c) The Contracting Officer shall issue the decision within the following statutory time limitation:

(i) For claims not exceeding $50,000: Sixty days after receipt of the claim.

(ii) For claims exceeding $50,000: Sixty days after receipt of claim; provided, however, if a decision is not issued within sixty days the Contracting Officer shall notify the contractor of the time within which he will make the decision. The reasonableness of this time period will depend on the size and complexity of the claims and the adequacy of the contractor's supporting data and any other relevant factors.

(d) The amount determined payable pursuant to the decision, less any portion already paid, should be paid, if otherwise proper, without awaiting contractor action concerning appeal. Such payment shall be without prejudice to the rights of either party.

5. *Payment of Interest on Contractor's Claims*—The Government shall pay interest on a contractor claim on the amount found due and unpaid, from the date the Contracting Officer receives the claim until the date payment is made, at the rates fixed by the Secretary of the Treasury pursuant to the Renegotiation Act, Pub. L. 92-41.

6. *Disputes Clause:*

(a) The Act applies to all disputes with respect to contracting officer decisions on matters arising out of or relating to a contract. Agency Boards of Contract Appeals (BCA) created under the Act have the same jurisdiction as the Court of Claims with respect to a claim that is subject to the Act. Thus, the statutory agency BCAs continue to have all of the authority they possessed before the Act with respect to disputes arising under a contract, as well as authority to decide disputes relating to a contract. The Disputes clause set forth in Part II recognizes the all disputes authority established by the Act, and states certain requirements and limitations of the Act for the guidance of contractors and contracting agencies. It is not intended to affect the rights and obligations of the parties as provided by the Act, nor to constrain the authority of the statutory agency BCAs in the handling and deciding of contractor appeals pursuant to the Act.

(b) Obligation to Continue Performance—Section 6(b) of the Act authorizes contracting agencies to include a provision requiring a contractor to continue performance of the contract in accordance with the contracting officer's decision pending final decision on a claim. In general, prior to passage of the Act, the obligation to continue performance applied only to claims arising under a contract. Subparagraph (i) of the new Disputes clause is intended to require continued performance to the same extent as existed under the standard Disputes clause in effect prior to the Act.

7. *Certification of Contractor Claims Over $50,000:*

(a) Section 6(c)(1) of the Act requires that a contractor claim over $50,000 shall be certified that it is made in good faith; that the supporting data are accurate and complete to the best of the contractor's knowledge and belief; and that the amount requested accurately reflects the contract adjustment for which the contractor believes the Government is liable.

(b) The certification shall be executed by the contractor if an individual. When the contractor is not an individual, the certification shall be executed by a senior company official in charge at the contractor's plant or location involved, or by an officer or general partner of the contractor having overall responsibility for the conduct of the contractor's affairs.

II. Contract Disputes Clause

The following clause shall be included in all contracts subject to the Contract Disputes Act unless (1) exempted by the head of the Agency under 41 U.S.C. 603(c), or (2) modified in accordance with DAR 1-314 or FPR 1-1.318:

Disputes Clause:

(a) This contrat is subject to the Contract Disputes Act of 1978 (Pub. L. 95-563).

(b) Except as provided in the Act, all disputes arising under or relating to this contract shall be resolved in accordance with this clause.

(c)(i) As used herein, "claim" means a written demand or assertion by one of the parties seeking, as a legal right, the payment of money, adjustment or interpretation of contract terms, or other relief, arising under or relating to this contract.

(ii) A voucher, invoice, or request for payment that is not in dispute when submitted is not a claim for the purposes of the Act. However, where such submission is subsequently not acted upon in a reasonable time, or disputed either as to liability or amount, it may be converted to a claim pursuant to the Act.

(iii) A claim by the contractor shall be made in writing and submitted to the contracting officer for decision. A claim by the Government against the contractor shall be subject to a decision by the Contracting Officer.

(d) For contractor claims of more than $50,000, the contractor shall submit with the claim a certification that the claim is made in good faith; the supporting data are accurate and complete to the best of the contractor's knowledge and belief; and the amount requested accurately reflects the contract adjustment for which the contractor believes the Government is liable. The certification shall be executed by the contractor if an individual. When the contractor is not an individual, the certification shall be executed by a senior company official in charge at the contractor's plant or location involved, or by an officer or general partner of the contractor having overall responsibility for the conduct of the contractor's affairs.

(e) For contractor claims of $50,000 or less, the Contracting Officer must render a decision within 60 days. For contractor claims in excess of $50,000 the Contracting Officer must decide the claim within 60 days or notify the contractor of the date when the decision will be made.

(f) The Contracting Officer's decision shall be final unless the contractor appeals or files a suit as provided in the Act.

(g) The authority of the Contracting Officer under the Act does not extend to claims or disputes which by statute or regulation other agencies are expressly authorized to decide.

(h) Interest on the amount found due on a contractor claim shall be paid from the date

the claim is received by the Contracting Officer until the date of payment.

(i) Except as the parties may otherwise agree, pending final resolution of a claim by the contractor arising under the contract, the contractor shall proceed diligently with the performance of the contract in accordance with the contracting officer's decision.

EFFECTIVE DATE: This Policy Letter is effective June 1, 1980, and shall apply to all solicitations and resulting contracts issued on or after June 1, 1980.

CONCURRENCE: This Policy Letter has been concurred in by the Director of OMB.

[FR Doc. 80-16319 Filed 5-27-80; 8:45 am]

BILLING CODE 6820-61-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Public Land Order 5724

[C-014711]

Colorado; Partial Modification of Public Land Order 5309

Correction

In FR Doc. 80-14884 appearing on page 31993 in the issue of Thursday, May 15, 1980, the Public Land Order Number incorrectly appeared in the heading as "45724". It should have read "5724".

BILLING CODE: 1505-01-M

DEPARTMENT OF EDUCATION

45 CFR Parts 123, 123a, 123b, 123c, 123d, 123e, 123f, 123g, 123h, and 123i

Bilingual Education Program, Corrections

AGENCY: Department of Education.

ACTION: Final rule, corrections.

SUMMARY: This document makes corrections in a final rule on bilingual education, FR Doc. 80-9816, published at page 23208 of the April 4, 1980, Federal Register.

FOR FURTHER INFORMATION CONTACT: Ms. Regina Robbins, Telephone: (202) 245-2600.

The document is corrected as follows:

Page	Column	Section	Incorrect word(s)	Corrections
Part 123:				
23211	3	123.1(d)(2)	dissemination	Dissemination.
23212	2	123.2(b)(3)	elmentary	elementary.
23212	2	123.2(g)	Desegration	Desegregation.
23214	2	123 40(c)(1)	for a period of from one of five years.	for a penod of from one to five years.
Part 123a:				
23215	1	123a.30	critera	criteria.
23215	2	123a.10(c)(3)	particpants	participants.
23216	2	123a.30(b)(3)	children	children.
Part 123d:				
23221	3	123d.30(f)(1)	Adequacy	adequacy.
Part 123e:				
23223	2	123e.32(c)	that are	are.
Appendix—Comments and Responses:				
23232	1	123a.30(b)	Industrial approach	Instructional approach.
23233	2	123a.230	to tied	be tied.

(Catalog of Federal Domestic Assistance No. 13.403, Bilingual Education)

Dated: May 21, 1980.

Steven A. Minter,

Acting Secretary of Education.

[FR Doc. 80-16132 Filed 5-27-80; 8:45 am]

BILLING CODE 4110-02-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[FCC 80-277]

Ascertainment of Community Problems by Broadcast Applicants; Small Market Exemption

AGENCY: Federal Communications Commission.

ACTION: Order.

SUMMARY: The Small Market Ascertainment Exemption will continue pending the outcome of our Radio Deregulation proceeding.

(47 CFR 73.3526 note 2). Currently exempt licensees will remain exempt. This action is taken to permit review of small market exemption in the context of radio regulation proceedings.

DATES: Comments must be filed on or before June 25, 1980, and reply comments on or before July 25, 1980.

ADDRESSES: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Rosa I. Ovaitt, Broadcast Bureau, (202) 632-6302.

SUPPLEMENTARY INFORMATION:

In the matter of ascertainment of Community Problems by Broadcast Applicants: Small Market Exemption.

Order

Adopted: May 5, 1980.

Released: May 9, 1980.

By the Commission: Commissioner Fogarty dissenting and issuing a statement; Commissioner Jones concurring in the result.

1. In 1976, the Commission exempted broadcast licensees located in communities with populations of 10,000 or less persons but not located within a Standard Metropolitan Statistical Area (SMSA)[1] from formal ascertainment procedures and filing requirements.[2] This exemption was established in the context of an overall rulemaking considering the application of unique ascertainment requirements for renewal applicants, and was instituted on a three-year experimental basis.[3] The experimental period has passed and we now consider the future of this exemption.

Background

2. In its Report and Statement of Policy Re: Commission En Banc Programming Inquiry, 25 FR 7291, 20 RR 1901 (1960), the Commission stated that "* * * the principal ingredient of the licensee's obligation to operate his station in the public interest is the diligent, positive and continuing effort * * * to discover and fulfill the tastes, needs and desires of his service area, for broadcast service." In the fulfillment of this obligation broadcasters were advised that they should conduct consultations in two main areas: first, with members of the listening public who will receive the station's signal; and, second, with leaders of community life—public, officials, educators, religious, agriculture, business, labor, professional, eleemosynary organizations, and others who bespeak the interests which make up the community. In 1971, the Commission

[1] SMSA's are designated by the Office of Management and Budget. They are metropolitan areas which are commercially integrated.

[2] Ascertainment of Community Problems by Broadcast Applicants, 57 FCC 2d 418, 435 (1976).

[3] *Ascertainment of Community Problems by Broadcast Applicants*, 53 FCC 2d 3, 26-27 (1975).

issued a Primer on Ascertainment of Community Problems by Broadcast Applicants, 27 FCC 2d 650, 36 FR 4092, (hereinafter 1971 Primer), in an effort to clarify the broadcast applicant's obligation in this area.

3. Renewal applicants were initially required to follow the ascertainment guidelines set out in the 1971 Primer which was intended to apply to them until distinct renewal procedures were developed. By Notice of Inquiry, 40 FCC 2d 379 (1973), the Commission initiated a proceeding to consider, among other things, the development of standards for the ascertainment of community problems and needs by commercial renewal applicants. The Commission reasoned that different ascertainment guidelines for renewal applicants vis-a-vis all other broadcast applicants were justified. A distinction was drawn between an existing licensee's obligation to make a continuing effort throughout its license term to discover and fulfill the problems and needs of the public within the station's service area and the obligation of an applicant for a new facility to ascertain during a six-month period prior to the filing of the application. This notion of an existing licensee's obligation to ascertain throughout its license term was the cornerstone of the new continuous ascertainment techniques for renewal applicants, 53 FCC 2d, at 11.

4. In addition, the Commission proposed a test for licensees located in communities with populations of 10,000 or less persons but not located within a Standard Metropolitan Statistical Area. The purpose of the experiment was to test the knowledgeability of licensees in smaller markets to determine whether structured ascertainment requirements were necessary for them. Toward this end, qualifying licensees were exempted from any Commission oversight of their methods of ascertainment. The Commission was firm in its belief that these stations were to continue to ascertain community issues, but during the test period the FCC would avoid any inquiry into the number of persons interviewed, the composition of the interview sample, or any other matter relating to how the licensee discerned which particular problems should be covered. The licensee was also exempted from recordkeeping and reporting requirements concerning the ascertainment process. Exempt licensees were, however, required to complete the annual listings of up to 10 significant community problems and programs broadcast to meet those problems. The obligation to deposit these lists annually in the station file, and to report the three together as an exhibit to the renewal application applied to all licensees, exempt as well as non-exempt.

5. At the time these procedures were being developed, conflicting comments on the necessity of formal ascertainment for stations located in small markets were filed. Comments favoring an exemption from formal requirements stated that broadcasters in smaller communities were likely to know those communities well. The smaller community was said to permit easier communication and contact among citizens and community leaders, especially those in the business community who tend to have daily contact with each other. It was said that in a small community competitive pressures would force the broadcaster to pay attention to the perceived needs of the community if he was to attract and maintain an audience. It was argued that the broadcaster in a small community would be knowledgeable of both majority and minority elements, because of the proximity and interaction of all community leaders.

6. The regulatory burden on the small broadcast operator was also considered. Stations in small towns tend to employ fewer people, with less experience and procedural expertise than do stations in larger cities. Tasks and responsibilities for management level personnel are also more numerous at small town stations because of limited management and support staffing. Reduction in the procedural and filing requirements for these stations was considered desirable by those parties favoring the exemption.

7. Those opposing the exemption argued that the public interest standard was universal, applying to all broadcast stations. Therefore, requirements insuring that this standard be met should also be uniform. Ascertainment was said to provide a standard of evaluation, to be applied to all licensees at renewal time. There was concern that this standard would be lost for small town licensees. Sources of information are often limited in smaller communities. Therefore, the opposition argued that there was a stronger need for the licensees of these communities to know of and program about important community problems. Also, the premise that the small town broadcaster will be inherently more knowledgeable or involved in his community was attacked as fallacious. The commentors argued that there is no guarantee that a broadcaster will be exposed to all significant views and thoughts at all times. They concluded that formal ascertainment requirements were a necessary safeguard assuring that a proper survey was conducted.

8. The Commission determined to test the need for formal ascertainment requirements in small cities. Beginning December 1, 1976, qualifying licensees were excluded from formal ascertainment and ascertainment filing procedures as discussed above for a three year period. Licensees were still required to list significant community problems, and how those problems were addressed in programming. Only the method by which the list was arrived at was left to licensee discretion.

9. The figure of 10,000 and below was not intended to be a conclusive definition of a "small town." Of primary importance was the inclusion of a sufficiently large number of stations in the experiment. A distinction was drawn between SMSA and non-SMSA communities based on the relationship between small towns and larger cities, and their integration into large metropolitan areas. Smaller non-SMSA communities are relatively self-contained, it was reasoned, and therefore more appropriate for testing of the concept under study. Similar small communities within SMSA's could well be "bedroom communities" of larger cities. The problems, needs and interests of these communities may be more difficult to separate from those of the overall area. Furthermore, ascertaining them may not be a natural result of community lifestyle, as it would be in a more self-contained area. These SMSA communities were therefore excluded from the experiment.

10. As noted above, the small market exemption does not exempt qualifying licensees from their obligation to ascertain the needs and interests of their communities. Ascertainment must still be conducted and the results evidenced in these licensees' annual problems-programs lists which are filed with the Commission for review triennially. In this respect, institution of this exemption on a "trial" basis represents a further refinement of a process that has received significant Commission attention in the past and continues to do so. Moreover, there has been one significant difference between the fine tuning done on this process in the past and for the exemption. While we felt strongly that the exemption was a desirable improvement in the ascertainment process, we decided to implement it on a trial basis to get a sense of its validity. No other ascertainment procedure has been implemented in this fashion.

11. We did not implement formal or scientific testing requirements to observe the success of the exemption.

Nor did we enter the test with the intent of designing a highly structured analytical tool that would result in conclusions that would satisfy rigid statistical tests. While we intended to conduct studies to analyze and evaluate whether this exemption has served the public interest,[4] the considerable costs of such an analysis must be weighed against the potential benefits. In this instance, a rigorous statistical evaluation would entail heavy costs for small benefit. For example, even if we were to survey a random sample of citizens of exempted communities at considerable expense, it is not likely that the opinions of the community would give us unambiguous evidence as to whether or not we need to concern ourselves with how stations in these small communities carry out the ascertainment requirement. We therefore believe that such a costly evaluation process is not warranted. The current petition to deny and informal objection processes, as well as our internal processing of renewal applications with the attached problems-programs lists, allowed us to monitor good faith compliance with our ascertainment requirements and the manner in which licensees discharge their obligations.

12. Our processing staff found that some additional information concerning the problems-programs lists filed with the Commission has to be requested of a number of exempt licensees. This was done and there appeared to be good faith compliance with our staff requests as well as good faith efforts on the part of exempt licensees to comply with the newly-instituted procedures. Moreover, there has been a significant absence of formal protest against these licensees. It would be extremely costly and time consuming, involving research through archival records, to determine the degree to which ascertainment was an issue in petitions filed prior to the experiment, with no assurance that meaningful comparisons could be made to the experimental period. However, it was not a major issue for the exempted stations during the experiment. Over the three year period, which represented one complete renewal cycle for all stations, only four petitions to deny were filed against seven of the 1,900 exempt radio stations, and two petitions were filed against two of the 29 exempt television stations.[5] This represents less than one half of one percent of exempt radio stations and 7% of exempt television stations. By contrast, petitions to deny were filed against 2.3% of all radio stations and 15% of all television stations. Ascertainment issues were raised in only two of the petitions within the experimental group. One of these involved a state-wide filing which also raised ascertainment issues regarding non-exempt stations. The other was part of a mutually exclusive application filing. Both of these matters are still pending. Therefore, no reasons have been presented to alter our initial view that the small market exemption is a desirable refinement of the Commission's ascertainment process.

13. Since the three-year trial period has run, some action or comment on the future of the exemption is in order. However, other events, with farther reaching scope, have overtaken consideration of the small market exemption. In BC Docket No. 79–219, the Commission's radio deregulation proceeding, we invited comment upon the desirability of maintaining ascertainment in its present form. Consideration of the small market exemption (at least for radio) now appears premature in light of the larger question being considered in the deregulation proceeding.[6] We are, therefore, deferring action on the experimental nature of the small market exemption until we have acted in the deregulation proceeding. To assist us in further evaluating the results of the experiment, we invite comments on the experiment. However, we do not intend to permit that consideration to delay our progress on the deregulation proceeding. Comments in that proceeding were due on March 25, 1980, and reply comments on June 25, 1980. We will permit comments limited to the question of the small market exemption to be filed up to June 25, 1980. Replies to the June 25 filings directed solely to the small market ascertainment exemption issue will be due July 25, 1980. Radio and television licensees currently exempt under our small market exemption will, in the interim, continue as such pending our decisions in BC Docket No. 79–219.

14. As noted above, we do not intend our scrutiny of the desirability of maintaining the small market exemption to conform to statistical principles. Instead, we will rely upon the information currently before us and the comments filed in the deregulation proceeding.

15. Accordingly, it is ordered, that comments on the small market exemption are to be filed in BC Docket No. 79–219 on the date specified for reply comments in that docket (June 25, 1980). Such comments should be clearly identified under a separate heading in the overall reply comments or in a separate filing on that date under the heading "Comments on Small Market Ascertainment Exemption." Any reply comments directed solely to the small market ascertainment exemption issue will be accepted by the Commission up to and including July 25, 1980.

Federal Communications Commission.

William J. Tricarico,

Secretary.

Dissenting Statement of Commissioner Joseph R. Fogarty

In Re: Ascertainment of Community Problems by Broadcast Applicants: Small Market Exemption.

I dissent from the Commission's conclusion that "the small market exemption is a desirable refinement of the Commission's ascertainment process" because I do not believe that any evidence has been gathered which demonstrates with any reasonable assurance that the experiment has been a success. While the Commission here purports to make this conclusion "tentative" by folding the issue into the pending Radio Deregulation proceeding, it seems clear that this hesitation is a mere formality for the *Order* states that the Commission does "not intend our scrutiny of the desirability of maintaining the small market exemption to conform to statistical priciples." The plain implication of this statement is that the majority is of the view that the record presently before the Commission on the small market exemption experiment is sufficient to support making that experimental exemption permanent. The equally plain fact of the matter is that at this point such a record is non-existent.

When the Commission exempted radio and television licensees in small markets from formal ascertainment procedures and filing requirements, it stated unequivocally:

[4] 57 FCC 2d at 439 n. 14.

[5] The petitions were filed by Jim Cato, Marvin Waters, and Lincoln Hilburn, *et. al.*, against KGBS-AM and KIOQ-FM, Bishop, California, by Mize and Rowland Radio against WDXE and WDXE-FM, Lawrenceburg, Tennessee, by Patsy E. Denny against WLAF, LaFollette, Tennessee, by Lawrence Behr against WTLK, Taylorsville, North Carolina, by Alaskans for Better Media against KTKN, Ketchikan, Alaska, and KIFW AM-TV, Sitka, Alaska, and by the National Organization of Women against KREY-TV, Montrose, Colorado.

[6] We recognize that the small market experiment includes both radio and television stations within its scope while our deregulation proceeding is limited to radio. Nevertheless, we will defer final resolution of this exemption for both television and radio until our action in the radio deregulation proceeding. Any parties desiring to file comments on the television aspect of the exemption may do so under the timetable established herein.

The Commission will conduct studies to analyze and evaluate whether this exemption in fact has served the public interest.[1] No studies have been conducted or will be conducted because the Commission here concludes that such studies would be too costly and time consuming. Instead, a comparison is made between the number of petitions to deny filed against the stations within the experimental group and the number filed against stations overall during the course of the experiment. I do not consider this comparison to be a study of the rigor contemplated by the Commission when it first ordered the experiment,[2] nor do I believe this approach satisfies the judicial requirements of reasoned decisionmaking.

The comparison does not provide the basis for a valid analysis. Generally speaking, more petitions to deny are filed against radio and television stations in more-populated than less-populated communities. Since the experimental group only includes stations in small markets, it would be expected that fewer petitions to deny would be filed against these stations. No comparison is made between the number of petitions filed against the experimental group before the exemption and the number filed during the three years of the experiment. This method would at least have a veneer of credibility. However, comparing numbers of petitions to deny would still be a dubious methodology for deciding whether the experiment has proved its small market hypothesis. I do not believe that the public should be compelled to monitor the airwaves and to carry the burden of showing the Commission whether its own experiment has succeeded or failed.[3] The burden is ours to bear.

Although the Commission has a wide range of discretion in formulating broadcast regulatory policy, the courts have made it clear that "changes in policy must be rationally and explicitly justified."[4] The comparison in the *Order* does not prove that stations in the experimental group are fulfilling their obligation to ascertain the needs of their audiences. Without this necessary record and reasoned analysis, the Commission will be hard pressed to demonstrate that it has "articulated a rational connection between the facts found and the choice made."[5]

Judge Leventhal observed that:

> * * * an agency changing its course must supply a reasoned analysis indicating that prior policies and standards are being deliberately changed, not casually ignored, and if an agency glosses over or swerves from prior precedents without discussion, it may cross the line from the tolerably terse to the intolerably mute.[6]

Here, I believe the Commission proposes to cross that line with willful abandon. If this *Order* foreshadows the quality of analysis on which the Commission will rely in deciding the pending Radio Deregulation proceeding, then I fear that decision, too, will be "intolerably mute" in its reasoning and credibility. In view of the Commission's haphazard treatment of this limited exercise in broadcast deregulation, the notice I served in my separate statement on the commencement of that larger proceeding bears repeating here:

> What I am not prepared to do at this juncture is simply to declare a deregulatory victory in the name of neoclassical economic theory and walk away from the radio marketplace before the battle begins. A more reliable and secure basis for deregulation is required.[7]

In this torpid decision, the Commission's tentative declaration of victory attempts to camouflage the white flag of analytic surrender. I dissent to the maneuver.

[FR Doc. 80-16211 Filed 5-27-80; 8:45 am]

BILLING CODE 6712-01-M

[1] *Ascertainment of Community Problems*, 57 FCC 2d 418, 439 n. 14 (1975).

[2] From reading the language of the Order in which the Commission authorized this experiment, I believe that more analysis was clearly intended. In this connection, I joined Chairman Ferris and Commissioner Brown in a statement which observed that a waiver should not be granted to include Stations WHMI-AM/FM, Howell, Michigan, in the class of exempt stations because such inclusion "would jeopardize the statistical reliability of the experiment by skewing the control group of non-exempt stations." *Request for Reconsideration of Commission Grant of Waiver of Ascertainment Documentation and Reporting Requirements; Additional Waiver Requests*, 70 FCC 2d 1441 (1979), Dissenting Statement of Chairman Charles D. Ferris and Commissioner Tyrone Brown in which Commissioner Fogarty Joins, — FCC 2d —.

[3] As I said when the Commission adopted the *Notice of Inquiry and Proposed Rulemaking In the Matter of Deregulation of Radio*, "If we are not prepared to undertake a marketplace experiment, then the burden is clearly on the Commission—not merely on public complainants—to monitor the results of deregulation systematically and to report to the public on the record thereby developed." Statement of Commissioner Joseph R. Fogarty, Concurring in Part; Dissenting in Part, 73 FCC 2d, 606, 613 (1979).

[4] *Office of Communications of the United Church of Christ* v. *FCC*, 560 F.2d 529, 532 (2d Cir. 1977).

[5] *Id.*

[6] *Greater Boston Television Corp.* v. *FCC*, 444 F.2d 841, 852 (D.C. Cir. 1956) (footnotes omitted), *cert. denied*, 403 U.S. 923 (1971).

[7] 73 FCC 2d at 612-13.

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

Endangered and Threatened Wildlife and Plants; Emergency Determination of Endangered Status and Critical Habitat for the Borax Lake Chub

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Emergency rule.

SUMMARY: The Service determines the Borax Lake chub to be an Endangered species and Borax Lake, Harney County, Oregon to be its Critical Habitat. This action is being taken because the distribution of the Borax Lake chub is limited to Borax Lake, its outflow, and Lower Borax Lake in Harney County, Oregon. Geothermal development in and around Borax Lake and human modification of the lake threaten the integrity of the species' habitat and, hence, its survival. This emergency rule would provide protection to this species for 240 days.

DATES: This emergency determination will be effective on May 28, 1980, and remain in effect until January 23, 1981.

ADDRESSES: Interested persons or organizations can obtain information from the Regional Director, U.S. Fish and Wildlife Service, Lloyd 500 Building, Suite 1692, 500 N.E. Multnomah Street, Portland, Oregon 97232.

FOR FURTHER INFORMATION CONTACT: For further information on this emergency rule contact Mr. John L. Spinks, Jr., Chief, Office of Endangered Species, U.S. Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240 or phone (703/235-2771).

SUPPLEMENTARY INFORMATION:

Background

The Borax Lake chub is found only in Borax Lake (a small 10.2-acre, natural, thermal lake), its outflow, and Lower Borax Lake located in the Alvord Basin of south-central Oregon. It inhabits the highly mineralized, thermal lake that is fed by a thermal spring. The fish feeds on a variety of aquatic invertebrates.

Over time, the precipitation of minerals from the spring water maintaining the level of Borax Lake has raised the perimeter of the lake approximately eight meters above the valley floor and isolated the chub from the surrounding watershed. The perched nature of the lake compared to the surrounding land makes it extremely susceptible to human disturbance. Present modification of the perimeter diverts water from the lake and lowers

its level. The lowering levels adversely affect the chub by decreasing habitat and increasing water temperatures.

A second major threat to the Borax Lake chub is geothermal development. The entire Alvord Basin is a known Geothermal Resource Area (KGRA) within which the Bureau of Land Management has already leased rights for geothermal exploration to private oil and geothermal companies. Such development adjacent to Borax Lake could adversely impact the species' habitat. The problem is that exploratory drilling by various companies under certain circumstances, cause interconnections between aquifers or springs where one of the aquifers might be that which feeds the warm lake in which the chub lives. This kind of interconnection could, in effect, drain the lake which is at a higher elevation than the valley floor where much of the drilling will be occurring. This drilling might hit the hot water aquifer servicing the lake and thus change the aquifer either through pressure or temperature changes and consequently change the lake. This alteration could range from a simple change in the temperature to a complete elimination of the flow.

The Critical Habitat encompasses 3,840 acres, of which 360 are privately owned. The remaining 3,840 acres are Federally owned (Bureau of Land Management).

Section 4(a) of the Act (16 U.S.C. 1531 et seq.) states:

General—(1) The Secretary shall by regulation determine whether any species is an endangered species or a threatened species because of any of the following factors:

(1) The present or threatened destruction, modification, or curtailment of its habitat or range;

(2) overutilization for commercial, sporting, scientific, or educational purposes;

(3) disease or predation;

(4) the inadequacy of existing regulatory mechanisms; or

(5) other natural or man-made factors affecting its continued existence.

This authority has been delegated to the Director.

Summary of Factors Affecting the Species

These findings are summarized herein under each of the five criteria of Section 4(a) of the Act. These factors, and their application to the Borax Lake chub, are as follows:

1. *The present or threatened destruction, modification, or curtailment of its habitat or range.*—The Borax Lake chub is endemic to Borax Lake and its outflow. Borax Lake is an extremely fragile aquatic ecosystem which, because of its position above the valley floor, is vulnerable to destruction by human modification for irrigation. Recently a number of channels have been chipped along its perimeter. These channels direct water toward the eastern side of the lake instead of allowing the outflow to follow its natural pathway toward a marsh located on the western side of the lake. If flows through the natural outlet are sufficient, water flows through the marsh and into Lower Borax Lake where it provides additional chub habitat. Because of the artificial diversion, the lower lake is not completely dry during most years. Historically, because of its intermittent nature, the lower lake has probably never provided permanent chub habitat.

In contrast, much of the marsh area retains permanent water and provides suitable chub habitat. Much of this marsh habitat currently is dry because of the unnatural water diversion from the upper lake. If more diversions are constructed in the lake perimeter, the lake level will continue to decline, the marsh will continue to dry, and the continued existence of the chub will be increasingly threatened.

Development of the geothermal resource poses a substantial threat which may adversely affect the Borax Lake chub by modifying or destroying its aquatic habitat. Considerable interest in geothermal exploration has been demonstrated in the Alvord Basin, an area designated by the U.S. Geological Survey as a known Geothermal Resource Area because of its geothermal potential. Some geothermal leases in the basin have already been issued by the Bureau of Land Management. The private land on which Borax Lake is located has been leased to an oil company for geothermal development. Additional leasing of Federal land in the Critical Habitat area is scheduled. The original leases released by BLM were offered in 1975 and there have been a number of offers since. Some of these leases have been reoffered, most recently in April of 1980. Some leases have been issued and three tracts are presently pending. Although BLM has indicated that it will be anywhere from 4–6 months before exploratory drilling actually begins, processing of applications for drilling permits and of BLM stipulations to drilling plans will be taking place in the near future. This listing is necessary if BLM is expected to consider the welfare of this species during its deliberations.

Development of a hot springs resort at Borax Lake for recreational purposes has been considered by the land owner, but because of the lakes remoteness this appears unlikely.

2. *Overutilization for commercial, sporting, scientific or educational purposes.*—None.

3. *Disease or predation.*—None.

4. *The inadequacy of existing regulatory mechanism.*—None.

5. *Other natural or man-made factors affecting its continued existence.*—None.

Critical Habitat

The Act defines "Critical Habitat" to include (a) areas within the geographical area occupied by the species at the time that species is listed which are essential to the conservation of the species and which may require special management considerations or protection and (b) specific areas outside the geographic area occupied by the species at the time, upon a determination by the Secretary that such areas are essential for the conservation of the species.

Critical Habitat for the Borax Lake chub is as follows: Oregon. Harney County. Borax Lake and outflow from Borax Lake located within Sections 10, 11, 14, 15, 22, 23; T37S R33E.

These areas provide the Borax Lake chub with all the necessary requirements for suitable survival and reproduction such as food, spawning habitat, water temperatures, etc. Additional land is provided as a buffer zone around the aquatic habitat to insure its integrity.

Section 4(b)(4) and 4(f)(4) of the Act require, to the maximum extent practicable, that Critical Habitat determinations be accompanied by a brief description and evaluation of those activities which, in the opinion of the Secretary, may adversely modify such habitat if undertaken, or those Federal actions which may be impacted by such designation. Such activities are identified below for this species. It should be emphasized that Critical Habitat designation may not affect each of the activities listed below, as Critical Habitat designation only affects Federal agency activities through Section 7 of the Act.

Activities which occur within the proposed Critical Habitat include cattle grazing, nature study, swimming, geothermal exploration, irrigation, and hunting. Of these activities grazing, hunting, nature study, and swimming do not appear to adversely modify the habitat, to any substantial degree.

Geothermal exploration may adversely modify the habitat should it occur within the area adjacent to Borax Lake, its outflows, and Lower Borax Lake or modify the spring flow and/or its water temperature.

Such disturbances from geothermal development would include, but would not be limited to, subsidence problems and/or modifications in the hydrology of the area that may affect the springs supporting Borax Lake. Full scale development of a geothermal plant may have negative effects on the lake due to air pollution, possible ground contamination, subsidence, and other related impacts. If geothermal development occurs in the Alvord Basin (and no plant construction is now known to be scheduled), it will probably entail only small-scale plants.

Construction of such plants on Federal land may be restricted so as not to adversely affect the proposed Critical Habitat. Development on private land could proceed unencumbered provided no Federal approval or funding is involved.

Effect of the Rule

Endangered Species regulations already published in Title 50 17.21 of the Code of Federal Regulations set forth a series of general prohibitions and exceptions which apply to all Endangered species. The regulations referred to above which pertain to such species are summarized below.

With respect to the Borax Lake chub, all prohibitions of Section 9(a)(1) of the Act, as implemented by 50 CFR 17.21, will apply. These prohibitions, in part, would make it illegal for any person subject to the jurisdiction of the United States to take, import or export, ship in interstate commerce in the course of a commercial activity, or sell or offer for sale this species in interstate or foreign commerce. It also would be illegal to possess, sell, deliver, carry, transport, or ship any such wildlife which was illegally taken. Certain exceptions would apply to agents of the Service and State conservation agencies.

Regulations published in the Federal Register of September 26, 1975, (40 FR 44412), codified at 50 CFR 17.22 and 17.23, provided for the issuance of permits to carry out otherwise prohibited activities involving Endangered species under certain circumstances. Such permits are available for scientific purposes or to enhance the propagation or survival of the species. In some instances, permits may be issued during a specified period of time to relieve undue economic hardship which would be suffered if such relief were not available.

This rule requires Federal agencies not only to insure that activities they authorize, fund, or carry are not likely to jeopardize the continued existence of the Borax Lake chub, but also requires them to insure that their actions are not likely to result in the destruction or adverse modification of the Critical Habitat which has been determined by the Secretary. Provisions for Interagency Cooperation are codified at 50 CFR Part 402.

Pursuant to Section 4(b) of the Act, the Director will notify the Governor of Oregon with respect to this emergency rule.

The primary authors of this rule are Dr. Kathleen E. Franzreb, U.S. Fish and Wildlife Service, Endangered Species Office, 2800 Cottage Way, Sacramento, California 95825 (FTS 468–4106 or area code 916/484–4106) and Dr. James D. Williams, U.S. Fish and Wildlife Service, Office of Endangered Species, Washington, D.C. 20240 (FTS 235–1975 or 703/235–1975).

Regulations Promulgation

Section § 17.11 is amended by adding in alphabetical order, the following to the list of animals.

§ 17.11 Endangered and threatened wildlife.

Species: Common name	Species: Scientific name	Historic range	Vertebrate population where endangered or threatened	Status	When listed	Critical habitat	Special rules
Fish:							
Chub, Borax Lake	*Gila* sp	U.S.A. (Oregon)	Entire	E		17.95(e)	NA

§ 17.95 [Amended]

50 CFR 17.95(e), fishes, is amended for 240 days by adding Critical Habitat of the Borax Lake chub after that of the slender chub as follows:

Borax Lake Chub
(*Gila* sp.)

Oregon, Harney County. Borax Lake and outflow from Borax Lake located within Sections 10, 11, 14, 15, 22, 23; T37S R33E.

Dated: May 21, 1980.

Lynn A. Greenwalt,
Director, Fish and Wildlife Service.

[FR Doc. 80-16190 Filed 5-27-80; 8:45 am]
BILLING CODE 4310-55-M

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50 CFR Part 26

Back Bay National Wildlife Refuge, Virginia; Public Entry and Use

AGENCY: United States Fish and Wildlife Service, Interior.

ACTION: Final Rule.

SUMMARY: This rule establishes special regulations concerning public access, use, and recreation on the Back Bay National Wildlife Refuge and replaces interim rules which were published in the Federal Register on December 13, 1979 (44 FR 72161). These regulations limit vehicular access. This action is necessary to protect the ecosystem along the refuge beach.

EFFECTIVE DATE: May 28, 1980.

FOR FURTHER INFORMATION CONTACT: Howard W. Larsen, Regional Director, U.S. Fish and Wildlife Service, One Gateway Center, Newton Corner, Massachusetts 02158 (617–965–5100 Ext. 200).

SUPPLEMENTARY INFORMATION: Edward S. Moses, U.S. Fish and Wildlife Service, Newton Corner, Massachusetts 02158, (617–965–5100, extension 222) and Ronald L. Fowler, U.S. Fish and Wildlife Service, Division of Refuge Management, Washington, D.C. 20240, (202–343–4305) are primary authors of this rule. On December 13, 1979, there was published in the Federal Register (44 FR 72161) an interim rule with request for comments on Special Regulations on Public Entry and Use on the Back Bay National Wildlife Refuge. Interested persons were given 30 days in which to submit written comments, suggestions, or objections, with respect to the interim rule. On January 16, 1980, (45 FR 3052) the comment period was subsequently extended until January 31, 1980. After consideration of all comments, suggestions and objections, several suggested changes from the interim rules were adopted.

Background

For many years the Back Bay Refuge was open to the public for a number of purposes, and free access to the beach by vehicles was permitted. In 1961, less than 10,000 persons used the refuge for various purposes. During the late 1960's

the development of lands south of the refuge for recreational/residential purposes, and the increase in the availability and popularity of off-road recreational vehicles resulted in sharply accelerated use. By 1970, the number of persons using the refuge had increased to 235,000, and in 1971, to 348,000. All but a small fraction of this increase involved off-road vehicular use across the beach portion of the refuge. By 1969, it became evident that total public use had resulted in environmental degradation to the extent that a serious conflict existed with respect to the administration of the entire refuge for its intended purposes. Following careful analysis it was determined that certain controls of vehicular uses of the beach were required to reverse the trend of refuge habitat destruction. On January 12, 1972, the Fish and Wildlife Service provided notice in the Federal Register that the Back Bay National Wildlife Refuge would be closed to use by unauthorized vehicles. This action was necessary to protect the ecosystem along the refuge beach. Environmental Impact Statement 72-33 which was finalized on December 29, 1972, fully assessed the impacts of this restriction. A final rule was published in March 1973, that required authorized users to obtain permits for access. Recreational vehicle traffic was prohibited. Permits were issued to property owners in the proposed False Cape State Park area, permanent full-time residents of the Outer Banks in North Carolina and their visitors, commercial fishermen, emergency service and utility vehicles and school buses. Implementation of the rulemaking was followed by legal action in a suit against the Service in the District Court for the Eastern District of Virginia. A final decision was handed down by Judge John MacKenzie on February 26, 1975, (Civil Action No. 145-73-N) fully upholding the authority of the Secretary of the Interior to control vehicular access across the Back Bay Refuge. In his opinion and order, Judge MacKenzie stated that "* * * continued and rapidly escalating use of the refuge beach as a traffic corridor * * * is inimicable to the use of the property as a wildlife refuge and is a depredation of the purpose of the property as a wildlife refuge." This order was ultimately upheld by the 4th Circuit Court of Appeals in a decision issued July 7, 1975.

The matter of regulating beach use at Back Bay National Wildlife Refuge continued to be the subject of considerable discussion and consternation by the many persons denied vehicular access to recreational properties in North Carolina. On July 29, 1976, following the preparation of a Final Environmental Assessment on May 4, 1976, a liberalized rulemaking was issued which provided limited access eligibility to all persons who as of October 6, 1975, owned improved property on the Outer Banks of Currituck County, North Carolina, to and including the village of Corolla, North Carolina, and not just permanent residents of the area as the previous rule had provided.

In order to mitigate the increased adverse impact of travel on the beach by these additional permittees, it was necessary to place more restrictions, and limit the number of round trips per day for permanent full-time residents living between the south boundary of the refuge and the village of Corolla, North Carolina. Based on the restricted access imposed on the permanent full-time residents by the 1976 regulations and the permit program management experience gained during 1976 and 1977, the 1978-79 rulemaking continued to provide access to qualified permanent full-time and part-time residents. The 1978-79 special regulations published in the Federal Register (43 FR 26314), provided notice that the refuge beach would be closed to vehicular traffic after December 31, 1979, in order to further reduce the adverse impacts of vehicular traffic on the beach ecosystem. In an effort to avoid undue hardship on permanent residents who had established residency prior to December 31, 1976, on the Outer Banks, an interim rule was published on December 13, 1979, which provided for access for those permanent residents only. This interim rule would remain in effect until a final rule was issued.

The policy of the Department of the Interior, whenever practicable, is to afford the public an opportunity to participate in the rulemaking process. Public comments on the interim rulemaking were invited. All comments submitted by January 31, 1980, were given consideration. In summary, of th 247 comments received, 151 supported the adoption of the interim proposed regulations or more restrictive regulations and opposed increased access, and 96 opposed the interim regulations and favored making them more liberal or allowing more access.

Discussion of Major Comments

Access for Designated Visitors of False Cape State Park Employees

Several individuals suggested that visitors of False Cape State Park employees and their immediate families should not be granted vehicular access. No other clas of permittees is authorized visitor access, and such access is not appropriate or justified in this case. The appropriate change in the final rule has been made.

No Access Should be Allowed Through the Refuge; Environmental concerns Far Outweigh All Other Access Interests

Several commentors pointed out that the refuge beach represents a unique parcel of habitat that should be managed to maintain and enhance wildlife values, that environmental concerns in this case far outweigh all other access interests, and that the courts have substantiated that position. We concur with portions of these observations. Access through the Back Bay Refuge by permanent full-time residents who established their residency prior to December 31, 1976, would be limited to 23 households. We believe that such use is compatible with the purposes for which the refuge was established.

The Regulations Are Part of a Government Conspiracy To Lower Outer Banks Land Values

Two commentors expressed this view. We do not consider this issue to be valid since it has been publicly announced since January 12, 1972, that the Back Bay National Wildlife Refuge would be closed to access by authorized vehicles to protect the ecosystem along the refuge beach.

Improved Property Owner Access From the South Causes Unwarranted Waste of Fuel, and a Great Inconvenience

Numerous seasonal improved property owners commented that termination of access from the North through the refuge would result in additional vehicular travel of approximately 200 miles. At a time when the Nation faces serious energy shortages and high inflation, the additional travel distance is causing the consumption of more fuel and incurring greater costs for property owners. The conservation of fuel is an issue of major concern for each person in the United States. In order to achieve full conservation, each one of us will be required to make personal sacrifices and where necessary, give up pleasures and luxuries which we have grown accustomed to enjoying. In the instance of seasonal improved property owners, this may mean making fewer trips to the weekend beach house than have been made in the past.

Reduced Visits to Second Homes Will Result in Increased Vandalism

Numerous improved property owners stated that vandalism would increase as

a result of their reduced visitation to their beach homes. We do agree that this issue may be a valid concern; however, we fail to see how those who are bent on perpetrating acts of vandalism will not perform those acts during the week when beach homeowners are absent. Organized neighborhood watch programs would aid in minimizing vandalism.

The Expense of Administration for 30 Permits Would Not Be Much Less Than For 130 Permits

Several commentors felt that it would cost the refuge almost as much to administer 30 permits issued to permanent full-time residents as it would to administer the 130 or so authorized access under the 1979 regulations. This is not a valid issue since the same degree of police or guard coverage would be required if no permits were issued to protect the refuge beach against illegal vehicular transits. More importantly, the cost of administration is not a relevant concern with respect to the question of whether the permitted access is compatible with the purpose for which the refuge was established.

No Measurable Damage to the Beach Has Been Demonstrated

Three commentors made this observation citing a study entitled "A Statistical Evaluation of the Effects of Vehicular Traffic on Beach Shear Strength and the Migration of Juvenile Ghost Crabs, Back Bay National Wildlife Refuge, and False Cape State Park, Virginia," by Joseph W. Cross and Peter D. Crowley.

A knowledgeable coastal geologist reviewed the study and found that the investigators' basic work appeared to be sound, but the specific data base does not fully support their broad conclusions. In several instances the investigators drew conclusions without considering the entire picture. The investigators failed to address or examine how sand compaction adversely or positively affected ghost crab burrowing.

The investigators did not address the destructive effect of vehicles driving on the toe or the lower slope of the foredunes. This practice, which occurs at high tide ranges of every month, results in a net destructive effect on the foredunes.

The foredunes are the first line of defense against coastal storms that generate high wave energy. Vehicles driving on the toe of the foredunes to avoid high tides cause a sloughing off or tearing down of the dune and accelerate the rate of dune erosion. The study also ignored any impacts of vehicles driving behind the dunes, a practice which also occurs illegally at high tides. The study in summary extrapolates results or postive effects far beyond what the scope of the study entailed and fails to defend adequately the conclusions drawn.

Proposed Interim Regulations are Discriminatory; Either Allow Access for Everyone or No one

Five improved property owners objected to what they termed "discriminatory regulations" which extended an access privilege to permanent residents but not to other improved property owners.

Judge MacKenzie addressed this issue in his 1975 opinion and stated that, "We do not feel such classification to be unreasonable under the circumstances of this case." He affirmed the right of the Secretary of the Interior to make reasonable regulations under 16 U.S.C. 668dd.

No Realistic Proof Has Ever Been Offered That Driving the Beach Is Harmful in Any Way to the Ecology or to Beach Erosion Controls

One commentor raised this issue. The mission of the National Wildlife Refuge System is "* * * to provide, manage, and safeguard a national network of lands and waters sufficient in size, diversity, and location to make available, now and in the future, public benefits that are associated with wildlife over which the Federal Government has responsibility particularly migratory birds and endangered species."

The Secretary of the Interior must insure that activities on refuges are not inconsistent with this mission. Those activities which prove inimical to the use of the property as a wildlife refuge and are not compatible with the purposes for which the refuge was established cannot be permitted.

Mobile Sportfishermen Have Been Denied Recreational Access, and Nonrecreation Access Has Been Granted; Isn't This Contrary to Refuge Recreation Act of 1962?

The Refuge Recreation Act of 1962 (16 U.S.C. 460k) authorizes the Secretary of the Interior to allow recreational use of fish and wildlife conservation areas, when in his judgment, public recreation can be an appropriate incidental or secondary use only to the extent that it is practicable and not inconsistent with the primary purposes for which the area was established. At Back Bay Refuge, vehicular access for the purpose of recreational surf fishing cannot be shown not to interfere with the purposes for which the refuge was established.

Significant Differences Between the Final Rule and the Interim Rule

Several changes were incorporated into these final rules. The section concerning who can qualify for access was modified to clarify eligibility for access permits. The paragraph on "routes of travel" was modified to state that travel along the refuge beach by motorized vehicle shall be below the high tide line, within the intertidal zone to the maximum extent practicable.

The interim rule concerning access for False Cape State Park employees was modified to delete access for designated visitors of employees who reside in the Park.

Language was added to the paragraph concerning suspension or waiver of rules to give the Refuge Manager authority to grant access to non-permit holders in certain circumstances.

The section concerning parking was modified by the addition of "* * * wildlife/wildlands oriented recreation including surf fishing but not surfing and swimming." This change was necessary to clarify that parking for surf fishing is permitted.

The paragraph on general rules was modified to prohibit bank fishing from the Back Bay shoreline and prohibit launching of trailered boats. It has been determined that for ease of administration the rule shall be effective through December 31, 1982.

A petition for rulemaking was received from the Outer Banks Civic League and Pacific Legal Foundation to allow access through the Back Bay Refuge for part-time residents of the Outer Banks and False Cape State Park. In view of the action taken in this final rulemaking, the petition is hereby denied.

The Refuge Recreation Act of 1962 (16 U.S.C. 460k) authorizes the Secretary of the Interior to administer areas within the National Wildlife Refuge System for public recreation as appropriate incidental or secondary use only to the extent that it is practicable and not inconsistent with the primary objectives for which the area was established. In addition, the Refuge Recreation Act requires that the Secretary determine (1) that any recreational use permitted will not interfere with the primary purposes for which the area was established; and (2) that funds are available for the development, operation, and maintenance of the permitted forms of recreation. Irrespective of the types or purpose of public use involved, the National Wildlife Refuge System Administration Act requires the

Secretary of the Interior to determine that the permitted use is compatible with the major purposes for which the particular refuge was established. The uses permitted by these regulations are compatible, and will not interfere with the primary purposes for which the Back Bay National Wildlife Refuge was established. This determination is based upon consideration of, among other things, Environmental Impact Statement 72-33 of December 29, 1972, Environmental Impact Assessment of May 4, 1976, and the Service's Final Environmental Statement on the Operation of the National Wildlife Refuge System published in November 1976. In addition, funds are available for the development, operation, and maintenance of the permitted forms of recreation.

The Fish and Wildlife Service has concluded that "good cause" exists within the meaning of 5 U.S.C. 533(d)(3), of the Administrative Procedure Act to expedite the implementation of this rulemaking; therefore the effective date of this final rule is May 28, 1980.

Note.—The Department of the Interior has determined that this document is not a significant rule and does not require a regulatory analysis under Executive Order 12044 and 43 CFR Part 14.

Accordingly, the revised special regulations in § 26.34 are set forth below:

§ 26.34 Special regulations concerning public access, use and recreation for individual national wildlife refuges.

Virginia—Back Bay National Wildlife Refuge

Access

(a) Who can qualify for access?
(b) Routes of travel.
(c) How many trips are allowed?
(d) Medical emergencies.
(e) Military, fire, or emergency vehicles.
(f) Public utility vehicles.
(g) False Cape State Park employees.
(h) Commercial fishermen and their employees.
(i) Suspension or waiver of rules.
(j) Violation of rules.
(k) Other access rules.

General Rules

(l) Entry on foot, bicycle, or motor vehicle.
(m) Swimming and surfing.
(n) Parking areas.
(o) Fishing and boating.
(p) Fires.
(q) Dogs.
(r) Other general rules.

(National Wildlife Refuge System Administration Act, 16 U.S.C. 668dd; Refuge Recreation Act, (16 U.S.C. 460k))

Access

(a) *Who can qualify for access?* (1) Permanent, full-time residents who can furnish to the Refuge Manager, Back Bay National Wildlife Refuge, adequate proof of continuous and continuing residence, commencing prior to December 31, 1976, on the Outer Banks from the refuge boundary south to and including the village of Corolla, North Carolina, as long as they remain permanent full-time residents, are authorized beach access. The south boundary of the area for access consideration is defined as a straight east-west line extending from Currituck Sound to the Atlantic Ocean and passing through a point 1,600 feet due south of the Currituck Lighthouse. Residence is defined as the place of general abode; the place of general abode of a person means his principal, actual dwelling place in fact, without regard to intent. For the purposes of this section, a dwelling shall mean a residential structure occupied on a year round basis by the permit applicant and shall not include seasonal or part-time dwelling units such as beach houses, vacation cabins, or structures which are intermittently occupied. The burden of proof of showing that the prospective permittee meets these criteria shall be on the applicant by presentation of appropriate documentation. Only one permit will be issued per family.

(2) All permits isued to full-time residents will be terminated in the event that alternate access is provided during the permit period.

(b) *Routes of travel.* Access to, and travel along, the refuge beach by motorized vehicles may be allowed between the dune crossing at the field headquarters and the south boundary of the refuge only after a permit has been issued or authorization provided by the Refuge Manager. Travel along the refuge beach by motorized vehicle shall be below the high tide line, within the intertidal zone to the maximum extent practicable.

(c) *How many trips are allowed?* Permitted vehicles of permanent full-time residents shall be limited to a total of two round trips per day. Travel is restricted to the designated route of travel between the hours of 5:00 a.m. and 11:00 p.m.

(d) *Medical emergencies.* Private vehicles used in a medical emergency will be granted access. When evidence of the emergency is not obvious, the vehicle operator will be required to provide the refuge office with a doctor's statement confirming the emergency within 36 hours.

(e) *Military, fire, or emergency vehicles.* Military, fire, emergency, or law enforcement vehicles when used for emergency purposes, and vehicles used by an employee, agent or designated representative of the Federal, State, or local government in the course of official duties will be granted access.

(f) *Public utility vehicles.* Public utility vehicles used on official business will be granted access. A public utility vehicle is described as any vehicle owned or operated by a public utility company enfranchised to supply Outer Banks residents with electricity or telephone service.

(g) *False Cape State Park employees.* Access will be granted to all employees of False Cape State Park and to members of immediate families of resident employees only.

(h) *Commercial fishermen and their employees.* (1) Commercial fishermen who have verified that their fishing operations on the Outer Banks of Virginia Beach, Virginia, or Currituck County, North Carolina, have been dependent since 1972 on ingress and egress to or across the refuge will be granted permits for access. Travel through the refuge by commercial fishermen from Currituck County, North Carolina, will be permitted only when directly associated with commercial fishing operations. Drivers and passengers on trips through the refuge will be limited to commercial fishing crew members. A commercial fisherman is described as one who harvests finfish by gill net or haul seine in the Atlantic Ocean, and who has owned and operated a commercial fishing business since 1972.

(2) Each commercial fisherman is allowed a maximum of five designated employees to travel the refuge beach for commercial fishing purposes. These employees may carry only other commercial fishing employees as passengers. Employees of commercial fishermen engaged in travel directly associated with commercial fishing operations or for the purpose of traveling to and from their homes in Virginia to fishing sites in North Carolina will be granted access.

(i) *Suspension or waiver of rules.* (1) In an emergency, the Refuge Manager may suspend any or all of the foregoing restrictions on vehicular travel and announce such suspension by whatever means are available. In the event of adverse weather conditions, the Refuge Manager may close all or any portion of the refuge to vehicular travel for such period as deemed advisable in the interest of public safety. (2) The Refuge Manager may make exceptions to access restrictions for qualified

permittees who have demonstrated to the satisfaction of the Refuge Manager a need for additional access relating to health or livelihood. (3) The Refuge Manager may grant one-time use authorization for vehicular access through the refuge to individuals, not otherwise qualified above, who have demonstrated to the satisfaction of the Refuge Manager that there is no feasible alternative to the access requested. Authorization for access under this provision will not be based on convenience to the applicant.

(j) *Violation of rules.* Violators of these special regulations or any regulations pertaining to Back Bay National Wildlife Refuge will be subject to legal action as prescribed by 50 CFR 28.31, including mandatory revocation by the Refuge Manager of access permits for the duration of the permit period. Individuals whose vehicle access privileges have been suspended may within 30 days file a written appeal of the suspension to the Area Manager, Annapolis, Maryland, in accordance with 50 CFR 25.44(c).

(k) *Other access rules.* (1) No permit will remain in effect beyond December 31 of the year in which it is issued. Permits may be renewed upon the submission of a signed, notarized statement that conditions of the previous permit have not changed. (2) In addition to the permit, a registration sticker will be issued which must be displayed at all times while on refuge property in such a manner as to be readily visible on any motor vehicle and shall be nontransferable. No more than two vehicles owned by the permit holder may be registered with the Refuge Manager for use in accordance with these regulations. Those vehicles shall be operated on the refuge beach only by the permittee or immediate family members residing with the permittee. Permit holders shall not tow vehicles and/or trailers owned by non-permit holders through the refuge. Any towed vehicle or trailer must have advance approval from the Refuge Manager prior to being brought through the refuge. (3) The Refuge Manager may prescribe restrictions as to the types of vehicles to be permitted to ensure public safety and adherence to all applicable rules and regulations.

General Rules

(1) *Entry on foot, bicycle, or motor vehicle.* Entry on foot, bicycle, or by motor vehicle on designated routes is permitted during daylight hours for the purpose of nature study, sightseeing, wildlife observation, photography, hiking, surf fishing, surfing, swimming, and bicycling.

(m) *Swimming and surfing.* (1) Swimming and surfing are permitted on the entire refuge beach unless designated otherwise by signs. No lifeguards are provided. Swimming and surfing will be at the visitor's own risk. (2) Nudity is not permitted on the refuge. Nudity is defined as failure by persons over ten years of age when in a public place to cover with fully opaque covering their own genitals, pubic areas, rectal areas, or female breasts below a point immediately above the top of the areola.

(n) *Parking.* The parking lot at the end of the paved road is available on a first come first served basis for persons engaged in wildlife/wildlands oriented recreation including surf fishing but not surfing and swimming.

(o) *Fishing and boating.* Surf fishing from the beach and freshwater fishing in the bay are permitted in accordance with state laws. Vehicular launching of trailered boats and bank fishing from the refuge bay shoreline are prohibited. Boat launching into the bay at field headquarters is limited to non-trailered canoes and small boats.

(p) *Fires.* Open fires are prohibited. Portable grills with a contained fuel supply are permitted on the beach.

(q) *Dogs.* Dogs on a hand-held leash not exceeding ten feet in length are permitted on refuge public use areas.

(r) *Other general rules.* (1) Pedestrians and vehicular traffic in the sand dunes are prohibited. (2) Registered motor vehicles and motorized bicycles (mopeds) are permitted on the paved refuge access road and on the parking lot at field headquarters. All other motorized vehicular use is prohibited except as specifically authorized pursuant to this rule.

The provisions of this rule are effective through December 31, 1982. They supplement the regulations which govern recreation on wildlife refuge areas generally, which are set forth in Title 50 Code of Federal Regulations. The refuge, comprising approximately 4,600 acres, is delineated on a map available from the Refuge Manager, Back Bay National Wildlife Refuge, Pembroke Office Park, Pembroke No. 2 Building, Suite 218, Virginia Beach, VA 23462, and from the Regional Director, U.S. Fish and Wildlife Service, One Gateway Center, Suite 700, Newton Corner, Massachusetts 02158.

Dated: May 22, 1980.

Lynn A. Greenwalt,

Director U.S. Fish and Wildlife Service.

[FR Doc. 80-16179 Filed 5-27-80; 8:45 am]

BILLING CODE 4310-55-M

50 CFR Parts 32 and 33

Opening of Certain National Wildlife Refuges to Hunting and Sport Fishing

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Final Rule.

SUMMARY: This rule adds Pocasse National Wildlife Refuge, South Dakota, to the list of refuge areas open for the hunting of upland game, big game, and sport fishing. Lake Nettie National Wildlife Refuge, North Dakota, is also added to the list of refuge areas open to big game. The Director has determined that this action would be in accordance with the provisions of all laws applicable to the areas, would be compatible with principles of sound wildlife management, would otherwise be in the public interest and that such use is compatible with the management objectives established for each refuge. Hunting and sport fishing, subject to annual special regulations, will provide additional public recreational opportunities.

EFFECTIVE DATE: June 27, 1980.

FOR FURTHER INFORMATION CONTACT: Ronald L. Fowler, Division of Refuge Management, U.S. Fish and Wildlife Service, Washington, D.C. 20240. Telephone 202-343-4305.

SUPPLEMENTARY INFORMATION: Ronald L. Fowler is also the primary author of this final rule. As a general rule, most areas within the National Wildlife Refuge System are closed to hunting or sport fishing until officially opened by regulation. On November 2, 1979, there was published (44 FR 63123) a notice of proposed rulemaking adding Lake Nettie National Wildlife Refuge, North Dakota, to the list of open areas for big game. On December 6, 1979, a second proposed rulemaking was published (44 FR 70210) adding Pocasse National Wildlife Refuge, South Dakota, to the lists of open areas for the hunting of upland game, big game, and sport fishing. In each instance the public was provided a 30-day comment period and was advised that pursuant to the requirements of section 102(2)(C) of the National Environmental Policy Act of 1969, 42 U.S.C. 4332(2)(C), an environmental assessment had been prepared on each of these proposals. These assessments are available for public inspection and copying at room 2341, Department of the Interior, 18th and C Streets, NW, Washington, D.C. 20240, or by mail addressing the Director at the address given above. On the basis of these assessments, the Director has determined that this rulemaking does not constitute a major Federal action

significantly affecting the human environment.

Letters were received from a national conservation organization supporting each of the proposals. No other letters were received regarding these proposed rulemakings.

The Director has determined that the proposed uses are compatible with the major purposes for which the areas were established and that funds are available for the development, operation, and maintenance of the permitted forms of recreation. This action will be in accordance with the provisions of all laws applicable to the area, will be compatible with the principles of sound wildlife management and will otherwise be in the public interest.

Note.—The Department of the Interior determined that this document is not a significant rule and does not require a regulatory analysis under Executive Order 12044 and 43 CFR Part 14.

Accordingly, after consideration of all interests and concerns, § 32.21, § 32.31, and § 33.4 of 50 CFR Parts 32 and 33 are amended by the addition of Pocasse National Wildlife Refuge, and Lake Nettie National Wildlife Refuge as follows:

§ 32.21 List of open areas; upland game.

* * * * *

South Dakota

* * * * *

Pocasse National Wildlife Refuge

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§ 32.31 List of open areas; big game.

* * * * *

North Dakota

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Lake Nettie National Wildlife Refuge

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South Dakota

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Pocasse National Wildlife Refuge

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§ 33.4 List of open areas; sport fishing.

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South Dakota

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Pocasse National Wildlife Refuge

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Dated: May 20, 1980.

Lynn A. Greenwalt,

Director, Fish and Wildlife Service.

[FR Doc. 80-16180 Filed 5-27-80; 8:45 am]

BILLING CODE 4310-55-M

Proposed Rules

Federal Register
Vol. 45, No. 104
Wednesday, May 28, 1980

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 910

Handling of Lemons Grown in California and Arizona; Proposed Amendment of Rules and Regulations

AGENCY: Agricultural Marketing Service, USDA

ACTION: Proposed rule.

SUMMARY: The proposed action would amend rules and regulations of the marketing order to establish an exemption to allow a grower to sell lemons which the grower produces directly to consumers without regard to volume and size regulations which may be issued under the order, and would make minor changes in procedures governing exemption from order regulations of lemons handled in certain types of shipments, such as gift fruit.

The proposed amendment of said rules and regulations was unanimously recommended by the Lemon Administrative Committee, established under the order as the agency to administer its terms and conditions.

DATE: Comments must be received not later than June 12, 1980.

ADDRESS: Send two copies of comments to the Hearing Clerk, United States Department of Agriculture, Room 1077, South Building, Washington, D.C. 20250, where they will be made available for public inspection during regular business hours (7 CFR 1.27(b)).

FOR FURTHER INFORMATION CONTACT: Malvin E. McGaha, 202-447-5975.

SUPPLEMENTARY INFORMATION: Notice is hereby given that the Department is considering proposed amendment, as hereinafter set forth, of the rules and regulations (Subpart—Rules and Regulations; 7 CFR 910.100-910.180) currently in effect pursuant to the applicable provisions of the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona. The agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The proposed amendment of said rules and regulations was unanimously recommended by the Lemon Administrative Committee, established under the order as the agency to administer its terms and conditions.

Section 910.180(d) of the rules and regulations established under the order prescribes procedures governing the exemption from order regulations of lemons handled in minimum quantities and certain types of shipments. The principal proposed change would establish an exemption to allow a grower to sell lemons which the grower produces directly to consumers without regard to volume and size regulations that may be issued under the order. Under the proposal, each grower would be required to apply to the committee for exemption from such regulations and furnish necessary information to the committee. The proposal is designed to facilitate the direct marketing of lemons to consumers.

The proposal would also make minor changes in procedures governing the exemption from order regulations of lemons handled in certain types of shipments, such as gift fruit. The proposal is intended to clarify the intent of this provision and recognize in the exemption the newer methods of express package delivery. The proposal would also delete the exemption authority in § 910.180(d)(1). This provision allowed a grower to apply for an exemption from regulations based on circumstances such as being unable to find a handler willing to market the grower's fruit. The committee reports that the proposed exemption to permit growers to sell their fruit directly to consumers should provide a practical alternative.

This proposal has been reviewed under USDA criteria for implementing Executive Order 12044. It is being published with less than a 60-day comment period because of insufficient time between the date when information became available upon which this proposal is based and the effective date necessary to effectuate the declared policy of the act. A determination has been made that this action should not be classified "significant." A draft impact analysis is available from Malvin E. McGaha, Chief, Fruit Branch, F&V, AMS, USDA, Washington, D.C. 20250, telephone 202-447-5975.

The proposal is as follows:

(1) Amend paragraph (d) of § 910.180 *Lemons not subject to regulation* by deleting subparagraph (1), revising subparagraph (2), and redesignating subparagraphs (2) and (3) as subparagraphs (1) and (2), respectively.

(2) Add a new paragraph (e).

Paragraph (d), as amended, and new paragraph (e) would read as follows:

§ 910.180 Lemons not subject to regulation.

* * * * *

(d) *Minimum quantities and types of shipments.* (1) Any person who desires to distribute lemons as gifts, to market or distribute lemons as gift packages, or to ship lemons in containers or in a manner not customarily used by lemon handlers (e.g., parcel post, or express by truck or railroad) directly to consumers, shall file with the committee an application for exemption from regulation for such shipments. Such application shall contain the following information: (i) name and address of the applicant; (ii) the type of shipment or container for which an exemption is requested; (iii) the estimated volume of lemons to be handled in such type of shipments during a marketing season; (iv) the outlets to which such shipments are to be made: and (v) a statement of the applicant's reasons why such shipments should be exempted from regulation. Such application should be referred to the committee's Compliance Department for investigation and upon receipt of the investigation report the committee shall determine if an exemption should be granted to the applicant. The committee shall notify the applicant in writing of its determination.

(2) The handling of lemons to approved livestock feeders and livestock feed suppliers shall be exempt from regulation. All shipments to approved livestock feeders and livestock feed suppliers shall be reported to the committee on LAC Form 5, pursuant to § 910.170(b). Any person who desires to acquire lemons to feed such person's own livestock, to buy, for the purpose of resale, or to handle for a fee, lemons for use as livestock feed, shall, prior thereto, file with the committee an application and agreement

therefor on LAC Form 104A, which shall contain the following information: (i) name and address of the applicant; (ii) an agreement that the lemons obtained for use as livestock feed shall be used for that purpose only and not be resold, disposed of, or in any way handled so as to enter fresh fruit channels; (iii) an agreement to promptly submit such reports at such times as may be required by the committee; and (iv) if a broker or dealer, that person's federal or state commodity license number. The application shall be signed by the applicant or an authorized employee of the applicant. Upon receipt, the application will be referred to the committee's Compliance Department for investigation. When completed, the report of the investigation shall be given to the committee; and, based thereon and upon other available information, the committee shall approve or disapprove the application and notify the applicant accordingly. If the application is approved, the name of the applicant shall be placed on the list of approved livestock feeders and livestock feed suppliers. Misuse of the provisions as herein provided, or failure to promptly submit reports as may be required under paragraph (d)(2)(iii) of this section shall be cause for the immediate removal of such person's name from the list of approved livestock feeders and livestock feed suppliers.

(e) *Grower exemption.* Any grower, other than a grower whose principal occupation is that of food distribution, who desires to sell lemons which the grower produces direct to consumers without regard to volume and size restrictions, shall file with the committee at the beginning of each marketing season an application for exemption on LAC Form 105C. Such application shall show: (i) the name and address of the grower; (ii) the location at which the grower desires to sell lemons to consumers; (iii) the estimated quantity of lemons which will be sold in this manner during the marketing year; and (iv) evidence that the grower's principal occupation is not that of food distribution. The grower shall be notified in writing of the action taken by the committee on the application. Upon approval of the application, the grower may sell lemons produced by the grower direct to a consumer without regard to the restrictions of volume or size prescribed pursuant to Order No. 910. This exemption shall not apply to sales of lemons made at a packinghouse.

Dated: May 22, 1980.

D. S. Kuryloski,

Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 80-16185 Filed 5-27-80; 8:45 am]

BILLING CODE 3410-02-M

DEPARTMENT OF ENERGY

Office of Leasing Policy Development

10 CFR Part 376

Leasing: Proposed Rulemaking Regarding Outer Continental Shelf Oil and Gas Joint Bidding Regulations

AGENCY: Department of Energy.

ACTION: Proposed rule.

SUMMARY: This regulation proposes to revise the joint bidding requirements of the Department of the Interior for Outer Continental Shelf (OCS) oil and gas leases. The proposal would require submission of Statements of Production of crude oil, natural gas equivalents, and liquefied petroleum products only by those persons chargeable with an average daily production in excess of 1.6 million barrels during a 6-month production period. Any such persons would then be prohibited in the following 6-month bidding period from submitting bids jointly with any other person similarly chargeable. This regulation is being issued pursuant to the Department of Energy's rulemaking responsibilities under Section 302(b)(1) of the Department of Energy Organization Act to foster competition for Federal OCS oil and gas leases.

DATE: Written comments are due by July 25, 1980.

ADDRESS: All written comments (identify the outside envelope and the document with the designation OCS Joint Bidding, Docket No. LPD-80-01) should be addressed to: Office of Hearings Management, Economic Regulatory Administration, Room 2313, Docket No. LPD-80-01, 2000 "M" Street, N.W., Washington, D.C. 20461.

FOR FURTHER INFORMATION CONTACT:

Robert C. Gillette (Office of Public Hearings Management), Economic Regualtory Administration, 2000 "M" Street NW., Washington, D.C. 20461 (202) 254-5201

Edward F. Mulholland (Leasing Policy Development), U.S. Department of Energy, 1200 Pennsylvania Avenue, Room 2313 NW., Washington, D.C. 20461 (202) 633-8136

Michael T. Skinker (Office of General Counsel), U.S. Department of Energy, 1000 Independence Avenue SW., Room 5E-064, Forrestal Building, Washington, D.C. 20585 (202) 252-2900

Fred Appel, Public Information Officer, Resource Applications, U.S. Deaprtment of Energy, 1200 Pennsylvania Avenue NW., Room 3307, Washington, D.C. 20461 (202) 633-9418

SUPPLEMENTARY INFORMATION: Sections 302 and 303 of the Department of Energy Organization Act (DOE Act., Pub. L. 95-91, 91 Stat. 565 (42 U.S.C. 7101 *et seq.*)) transferred from the Department of the Interior (DOI) to the Department of Energy (DOE) certain authorities previously held by the Secretary of the Interior under the Outer Continental Shelf Lands Act (OCSLA, Act of August 7, 1953, 67 Stat. 462 (43 U.S.C. 1331)), as amended by the Outer Continental Shelf Lands Act Amendments of 1978 (OCSLAA, Pub. L. 95-372, 92 Stat. 629), the Mineral Lands Leasing Act, the Mineral Leasing Act for Acquired Lands, the Geothermal Steam Act of 1970, and the Energy Policy and Conservation Act. As a result, with respect to Federal leases, the Secretary of Energy is authorized to promulgate regulations that (1) foster competition, including explicitly regulations to prohibit bidding for development rights by certain types of joint ventures, (2) implement alternative bidding systems, (3) establish diligence requirements, (4) set rates of production, and (5) specify the procedures, terms and conditions for the acquisition and disposition of Federal royalty interests taken in kind. In addition, under section 302(c) of the DOE Act, the Secretary of Energy is vested with authority to establish rates of production for Federal leases, and under section 303(c) the Secretary reviews and may disapprove any term or condition of a Federal lease that relates to DOE's authority under section 302(b) to promulgate regulations.

This regulation is being issued pursuant to DOE's authority under section 302(b)(1) of the DOE Act to regulate joint bidding in order to foster competition for Federal Outer Continental Shelf (OCS) oil and gas leases. As required under section 303(b) of the DOE Act, the Secretary of the Interior was consulted during preparation of this proposed regulation, and DOI's substantive comments have been incorporated into this proposed regulation. As required by section 5 of the OCSLA (section 204 of the OCSLAA), DOE has transmitted a copy of the proposed regulation to the Attorney General for his views on any matters contained herein that may affect competition. No comments have been received from the Department of Justice.

This proposed regulation would revise DOI's regulatory scheme for OCS joint bidding (43 CFR 3316.3, 44 FR 38280

(June 29, 1979)), which currently requires each party intending to bid jointly at any OCS lease sale to have previously submitted a Statement of Production, covering crude oil, natural gas equivalents, and liquefied petroleum products, for the 6-month production period preceding the 6-month bidding period in which the OCS sale is held. The party submitting the Statement of Production simply affirms whether it is chargeable with an average daily production in excess of 1.6 million barrels worldwide during the applicable 6-month production period. Each party filing a Statement of Production under the present regulations is chargeable with its own production, that of subsidiaries and parents, as well as its proportionate share of production by any person in which the filing party holds an ownership or control interest, or which holds such an interest in the filing party, to the extent that any such interest amounts to at least 5 percent ownership or control.

The sole purpose of the requirement to file a Statement of Production is to identify those firms that, by virtue of the amount of daily production which they control, are precluded from bidding together in OCS lease sales. Parties chargeable with an average daily production in excess of 1.6 million barrels are placed on a current "List of Restricted Joint Bidders," and may not bid jointly with any other party on this List. They may, however, bid jointly with parties which have submitted Statements of Production but are not chargeable with more than 1.6 million barrels of average daily production. In the more than four years since DOI promulgated its joint bidding regulations, the same nine or ten companies, out of the hundreds of firms filing Statements of Production, have been consistently placed on the semiannual "List of Restricted Joint Bidders."

Smaller companies are frequently able to participate in OCS lease sales only through formation of joint ventures. Since current DOI regulations prevent any party from bidding jointly for OCS leases without first having filed a Statement of Production, smaller firms, as well as major firms, must prepare this document in order to bid jointly for OCS leases. The joint bidding regulations were originally intended to increase participation in OCS lease sales through selective prohibition on joint ventures by major firms. However, since the current regulations require all parties to file Statements of Production in order to bid jointly, the burdensome nature of this requirement on some smaller firms may have impeded or even precluded some smaller firms from participation in OCS lease sales, contrary to the original intent of the joint bidding regulations to foster competition among bidders.

While it is true that numerous extensions of filing deadlines have mitigated the more serious impacts of this regulation, such as withdrawal or exclusion of a participant, revision of this filing requirement seems a more sensible approach. The requirement for submission of Statements of Production appears to have placed a disproportionate burden on smaller companies, and on DOI, by generating superfluous paperwork as well as necessitating numerous extensions of filing periods to accommodate smaller bidders unfamiliar with OCS regulations. Therefore, the proposed regulation is intended to enhance the competitive nature of the joint bidding process for OCS oil and gas leases by limiting this filing requirement to those companies subject to the prohibition on joint bidding (i.e., placed on the List of Restricted Joint Bidders), and removal of the requirement for all others, in order to encourage their participation in OCS lease sales.

After examination of the current joint bidding regulations (43 CFR 3316.3), pursuant to DOE's regulatory authority to foster competition under section 302(b) of the DOE Act, DOE has decided to defer consideration of more extensive revision to the joint bidding procedures pending further analysis. DOE staff is reviewing the current procedures to determine whether need for such revision exists. The proposed rule has been drawn narrowly in order to change the current regulatory filing practice only to the extent necessary to achieve the above stated purpose. The terms employed in this proposed rule are defined exactly as in DOI's current joint bidding regulations. To be consistent with this proposed regulation, minor adjustments to current DOI regulations may be necessary.

DOE intends these regulations, upon promulgation, to supersede only those requirements of 43 CFR 3316.3 that are inconsistent with this proposed regulation. This relieves small companies from filing Statements of Production without altering the restriction on joint bidding by companies on the List of Restricted Joint Bidders.

Public Comment Procedures

You are invited to participate in this rulemaking by submitting data, views, or arguments with respect to the regulation proposed in this notice. We request comments on any aspect of the proposed regulation. Written comments should be submitted by 4:00 p.m., July 25, 1980, to the address indicated in the "ADDRESSES" section of this preamble, and should be identified on the outside envelope and on the document with the designation: Docket No. LPD-80-01. Ten copies should be submitted.

Any information submitted which you consider confidential must be so identified and submitted in writing, one copy only. We reserve the right to determine the confidential status of the information and to treat it according to our determination.

Significance Review

DOE has determined that this proposed regulation is significant, but will not have a major impact within the meaning of DOE's procedures to implement Executive Order 12044 on "Improving Government Regulations" (DOE Order 2030.1, 44 FR 1032, January 3, 1979). Therefore, a regulatory analysis is not required for this proposed regulation.

In view of the anticipated absence of adverse impacts associated with promulgation of this proposed rule, DOE believes that no substantial issue of law or fact exists with respect to this proposed regulation, and that it is unlikely to have a substantial impact on the national economy or large numbers of individuals or businesses. Consequently, DOE has determined that a public hearing is not necessary. However, DOE will reconsider this decision in the event that a significant number of commenters request a public hearing.

Environmental Analysis

After reviewing the proposed regulation pursuant to DOE's responsibilities under the National Environmental Policy Act of 1969 (Pub. L. 91-190, 83 Stat. 852 (42 U.S.C. 4321 *et seq.)),* DOE has determined that the proposed action does not constitute a major Federal action significantly affecting the quality of the human environment. Therefore, DOE has determined that no environmental assessment or environmental impact statement is required for the proposed regulations.

(Outer Continental Shelf Lands Act, Act of August 7, 1953, ch. 345, 67 Stat. 462 (43 U.S.C. 1331 *et seq.),* as amended by Pub. L. 95-372, 92 Stat. 629; Department of Energy Organization Act, Pub. L. 95-91, 91 Stat. 565 (42 U.S.C. 7101 *et seq.);* EO 12009, 42 FR 46267)

In consideration of the foregoing, it is proposed to amend Chapter II, Title 10 of the Code of Federal Regulations as set forth below.

Issued in Washington, D.C., May 20, 1980.

Ruth M. Davis,

Assistant Secretary, Resource Applications.

Part 376 of Title 10, Code of Federal Regulations, is amended by adding a new Subpart D, to read as follows:

PART 376—OUTER CONTINENTAL SHELF OIL AND GAS LEASING

Subpart D—Joint Bidding

Sec.
376.301 Purose.
376.302 Definitions.
376.303 Joint bidding requirements.

Authority: Act of August 7, 1953, ch. 345, sec. 8, 67 Stat. 468 (43 U.S.C. 1337), as amended by sec. 205, Pub. L. 95-372, 92 Stat. 640; secs. 302(b)(1), 303(c), Pub. L. 95-91, (1 Stat. 578-579, 579-580 [42 U.S.C. 7152(b)(1), 7153(c)).

Subpart D—Joint Bidding

§ 376.301 Purpose.

The purpose of the regulations in this Subpart D is to encourage participation in OCS oil and gas lease sales by limiting the requirement for filing Statements of Production to certain joint bidders.

§ 376.302 Definitions.

For purposes of this Subpart D, all the terms used shall be defined as in 43 CFR 3316.3.

§ 376.303 Joint bidding requirements.

(a) Any person who submits a joint bid for any OCS oil and gas lease during a six-month bidding period and who was chargeable for the prior production period with an average daily production in excess of 1.6 million barrels of crude oil, natural gas equivalents, and liquefied petroleum products, shall have filed a Statement of Production with the Director, Bureau of Land Management, in accordance with the requirements of 43 CFR 3316.3. The Statement of Production shall state that the person filing the Statement is chargeable for the prior production period with an average daily production in excess of 1.6 million barrels of crude oil, natural gas equivalents and liquefied petroleum products.

(b) No person chargeble for the prior production period with an average daily production in excess of 1.6 million barrels of crude oil, natural gas equivalents, and liquefied petroleum products may submit a joint bid for any OCS oil and gas lease during the applicable six-month bidding period with any other person similarly chargeable. Such bids shall be disqualified and rejected.

(c) No person may submit any bid during the applicable six-month bidding period pursuant to any agreement, the terms of which would result in two or more persons, each chargeable for the prior production period with an aveage daily production in excess of 1.6 million barrels of crude oil, natural gas equivalents, and liquefied petroleum products, acquiring or holding any interest in the tract for which the bid is submitted. Such bids shall be disqualified and rejected.

[FR Doc. 80-16193 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-01-M

DEPARTMENT OF COMMERCE

Office of the Secretary

15 CFR Subtitle A

Semiannual Agenda of Regulations

May 21, 1980.

AGENCY: Department of Commerce

ACTION: Delay of Semiannual Agenda of Regulations.

SUMMARY: The Department's Semiannual Agenda of Regulations, required by Executive Order 12044, "Improving Government Regulations," will be published in the Federal Register on or before July 1, 1980 instead of May 15, as originally schedule.

FOR FURTHER INFORMATION: Questions relating to the Department's forthcoming Semiannual Agenda of Regulations should be directed to Robert T. Miki, Acting Deputy Assistant Secretary for Regulatory Policy on (202) 377-2482.

Philip M. Klutznick,

Secretary of Commerce.

[FR Doc. 16062 Filed 5-27-80; 8:45 am]

BILLING CODE 3510-BT-M

FEDERAL TRADE COMMISSION

16 CFR Part 13

[File No. 761 0087]

Milton Bradley Co. and Binney & Smith, Inc.; Consent Agreements With Analysis To Aid Public Comment

AGENCY: Federal Trade Commission.

ACTION: Consent Agreements.

SUMMARY: In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of compeititon, these consent orders, accepted subject to final Commission approval, among other things, would require two manufacturers of art materials, located in Springfield, Mass. and Easton, Pa., respectively, to cease fixing the prices of their products. The firms would be required to establish interest-bearing escrow accounts for the purpose of making restitution to consumers for purchases of certain school art materials. Further, the firms would be required to distribute consumer redress funds to any state institutions which purchased said products; the FTC, with the cooperation of the State Attorneys General, would distribute the respective funds in lump-sum amounts to each of the states which satisfy the application requirements for receiving the money.

DATE: Comments must be received on or before July 28, 1980.

ADDRESS: Comments should be directed to: Office of the Secretary, Federal Trade Commission, 6th St, and Pennsylvania Ave., N.W., Washington, D.C. 20580.

FOR FURTHER INFORMATION CONTACT: Paul E. Eyre, Acting Director, 4R, Cleveland Regional Office, Federal Trade Commission, Suite 500-Mall Bldg., 118 St. Clair Ave., Cleveland, Ohio. 44114. (216) 522-4207.

SUPPLEMENTARY INFORMATION: Pursuant to Section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 46 and § 2.34 of the Commission's rules of practice (16 CFR 2.34), notice is hereby given that the following consent agreements containing consent orders to cease and desist and an explanation thereof, having been filed with and accepted, subject to final approval, by the Commission, has been placed on the public record for a period of sixty (60) days. Public comment is invited. Such comments or views will be considered by the Commission and will be available for inspection and copying at its principal office in accordance with § 4.9(b)(14) of the Commission's rules of practice (16 CFR 4.9(b)(14)).

[File No. 761 0087]

Milton Bradley Co.; Agreement Containing Consent Order To Cease and Desist

The Federal Trade Commission initiated an investigation of Milton Bradley Company, a Massachusetts corporation, hereinafter sometimes referred to as proposed respondent. The proposed respondent is willing to enter into an agreement containing an order to cease and desist from the use of the acts and practices being investigated and to pay an agreed-upon sum as restitution to consumers, which sum is to be paid in full settlement of all potential Commission action arising out of this matter. Following are the terms of the agreement which is being entered into in accordance with the Commission's rules governing consent order procedure.

It is Agreed between Milton Bradley Company, by its duly authorized officer, its attorneys, and counsel for the Federal Trade Commission that:

1. Milton Bradley Company is a Masachusetts corporation, with its principal office located at 1500 Main Street, Springfiled, Massachusetts 01115.

2. Proposed respondent admits all the jurisdictional facts set forth in the draft of the complaint here attached.

3. Proposed respondent waives:

(a) Any further procedural steps;

(b) The requirement that the Commission's decision contain a statement of findings of fact and conclusions of law; and

(c) All rights to seek judicial review or otherwise to challenge or contest the validity of the order entered pursuant to this agreement.

4. This agreement shall not become a part of the public record of the proceeding unless and until it is accepted by the Commission. If this agreement is accepted by the Commission it, together with the draft of the complaint contemplated thereby and related materials pursuant to Rule 2.34, will be placed on the public record for a period of sixty (60) days, and information in respect thereto publicly released. The Commission thereafter may either withdraw its acceptance of this agreement and so notify the proposed respondent, in which event it will take such action as it may consider appropriate or issue and serve its complaint (in such form as the circumstances may require) and decision, in disposition of the proceeding.

5. This agreement is for settlement purposes only and does not constitute an admission by proposed respondent that the law has been violated as alleged in the draft of the complaint here attached. Although the proposed respondent contests any liability with respect to the acts and practices alleged in the Commission's complaint, proposed respondent has agreed to transfer funds into the Escrow Account as hereinafter set forth. The payment of $200,000 in compensatory damages into the Escrow Account represents restitution to consumers for the purchases of certain school art materials, and does not constitute a fine or penalty against the proposed respondent. It is the intent of the parties hereto that such payment satisfies in all respects the requirements of Section 461(f) of the Internal Revenue Code of 1954.

6. This agreement contemplates that, if it is accepted by the Commission, and if such acceptance is not subsequently withdrawn by the Commission pursuant to the provisions of § 2.34 of the Commission's rules, the Commission may, without further notice to proposed respondent: (1) Issue its complaint corresponding in form and substance with the draft of the complaint here attached and its decision containing the following order to cease and desist in disposition of the proceeding, and (2) make information public in respect thereto. When so entered, the order to cease and desist shall have the same force and effect and may be altered, modified or set aside in the same manner and within the same time provided by statute for other orders. The order shall become final upon service. Delivery by the United States Postal Service of the complaint and decision containing the agreed-to order to proposed respondent's address as stated in this agreement shall constitute service. Proposed respondent waives any right it may have to any other manner of service. The complaint may be used in construing the terms of the order, and no agreement, understanding, representation, or interpretation not contained in the order or in the agreement may be used to vary or to contradict the terms of the order.

7. Proposed respondent has read the proposed complaint and order contemplated hereby. It understands that once the order has been issued, it will be required to file one or more compliance reports showing that it has fully complied with the order. Proposed respondent further understands that it may be liable for civil penalties in the amount provided by law for each violation of the order after it becomes final.

8. Proposed respondent agrees to establish by the date this agreement is signed an Escrow Account at the Continental Bank, 30 North LaSalle Street, Chicago, Illinois 60693, and designate Continental Bank as the Escrow Agent to receive monies, information and documents, to disburse monies and to carry out such other functions as may be provided for pursuant to the terms of this order, and the written directions of the Federal Trade Commission or its designee. The duties of the Escrow Agent shall be as outlined in the Escrow Instructions here attached as Appendix A and incorporated herein. Further, the parties shall be bound to the terms of said Escrow Instructions whether or not they are signatories thereto.

9. Proposed respondent agrees to deposit in the Escrow Account the sum of two hundred thousand dollars ($200,000) by the date this agreement is signed.

10. All interest earned on the funds deposited in the Escrow Account shall be added to the Escrow Account and disbursed by the Escrow Agent pursuant to the terms of this order, the Escrow Instructions, and the written directions of the Federal Trade Commission or its designee.

11. No part of the funds deposited by proposed respondent in the Escrow Accont established by this agreement shall revert or be returned to proposed respondent unless (a) the Federal Trade Commission fails to accept this agreement pursuant to § 2.34 of the Commission's rules of practice, in which event the entire amount deposited with the Escrow Agent, together with any interest earned thereon, less accrued escrow fees and expenses, shall be returned to proposed respondent, or (b) funds remain in the Escrow Account after three years from the date of service of this order, in which case the remaining funds shall be returned to proposed respondent.

12. Compliance with paragraphs 8 and 9 above and Section III of the order satisfies fully any claim by the Federal Trade Commission against the proposed respondent arising out of the acts and practices which precede the date of this agreement and are alleged in the draft of the complaint here attached, including any claim for consumer redress or equitable relief pursuant to Sections 5, 13(b), and 19(b) of the Federal Trade Commission Act, as amended. By its final acceptance of this agreement, the Commission waives its right to commence an action, including any under Sections 5, 13(b), or 19(b) of the Federal Trade Commission Act, as amended, with respect to the acts and practices which precede the date of this agreement and are alleged in the draft of the complaint here attached.

Order

As used in this order:

(a) "Person" means any individual, partnership, firm, corporation, association, business or other legal entity.

(b) "State Institution" means any state agency, instrumentality, or institution or any political subdivision thereof, including, but not limited to, any county, city, town municipality, or shool district.

(c) "Art materials" means any of the following products: Adhesives (including art and craft glue and white paste), brushes, chalks (including art, chalkboard and industrial chalk), crayons (including drawing, checking, and marking crayons), modeling clays, oil pastels, paints (including finger paint, finger paint powder, tempera, poster paint, watercolors, and transparent,

powder, and textile paints) watercolor markers, stencil brushes, chalkboard cleaner, stencil knives, modeling material, excello squares, ink (including printing ink), linoleum blocks, linoleum, media mixer, acrylics, and paper trimmers.

(d) "Respondent" means the Milton Bradley Company, a Massachusetts corporation, its subsidiaries and divisions, with its principal office located at 1500 Main Street, Springfield, Massachusetts 01115.

I

It is ordered, That respondent, its successors and assigns, and its officers and respondent's agents, representatives, and employees, directly or indirectly, or through any corporation, subsidiary, division or other device, in connection with the manufacture, offering for sale, sale or distribution of art materials in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from directly or indirectly:

(1) Entering into, maintaining, or enforcing any agreement, combination, understanding or plan with any competitor to fix, determine, establish, or maintain the prices, discounts or other terms or conditions for the sale of art materials.

(2) Submitting any bid to any customer or prospective customer for the sale of any art materials when any price, term or condition of sale or any element contained in such bid was discussed with, disclosed to, or received from, directly or indirectly, any competitor, actual or potential.

(3) Circulating or sending to, or exchanging with, any other person who manufactures, distributes, markets or sells art materials, any price list, price quotation or pricing factor applicable to art materials—except for price lists, price quotations, or pricing factors provided to or received from any person in the course of, and solely related to, negotiating for, entering into, or carrying out bona fide sales or potential sales by respondent directly to such person—in advance of the printing, publication, effectuation, circulation or communication of such price lists, price quotations, or pricing factors to customers generally.

(4) Communicating or exchanging with any other person who manufactures, distributes, markets, or sells art materials, any actual or proposed price, price change, discount, or other term or condition of sale at or upon which art materials are to be, or have been, sold—except for such information provided to or received from any person in the course of, and solely related to, negotiating for, entering into, or carrying out bona fide sales or potential sales by respondent directly to such person—prior to the communication of such information to customers generally.

(5) Disclosing to, or communicating to, any other person who manufactures, distributes, markets, or sells art materials:

(a) Respondent's intention to submit, or not to submit, a bid to any purchaser;

(b) The fact that a bid has or has not been submitted prior to the communication of such information to the general public; or

(c) The content of any bid prior to the communication of such information to the general public;

except that, in declining to furnish a price quotation to a distributor to be used in connection with a particular bid, respondent may disclose that the reason for such refusal is respondent's intention to bid directly.

Nothing in Section I shall be construed to prevent New England School Supply, a division of Milton Bradley Company, from carrying out its ordinary, lawful course of business, which business is limited to the secondary level of distribution and includes the purchasing of art materials and other educational products from Milton Bradley Company, Milton Bradley's competitors, and others, and the resale and distribution of such materials to the school and commercial markets. However, respondent shall not use New England School Supply, nor any distributor, as an instrument or medium to achieve, accomplish, promote or engage in any of the acts or practices described in the paragraphs (1) through (5) of Section I or in any way to circumvent the prohbitions contained in Section I of this order, all of which prohbitions are intended to address conduct between horizontal competitors.

II

It is further ordered, That, for a period of five (5) years from the date of entry of this order, respondent shall preserve all written price computations and other written calculations actually performed by respondent in the preparation and submission of any bid required to be sealed which is submitted to any actual or potential purchaser of art materials. Respondent shall retain such written computations and calculations for a period of at least five (5) years from the date each bid which is based on such computations or calculations is submitted to any purchaser.

Section II of this order shall not apply to New England School Supply, a division of the Milton Bradley Company, in New England School Supply's ordinary, lawful course of business, which business is limited to the secondary level of distribution and includes the purchasing of art materials and other educational products from Milton Bradley Company, Milton Bradley's competitors, and others, and the resale and distribution of such materials to the school and commercial markets.

III

It is further ordered, That respondent shall not issue any instructions or directions respecting the Escrow Account to the Federal Trade Commission or its designee, or to the Escrow Agent, with respect to the performance of their duties. These duties shall be pursuant to this order and to the Escrow Instructions, and shall include, but not be limited to, the investment of the property held by the Escrow Agent, the disbursement of the property held by the Escrow Agent, and compliance with any written directions of the Federal Trade Commission or its designee. Respondent shall not exercise any control over the property in the Escrow Account.

IV

It is further ordered, That:

(1) Respondent shall submit to the Federal Trade Commission, within thirty (30) days after the date this order is served on respondent, a notarized affidavit it executed by a duly authorized officer of respondent listing, to the best of its knowledge, the names of all the states within which any state institutions made purchases of respondent's chalks, crayons, watercolors or tempera paints during any of the years 1972 through 1976, inclusive.

(2) As it has been determined by the Federal Trade Commission that the most readily identifiable and most significantly affected market consists of the school art materials purchasers, the purpose of the Escrow Account established pursuant to agreement paragraphs 8, 9, 10, 11 and Section III of this order is to disburse the consumer redress funds to any state institutions that purchase chalks, crayons, watercolors or tempera paints for schools and are located in a state listed pursuant to Section IV(1) of this order.

(3) The Federal Trade Commission or its designee shall determine the appropriate recipients of funds in the Escrow Account, the sum paid to each recipient, and the most appropriate method to distribute the funds, taking into consideration the amount of funds available, the administrative feasibility

and costs of disbursement, and the puposes of the Escrow Account, and shall instruct the Escrow Agent to distribute the funds in accordance with its determination.

(4) Funds to be distributed pursuant to Section IV of this order shall be paid out of the Escrow Account withih three (3) years after the date of service of this order.

V

It is further ordered, That respondent:

(1) Serve within sixty (60) days after the date this order becomes final, a copy of this order upon each of its officers and directors, and upon each of its employees and agents who have any responsibility for establishing prices, discounts or other terms or conditions for the sale of art materials.

(2) Within sixty (60) days after service upon them of this order, file with the Federal Trade Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

(3) Notify the Commission at least thirty (30) days prior to any proposed change in the respondent which may affect compliance obligations arising out of this order.

[File No. 761 0087]

Binney & Smith Inc.; Agreement Containing consent Order To Cease and Desist

The Federal Trade Commission initiated an investigation of Binney & Smith Inc., a Delaware corporation, hereinafter sometimes referred to as proposed respondent. The proposed respondent is willing to enter into an agreement containing an order to cease and desist from the use of the alleged acts and practices being investigated, and to pay an agreed-upon sum as restitution to consumers, which sum is to be paid in full settlement of all potential Commission action arising out of this matter. Following are the terms of the agreement which is being entered into in accordance with the Commission's Rules governing consent order procedure.

It is agreed between Binney & Smith Inc., by its duly authorized officer, its attorneys, and counsel for the Federal Trade Commission that:

1. Binney & Smith Inc. is a Delaware corporation, with its principal office located at 1100 Church Lane, Easton, Pennsylvania 18042.

2. Proposed respondent admits all the jurisdictional facts set forth in the draft of the complaint here attached.

3. Proposed respondent waives: (a) Any further procedural steps; (b) The requirement that the Commission's decision contain a statement of findings of fact and conclusions of law; and (c) All rights to seek judicial review or otherwise to challenge or contest the validity of the order entered pursuant to this agreement.

4. This agreement shall not become a part of the public record of the proceeding unless and until it is accepted by the Commission. If this agreement is accepted by the Commission it, together with the draft of the complaint contemplated thereby and related materials pursuant to Rule 2.34, will be placed on the public record for a period of sixty (60) days, and information in respect thereto publicly released. The Commission thereafter may either withdraw its acceptance of this agreement and so notify the proposed respondent, in which event it will take such action as it may consider appropriate or issue and serve its complaint (in such form as the circumstances may require) and decision, in disposition of the proceeding.

5. This agreement is for settlement purposes only and does not constitute an admission by proposed respondent that the law has been violated as alleged in the draft of the complaint here attached. Although the proposed respondent denies the allegations of the commission's complaint, except the jurisdictional facts, and contests any liability with respect to the acts and practices alleged in the Commission's complaint, proposed respondent has agreed to transfer funds into the Escrow Account as hereinafter set forth. The payment of $1,000,000 in compensatory damages into the Escrow Account represents restitution to consumers for purchases of certain school art materials, and does not constitute a fine or penalty against the proposed respondent. It is the intent of the parties hereto that such payment satisfies in all respects the requirements of Section 461(f) of the Internal Revenue Code of 1954.

6. This agreement contemplates that, if it is accepted by the Commission, and if such acceptance is not subsequently withdrawn by the Commission pursuant to the provisions of § 2.34 of the Commission's rules, the Commission may, without further notice to proposed respondent: (1) Issue its complaint corresponding in form and substance with the draft of the complaint here attached and its decision containing the following order to cease and desist in disposition of the proceeding, and (2) make information public in respect thereto. When so entered, the order to cease and desist shall have the same force and effect and may be altered, modified or set aside in the same manner and within the same time provided by statute for other orders. The order shall become final upon service. Delivery by the United States Postal Service of the complaint and decision containing the agreed-to order to proposed respondent's address as stated in this agreement shall constitute service. Proposed respondent waives any right it may have to any other manner of service. The complaint may be used in construing the terms of the order, and no agreement, understanding, representation, or interpretation not contained in the order or in the agreement may be used to vary or to contradict the terms of the order.

7. Proposed respondent has read the proposed complaint and order contemplated hereby. It understands that once the order has been issued, it will be required to file one or more compliance reports showing that it has fully complied with the order. Proposed respondent further understands that it may be liable for civil penalties in the amount provided by law for each violation of the order after it becomes final.

8. No part of the funds deposited by proposed respondent in the Escrow Account established pursuant to Section IV of the order shall revert or be returned to proposed respondent unless funds remain in the Escrow Account after three (3) years from the date of service of the order, in which case the remaining funds shall be returned to proposed respondent.

9. Compliance with Section IV of the order satisfies fully any claim by the Federal Trade Commission against the proposed respondent arising out of the acts and practices alleged in the draft of the complaint here attached, including any claim for consumer redress or equitable relief pursuant to Sections 5, 13(b) and 19(b) of the Federal Trade Commission Act, as amended. By its final acceptance of this agreement, the Commission waives its right to commence an action with respect to the acts and practices which precede the date of this agreement and are alleged in the draft of the complaint, including any claim under Sections 5, 13(b) or 19(b) of the Federal Trade Commission Act, as amended, and including any claim with respect to the acts and practices which precede the date of this agreement and are alleged in the draft of complaint, arising out of any violation or alleged violation of the order of the Commission dated January 31, 1938 *In the Matter of*

American Crayon Co., et al. (Docket No. 2967).

Order

As used in this order:

(a) "Person" means any individual, partnership, firm, corporation, association, or other business or other legal entity.

(b) "State Institution" means any state agency, instrumentality, or institution or any political subdivision thereof, including, but not limited to, any county, city, town, municipality, or school district which purchases school art materials.

(c) "Art materials" means any of the following products: Adhesive (including art and craft glue and white paste), art kits (including combinations of crayons, watercolors, brushes, glue or chalk), brushes, chalks (including art, chalkboard and industrial chalk), craft kits (including fabric crayons and fabric crayon kits), crayons (including drawing, checking, and marking crayons), modeling clays, oil pastels, paints (including finger paint, finger paint powder, tempera, poster paint, watercolors, and transparent, powder, and textile paints), paper (including finger paint paper and stencil paper), water color markers, stencil brushes, chalkboard cleaner, stencil knives, pencils (including drawing and charcoal pencils), modeling material, excello squares, ink (including printing ink), Linoleum blocks, linoleum, acrylics, and media mixer.

(d) "Respondent" means Binney & Smith Inc., a Delaware corporation, its subsidiaries and divisions, with its principal office at 1100 Church Lane, Eastern, Pennsylvania 18042.

It is ordered, That respondent, its successors and assigns and its officers, and respondent's agents, representatives, and employees, directly or indirectly, or through any corporation, subsidiary, division or other device, in connection with the manufacture, offering for sale, sale or distribution of art materials in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from directly or indirectly:

(1) Entering into, maintaining, or enforcing any agreement, combination, understanding or plan with any competitor to fix, determine, establish, or maintain the prices, discounts or other terms or conditions for the sale of art materials.

(2) Submitting any bid to any customer or prospective customer for the sale of any art materials when any price, term or condition of sale or any element contained in such bid was discussed with, disclosed to, or received from, directly or indirectly, any competitor, actual or potential.

(3) Circulating or sending to, or exchanging with, any other person who manufactures, distributes, markets or sells art materials, any price list, price quotation or pricing factor applicable to art materials—except for price lists, price quotations, or pricing factors provided to or received from any person in the course of, and solely related to, negotiating for, entering into, or carrying out bona fide sales or potential sales by respondent directly to such person—in advance of the printing, publication, effectuation, circulation or communication of such price lists, price quotations, or pricing factors to customers generally.

(4) Collecting from, circulating to or exchanging with, or reporting or recommending to any competitor who manufactures, distributes, markets or sells art materials, any cost factor or average cost of manufacture or sale of art materials, or any formulas for computing such cost.

(5) Communicating or exchanging with any other person who manufactures, distributes, markets, or sells art materials, any actual or proposed price, price change, discount, or other term or condition of sale at or upon which art materials are to be, or have been, sold—except for much information provided to or received from any person in the course of, and solely related to, negotiating for, entering into, or carrying out bona fide sales or potential sales by respondent directly to such person—prior to the communication of such information to customers generally.

(6) Disclosing to, or communicating to, any other person who manufactures, distributes, markets, or sells art materials:

(a) Respondent's intention to submit, or not to submit, a bid to any purchaser,

(b) The fact that a bid has or has not been submitted prior to the communication of such information to the general public, or

(c) The content of any bid prior to the communication of such information to the general public;

except that, in declining to furnish a price quotation to a distributor to be used in connection with a particular bid, respondent may disclose that the reason for such refusal is respondent's intention to bid directly.

II

It is further ordered, That respondent shall, for a period of five (5) years from the date of entry of this order, furnish simultaneously with each bid or quotation required to be sealed which is submitted by it for the sale of art materials to any purchaser, a written certification by an officer of respondent, that such bid was not in any way the result, directly or indirectly, of any agreement, understanding, or communication with any other producer, seller or distributor.

III

It is further ordered, That, for a period of five (5) years from the date of entry of this order, respondent shall preserve all written price computations and other written calculations actually performed by respondent in the preparation and submission of any bid required to be sealed which is submitted to any actual or potential purchaser of art materials. Respondent shall retain such written computations and calculations for a period of at least five (5) years from the date each bid which is based on such computations or calculations is submitted to any purchaser.

IV

It is further ordered, That:

(1) Respondent establish, within five (5) days after the date this order is served on respondent, an Escrow Account at the Continental Bank, 30 North LaSalle Street, Chicago, Illinois 60693, and designate Continental Bank as the Escrow Agent to receive monies, information and documents, to disburse monies and to carry out such other functions as may be provided for pursuant to the terms of this order, and the written directions of the Federal Trade Commission or its designee. The duties of the Escrow Agent shall be as outlined in the Escrow Instructions here attached as Appendix A and incorporated herein. Further, the parties shall be bound to the terms of said Escrow Instructions whether or not they are signatories thereto.

(2) Respondent shall deposit one million dollars ($1,000,000) in the Escrow Account in the following manner. A first deposit of five hundred thousand dollars ($500,000) shall be made within five (5) days after the order is served on respondent and the second deposit of the remaining five hundred thousand dollars ($500,000) shall be made on or before February 1, 1981. In the event that the order is not served on respondent prior to February 1, 1981, the second deposit of five hundred thousand dollars ($500,000) shall be made within three (3) months after such service occurs.

(3) All interest earned on the funds deposited in the Escrow Account shall be added to the Escrow Account and disbursed by the Escrow Agent pursuant to the terms of this order, the Escrow Instructions, and the written directions

of the Federal Trade Commission or its designee.

(4) Respondent shall not issue any instructions or directions respecting the Escrow Account to the Federal Trade Commission or its designee, or to the Escrow Agent with respect to the performance of their duties. These duties shall be pursuant to this order and to the Escrow Instructions, and shall include, but not be limited to, the investment of the property held by the Escrow Agent, the disbursement of the property held by the Escrow Agent, and compliance with any written directions of the Federal Trade Commission or its designee. Respondent shall not exercise any control over the property in the Escrow Account.

V

It is further ordered, That:

(1) Respondent shall submit to the Federal Trade Commission, within thirty (30) days after the date this order is served on respondent, a notarized affidavit executed by a duly authorized officer of respondent listing, to the best of its knowledge, the names of all the states within which any state institutions made purchases of respondent's chalk, crayons, watercolors, or tempera paints during any of the years 1972 through 1979, inclusive.

(2) As it has been determined by the Federal Trade Commission that the most readily identifiable and most significantly affected market consists of the school art materials purchasers, the sole purpose of the Escrow Account established pursuant to Section IV of this order is to disburse the consumer redress funds to any state institutions that purchase chalks, crayons, watercolors, or tempera paints for schools and are located in a state listed pursuant to Section V(1) of this order. Provisions contained herein or to be adopted in the future for the distribution of the funds are and shall be designed to accomplish such purpose in a manner most feasible, efficient and not inconsistent with the other provisions of this order.

(3) The Federal Trade Commission or its designee shall determine the appropriate recipients of funds in the Escrow Account, the sum paid to each recipient, and the most appropriate method to distribute the funds, taking into consideration the amount of funds available, the administrative feasibility and costs of disbursement, and the purpose of the Escrow Account, and shall instruct the Escrow Agent to distribute the funds in accordance with its determination.

(4) Funds to be distributed pursuant to paragraphs (1) through (3) of Section V of this order shall be paid out of the Escrow Account within three (3) years after the date of service of this order. All funds remaining in the Escrow Account after three (3) years from the date of service of this order shall be returned to respondent.

VI

It is further ordered, That respondent:

(1) Serve within sixty (60) days after the entry of this order a copy of this order upon each of its officers and directors, and upon each of its employees and agents who have any responsibility for establishing prices, discounts or other terms or conditions for the sale of art materials.

(2) File with the Federal Trade Commission two (2) separate written reports setting forth in detail the manner and form in which they have complied with this order; the first report to be filed within sixty (60) days after service upon them of this order, and the second report to be filed within thirty (30) days after February 1, 1981.

(3) Notify the Commission at least thirty (30) days prior to any proposed change in the respondent which may affect compliance obligations arising out of this order.

[File No. 761 0087]

Analysis of Proposed Consent Orders to Aid Public Comment

The Federal Trade Commission has accepted agreements to proposed orders from the Milton Bradley Company and Binney & Smith Inc.

The proposed consent orders have been placed on the public record for sixty (60) days for reception of comments by interested persons. Comments received during this period will become part of the public record. After sixty (60) days, the Commission will again review the agreements and the comments received, and will decide whether it should withdraw from the agreements or make final the agreements' proposed orders.

The Complaints allege that Milton Bradley, Binney & Smith, and other manufacturers of chalks, crayons watercolors, or tempera paints agreed on the prices they would charge for these products. The Complaints allege that the price fixing of these products came as the result of communications between the manufacturers about the prices that were to be contained in each of the companies' price lists.

The proposed agreement with Milton Bradley sets forth that Milton Bradley has agreed to establish an interest-bearing Escrow Account into which it has deposited two hundred thousand dollars ($200,000). These funds, plus accrued interest, represent restitution to consumers for purchases of certain school art materials, and do not constitute a fine or penalty against Milton Bradley. The administration of the distribution of the funds will be paid out of those funds.

The proposed agreement with Binney & Smith sets forth that Binney & Smith will establish an Escrow Account within five days after the order is served upon them. Binney & Smith is to deposit a total of one million dollars ($1,000,000) in this Escrow Account: $500,000 to be deposited within five days after the order is served, and the remaining $500,000 to be deposited on or before February 1, 1981. If the order has not been served upon them by that date, the second deposit will be made within three months of service of the order.

Both agreements state that the funds will not be returned to the respondents unless any funds remain in the Escrow Account longer than three years after the order has been accepted, in which event the remaining funds would be returned. Milton Bradley's agreement also sets forth that the funds it has already deposited will be returned to it if the Commission does not accept its agreement.

The proposed orders would prohibit Milton Bradley and Binney & Smith from:

- Entering into an agreement with any competitor to fix the prices of art materials.
- Submitting a bid to a customer when the bid was the result of communications or discussions with competitors.
- Giving price lists or prices to other art materials manufacturers before they are given out to customers generally.
- Communicating any prices for which art materials are to be, or have been, sold to anyone before this information is given to customers generally.
- Disclosing to competitors information about or contained in a bid.
- Binney & Smith would be prohibited from communicating cost information to competitors.

Each order provides that the consumer redress funds from the company shall be distributed to any state institutions which purchase chalks, crayons, watercolors, or tempera paints and are located within certain eligible states. The term "state institutions" has a broad interpretation. It includes schools or other purchasers at any level of state or local government. State eligibility exists if any "state

institution," as defined above, has purchased the company's chalks, crayons, watercolors, or tempera paints at any time during 1972 through 1976 for Milton Bradley and 1972 through 1979 for Binney & Smith. Each company must certify to the names of the eligible states. The Federal Trade Commission is then responsible for the distribution plan and its implementation. Other than the eligibility restriction, only considerations of efficiency and feasibility restrict the exercise of the broad discretion granted to the Commission in developing and implementing a distribution plan.

To aid in the distribution of funds to the states, the Federal Trade Commission will request the cooperation of the State Attorneys General whose experience in class-action distributions particularly qualifies them as the appropriate state liaison persons in this matter. The Commission, with the cooperation of the State Attorneys General, will distribute the respective funds in lump-sum amounts to each of the states which satisfy the application requirements for receiving the money. The amounts will be in proportion to the states' 1979–1980 student population in grades kindergarten through 12.

To qualify for receipt of its portion of each fund, a state must provide the Federal Trade Commission with certain information. The State Attorney General must:

- Verify the state's authority to receive the funds and to use them for a particular purpose;
- Supply the 1979–1980 student population for public school children in grades kindergarten through 12;
- Furnish a detailed plan for distributing the state's portion of each fund to state institutions which purchase chalks, crayons, watercolors, or tempera paints;
- Agree to distribute the money in accordance with the plan.

The purpose of this analysis is to facilitate public comment on the proposed order, and is not intended to constitute an official interpretation of the agreements and proposed orders or to modify in any way their terms.

Carol M. Thomas,

Secretary.

[FR Doc. 80-16182 Filed 5-27-80; 8:45 am]

BILLING CODE 6750-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Social Security Administration

20 CFR Part 416

[Reg. No. 16]

Supplemental Security Income for the Aged, Blind, and Disabled; Recovery of Overpayments

AGENCY: Social Security Administration, HHS.

ACTION: Proposed rule.

SUMMARY: The proposed regulations clarify how we decide whether adjustment or recovery of an overpayment would defeat the purpose of the Supplemental Security Income (SSI) program. The proposed regulations will make it clear that the test is whether an individual's income and resources are needed for ordinary and necessary living expenses. For individuals currently receiving SSI benefits, however, we will consider that they meet the test if their monthly income does not exceed a stated amount, since we know they have limited resources. These revisions clarify what had been intended under the previous regulations.

DATE: Your comments will be considered if we receive them no later than July 28, 1980.

ADDRESS: Send your written comments to the Social Security Administration, Department of Health and Human Services, P.O. Box 1585, Baltimore, Maryland 21203.

Copies of all comments we receive can be seen at the Washington Inquiries Section, Office of Information, Social Security Administration, Department of Health and Human Services, Room 1169, North Building, 330 Independence Avenue SW., Washington, D.C. 20201.

FOR FURTHER INFORMATION CONTACT: Mr. Marval Cazer, Legal Assistant, 6401 Security Boulevard, Baltimore, Maryland 21235, telephone (301) 594-7463.

SUPPLEMENTARY INFORMATION: Section 1631(b) of the Social Security Act provides that, if we make an overpayment, we will adjust future benefits or require repayment. However, if an individual is "without fault" in causing the overpayment, we will waive adjustment or recovery of the overpayment under certain conditions. One of these conditions is where recovery of the overpayment would defeat the purpose of the SSI program.

The present rule (§ 416.553) provides for a finding that the purpose of the SSI program has been defeated if either of two tests is met. The first test is whether the individual's current monthly income does not exceed a stated amount. The amount equals the SSI benefit level (including the State supplement) plus $20 ($85 if income is earned). This amount corresponds generally to the income level of an eligible individual receiving unreduced SSI benefits. The second test is whether adjustment or recovery of the overpayment would deprive the individual of income or resources needed for ordinary and necessary living expenses.

The revisions make clear that these are not true alternative tests, but rather apply to different situations. Under the proposed regulations, the general rule is whether the individual's income and resources are needed for ordinary and necessary living expenses. This standard applies to everybody, whether the individual is currently receiving SSI benefits or not. However, we will consider individuals receiving SSI benefits to meet this standard if their income is below stated levels, since, by definition, an individual who is eligible for SSI has limited resources. This proposal, then, is designed to make clear that there is only one rule, but that it can be met by different criteria for individuals currently receiving SSI benefits. For all other individuals, we will consider both their income and their resources in relation to their ordinary and necessary living expenses.

(Secs. 1102 and 1631 of the Social Security Act, as amended; 49 Stat. 647 as amended, and 86 Stat. 1475; 42 U.S.C. 1302 and 1383)

(Catalog of Federal Domestic Assistance Program No. 13.807, Supplemental Security Income Program for the Aged, Blind, and Disabled)

Dated: April 11, 1980.

William J. Driver,

Commissioner of Social Security.

Approved: May 20, 1980.

Patricia Roberts Harris,

Secretary of Health and Human Services.

Part 416 of Chapter III of Title 20 of the Code of Federal Regulations is amended as follows:

Section 416.553 is revised to read as follows:

§ 416.553 Waiver of adjustment or recovery—defeat the purpose of the supplemental security income program.

We will waive adjustment or recovery of an overpayment when an individual on whose behalf waiver is being considered is without fault (as defined in § 416.552) and adjustment or recovery of the overpayment would defeat the purpose of the supplemental security income program.

(a) *General rule.* We consider adjustment or recovery of an overpayment to defeat the purpose of the supplemental security income (SSI) program if the individual's income and resources are needed for ordinary and necessary living expenses under the criteria set out in § 404.508(a) of this chapter.

(b) *Alternative criteria for individuals currently receiving SSI benefits.* We consider an individual or couple currently receiving SSI benefits to have met the test in paragraph (a) of this section if the individual's or couple's current monthly income does not exceed—

(1) The applicable Federal monthly benefit rate (see Subpart D of this part); plus

(2) One-third of the quarterly amount of the earned or unearned income exclusion described in § 416.1165 (i.e. $20); plus

(3) One-third of the quarterly amount of the earned income exclusion described in § 416.1167 but no more than $65; plus

(4) The applicable State supplementary payment, if any (see Subpart T of this part).

[FR Doc. 80-16059 Filed 5-27-80; 8:45 am]
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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[FRL 1501-4]

Approval and Promulgation of Implementation Plans; State of California; Lead State Implementation Plan

AGENCY: Environmental Protection Agency.

ACTION: Notice of proposed rulemaking.

SUMMARY: Revisions to the California State Implementation Plan (SIP) have been submitted to the Environmental Protection Agency (EPA) by the Governor's designee. The intended effect of these revisions is to provide for the attainment and maintenance of the National Ambient Air quality Standard (Standard) for lead in California. EPA is proposing to approve the revisions with the exceptions discussed below.

EPA is proposing to disapprove the control strategy for Fresno and Los Angeles because it does not provide for attainment of the lead Standard within the time frame specified by the Clean Air Act, as amended. However, EPA is proposing to grant a two-year extension for attainment of the lead Standard in those areas. In addition, the plan is not approved with respect to the requirements for review of new sources of lead emissions. These deficiencies must be corrected in order for California to have a fully approvable lead SIP.

While EPA is proposing to approve the revisions, with the exceptions discussed above, it should be noted that the plan does not completely satisfy all of the requirements of 40 CFR Part 51. EPA will work with the California Air Resources Board to correct these minor deficiencies.

The EPA invites public comments on these revisions, the identified deficiencies and the consistency of the revisions with respect to the requirements of the Clean Air Act.

DATES: Comments may be submitted up to July 28, 1980.

ADDRESSES: Comments may be sent to: Regional Administrator, Attn: Air & Hazardous Materials Division, Planning Branch, Program Development Section (A-2-1), Environmental Protection Agency, Region IX, 215 Fremont Street, San Francisco, CA 94105.

Copies of the proposed revisions and the associated evaluation report are available for public inspection during normal business hours at the following locations: California Air Resources Board, 1102 "Q" Street, Sacramento, CA 95812, Public Information Reference Unit, Room 2404 (EPA Library), 401 "M" Street SW., Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT: Wayne Blackard, Chief, Program Development Section, Planning Branch (A-2), Air & Hazardous Materials Division, Environmental Protection Agency, Region IX, 215 Fremont Street, San Francisco, CA 94105 (415) 556-2353.

SUPPLEMENTARY INFORMATION:

Background

On October 5, 1978 EPA promulgated primary and secondary National Ambient Air Quality Standards for lead (43 FR 46246). Section 110 of the Clean Air Act, amended in August 1977, Pub. L. No. 95-95, requires States to adopt and submit to the EPA Administrator, within nine months after promulgation of a National Ambient Air Quality Standard, a plan for attainment and maintenance of the Standard in their area. EPA has set forth the requirements of an approvable lead State Implementation Plan in 40 CFR Part 51 (43 FR 46264). These provisions require the submission of air quality data, emissions data, a control strategy, air quality modeling, and a demonstration that the Standard will be attained within the time frame specified by the Clean Air Act.

Description of Proposed SIP Revision

On November 19, 1979, the Executive Officer of the California Air Resources Board, the Governor's official designee, submitted Chapter 27, "California Lead Control Strategy," as an SIP revision. Chapter 27, hereafter referred to as the plan, provides a summary of measured lead air quality data, a baseyear emission inventory for stationary and mobile sources, a projected emissions inventory for mobile sources, a control strategy for reducing ambient lead emissions, and a summary of projected ambient lead concentrations.

The air quality summary presented indicates that 20 counties in California have experienced exceedances of the Standard since 1974. The control strategy submitted for attaining the Standard in California is a phase-down in the lead content of gasoline. This strategy was adopted as Section 2253, Title 13 of the California Administrative Code and was submitted with the plan.

The plan indicates that implementation of this control strategy will provide for attainment of the Standard in all areas of the State except Fresno and Los Angeles by 1982, the date required by Section 110 of the Clean Air Act for attainment of the Standard. The plan also requests a two-year extension, until 1984, for attainment of the Standard in the South Coast Air Basin and the San Joaquin Valleny Air Basin, the air basins in which Los Angeles and Fresno Counties are located. This request will be discussed in a later section of this notice.

EPA's Proposed Actions

EPA has evaluated the California plan by comparing it with the requirements for an approvable lead SIP, as set forth in 40 CFR Part 51. As a result of this evaluation, EPA proposes to approve the plan with the exceptions discussed below.

The requirements of 40 CFR 51.80 provide that the plan must contain a demonstration of attainment for any area which has exceeded the Standard since January 1, 1974, including a demonstration that the measures, rules, and regulations contained in the plan are adequate to attain the Standard within the time frame specified in the Clean Air Act. As discussed above, California will implement the phase-down of the lead content of gasoline to attain the lead Standard. The demonstration of attainment included in the plan indicates that this technique is adequate for all areas of the State except for Fresno and Los Angeles. The plan shows that in both Los Angeles and

Fresno Counties, mobile sources account for 98% of total lead emissions.

Two basic alternatives for control are reduction of tailpipe lead emissions and reduction of motor vehicle traffic. The plan includes a program to phase down the lead content of gasoline, thereby reducing tailpipe emissions. The plan states that particulate exhaust emissions control systems will not be available for installation on new cars until 1982. The plan also states that no such systems are available to retrofit older cars. As a result, the only other viable control strategy is reductions in motor vehicle traffic, through the implementation of selected transportation control measures. Because only the lead phase-down was presented in the plan, the control strategy is proposed to be disapproved at this time with respect to Fresno and Los Angeles Counties, since additional measures are needed.

The plan requests a two-year extension until 1984 for attainment of the lead Standard in the San Joaquin Valley Air Basin and the South Coast Air Basin. A two-year extension is authorized under Section 110 of the Clean Air Act, and 40 CFR 51.30. EPA is proposing to grant the two-year extension for the South Coast Air Basin and for the Fresno County portion of the San Joaquin Valley Air Basin.

The plan does not contain a regulation for the review of new sources of lead emissions, as required by 40 CFR 51.18. The plan is proposed to be disapproved with respect to this requirement. Any such regulation submitted in the future should provide for the review of all sources whose potential emissions will be 5 tons/year or more.

While EPA is proposing to approve the plan, with the exceptions discussed above, the plan does not completely satisfy all of the requirements of 40 CFR Part 51. Minor deficiencies in the plan are: (1) the modified rollback model was not employed around all monitors which have recorded a violation of the Standard since January 1974, (2) not all ambient air quality data for lead have been submitted to EPA, and (3) a projected emissions inventory for stationary sources was not submitted. EPA will work with the California Air Resources Board to correct these deficiencies.

The plan indicates that there are no significant (greater than 5 tons per year) point sources of the types listed in 40 CFR 51.80(a)(1). Although the plan accounts for stack emissions from secondary lead smelters, it does not account for fugitive emissions from these sources. At this time, however, fugitive emissions from secondary lead smelters have not been adequately quantified and accurate emission factors have not been developed. EPA is funding a study in California to resolve these questions and it is expected that the results may be used to more clearly define the nature of fugitive emissions around secondary lead smelters and to develop an effective control strategy. Therefore, when the study is completed, the State will need to examine fugitive emissions from secondary lead smelters and, if necessary, revise its plan to control these emissions.

Public Comments

Under Section 110 of the Clean Air Act as amended, and 40 CFR Part 51, the Administrator is required to approve or disapprove the regulations submitted as revisions to the SIP. The Regional Administrator hereby issues this notice setting forth these revisions as proposed rulemaking and advises the public that interested persons may participate by submitting written comments to the Region IX Office. Comments received on or before July 28, 1980 will be considered. Comments received will be available for public inspection at the EPA Region IX Office and at the locations listed in the Addresses Section of this notice.

The Administrator's decision to approve or disapprove the proposed revisions will be based on the comments received and on a determination whether the amendments meet the requirements of Section 110(a)(2) of the Clean Air Act and 40 CFR Part 51, Requirements for Preparation, Adoption, and Submittal of State Implementation Plans.

The California Air Resources Board has certified that the public hearing requirements of 40 CFR 51.4 have been met.

EPA has determined that this regulation is "specialized" and therefore, not subject to the procedural requirements of Executive Order 12044.

(Sections 110 and 301(a) of the Clean Air Act as amended (42 U.S.C. §§ 7410 and 7610(a)))

Dated: May 14, 1980.

Paul DeFalco, Jr.,

Regional Administrator.

[FR Doc. 80-16114 Filed 5-27-80; 8:45 am]

BILLING CODE 6560-01-M

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40 CFR Part 52

[FRL 1500-5]

State and Federal Administrative Orders Revising the Michigan State Implementation Plan

AGENCY: U.S. Environmental Protection Agency.

ACTION: Notice of withdrawal of proposed rulemaking.

SUMMARY: The purpose of this notice is to announce the withdrawal of the Notice of Proposed Rulemaking which appeared February 13, 1980, at 45 FR 9752. In a letter dated March 12, 1980 the State of Michigan withdrew Final Order No. 01-1979 as a proposed SIP revision under Part D of the Clean Air Act (42 U.S.C. 7501 *et. seq.*).

FURTHER INFORMATION MAY BE OBTAINED FROM: Gary Gulezian, Chief, Regulatory Analysis Section, Air Programs Branch, U.S. Environmental Protection Agency Region V, 230 South Dearborn Street, Chicago, Illinois 60604 (312) 886-6029.

SUPPLEMENTARY INFORMATION: On April 25, 1979 the State of Michigan submitted a revision to its State Implementation Plan (SIP). The revision was submitted to meet Part D of the Clean Air Act. (42 U.S.C. 7501 *et. seq.*). Part D requires each State to revise its SIP to provide for attainment of the National Ambient Air Quality Standards (NAAQS) in areas designated as nonattainment under Section 107(d) of the Clean Air Act. The April 25, 1979 submittal indicated that the State's control strategy for the sulfur dioxide nonattainment area of Midland County would be the Commission's Final Order No. 01-1979 issued to the Dow Chemical Company. The Order has been previously submitted to the U.S. Environmental Protection Agency on February 14, 1979, as a site specific SIP revision. USEPA proposed to disapprove the Order as a site specific revision on June 19, 1979, at 44 FR 35263. On February 13, 1980 at 45 FR 9752 USEPA proposed to disapprove the Order on the basis that it failed to meet Part D requirements of the Clean Air Act. (42 U.S.C. 7501 *et. seq.*).

Thereafter on March 12, 1980 the Michigan Department of Natural Resources, Air Quality Division (MDNR) requested the withdrawal of Order No. 01-1979 as the State's Part D sulfur dioxide control strategy on the basis that enforcement of the sulfur dioxide emission limitations in the existing federally approved Michigan State Implementation Plan provides for attainment of the sulfur dioxide national ambient air quality standards in Midland County, Michigan. In its letter of March 12, 1980 the Air Quality Division, MDNR, stated "If EPA approves Dow's site specific SIP revision, then that will modify our existing State Implementation Plan. If EPA disapproves Dow's site specific SIP revision then Dow must comply with the existing particulate and sulfur dioxide

emission limitations. We recognize that there may have to be penalties associated with such delayed compliance with the existing SIP, but clearly a new SIP is not required." On March 26, 1980 at 45 FR 19566 USEPA disapproved the Order as a site specific revision under Section 110(a) and (c) of the Clean Air Act.

Dated: May 9, 1980.

John McGuire,

Regional Administrator.

[FR Doc. 80-15955 Filed 5-27-80; 8:45 am]

BILLING CODE 6560-01-M

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40 CFR Part 52

[1501-2]

Approval and Promulgation of Implementation Plans; Maricopa County Urban Planning Area Nonattainment Area Plan for Total Suspended Particulates

AGENCY: Environmental Protection Agency.

ACTION: Notice of Proposed Rulemaking.

SUMMARY: A Revision to the Arizona State Implementation Plan (SIP) was submitted to the Environmental Protection Agency (EPA) by the Governor's designee on November 13, 1979. This revision consists of the Maricopa County Urban Planning Area Nonattainment Plan for Total Suspended Particulates (TSP). The intended effect of the revision is to meet the requirements of Part D of the Clean Air Act, as amended in 1977, "Plan Requirements for Nonattainment Areas" for TSP.

The TSP plan has been evaluated for conformance with Part D of the Clean Air Act. this notice provides a description of the TSP plan, summarizes the applicable Clean Air Act requirements, compares the TSP plan to those requirements, and proposes approval, conditional approval, or disapproval for each portion of the TSP plan.

The EPA invites public comments on the TSP plan, the identified deficiencies, the suggested corrections and associated proposed deadlines, and whether the overall TSP plan or certain portions of the TSP plan should be approved, conditionally approved, or disapproved, especially with respect to the requirements of Part D of the Clean Air Act.

DATES: Comments may be submitted until June 27, 1980.

ADDRESSES: Comments may be sent to: Regional Administrator, Attn: Air & Hazardous Materials Division, Air Technical Branch, Regulatory Section (A-4), Environmental Protection Agency, Region IX, 215 Fremont Street, San Francisco, CA 94105. Copies of the proposed Revision/Nonattainment Area Plan and EPA's associated Evaluation Report are contained in document file NAP-AZ-1 and are available for public inspection during normal business hours at the EPA Region IX office at the above address and at the following locations:

Maricopa Association of Governments, 1820 West Washington Street, Phoenix, AZ 85007.

Arizona Department of Health Services, 1740 West Adams Street, Phoenix, AZ 85007.

Public Information References Unit, Room 2404 (EPA Library), 401 "M" Street SW., Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT: Douglas Grano, Chief, Regulatory Section, Air Technical Branch, Air & Hazardous Materials Division, Environmental Protection Agency, Region IX, (415) 556-2938.

SUPPLEMENTARY INFORMATION:

Proposed Actions

The following portions of the TSP plan have been determined to be consistent with Part D and are proposed to be approved and incorporated into the SIP: modeling, reasonable further progress, annual reporting, public and local government involvement, and public hearing requirements.

The following portions of the TSP plan contain minor deficiencies with respect to Part D and are proposed to be approved and incorporated into the SIP, with the condition that each deficiency be corrected by a specified deadline: emission inventory, emission reduction estimates, attainment provision, legally adopted measures, and resources.

The following portions of the TSP plan are proposed to be disapproved as they constitute major deficiencies with respect to Part D: emissions growth and permit program. As a result of these major deficiencies, the overall TSP plan must be disapproved by EPA with respect to Part D. This overall disapproval of the TSP plan would result in the continuation of the prohibition on construction of certain major new or modified sources in the Maricopa County Urban Planning Area. This prohibition is required by the Clean Air Act and is discussed in detail in the July 2, 1979 Federal Register notice (44 FR 38471).

Upon correction of these major deficiencies, EPA would propose in a subsequent Federal Register notice approval or conditional approval of the overall plan with respect to Part D. Approval or conditional approval of all portions of the TSP plan would be sufficient to lift the current prohibition on construction.

Background

New provisions of the Clean Air Act, amended in August 1977, Public Law No. 95-95, require states to revise their SIPs for all areas that do not attain the National Ambient Air Quality Standards (NAAQS).

On April 4, 1979 (44 FR 20372), EPA published a General Preamble for Proposed Rulemaking on Approval of Plan Revisions for Nonattainment Areas. In addition, EPA published Supplements to the General Preamble on July 2, August 28, September 17, and November 23, 1979 (44 FR 38583, 50371, 53761, and 67182). The General Preamble supplements this notice by identifying the major considerations that will guide EPA's evaluation of the plan submittal.

The Maricopa County Urban Planning Area is currently designated as nonattainment for carbon monoxide (CO), ozone (O_3) and total suspended particulates (TSP).

On February 23, 1979, the Governor's designee submitted the Nonattainment Area Plan for Carbon Monoxide and Ozone for the Maricopa County Urban Planning Area to EPA as a revision to the SIP. EPA evaluated the submitted plan with respect to the Clean Air Act requirements and published a notice of proposed rulemaking in the Federal Register on June 11, 1979 (44 FR 33433). On July 3, 1979, the Governor's designee submitted an additional revision to the SIP which supplemented and superseded portions of the plan submitted on February 23, 1979 concerning ozone. EPA evaluated the submitted revision with respect to the Clean Air Act requirements and published a notice of proposed rulemaking in the Federal Register on October 30, 1979 (44 FR 62296). The above notices provided a description of each revision, summarized the applicable Clean Air Act requirements, compared each revision to those requirements, identified major deficiencies, and suggested corrections.

Description of Proposed SIP Revision

On November 13, 1979 the Governor's designee submitted the Nonattainment Area Plan for Total Suspended Particulates for the Maricopa County Urban Planning Area to EPA as a revision to the Arizona SIP. Preparation of the proposed SIP revision was coordinated by the Maricopa Association of Governments which was designated by the Governor as the air quality planning organization for the

Maricopa County Nonattainment Area. The nonattainment area plan for the Maricopa area, addressed in this notice, consists of the following major components:

—A basic description of the nonattainment area including topography, air monitoring network, and air quality standards;
—An emission inventory identifying emission source categories and their estimated present and projected emissions;
—A listing of potential control measures and an analysis of each measure's technical and economic impact;
—A discussion of the specific control strategies selected from the listing of potential control measures and incorporated into the plan including their description, implementation, and impact;
—An identification of resources as they apply to the selected control strategies; and
—A discussion of the public participation, intergovernmental consultation, and continuing planning processes.

The selected control strategies described in the plan include:

—Pavement of unpaved roads;
—Limiting speeds on unpaved roads through regulation and enforcement;
—Closing of unnecessary unpaved roads;
—Controlling disturbed soil surfaces through posting and enforcement;
—Construction of curbs, gutters, and sidewalks on paved roads;
—Controlling emissions from construction through improved enforcement of construction regulations and cooperation among local governments;
—Infilling of vacant land inside of the urbanized area;
—Controlling industrial sources through enforcement of existing rules and regulations for new source review and new source performance standards;
—Controlling indirect sources; and
—Conducting a public education campaign designed to inform the public on what they can do to reduce particulate problems.

Criteria for Approval

The following list summarizes the basic requirements for Nonattainment Area Plans. The citations which follow refer to Part D of the Clean Air Act.

1. An accurate inventory of existing emissions (172(b)(4)).
2. A modeling analysis indicating the level of control needed to attain by 1982 (172(a)).
3. Emission reduction estimates for each adopted control measure (172(a)).
4. A provision for expeditious attainment of the standards (172(a)).
5. Provisions for reasonable further progress as defined in section 171 of the Act (172(b)(3)).
6. Adoption in legally enforceable form of all measures necessary to provide for attainment or, where adoption by 1979 is not possible, a schedule for development, adoption, submittal, and implementation of these measures (172(b)(2), (8) and (10)).
7. An identification of an emissions growth increment (172(b)(5)).
8. Provisions for annual reporting with respect to items (5) and (6) above (172(b)(3) and (4)).
9. A permit program for major new or modified sources (172(b)(6) and 173).
10. An identification of and commitment to the resources necessary to carry out the plan (172(b)(7)).
11. Evidence of public, local government, and state involvement and consultation (172(b)(9)).
12. Evidence that the proposed SIP revisions were adopted by the State after reasonable notice and public hearing (172(b)(1)).

Discussion

The paragraph numbers below correspond to the Part D nonattainment area plan requirements described in the preceding section, CRITERIA FOR APPROVAL.

As noted in the SUMMARY section, EPA reviewed the TSP plan for conformance with these requirements and, in this section, identifies the portions of the plan that (1) are approvable, (2) are conditionally approvable, or (3) contain a major deficiency, which causes disapproval of that portion of the plan and the overall plan with respect to Part D. Where a plan deficiency is identified, recommendations for revision of the plan are specified.

1. *Emission Inventory*

Two emission inventories were presented in the TSP plan. One inventory represents emissions for the entire county, Table 2.2–1, and the second, a gridded inventory, Table 2.4–2, represents emissions for the nonattainment area only. The nonattainment area, referred to as the Urban Planning Area, contains 98% of the county population and contains only 66% of the county particulate emissions.

A narrative description of the county inventory is presented in the plan. Most emission factors utilized throughout the county inventory were derived from AP–42, "Compilation of Air Pollutant Emission Factors." A second emission factor reference cited in the plan was "An Implementation Plan for Suspended Particulate Matter in the Phoenix Area, Volume II." This document was used for preparation of the plan as the best available source of information.

The county inventory presented in the plan contains some incorrect data. This inventory is equivalent to the original "Maricopa County 1977 Comprehensive, Stationary, Mobile and Area Source Emission Inventory," which was prepared by the county and submitted to EPA in 1978. An errata sheet correcting this original inventory was sent to EPA in January 1979; however these corrections were not reflected in the plan's inventory. The corrections include adjustments to the Farming Operations and Construction and Demolition categories.

The gridded urban inventory is of primary concern since it represents emissions specifically from the nonattainment area. However, no narrative accompanied the gridded inventory. Source categories are not entirely consistent between the two inventories and emissions between the two inventories vary considerably in certain categories, particularly where the county inventory is in error. For example:

a. The emissions on pages 2–23 through 2–28 and page 2–29 do not coincide.

b. There are inconsistencies in the "Projected Emissions Uncontrolled" column of Table 3.4–1 (page 3–13, 3–14) for grids 22, 23, 24, and 26 and in Table 2.4–1.

This portion of the plan is proposed to be approved with the condition that the State submit by December 31, 1980 an accurate TSP emissions inventory for the Urban Planning Area which rectifies the inconsistencies between the gridded and the county inventories, identified above.

2. *Modeling*

The TSP plan utilizes rollback modeling which is an acceptable technique for the 1979 SIP revision. Therefore EPA proposes to approve this portion of the plan.

3. *Emission Reduction Estimates*

The TSP plan contains a general commitment to the study of fugitive dust and other nontraditional control measures (see ATTAINMENT DEMONSTRATION discussion). Therefore, EPA proposes to approve this portion of the plan.

4. *Attainment Provision*

The plan identifies State and locally adopted regulations which reflect an emission limit that requires reasonably

available control technology for existing major source categories. In addition, the plan indicates that fugitive dust emissions comprise a major portion of the TSP inventory, and that reductions in these emissions will be necessary to attain the NAAQS. Due to (1) the unavailability of precise emission factors for the fugitive dust sources and (2) the need to further study potential control measures for these sources, the TSP plan cannot, at this time, quantify the expected emission reductions.

In such cases, where study and implementation of nontraditional control measures is necessary to attain the standards, it is EPA policy that the plan need not provide a quantitative demonstration of attainment. Instead, the plan may provide a commitment and a schedule for the development, adoption, and implementation of those control measures necessary for the attainment of the primary TSP standards by December 31, 1982. If the necessary commitment and schedule were included in the plan, a demonstration of attainment could be approved based on future implementation of the resulting control measures. Therefore, this portion of the plan is proposed to be approved with the condition that the State submit by December 31, 1980 a commitment and a schedule for the development, adoption and implementation of those control measures necessary for attainment of the primary TSP standards by December 31, 1982.

With respect to the secondary TSP standard, the State has not submitted an attainment plan. Due to the fact that attainment of the secondary standard will require emission reductions greater than those that would result from the expeditious application of reasonably available control technology, EPA proposes to extend the submittal deadline from January 1, 1979 to July 1, 1980, pursuant to section 110(b).

5. *Reasonable Further Progress*

The plan provides for regular incremental reductions needed for expeditious attainment, as required by Section 172(b)(3). Therefore, EPA proposes to approve this portion of the plan.

6. *Legally Adopted Measures*

The TSP plan, as noted above, identifies State and locally adopted regulations which reflect an emission limit that is equivalent to reasonably available control technology for major source categories. In addition, the TSP plan contains a general commitment to the study of fugitive dust and other, nontraditional control measures.

As discussed in the ATTAINMENT DEMONSTRATION section of this notice, the TSP plan contains a minor deficiency since it does not contain a commitment and schedule for the development, adoption, and implementation of those control measures necessary for attainment by December 31, 1982. This LEGALLY ADOPTED MEASURES section is deficient for the same reason, and is therefore proposed to be approved under the same condition stated in the ATTAINMENT DEMONSTRATION section.

7. *Emissions Growth*

The TSP plan does not provide either an emissions growth increment or an offset requirement for those emissions resulting from major new stationary source growth as required by Section 172(b)(5). The lack of either provision is a major deficiency. As a result, EPA proposes to disapprove this portion of the plan and the plan overall with respect to Part D. Upon submittal of either provision, EPA would reconsider the disapproval of this portion of the plan. The overall plan with respect to Part D, however, cannot be approved or conditionally approved until both the emissions growth and the permit program (discussed in criterion 9 below) requirements are satisfied.

8. *Annual Reporting*

The plan contains a commitment to submit annual reports of reasonable further progress, including an updated emissions inventory. Therefore, EPA proposes to approve this portion of the plan.

9. *Permit Program*

The plan does not contain an adopted, legally enforceable preconstruction review permit program for new or modified major stationary sources as required by Sections 172(b)(6) and 173. The lack of an adopted permit program is a major deficiency. As a result of this deficiency, EPA proposes to disapprove this portion of the plan and the plan overall with respect to Part D. Upon submittal of the required permit program, EPA would reconsider the disapproval of this portion of the plan. The overall plan with respect to Part D, however, cannot be approved or conditionally approved until both the permit program and the emissions growth (discussed in criterion 7 above) requirements are satisfied.

10. *Resources*

The plan does not specifically identify and commit all financial and manpower resources necessary for plan implementation, nor does the proposed plan provide resource commitments on the part of all implementing agencies. Documentation delineating these essential commitments must be submitted in order to fully meet the provisions of Section 172(b)(7) of the Act. This portion of the plan is proposed to be approved with the conditions that the State submit documentation delineating such commitments by July 1, 1980.

11. *Public and Government Involvement*

The plan provides evidence of public, local government, and State involvement and consultation in the planning process and includes a transcript of the public hearing. In addition, the plan identifies and analyzes air quality, health, welfare, economic, energy, and social effects of the proposed plan provisions. The plan also documents the process used in designating responsible entities for preparing and implementing the revised SIP. Thus, all requirements of Section 172(b)(9) appear to be satisfied and EPA proposes to approve this portion of the plan.

12. *Public Hearing*

Documentation submitted by the State indicates that the plan was adopted by the State after reasonable notice and public hearing as required by Section 172(b)(1). Therefore EPA proposes to approve this portion of the plan submittal.

Public Comments

Under Section 110 of the Clean Air Act, as amended, and 40 CFR Part 51, the Administrator is required to approve or disapprove revisions to the SIP submitted by the State. The Regional Administrator hereby issues this notice setting forth the SIP revision described above as proposed rulemaking and advises the public that interested persons may participate by submitting written comments to the Region IX office.

The EPA Region IX office specifically invites public comment on whether to conditionally approve the items identified in this notice as deficiencies in the nonattainment area plan. EPA is further interested in receiving comment on the specified deadlines for the State to submit the corrections, in the event of conditional approval.

Comments received by June 27, 1980 will be considered. Comments received will be available for public inspection at the EPA Region IX office and at the locations listed in the ADDRESSES Section of this notice.

The Administrator's decision to approve, conditionally approve, or disapprove the proposed revisions will be based on the comments received and on a determination whether the revisions/scheduled revisions meet the requirements of Section 110(a)(2) and Part D of the Clean Air Act, and 40 CFR Part 51, Requirements for Preparation, Adoption, and Submittal of State Implementation Plans.

EPA believes the available period for comment is adequate because:

(1) The plan has been available for inspection and comment since January 2, 1980;

(2) EPA's notice published in the January 2, 1980 Federal Register (45 FR 52), indicated that the comment period would be 30 days; and

(3) EPA has a responsibility under the Act to take final action as soon as possible after July 1, 1979 on that portion of the SIP that adddresses the requirements of Part D.

Under Executive Order 12044, EPA, is required to judge whether a regulation is "significant," and therefore subject to the procedural requirements of the Order or whether it may follow other specialized development procedures. EPA labels these other regulations "specialized". EPA has reviewed the regulations being acted upon in this notice and determined that they are specialized regulations not subject to the procedural requirements of Executive Order 12044.

(Section 110, 129, 171 to 178, and 301(a) of the Clean Air Act, as amended (42 U.S.C. §§ 7410, 7429, 7501 to 7508, and 7601(a)))

Dated: April 3, 1980.

Paul De Falco, Jr.,

Regional Administrator.

[FR Doc. 80-16202 Filed 5-27-80; 8:45 am]

BILLING CODE 6560-01-M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Parts 263 and 264

U.S. Standards for Grades of Fish Fillets; "U.S. Standard for Grades of Frozen Fish Blocks and Products Therefrom"; Clarification of Labeling Requirements To Distinguish Between Products Made From Fish Blocks and Fish Fillets

AGENCY: National Marine Fisheries Service.

ACTION: Advance notice of proposed rulemaking.

SUMMARY: The purpose of this Advance Notice of Proposed Rulemaking is to notify all interested persons that the National Marine Fisheries Service (NMFS) is seeking information to determine whether label identity statements for products made from fish fillets and those made from fish portions cut from fish blocks need further clarification. This notice is soliciting comments on the necessity for a further clarification of existing regulations as well as the desirability of holding public meetings to allow all interested persons an opportunity to participate and submit their views on this issue to the NMFS.

DATES: All written comments must be received on or before September 30, 1980.

ADDRESS: Send comments to: Assistant Administrator for Fisheries, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, U.S. Department of Commerce, Washington, D.C. 20235.

FOR FURTHER INFORMATION CONTACT: James R. Brooker, Seafood Research, Inspection and Consumer Services Division, National Marine Fisheries Service, Washington, D.C. 20235 (202) 634-7458.

SUPPLEMENTARY INFORMATION: In recent Civil Action No. 77-592 (*Mrs. Paul's Kitchens, Inc. v. Joseph Califano, Secretary of the Department of Health, Education, and Welfare*) the U.S. District Court for the Eastern District of Pennsylvania found that the labeling of a Mrs. Paul's product composed of more than one piece of fish cut from a fish block as "fish fillets" was neither false nor misleading. Based on this finding, the court has indicated that the terms "fillet" and "portion" may be used interchangeably for the same product (i.e., "portion" for "fillet", or "fillet" for "portion"). Following this ruling, the NMFS finds that inconsistency, confusion, and ambiguity may exist in products labeled in accordance with United States Department of Commerce (USDC) regulations. Under existing Department of Commerce regulations the words "portion" and "fillet" are well defined so that consumers and the trade can maintain uniformity of nomenclature in the marketplace by distinguishing between these two major product forms on the product label. Present USDC descriptions for these terms are as follows:

Raw and Raw Breaded Portions (50 CFR Part 264, Subpart B, E, G)—consist of clean, wholesome, shaped masses of cohering pieces (not ground) of fish flesh. The fish portions are cut from frozen fish blocks.

Fish Fillets, (50 CFR Part 263) * * * consists of clean, whole, wholesome fillets or primarily large pieces of clean, whole, wholesome fillets cut away from either side of (species indicated); the fillets may be either skinless or with skin-on.

GENERAL INFORMATION: The regulations covering U.S. Standards for Grades for raw breaded and fried portions cut from fish blocks were promulgated in September 1963 to provide for the orderly marketing of uniform portioned products in the marketplace. The production of various styles of fish portions and fish fillets as reported by NMFS Fishery Resource Statistics has grown as follows:

[1,000 of pounds]

	1963	1978
Fried breaded fish portions	5,356.0	174,197.0
Raw breaded fish portions	16,466.0	179,988.0
Raw fish portions	1,969.0	32,426.0
Raw fish fillets	165,985.0	183,490.0

In all cases in which Federal/State statistics are collected and reported, "portions" or "fillets" are recorded as two distinct items.

In the institutional market (military, schools, state institutions, hospitals, large restaurants and fast food chains) these product forms have always been traditionally marketed and differentiated as "portions" or "fillets" in whatever other style of presentation (i.e., batter fried cod portions, raw breaded fish portions, raw cod fillets).

From 1960 to present, labels approved by NMFS in connection with its fishery product inspection program are required to have clear identification of the product form ("portions" or " fillets") as described in the promulgated U.S. Grade Standards. Further, this same differentiation between product form is maintained in the International Codex Standards for these products to assure orderly marketing among Nations.

In the event the terms "portions" and "fillets" are used interchangeably in the marketplace for fish products, the likely result will be misunderstanding, confusion, and ambiguity in the marketing and trade of these products. This confusion would impact adversely on the orderly marketing and consumer confidence in the use of these products.

It is the intent of NMFS to seek public comment initially in written form, including requests for public meetings, to gain information from all interested persons concerning their cognizance of and views concerning the terms "portion" and "fillet" in order to develop the necessary information for promulgating regulations to assure clarity and uniformity of nomenclature in the marketplace between these product forms.

In submitting written comments, please focus on the following questions,

giving reasons and information source when applicable:

1. Is there a difference between fish portions cut from fish blocks and fish fillets?
2. If so, should that difference be maintained on the product label?
3. If not, should the terms "portion" and "fillet" be used interchangeably?
4. If used interchangeably, how should they be defined?
5. Would a public hearing be a desirable method of gathering information on the issue?
6. If a public hearing is recommended, what is your preference for a convenient location?

Dated: May 15, 1980.

Winfred H. Meibohm,

Executive Director, National Marine Fisheries Service.

[FR Doc. 80-16131 Filed 5-27-80; 8:45 am]

BILLING CODE 3510-22-M

Notices

Federal Register
Vol. 45, No. 104
Wednesday, May 28, 1980

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

Forest Service

Special Salvage Timber Sale Program (SSTS); Forest Service Policy

AGENCY: Forest Service, USDA.

ACTION: Service-wide Program Implementation.

SUMMARY: This announcement implements the Special Salvage Timber Sale Program (SSTS) on all National Forests effective upon issuance of a revision to Forest Service Manual section 2438.4. Forest Service Interim Directive No. 48, issued February 27, 1979, originally published in the Federal Register, Friday, October 20, 1978, with minor modification will be incorporated into the Forest Service directives system. Minor modification involves the length of the sale period originally specified as no more than one year. The change to FSM 2438.4 provides for the sale period to extend through the following operating season when a sale is sold partway through the previous operating season.

FOR FURTHER INFORMATION CONTACT: Jim Beavers or George Leonard, Forest Service, USDA, Timber Management Staff, P.O. Box 2417, Washington, D.C. 20013 (202) 447-4051.

SUPPLEMENTARY INFORMATION: The Special Salvage Timber Sale Program is a joint program administered by the Forest Service and the Small Business Administration (SBA). It provides for preferential award of certain salvage sales, funded under Section 14(h) of the National Forest Management Act of 1976, to loggers and forest products concerns with 25 or fewer employees under size standards promulgated by the Small Business Administration.

A test program was conducted on 11 National Forests in Regions 1, 5, and 6 during 1979, which resulted in 187 individual sales totaling 62,886 MBF. A joint review of the test program by Forest Service and Small Business Administration officials in October 1979 found it to be highly successful with problems of a relatively minor nature. The SSTS Program will be authorized on all National Forests, upon issuance of revised instructions to Forest Service field personnel.

Dated: May 21, 1980.

R. Max Peterson,

Chief, Forest Service.

[FR Doc. 80-16061 Filed 5-27-80; 8:45 am]
BILLING CODE 3410-11-M

CIVIL AERONAUTICS BOARD

[Docket No. 35381; Order 80-5-129]

Aerlinte Eireann Teoranta; Authority To Operate On-Route Charters

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 19th day of May 1980.

Order Rescinding Order and Granting Blanket Statement of Authorization

By Order 79-4-138, dated April 20, 1979, we notified Aerlinte Eireann Teoranta (Aerlinte) that it could not conduct any on-route charter trip unless specific authority in the form of a Statement of Authorization to conduct such trip had been granted by the Board. This action was taken under section 212.4(b) of the Board's Economic Regulations and resulted from an Irish Government policy of giving its national carrier, Aerlinte, a right of first refusal over charter flights proposed by certain U.S. authorized air carriers.[1] See 44 FR 24897.

By a Memorandum of Consultations dated March 29, 1980, Delegations of the United States and Ireland, recognizing the significant role of charter air transportation in the U.S.-Ireland market, agreed to remove the uncertainties affecting charter operations of the airlines of the two countries. The Irish Delegation offered assurances that the "first refusal" policy of its government would be discontinued,[2] and it undertook to eliminate prior approval of U.S. airline charter programs, subject to advance notice requirements and charterworthiness rules.

The U.S. Delegation agreed to rescind the requirement that the Irish designated airline obtain our approval before operating charters, on-route and off-route, between Ireland and U.S. cities.

On April 2, 1980, Aerlinte requested that we rescind Order 79-4-138.

We have received no answers to the request.

We will grant Aerlinte's application and rescind Order 79-4-138. In addition, we will grant *sua sponte* a blanket Statement of Authorization to Aerlinte to permit it to conduct off-route charter trips between the United States and Ireland (Third and Fourth Freedom charters) for a one-year period.[3]

We conclude that these actions are consistent with the public interest and with the spirit of the agreements reached between the Irish and United States Delegations. We find that the reasons which caused us to issue Order 79-4-138, requiring Aerlinte to obtain prior flight approval for its on-route charters, no longer exist and that the Order should be rescinded; that grant of a Statement of Authorization to Aerlinte to conduct without our advance flight approval off-route Third and Fourth Freedom charters is in the public interest and consistent with the criteria for such grant set forth in § 212.6; and that there are special and unusual circumstances warranting waiver of § 212.5 and that such waiver is in the public interest.[4] These actions do not constitute our endorsement that the authorized off-route charter trips are hardships qualifying Aerlinte for additional fuel allocation under any fuel allocation program.

Accordingly,

1. We rescind Order 79-4-138;
2. We grant Aerlinte a blanket Statement of Authorization to conduct Third and Fourth Freedom off-route charters, with the exception of charters to direct air carriers and foreign air carriers under § 212.8(a)(4-a);
3. We waive the provisions of § 212.5 insofar as they require the filing of the charter contract between the carrier and its charterers;

[1] Under the provisions of Part 212 of our Economic Regulations, Aerlinte's off-route charters already required advance flight approval.

[2] This assurance was tied to our acceptance of group contractor and similar fares.

[3] We also will waive the provisions of section 212.5, insofar as they require the filing of the charter contract executed between the carrier and its charterers.

[4] This authority does not extend to charters for other direct air carriers and foreign air carriers. See Order 79-12-205, December 31, 1979.

4. Exercise of the authority granted in paragraphs 2 and 3 is otherwise subject to the terms, conditions and limitations in Part 212, Part 129 of the Federal Aviation Regulations, Aerlinte's foreign air carrier permit, and any other applicable provisions of the Act and the Board's Regulations;

5. The authority granted in paragraphs 2 and 3 shall be effective for a one-year period;

6. We may amend, modify or revoke this order at our discretion without hearing; and

7. We will serve copies of this order upon Aerlinte, the Ambassador of Ireland in Washington, D.C., Transamerica Airlines, World Airways, Trans World Airlines, and Pan American World Airways.

This order will be published in the Federal Register, and will be transmitted to the President.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,[5]

Secretary.

[FR Doc. 80-16134 Filed 5-27-80; 8:45 am]

BILLING CODE 6320-01-M

Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart Q of the Board's Procedural Regulations

Notice is hereby given that, during the week ended May 16, 1980 CAB has received the applications listed below, which request the issuance, amendment, or renewal of certificates of public convenience and necessity or foreign air carrier permits under Subpart Q of 14 CFR Part 302.

Answers to foreign permit applications are due 28 days after the application is filed. Answers to certificate applications requesting restriction removal are due within 14 days of the filing of the application. Answers to conforming applications in a restriction removal proceeding are due 28 days after the filing of the original application. Answers to certificate applications (other than restriction removals) are due 28 days after the filing of the application. Answers to conforming applications or those filed in conjunction with a motion to modify scope are due within 42 days after the original application was filed. If you are in doubt as to the type of application which has been filed, contact the applicant, the Bureau of Pricing and Domestic Aviation (in interstate and overseas cases) or the Bureau of International Aviation (in foreign air transportation cases).

[5] All Members concurred.

Subpart Q Applications

Date filed	Docket No.	Description
May 12, 1980	38159	Bradley Air Services Limited, c/o John W. Crichton, Carp Airport, Carp, Ontario, Canada K0A 1L0. Application of Bradley Air Services Limited pursuant to Section 402 of the Act and Subpart Q of the Board's Regulations requests a Foreign Air Carrier Permit to perform large aircraft charter air services between Canada and the United States pursuant to the non-scheduled air services agreement of May 8, 1974, as amended. Answers may be filed by June 9, 1980.
May 16, 1980	38187	Lone Star Airways, Inc., c/o Harry A. Bowen, 234 Georgetown Building, 2233 Wisconsin Avenue, NW., Washington, D.C. 20007. Application of Lone Star Airways, Inc., pursuant to Section 401 of the Act and Subpart Q of the Board's Regulations requests a certificate to engage in scheduled air transportation of passengers, property and mail as follows: Between the terminal point Houston, Texas, the intermediate points New Orleans, Louisiana, St. Louis, Missouri, Chicago, Illinois, Indianapolis, Indiana, Cincinnati and Columbus, Ohio, Birmingham, Alabama, Memphis and Nashville, Tennessee, Louisville, Kentucky, Philadelphia and Pittsburgh, Pennsylvania, New York, New York, Washington, D.C., Richmond, Virginia, Raleigh, Greensboro and Charlotte, North Carolina, Atlanta, Georgia, Jacksonville, Orlando, Tampa, West Palm Beach, Fort Lauderdale, Florida, and the terminal point Miami, Florida. Conforming Applications and Answers are due June 13, 1980.
May 16, 1980	38188	Lone Star Airways, Inc., c/o Harry A. Bowen, 234 Georgetown Building, 2233 Wisconsin Avenue, NW., Washington, D.C. 20007. Application of Lone Star Airways, Inc., pursuant to Section 401 of the Act and Subpart Q of the Board's Regulations requests a certificate to engage in scheduled air transportation of passengers, property and mail as follows: Between the coterminal points Houston, Texas, New Orleans, Louisiana, Atlanta, Georgia, New York, New York, Tampa, Orlando, West Palm Beach, Fort Lauderdale and Miami, Florida and the coterminals Bermuda, Freeport and Rock Sound, the Bahamas, Grand Turk, Turks and Caicos, Montego Bay, Jamaica, Port au Prince, Haiti, and Santo Domingo, Dominican Republic. Conforming Applications and Answers are due June 13, 1980.

Phyllis T. Kaylor,

Secretary.

[FR Doc. 80-16136 Filed 5-27-80; 8:45 am]

BILLING CODE 6320-01-M

[Docket No. 37554; Order 80-5-139]

Establishment of the Standard Foreign Fare Level and Revisions of International Zones of Reasonableness

Adopted by the Civil Aeronatutics Board at its office in Washington, D.C., on the 20th day of May 1980.

Order

The International Air Transportation Competition Act (IATCA), Pub. L. 96-192, was enacted on February 15, 1980. Under section 24(a) of the IATCA, the Board establishes a Standard Foreign Fare Level (SFFL) by adjusting the SFFL base [1] periodically by percentage changes in actual operating costs per available seat-mile (ASM). The SFFL thus computed forms the ceiling of a statutory no-suspend zone similar to the zone of reasonableness established by the Airline Deregulation Act and set forth in section 1002(d) of the Federal Aviation Act of 1958 (the Act). Order 80-2-69 established the first interim SFFL reflecting guidelines set forth in the IATCA. On August 12, 1980, the 5 percent upward flexibility zone mandated by the IATCA [2] will become effective.

We have been aware, of course, that the SFFL methodology must necessarily be subject to alterations and refinements as we gain experience with it. The work done thus far represents our best efforts to comply with the Congressional mandate to assure cost pass-throughs on a timely basis. And, even as the first inflation adjustments have been fashioned, we have, in accordance with the Congressional design, been studying the reasonableness of the October 1, 1979, fare levels which, in general provide the SFFL base. Congress provided for a formal proceeding to determine the appropriateness of fares in selected markets. That case, the *Standard Foreign Fare Level Investigation,* Docket 37730, is going forward and will be completed by this August. The Board has always intended consideration, at the conclusion of the case, of additional or expanded zones of fare flexibility

[1] As defined in new section 1002(j)(7) of the Federal Aviation Act of 1958.

[2] See new section 1002(j)(6)(B) of the Act.

beyond those contemplated in the IATCA.

Pan American now requests fare flexibility prior to the conclusion of Docket 37730 and additional to statutory requirements.[3] The carrier points out that U.S. scheduled carriers operating international services have experienced severe financial problems in the fourth quarter of 1979. During the first quarter of 1980, it expects the situation to deteriorate even further. Pan American suggests that an immediate relief is required and that this relief should take the form of an immediate ten percent upward flexibility, which would be added to the statutory five percent to be permitted in August as established by the IATCA, for a total 15 percent zone of upward flexibility.

This Order contains the new SFFL levels and also constitutes our response to the Pan American petitions. It reflects a substantial and unprecendented increase in Board international fare ceilings. It is important to delineate, therefore, what we are and are not deciding. This action does not reflect a determination that the October 1 base fare levels are too low. The question of the adequacy of the base fare level is, of course, at issue with respect to several key markets in the *Investigation*. Suffice it to say that, at this time, we are not convinced that the poor financial results experienced by most international carriers to date reflect a problem with either the base fare levels or the SFFL updating methodology. Rather, it appears that in many, if not most, markets the carriers are not fully implementing, or not implementing on a timely basis, the SFFL increases permitted.[4] Given the operating margins in the airline industry, this can easily make the difference between substantial profit and loss. There are several reasons for the state of affairs: (a) Inadequate lead time; (b) market pressure; and (c) adverse action or inaction by foreign governments. The causes are at least in part ambiguous, the results clearly unsatisfactory. Aggregate losses for U.S. international carriers during the 4th quarter 1979 more than totaled 82 million. While official reports have not yet been complied for the 1st quarter of 1980, publicly reported data indicates the losses will increase substantially.

Regardless of the cause of the financial results obtained to date, we are committed to seek ways to improve the situation and to provide such immediate releif as is possible, consistent with our statutory obligations. We recognize that the current recessionary environment in which carriers are operating involves a number of concurrent transitional processes, including several arising out of the enormous increases in jet fuel prices over the last year, even as competitive pressures increase as a result of our policies. Fuel inefficient aircraft must be replaced. The run up in fares could have long-term marketing consequences because of demand elasticity. Long time arrangements involving carrier pro-rate dilution are in some flux. Indeed, the entire process of international fare-making is undergoing changes.

What we decide today is that the long term interests of consumers as well as the industry are best served if the carriers have ample flexibility to solve their current problems without serious impairment of their financial condition, and nothwithstanding that some fares could exceed competitive levels. We are, therefore, adopting five innovations which should provide substantial immediate revenue relief: 1. The SFFL for travel commencing June 1, 1980, will be established on an optional basis for a four month period—June through September—to enable the carriers more readily to sell their fares for travel throughout the entire peak summer period. Carriers who utilize the four-month method will need to seek governmental approval for fare changes only three times a year. This step should also minimize the negative effects of the guaranteed air fare rule, which most U.S. flag carriers have adopted, during a time of rapid cost inflation. We will permit tariffs reflecting this SFFL adjustment to be filed immediately for travel after June 1; 2. We now institute the upward five percent zone of flexibility contemplated by the IATCA to all world areas where this zone has not yet been implemented.[5] 3. We are granting an additional ten percent upward zone of flexibility for fares to and from European points. We believe these particular markets to be quite competitive, considering their geographic proximity, the diversity of carriers serving them, the substantial number of European countries with which the U.S. has entered into liberal bilateral regimes, their traffic mix, and the price competition in the London markets, the largest on the continent. Simply put, we are prepared to allow the competition of the marketplace to be the primary regulator of fares, and allocator of the benefits of the substantial increases in productivity recently experienced, in these markets. Given these competitive conditions, we do not assume that prices need inexorably rise. 4. We approve an additional 5 percent upward flexibility in Pacific markets, for a total of 10 percent. The statutorily required SFFL calculations, as summarized below and set out in the appendices, produced negative cost results in that entity. The decreases are partly attributable to the fact that projected fuel costs used in determining the SFFL for April 1 exceeded the actual fuel costs the Pacific carriers experienced. Unfortunately, they are also attributable to changes in one carrier's accounting methods and to currency fluctuations. The additional 5 percent flexibility will serve as a counterweight to the fact that the data is partially distorted and unreliable to an unknown but significant degree. We expect in the near future to begin examining the SFFL updating methodology in a public proceeding. 5. Particularly because U.S. economic conditions may begin to erode traffic levels and the possible concomitant need for deeply discounted fare proposals, we make explicit our general disposition to act favorably on fares below the zone, on a case-by-case basis.

As in the past, fares to/from countries with which the United States has signed liberal bilaterals will not be subject to fare ceilings: the Netherlands, Belgium, Germany, the Bahamas, Bermuda, Taiwan, New Guinea, Finland, Israel, Jordan, Fiji, Jamaica, Costa Rica, Netherland Antilles, Singapore, Thailand, and Korea.

We emphasize that our actions do not in any way prejudge the case in Docket 37730, nor in any way prejudge any future decision regarding fare flexibility. We are taking these steps now to provide the carriers with the relief Pan American requests and which our staff has verified is necessary. Indeed, we will review the entire situation during the late summer and determine whether the new policies should be extended, modified, or withdrawn.

Four-Month SFFL

In establishing the SFFL for the four month period commencing June 1, 1980, we have projected non-fuel costs, based on the quarter ended December 31, 1979, and we have adjusted fuel prices to reflect the experienced monthly rate of

[3] These requests came in letter-petitions to the Board dated April 16 and 29, 1980.

[4] The updating methodology has produced increases thus far of up to 19 percent over the October 1 fare levels. The carriers have only implemented a fraction, certainly less than 50 percent, of these increases.

[5] We previously granted an upward five percent flexibility on fares between the United States and Europe, in Order 80-2-69, January 29, 1980. Fares to and from Norway, Sweden, and Denmark will continue to be governed by a specific fares agreement negotiated by the respective governments in March.

fuel cost escalation. Our calculations measure inflation from October 1, 1979 to August 1, 1980, the midpoint of the June–September projection period, for the three rate-making entities: Atlantic, Latin America, and Pacific. The four-month average of December–March fuel cost increases produces the following rates of escalation: 4.71 cents per gallon in the Atlantic; 3.70 cents per gallon in Latin America; and 5.57 cents per gallon in the Pacific. The resulting projections are fuel prices of 124.75 cents in the Atlantic; 109.09 cents in Latin America; and 125.39 cents in the Pacific at August 1, 1980.[6]

Consequently, based on our calculations, we find the projected actual ceiling adjustment factor to be 18.41 percent in the Atlantic, 20.09 percent in Latin America, and 15.47 percent in the Pacific, over the October 1, 1979, level. (See Appendix B.) This results in an increase over the April 1, 1980, ceiling fares of 3.82 percent in the North Atlantic and 4.03 percent in Latin America, and a reduction of 1.48 percent in the Pacific.

Two-Month SFFL

As above, our calculations, based on the quarter ended December 31, 1979, measure inflation from October 1, 1979, to July 1, 1980, the midpoint of the June–July projection period, for the three rate-making entities. The rates of escalation are the same and result in fuel price projections of 120.04 cents in the Atlantic; 105.39 cents in Latin America; and 119.82 cents in the Pacific at July 1, 1980. Based on our calculations, we find the projected ceiling adjustment factors to be 16.57 percent in the Atlantic; 18.12 percent in Latin America; and 13.33 percent in the Pacific, resulting in an increase over the April 1, 1980, ceiling fares of 2.20 percent in the Atlantic and 2.32 percent in Latin America, and a reduction of 3.30 percent in the Pacific.

Carriers should note that we will issue a revised two-month SFFL effective August 1, but those implementing the four-month projection may not take the August 1 revision. Furthermore, we expect carriers, when filing their proposals, to indicate their base fare (normal economy fare) as of October 1, 1979, the proposed fare, and the percentage increase by city pair where direct service is provided.

[6] We have in the past used weekly reports of fuel costs to adjust the monthly averages where the more recent data indicated quickened cost acceleration. Here, the weeklies show the opposite. We must, however, take official notice of the recently announced and retroactive Saudi crude oil price increases. This development counsels us to rely on monthly data. We have also used quarterly data, in this instance, to develop non-fuel cost escalation. See Order 80-4-211, p. 1.

Accordingly, pursuant to sections 102, 204(a), 403, 801, and 1002(j) of the Federal Aviation Act of 1958, as amended:

1. Effective June 1, 1980, fares may be increased by the following adjustment factors over the October 1, 1979, level:

	4th Month	2d Month
Atlantic	1.1841	1.1657
Latin America	1.2009	1.1812
Pacific	1.1547	1.1333

2. Except as granted herein, we deny the petiton of the Air Transport Association of America in Docket 37670 with respect to foreign transportation;

3. We shall serve a copy of this order upon all U.S. certificated air carriers and all foreign air carriers; and

4. We shall publish this order in the Federal Register.

By the Civil Aeronautics Board.

Phyllis T. Kaylor,[7]

Secretary.

[7] All Members concurred.

Appendix A.—*International Normal Fare Adjustment Factor by Entity for the 2-Month Ratemaking Period June 1–July 31, 1980, Over Oct. 1, 1979, Fare Level*

	International entities [1]		
	Atlantic	Latin America	Pacific
Qtr. Ended December 1979:			
Total Oper. Exp.[2] (000)	$619,720	$429,110	$321,445
Less: Property and Mail	82,838	45,018	60,900
Nonscheduled [3]	17,254	9,061	2,055
Transport Related [4]	29,276	6,065	4,103
Plus: Capitalized Lease Adj.[5]	5,620	1,877	3,004
Passenger Operating Expenses	435,972	370,843	257,391
Passenger Fuel Cost [6]	141,362	106,304	84,074
Passenger Nonfuel Cost	354,610	264,539	173,317
Scheduled Service ASM's (000)	8,967,769	6,262,856	5,553,503
Non-fuel Oper. Exp. per ASM	.03945	.04224	.03121
Fuel Expense Per ASM	.01573	[12].01744	.01514
Total Expense per ASM	.05518	.05968	0.4635
Qtr. Ended December 1978:			
Total Oper. Exp.[2] (000)	$488,488	$326,752	$236,174
Less: Property and Mail	67,725	41,065	45,758
Nonscheduled [3]	26,204	9,577	1,308
Transport Related [4]	28,013	6,331	3,703
Plus: Capitalized Lease Adj.[5]	4,512	4,164	3,353
Passenger Operating Expenses	371,058	273,943	138,758
Passenger Fuel Cost [6]	66,683	52,378	39,594
Passenger Nonfuel Cost	304,375	221,565	149,164
Scheduled Service ASM's (000)	7,965,516	5,709,350	4,686,472
Non-fuel Oper. Exp. per ASM	.03812	.03881	.03183
Fuel Expense Per ASM	.00835	[12].00985	.00845
Total Expense per ASM	.04647	.04866	.04028
Percent Change in Non-fuel Oper. Exp. per ASM	3.49	8.84	−1.95
Percent Projected Change in Non-fuel Nov. 15, 1979, to July 1, 1980	2.17	5.44	−1.22
Estimated Change in Fuel cost Qtr. Ended Dec. 31, 1979, Average to July 1, 1980 [7]	$42.24	$35.99	$50.66
Non-Fuel Operating Exp. per ASM at July 1, 1980 [8] (cents)	.04031	.04454	.03063
Fuel Expense per ASM at July 1, 1980 [8] (cents)	.02237	.02372	.02281
Total Expense per ASM at July 1, 1980 (cents)	.06268	.06826	.05364
Total Expense per ASM at Oct. 1, 1979 (cents)	.05377	.05779	.04733
Ceiling Adjustment Factor [9]	$1657	$18.12	$13.33
Change from Prior SIFL	$2.20	$2.32	$−3.30
Average Fuel Cost Per Gallon: Qtr. Ended Dec. 31, 1979 (cents)	84.39	77.50	79.53
Month:			
December 1979 (cents)	86.45	78.99	83.01
January 1980 (cents)	94.11	84.71	91.95
February 1980 (cents)	99.98	91.18	96.17
March 1980 (cents)	103.55	92.44	100.32
Average Monthly Change Over Prior Month:			
December 1979 (cents)	1.75	1.36	4.97
January 1980 (cents)	7.66	5.72	8.94
February 1980 (cents)	5.87	6.47	4.22
March 1980 (cents)	3.57	1.26	4.15
Four Month Average (cents)	4.71	3.70	5.57

Appendix A.—*International Normal Fare Adjustment Factor by Entity for the 2-Month Ratemaking Period June 1–July 31, 1980, Over Oct. 1, 1979, Fare Level—Continued*

	International entities [1]		
	Atlantic	Latin America	Pacific
Projected Fuel Cost:			
March 1980 Price (cents)	103.55	92.44	100.32
Est. Mar. 15–July 1, 1980 (cents)	16.49	12.95	19.50
Total (cents)	120.04	105.39	119.82
Percent Change Qtr. Ended Dec. 31, 1979 to July 1, 1980 (cents)	42.24	35.99	50.66

[1] Includes following carriers: For Atlantic BN/DL/NA/NW/PA/TW, for Latin America AA/BN/CO/DL/EA/PA/WA/NA, for Pacific BN/CO/NW/PA.
[2] Total operating expense for all operations and service.
[3] Total nonscheduled revenues times .95 assuming charter operations would only be conducted at profit.
[4] Total transport-related expense, less any excess of expense over total transport-related revenues.
[5] Additional rental expense that would have been incurred had leases not been capitalized, less actual amortization of capitalized lease expense.
[6] Total fuel cost, scheduled service, times complement of rate of property and mail expense to total operating expense.
[7] Estimated average cost per gallon for the carriers at July 1, 1980, divided by the quarter ended December 1979.
[8] Operating expense per ASM for quarter ended December 1979 times projected change.
[9] Projected operating expense per ASM at July 1, 1980, divided by operating expense for October 1, 1979.
[10] Fuel expense for the Latin American entity excluding U.S.-Puerto Rico/Virgin Islands service. Passenger fuel cost for the entity less Puerto Rico/Virgin Islands is $74,417 and $37,435 for the quarters ended December, 1979 and 1978 respectively. Available seat miles less Puerto Rico/Virgin Islands is 4,267,113 and 3,802,424 for the 1979 and 1978 periods respectively.

Appendix B.—*International Normal Fare Adjustment Factor by Entity for the 4-Month Ratemaking Period June 1–Sept. 30, 1980, Over Oct. 1, 1979, Fare Level*

	International entities [1]		
	Atlantic	Latin America	Pacific
Qtr. Ended December 1979:			
Total Oper. Exp. [2] (000)	$619,720	$429,110	$321,445
Less: Property and Mail	82,838	45,018	60,900
Nonscheduled [3]	17,254	9,061	2,055
Transport Related [4]	29,276	6,065	4,103
Plus: Capitalized Lease Adj. [5]	5,620	1,877	3,004
Passenger Operating Expenses	495,972	370,843	257,391
Passenger Fuel Cost [6]	141,362	106,304	84,074
Passenger Nonfuel Cost	354,610	264,539	173,317
Scheduled Service ASM's (000)	8,987,769	6,262,856	5,553,503
Non-fuel Oper. Exp. per ASM	.03945	.04224	.03121
Fuel Expense per ASM	.01573	[10].01744	.01514
Total Expense per ASM	.5518	.05968	.04635
Qtr. Ended December 1978:			
Total Oper. Exp. [2] (000)	$488,488	$326,752	$236,174
Less: Property and Mail	67,725	41,065	45,758
Nonscheduled [3]	26,204	9,577	1,308
Transport Related [4]	28,013	6,331	3,703
Plus: Capitalized Lease Adj. [5]	4,512	4,164	3,353
Passenger Operating Expenses	371,058	273,943	188,758
Passenger Fuel Cost [6]	66,683	52,378	39,594
Passenger Nonfuel Cost	304,375	221,565	149,164
Scheduled Service ASM's (000)	7,985,516	5,709,350	4,686,472
Non-fuel Oper. Exp. per ASM	.03812	.03881	.03183
Fuel Expense per ASM	.00835	[10].00985	.00845
Total Expense per ASM	.04647	.04866	.04028
Percent Change in Nonfuel Oper. Exp. per ASM	3.49	8.84	−1.95
Percent Projected Change in Nonfuel Nov. 15, 1979 to Aug. 1, 1980	2.46	6.18	−1.39
Estimated Change in Fuel Cost Qtr. Ended December 1979 Average to Aug. 1, 1980 [7]	$47.83	$40.76	$57.66

Appendix B.—*International Normal Fare Adjustment Factor by Entity for the 4-Month Ratemaking Period June 1–Sept. 30, 1980, Over Oct. 1, 1979, Fare Level—Continued*

	International entities [1]		
	Atlantic	Latin America	Pacific
Nonfuel Operating Exp. per ASM at Aug. 1, 1980 [8] (cents)	.04042	.04485	.03078
Fuel Expense per ASM at Aug. 1, 1980 [9] (cents)	.02325	.02455	.02387
Total Expense per ASM at Aug. 1, 1980 (cents)	.06367	.06940	.05465
Total Expense per ASM at Oct. 1, 1979 (cents)	.05377	.05779	.04733
Ceiling Adjustment Factor [9]	$18.41	$20.09	$15.47
Change from Prior SIFL	$3.82	$4.03	−$1.48
Average Fuel Cost Per Gallon: Qtr. Ended Dec. 31, 1979 (cents)	84.39	77.50	79.53
Month:			
December 1979 (cents)	86.45	78.99	83.01
January 1980 (cents)	94.11	84.71	91.95
February 1980 (cents)	99.98	91.18	96.17
March 1980 (cents)	103.55	92.44	100.32
Average Monthly Change Over Prior Month:			
December 1979 (cents)	1.75	1.36	4.97
January 1980 (cents)	7.66	5.72	8.94
February 1980 (cents)	5.87	6.47	4.22
March 1980 (cents)	3.57	1.26	4.15
Four Month Average	4.71	3.70	5.57
Projected Fuel Cost:			
March 1980 Price (cents)	103.55	92.44	100.32
Est. Mar. 15–Aug. 1, 1980 (cents)	21.20	16.65	25.07
Total (cents)	124.75	109.09	125.39
Percent Change Dec. 31, 1979 to Aug. 1, 1980 cents	47.83	40.78	57.66

[1] Includes following carriers: for Atlantic BN/DL/NA/NW/PA/TW, for Latin America AA/BN/CO/DL/EA/PA/WA/NA, for Pacific BN/CO/NW/PA.

[2] Total operating expense for all operations and service.

[3] Total nonscheduled revenues times .95 assuming charter operations would only be conducted at profit.

[4] Total transport-related expense, less any excess of expense over total transport-related revenues.

[5] Additional rental expense that would have been incurred had leases not been capitalized, less actual amortization of capitalized lease expense.

[6] Total fuel cost, scheduled service, times complement of rate of property and mail expense to total operating expense.

[7] Estimated average cost per gallon for the carriers at Aug. 1, 1980, divided by the quarter ended December 1979.

[8] Operating expense per ASM for quarter ended December 1979 times projected change.

[9] Projected operating expense per ASM at Aug. 1, 1980, divided by operating expense for October 1, 1979.

[10] Fuel expense for the Latin American entity excluding U.S.-Puerto Rico/Virgin Islands service. Passenger fuel cost for the entity less Puerto Rico/Virgin Islands is $74,417 and $37,435 for the quarters ended December, 1979 and 1978 respectively. Available seat miles less Puerto Rico/Virgin Islands is 4,267,113 and 3,802,424 for the 1979 and 1978 periods respectively.

[FR Doc. 80-16135 Filed 5-27-80; 8:45 am]

BILLING CODE 6320-01-M

DEPARTMENT OF COMMERCE

Economic Development Administration

Petitions by Producing Firms for Determinations of Eligibility To Apply for Trade Adjustment Assistance

Petitions have been accepted for filing from the following firms: (1) Possum Trot Corporation, Box 249, McKee, Kentucky 40447, a producer of stuffed toys and tote bags (accepted May 12, 1980); (2) Caprice Footware, Inc., 299 Wordin Avenue, Brideport, Connecticut 06605, a producer of women's footwear (accepted May 12, 1980); (3) Grays Harbor Shake, Inc., P.O. Box 492, Hoquiam, Washington 98550, a producer of red cedar shakes and shingles (accepted May 12, 1980); (4) Dalton Industries, Inc., 4545 Dalton Boulevard, Willoughby, Ohio 44094, a producer of women's jackets, tops, blouses, sweaters, slacks, skirts and dresses (accepted May 12, 1980); (5) Viking Glass Company, 802 Parkway, New Martinville, West Virginia 26155, a producer of glass giftware (accepted May 12, 1980); (6) Sleepwear, Inc., One West 34th Street, New York, New York 10001, a producer of men's and boys' pajamas and robes (accepted May 14, 1980); (7) A. Leipold, Inc., 36 Saint Paul Street, Rochester, New York 14604, a producer of lamps for medical instruments (accepted May 15, 1980); (8) Lubbock Manufacturing Company, P.O. Drawer 1589, Lubbock, Texas 79408, a producer of tanks for transporting gases and chemicals (accepted May 15, 1980); (9) Messinger, Inc., 15004 Oxnard Street, Van Nuys, California 91411, a producer of gold jewelry (accepted May 16, 1980); (10) M. Goldenberg & Sons, Inc., 317 North Borad Street, Philadelphia, Pennsylvania 19107, a producer of men's shirts (accepted May 19, 1980); (11) California Infanteen Togs Manufacturing Company, 945 E. Pico Boulevard, Los Angeles, California 90021, a producer of crawlers, overalls, pants, playwear and dresses for infants and children (accepted May 19, 1980); (12) Apparel Unlimited, Inc., 67 Roberta Road, Concord, North Carolina 28025, a producer of women's slacks (accepted May 19, 1980); (13) Barry Wine Company, Inc., 7107 Vineyard Road, Cenesus-on-Hemlock Lake, New York 14435, a processor of wine (accepted May 20, 1980); and (14) Royal Park, Inc., 7777 Hines Place, Dallas, Texas 75235, a producer of women's shirts, jackets, shorts, slacks and skirts (accepted May 21, 1980).

The petitions were submitted pursuant to Section 251 of the Trade Act of 1974 (Pub. L. 93-618) and § 315.23 of the Adjustment Assistance Regulations for Firms and Communities (13 CFR Part 315).

Consequently, the United States Department of Commerce has initiated separate investigations to determine whether increased imports into the United States of articles like or directly competitive with those produced by each firm contributed importantly to total or partial separation of the firm's workers, or threat thereof, and to a

decrease in sales or production of each petitioning firm.

Any party having a substantial interest in the proceedings may request a public hearing on the matter. A request for a hearing must be received by the Chief, Trade Act Certification Division, Economic Development Administration, U.S. Department of Commerce, Washington D.C. 20230, no later than the close of business of the tenth calendar day following the publication of this notice.

Jack W. Osburn, Jr.,

Chief, Trade Act Certification Division, Office of Eligibility and Industry Studies.

[FR Doc. 80-16118 Filed 5-27-80; 8:45 am]

BILLING CODE 3510-24-M

National Oceanic and Atmospheric Administration

Public Hearings on Draft Environmental Impact Statement on Proposed New Jersey Coastal Management Program

Notice is hereby given that the Office of Coastal Zone Management, National Oceanic and Atmospheric Administration (NOAA), U.S. Department of Commerce, will hold public hearings for the purpose of receiving comments on the Draft Environmental Impact Statement (DEIS) prepared on the proposed New Jersey Coastal Management Program.

Hearings will be held on June 11th and 12th, at the following locations:

Trenton, New Jersey—June 11, 1980—10:00 a.m., State Museum Auditorium, 204 West State Street.

Jersey City, New Jersey—June 11, 1980—7:30 p.m., Five Corners Library, 678 Newark Avenue.

Camden, New Jersey—June 12, 1980—10:00 a.m., Rutgers University Law School—Room 207, 5th & Penn Streets.

Toms River, New Jersey—June 12, 1980—7:30 p.m., Ocean County Courthouse, Courtroom No. 1, Washington Street.

The views of interested persons and organizations on the adequacy of the impact statement and the proposed New Jersey Coastal Management Program are solicited, and may be expressed orally or in written statements. Presentations will be scheduled on a first-come, first-heard basis, and may be limited to a maximum of 5 minutes. This time allotment may be extended before the hearing when the number of speakers can be determined. No verbatim transcript of the hearing will be prepared; but staff present will record the general thrust of the remarks. The comment period for this draft environmental impact statement will end on July 7, 1980.

As part of the procedures leading toward approval of the New Jersey Coastal Management Program a Final Environmental Impact Statement, reflecting consideration of these comments, will be prepared pursuant to the National Environmental Policy Act of 1969 and its implementing guidelines. All written comments received by OCZM prior to the deadline will be included in the FEIS.

Dated: May 22, 1980.

Michael Glazer,

Assistant Administrator, Office of Coastal Zone Management.

[FR Doc. 80-16085 Filed 5-27-80; 8:45 am]

BILLING CODE 3510-08-M

Public Hearings on Draft Environmental Impact Statement Prepared on Proposed Padilla Bay Estuarine Sanctuary

Notice is hereby given that the Office of Coastal Zone Managment (OCZM), National Oceanic and Atmospheric Administration (NOAA), U.S. Department of Commerce, will hold a public hearing for the purpose of receiving comments on the Draft Environmental Impact Statement (DEIS) prepared on the proposed Padilla Bay Estuarine Sanctuary.

The Hearing will be held on June 10, 1980 at the following location: Anacortes City Hall, City Council Meeting Room, 6th and Q Avenue, Anacortes, Washington.

The views of interested persons and organizations on the adequacy of the impact statement and the proposed Padilla Bay Estuarine Sanctuary are solicited, and may be expressed orally or in written statements. Presentations will be scheduled on a first-come, first-heard basis, and may be limited to a maximum of 5 minutes. This time allotment may be extended before the hearing when the number of speakers can be determined. No verbatim transcript of the hearing will be prepared; but staff present will record the general thrust of the remarks. The comment period for this draft environmental impact statement will end on June 23, 1980.

As part of the procedures leading toward approval of the Padilla Bay Estuarine Sanctuary a Final Environmental Impact Statement, reflecting consideration of these comments, will be prepared pursuant to the National Environmental Policy Act of 1969 and its implementing guidelines. All written comments received by OCZM prior to the deadline will be included in the FEIS.

Dated: May 22, 1980.

Michael Glazer,

Assistant Administrator, Office of Coastal Zone Management.

[FR Doc. 80-16080 Filed 5-27-80; 8:45 am]

BILLING CODE 3510-08-M

Western Pacific Fishery Management Council; Public Meeting With Partially Closed Session

AGENCY: National Marine Fisheries Service, NOAA.

SUMMARY: The Western Pacific Fishery Management Council conducted a partially closed meeting without prior Federal Register notice.

DATES: April 8–9, 1980.

ADDRESS: The meeting on Tuesday, April 8, 1980, took place at the Guam Reef Hotel, Agana, Guam, and the meeting on Wednesday, April 9, 1980, took place at the Saipan Continental Hotel, Saipan, Northern Mariana Islands.

FOR FURTHER INFORMATION OR A COPY OF THE MINUTES OF THE OPEN PORTION OF THE MEETING CONTACT: Western Pacific Fishery Management Council; Room 1608, 1164 Bishop Street, Honolulu, Hawaii 96813, Telephone: (808) 523–1368.

MEETING AGENDAS FOLLOW:

Open Session—April 8–9, 1980 (9 a.m. to 5 p.m. on April 8; 9 a.m. to 3:30 p.m. on April 9)—discussed: (1) a final draft of the Spiny Lobster Fishery Management Plan (FMP); (2) a draft of the Billfish FMP; (3) status of the Precious Corals FMP; (4) 1980 programmatic work schedule; and (5) planning sessions on a Bottomfish FMP.

Cosed Session—April 8, 1980 (8 a.m. to 9 a.am.)—discussed: the renegotiation/termination of the employment contract with the Council Executive Director which was scheduled to expire on April 9, 1980.

Delayed Publication

The meetings were publicized in advance in local news media by the Council. Due to a breakdown in communications, internal administrative delays, and the late development of an agenda item concerning personal data within the purview of 5 U.S.C. 552b(c)(6), all of which were further complicated by the geographical location and untimely receipt of meeting agenda data from the Council, these meetings were not published in advance in the Federal Register. In an effort to rectify this situation, detailed minutes of the open meetings will be available from the Council free of charge. Any item on the open meeting agenda may be rescheduled at a subsequent Council meeting, upon written request to the Council.

The National Marine Fisheries Service regrets that a timely publication was not provided. The Department has instituted measures to prevent a reoccurrence.

Closed Meeting Approval

After reviewing the minutes of the closed meeting, the Assistant Secretary for Administration of the Department of Commerce, with the concurrence of the General Counsel, determined that the agenda item covered in the closed session dealt with a matter that qualified for exemption from the provisions of the Federal Advisory Committee Act relating to open meetings and public participation therein. Had the Assistant Secretary received a timely request for a determination to hold a closed session, approval would have been granted since the item concerned matters within the purview of 5 U.S.C. 552b(c)(6)a, namely, information of a personal nature disclosure of which would constitute a clearly unwarranted invasion of personal privacy. A copy of the complete determination which is summarized above is available free of charge by writing or calling the Central Reference and Records Inspection Facility, Room 5317, U.S. Department of Commerce, Washington, D.C. 20230, (202) 377-4217.

Dated: May 22, 1980.

Winfred H. Meibohm,

Executive Director, National Marine Fisheries Service.

[FR Doc. 80-16178 Filed 5-27-80; 8:45 am]

BILLING CODE 3510-22-M

DEPARTMENT OF DEFENSE

Office of the Secretary

Archaeological Resources Protection Act of 1979

AGENCY: Department of Defense.

ACTION: Notice of permitting procedures pending promulgation of new regulations.

SUMMARY: The purpose of this notice is to provide immediate guidance to those persons seeking permits to conduct archaeological excavation or exploration of lands administered by Department of Defense (DOD) components, pending issuance of final DoD regulations in compliance with the Archaeological Resources Protection Act of 1979 (Pub. L. 96-95). The Secretary of the Army, as Executive Agent for the Department of Defense, shall participate with the Interior Department and other Federal agencies in developing permanent implementing regulations for Pub. L. 96-95.

FOR FURTHER INFORMATION CONTACT: Mr. Garland P. Thompson, HQDA (DAEN-REH-O), Department of the Army, Washington, D.C. 20314 (202) 272-0517.

SUPPLEMENTARY INFORMATION: The Archaeological Resources Protection Act of 1979 (hereafter "the Act") was enacted to provide a comprehensive framework for protecting and regulating the use of archaeological resources on public and Indian lands. Formerly, these resources were protected by the Antiquities Act of 1906 (34 Stat. 225; 16 U.S.C. 431-3) and regulations promulgated thereunder (43 CFR Part 3).

The new Act requires that all excavation and removal of archaeological resources on public land be done under a permit issued by the Federal land manager. Recovered archaeological resources remain the property of the United States with custody and final disposition determined under regulations issued by the Secretary of the Interior. Violations of the Act, of the terms of a permit, or of applicable regulations can result in criminal and/or civil penalties.

The Act requires that uniform rules and regulations be issued by the Secretaries of the Interior, Agriculture, and Defense, and by the Chair of the Board of the Tennessee Valley Authority, after consultation with other Federal land managers, Indian tribes, and representatives of concerned State agencies, and after public notice and hearing. Each such rule or regulation must also be submitted to the Senate Committee on Energy and Natural Resources, and the House Committee on Interior and Insular Affairs. The rule or regulation does not take effect for 90 days following its submission to these committees.

Permit Applications

It is clear from the purpose and legislative history of the Act that it was not the intention of the Congress to discontinue legitimate archaeological exploration and excavation pending the implementation of new regulations. Maintaining a legitimate archaeological activity is particularly important in light of the need to undertake archaeological surveys and exploration before proceeding with various pending projects. However, Section 10(a) of the Act states that, "*Each* uniform rule or regulation promulgated under the Act" must be submitted for Congressional review and "*no* such uniform rule or regulation may take effect before the expiration of a period of ninety calendar days following the date of its submission to such Committees" (emphasis supplied). The Act makes no explicit provision for exempting interim or emergency regulations from the 90-day legislative review period, yet the Act and its permit requirement took effect immediately upon its enactment. (Pub. L. 96-95, Section 6(4)).

To reconcile these provisions of the statute, and to enable archaeological activity to continue pending the promulgation of new permitting regulations under the Act, the Department of Defense has determined that the most reasonable course for its components is to continue to issue permits during this period under regulations and procedures set forth in 43 CFR Part 3, which is issued under the Antiquities Act, to the extent those regulations are primarily procedural in nature.

Notice

Notice is hereby given that applications to the Military Departments (Department of the Army, Navy, and Air Force) for permits for excavation and removal of archaeological resources, subject to the Archaeological Resources Protection Act of 1979, Pub. L. 96-95, will be processed under regulations promulgated pursuant to Sections 3 and 4 of the Antiquities Act of 1906 (Sections 3 and 4, Stat. 225; 16 U.S.C. 432), and the substantive provisions of the Archaeological Resources Protection Act of 1979 (Pub. L. 96-95), until new regulations have been issued. The existing regulations are published in 43 CFR Part 3. To the extent any provisions of the regulations are inconsistent with the new Act, the policies of the new Act will govern for permits issued under the new Act.

M. S. Healy,

OSD Federal Register Liaison Officer, Washington Headquarters Services, Department of Defense.

May 21, 1980.

[FR Doc. 80-16068 Filed 5-23-80; 8:45 am]

BILLING CODE 3810-70-M

Defense Advisory Committee on Women in the Services (DACOWITS); Meeting

Pursuant to Pub. L. 92-463, notice is hereby given that a meeting of the Executive Committee of the Defense Advisory Committee on Women in the Services (DACOWITS) is scheduled to be held from 1:30 p.m. to 5:00 p.m., 22 June 1980 in the Hotel Washington and from 9:30 a.m. to approximately 1:00 p.m., 23 June 1980 in Room 1E801, The Pentagon. Meeting sessions will be open to the public.

The purpose of the meeting is to review recommendations made at the 1980 Spring Meeting, discuss current issues relevant to women in the Services, and start planning the itinerary/program for the next Semi-Annual Meeting scheduled for 16–20 November 1980 in Phoenix, Arizona.

Persons desiring to make oral presentations or submit written statements for consideration at the Executive Committee Meeting must contact Captain Mary J. Mayer, Executive Secretary, DAGOWITTS, OASD (Manpower, Reserve Affairs, and Logistics), Rm. 3D322, The Pentagon, Washington, D.C. 20301, telephone 202–697–5655 no later than 13 June 1980.

M. S. Healy,

OSD Federal Register Liaison Officer, Washington Headquarters Services, Department of Defense.

May, 21, 1980.

[FR Doc. 80-16067 Filed 5-23-80; 8:45 am]

BILLING CODE 3810-70-M

Defense Intelligence Agency Advisory Committee; Closed Meeting

Pursuant to the provisions of Subsection (d) of Section 10 of Pub. L. 92–463, as amended by Section 5 of Pub. L. 94–409, notice is hereby given that a closed meeting of a Panel of the DIA Advisory Committee will be held as follows:

Tuesday, July 22, 1980, Pomonio Plaza, Rosslyn, Virginia

The entire meeting, commencing at 0900 hours is devoted to the discussion of classified information as defined in Section 552b(c)(1), Title 5 of the U.S. Code and therefore will be closed to the public. Subject matter will be used in a study on foreign collection systems.

M. S. Healy,

OSD Federal Register Liaison Officer, Washington Headquarters Services, Department of Defense.

May 20, 1980.

[FR Doc. 80-16065 Filed 5-23-80; 8:45 am]

BILLING CODE 3810-70-M

Department of Defense Wage Committee; Closed Meetings

Pursuant to the provisions of section 10 of Pub. L. 92–463, the Federal Advisory Committee Act, effective January 5, 1973, notice is hereby given that a meeting of the Department of Defense Wage Committee will be held on Tuesday, July 1, 1980; Tuesday, July 8, 1980; Tuesday, July 15, 1980; Tuesday, July 22, 1980; and Tuesday, July 29, 1980 at 10:00 a.m. in Room 3D–325, The Pentagon, Washington, D.C.

The Committee's primary responsibility is to consider and submit recommendations to the Assistant Secretary of Defense (Manpower, Reserve Affairs, and Logistics) concerning all matters involved in the development and authorization of wage schedules for Federal prevailing wage rate employees pursuant to Pub. L. 92–392. At this meeting, the Committee will consider wage survey specifications, wage survey data, local wage survey committee reports and recommendations, and wage schedules derived therefrom.

Under the provisions of section 10(d) of Pub. L. 92–463, the Federal Advisory Committee Act, meetings may be closed to the public when they are "concerned with matters listed in section 552b. of Title 5, United States Code." Two of the matters so listed are those "related solely to the internal personnel rules and practices of an agency," (5 U.S.C. 552b. (c)(2)), and those involving "trade secrets and commercial or financial information obtained from a person and privileged or confidential" (5 U.S.C. 552b. (c)(4)).

Accordingly, the Deputy Assistant Secretary of Defense (Civilian Personnel Policy) hereby determines that all portions of the meeting will be closed to the public because the matters considered are related to the internal rules and practices of the Department of Defense (5 U.S.C. 552b. (c)(2)), and the detailed wage data considered by the Committee during its meetings have been obtained from officials of private establishments with a guarantee that the data will be held in confidence (5 U.S.C. 552b (4)).

However, members of the public who may wish to do so are invited to submit material in writing to the Chairman concerning matters believed to be deserving of the Committee's attention. Additional information concerning this meeting may be obtained by writing the Chairman, Department of Defense Wage Committee, Room 3D–281, The Pentagon, Washington, D.C.

M. S. Healy,

OSD Federal Register Liaison Officer, Washington Headquarters Services, Department of Defense.

May 21, 1980.

[FR Doc. 80-16066 Filed 5-23-80; 8:45 am]

BILLING CODE 3810-70-M

DEPARTMENT OF EDUCATION

National Advisory Council on Vocational Education; Meeting

AGENCY: National Advisory Council on Vocational Education.

ACTION: Notice of public meeting.

SUMMARY: This notice sets forth the schedule and proposed agenda of a forthcoming meeting of the National Advisory Council on Vocational Education. It also describes the functions of the Council. Notice of these meetings is required under the Federal Advisory Committee Act (5 U.S. Code, Appendix I Section 10(a)(2)). This document is intended to notify the general public of its opportunity to attend.

DATE: June 13, 14, 1980.

ADDRESS: The National Center for Research in Vocational Education, 1960 Kenny Road, Columbus, OH.

The National Advisory Council on Vocational Education is established under Section 104 of the Vocational Education Amendments of 1968, Pub. L. 90–576. The Council is directed to: (A) Advise the President, the Congress, and the Secretary concerning the administration of, preparation of general regulations for, and operation of, vocational education programs supported with assistance under this title;

(B) Review the administration and operation of vocational education programs under this title, including the effectiveness of such programs in meeting the purposes for which they are established and operated, make recommendations with respect thereto, and make annual reports of its findings and recommendations (including recommendations for changes in the provisions of the this title) to the Secretary for transmittal to the Congress; and

(C) Conduct independent evaluations of programs carried out under this title and publish and distribute the results thereof.

The Agenda of the National Council meeting will include the following:

June 13, 1980: 8:45 A.M.—4:30 P.M.
- Briefing of the National Council by the National Center for Research in Vocational Education. No Council business to be discussed or voted upon.

June 14, 1980: 9:00 A.M.—11:00 A.M.
- Chairperson's Comments.
- Executive Director's Report.
- Committee Reports:
  - Special Populations (Report on Sex Equity Hearings and Bilingual Follow-up).
  - Others, as Necessary.
- Special Reports:
  - National Coordinating Committee on Vocational Education Research.
- Review of Council's FY '80–'81 Meeting Schedule.

June 14, 1980: 11:00 A.M.—Noon.
- Review of Council's FY '80 Expenditures.
- Protocol for August Retreat (Focus: Council Goals and Priorities for FY '81–'82).

Records shall be kept of all Council proceedings and shall be available for public inspection at the office of the National Advisory Council on Vocational Education, located at 425—13th Street NW, Suite 412, Washington, DC. For further information, call Virginia Solt (202) 376–8873.

Signed at Washington, D.C., on May 21, 1980.

Raymond C. Parrott,

Executive Director, National Advisory Council on Vocational Education.

[FR Doc. 80-16041 Filed 5-27-80; 8:45 am]

BILLING CODE 4110-02-M

Education Appeal Board; Applications for Review Accepted for Hearing

AGENCY: Education Department.

ACTION: Notice of applications for review accepted for hearing by the Education Appeal Board.

SUMMARY: This notice lists applications for review of final audit determinations that were accepted for hearing by the Education Appeal Board between January 5, 1980, and May 2, 1980.

EFFECTIVE DATE: May 28, 1980.

FOR FURTHER INFORMATION CONTACT: Dr. David S. Pollen, Chairman, Education Appeal Board, 400 Maryland Avenue SW, (Room 2141, FOB–6), Washington, D.C. 20202. Telephone (202) 245–7835.

SUPPLEMENTARY INFORMATION: The Education Appeal Board was established in 1979 at the direction of Congress in the Education Amendments of 1978 (20 U.S.C. 1234). The Education Appeal Board has authority to conduct (1) audit appeal hearings, (2) withholding, termination, and cease and desist hearings initiated by the Secretary of Education, and (3) other proceedings designated by the Secretary as being within the jurisdiction of the Board.

This notice lists the three applications for review of final audit determinations that were accepted by the Education Appeal Board for hearing between January 5, 1980, and May 2, 1980:

(1) *Appeal of the State of California,* Docket No. 9–(55)–79, Audit Control No. 09–60002. The State appealed a final audit determination that the San Francisco Unified School District, in fiscal year 1975, failed to provide State and local services to schools receiving funds under Title I of the Elementary and Secondary Education Act of 1965, as amended, that were comparable to State and local services provided to schools that were not receiving funds under Title I. The Department of Education requested a refund from the State in the amount of $2,184,496.00.

(2) *Appeal of the State of California,* Docket No. 2–(57)–80, Audit Control No. 09–00002. The State appealed a final audit determination that between July 1, 1974, and June 30, 1978, 62 local educational agencies used Federal funds provided under Title I of the Elementary and Secondary Education Act of 1965, as amended, to supplant State funds available under the State's Educationally Disadvantaged Youth Act. The Department of Education requested a refund from the State in the amount of $28,682,142.00.

(3) *Appeal of the State of Washington,* Docket No. 3–(58)–80, Audit Control No. 10–00600. The State appealed a final audit determination that in fiscal year 1975, three local educational agencies failed to meet maintenance of effort requirements under Part B of the Vocational Education Act. The Department of Education requested a refund from the State in the amount of $25,460.00.

An interested person, group, or agency may, upon application to the Board Chairperson, intervene in appeals before the Education Appeal Board. The application must indicate to the satisfaction of the Board Chairperson or, as appropriate, the Panel Chairperson, that the intervenor has an interest in and information relevant to the specific issues raised in the appeals. If an application to intervene is approved, the intervenor becomes a party to the proceedings.

All such applications or questions should be addressed to Dr. David S. Pollen, Chairman, Education Appeal Board, 400 Maryland Avenue SW, (Room 2141, FOB–6), Washington, D.C. 20202, telephone (202) 245–7835.

(20 U.S.C. 1234)

(Catalog of Federal Domestic Assistance Number not applicable)

Dated: May 20, 1980.

David S. Pollen,

Chairman, Education Appeal Board.

[FR Doc. 80-16086 Filed 5-27-80; 8:45 am]

BILLING CODE 4110-02-M

National Demonstration Projects: Upward Bound and Special Services

AGENCY: Department of Education.

ACTION: Amendment to the Notice of Closing Date for the Transmittal of Applications for National Demonstration Projects for Fiscal Year 1980.

The Secretary amends the Notice that extended the closing date for the transmittal of applications for National Demonstration projects as indicated below. The extension Notice was originally published in the Federal Register on February 21, 1980 (45 FR 11532).

Because of the substantial demand for funds resulting from the large number of applications received under the regular Upward Bound and Special Services programs, the Secretary will increase the funds available to the regular Upward Bound and Special Services programs.

Applications will not be accepted at this time for National Demonstration Special Services projects. However, applications will continue to be accepted for National Demonstration Upward Bound projects.

The Secretary emphasizes that—

(a) Applicants are no longer encouraged to submit applications specifically for Special Emphasis National Demonstration Upward Bound projects; and

(b) Only a very limited number of National Demonstration Upward Bound projects will be funded.

AVAILABLE FUNDS: Approximately $147.5 million is available for the Special Programs for Students from Disadvantaged Backgrounds in Fiscal Year 1980. Of this amount, $500,000 is estimated to be available for National Demonstration Upward Bound, to fund approximately 3 projects averaging $167,000 each. No money will be available to fund any National Demonstration Special Services projects. However, these estimates do not bind the U.S. Department of Education to a specific number of grants or to the amount of any grant, unless that amount is otherwise specified by statute or regulations.

FOR FURTHER INFORMATION: For further informaton, contact Ms. Velma Monterio-Williams, Chief, Program Development Branch, Division of Student Services and Veterans Programs, U.S. Department of Education (Room 3514, ROB–3), 400 Maryland Avenue, S.W., Washington, D.C. 20202. Telephone (202) 245–2511.

(20 U.S.C. 1070d–1)

(Catalog of Federal Domestic Assistance Numbers 13.482, Special Services for Disadvantaged Students, and 13.492, Upward Bound)

Dated: May 21, 1980.

Steven A. Minter,

Acting Secretary of Education.

[FR Doc. 80-16217 Filed 5-27-80; 8:45 am]

BILLING CODE 4110-02-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

John F. Born; Filing

[Docket No. ID-1839]

May 21, 1980.

Take notice that on May 9, 1980, John F. Born (Applicant) filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Vice President-Electric Operations, Atlantic City Electric Company, Public Utility
Director, Deepwater Operating Company, Public Utility

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 §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.1)). All such petitions or protests should be filed on or before June 13, 1980. 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. 80-16088 Filed 5-27-80; 8:45 am]
BILLING CODE 6450-85-M

[Docket No. CP80-355]

Columbia Gas Transmission Corp.; Application

May 21, 1980.

Take notice that on May 7, 1980, Columbia Gas Transmission Corporation (Applicant), P.O. Box 1273, Charleston, West Virginia 25325, filed in Docket No. CP80-355 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities to attach new reserves in Washington County, Ohio, all as more fully set forth in the application which is one file with the Commission and open to public inspection.

Applicant states that independent producers are developing natural gas reserves on approximately 60,000 acres in the eastern portion of Washington County, Ohio, which reserves have been dedicated to Applicant. Applicant further states that approximately 208 wells have been completed in this area having an estimated recoverable reserve of 36,400,000 Mcf. Applicant estimates that approximately 676 wells having an estimated recoverable reserve of 118,300,000 Mcf would ultimately be completed in this area.

In order to transport the new supply to its existing transmission system, Applicant proposes to construct and operate approximately 24.0 miles of 8- and 10-inch pipeline and two compressor stations totaling 2,320 horsepower as follows:

1. A transmission pipeline consisting of 9.5 miles of 8-inch and 14.5 miles of 10-inch pipe in Washington County.
2. A 1,600 horsepower compressor station (Churchtown Compressor Station) in Watertown Township, Washington County. Churchtown Compressor Station would be comprised of two 800 horsepower units.
3. A 720 horsepower compressor station (Lawrence Compressor Station) in Lawrence Township, Washington County. Lawrence Compressor Station would be comprised of two 360 horsepower compressor units.

Applicant estimates the cost of the proposed facilities to be $6,831,200, which cost would be financed from funds generated internally.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 13, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to 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 is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

Kenneth F. Plumb,
Secretay.

[FR Doc. 80-16089 Filed 5-27-80; 8:45 am]
BILLING CODE 6450-85-M

[Docket No. CP79-269]

Columbia Gulf Transmission Co. and Northern Natural Gas Co.; Petition To Amend

May 21, 1980

Take notice that on May 1, 1980, Columbia Gulf Transmission Company (Columbia Gulf), P.O. Box 683, Houston, Texas 77001, and Northern Natural Gas Company (Northern), 2223 Dodge Street, Omaha, Nebraska 68102, filed in Docket No. CP79-269 a joint petition to amend the order of November 8, 1979, issued in the instant docket pursuant to Section 7(c) of the Natural Gas Act so as to authorize an increase in the volumes of natural gas exchanged, the substitution of a new delivery point to Columbia Gulf for four existing points of delivery and the addition of two balancing points, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

Pursuant to the order issued November 8, 1979, Petitioners were authorized to exchange up to 10,000 Mcf of natural gas per day on a best-efforts basis at delivery points in Texas and Louisiana.

It is asserted that Northern has acquired the right to purchase 50 percent of the reserves in Vermilion Block 372, offshore Louisiana, (V372) which gas would be transported by Michigan Wisconsin Pipe Line Company (Mich Wisc) to Columbia Gulf at an existing interconnection of the pipeline systems of Columbia Gulf and Mich Wisc in Eugene Island Block 250-A (EI250-A). Petitioners propose herein to modify the exchange agreement by substituting the interconnection in EI250-A for the four existing points of delivery to Columbia Gulf. Petitioners further propose to exchange Northern's V372 gas delivered by Mich Wisc to Columbia Gulf at

EI250-A with gas which Columbia Gulf makes available to Northern in Irion County, Texas. Petitioners state that since one-half of the V372 production is expected to be 16,500 Mcf per day, this is the new amount Petitioners propose to exchange.

It is further stated that imbalances resulting from the exchange of natural gas at Irion County, Texas, and EI250-A would be corrected within 60 days by Columbia Gulf delivering, or causing to be delivered, volumes of natural gas to Northern or Northern causing delivery of natural gas to Columbia Gulf at the terminus of Columbia Gulf's Blue Water Project at Egan, Acadia Parish, Louisiana, and the interconnection of the pipeline facilities of Columbia Gulf and Transcontinental Gas Pipe Line Corporation at North Terrebonne, Terrebonne Parish, Louisiana.

It is stated that pursuant to the terms of the amendment, Columbia Gulf would transport up to 16,500 Mcf of Northern's gas per day at the Egan balancing point and redeliver equivalent quantities, less 1.65 percent retained for fuel and unaccounted for volumes, for Northern's account at the interconnection of the pipeline facilities of Columbia Gulf and Texas Eastern Transmission Corporation in St. Landry Parish, Louisiana. It is further asserted that Columbia Gulf would be entitled to receive 13.665 cents per Mcf for gas transported from the Egan balancing point.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before June 12, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16090 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CP80-346]

Consolidated Gas Supply Corp. and Consolidated Gas Transmission Corp.; Application

May 21, 1980.

Take notice that on May 1, 1980, Consolidated Gas Supply Corporation (Supply) and Consolidated Gas Transmission Corporation (Transmission), 445 West Main Street, Clarksburg, West Virginia 26301, filed in Docket No. CP80-346 a joint application pursuant to Section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the acquisition and operation of facilities and the transportation and sale of natural gas for resale, and for permission and approval to abandon the transportation and sale of natural gas and the facilities necessary therefor, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Supply states that it proposes to transfer, at net cost, to Transmission all of the natural gas production, gathering, transmission, storage, and sales facilities and properties now owned and operated by it, with the exception of those facilities and properties utilized exclusively in the conduct of Supply's West Virginia natural gas distribution business.

Because Transmission proposes to continue all interstate sales and services now rendered by Supply and to continue operation of the jurisdictional facilities to be acquired in accordance with the terms of Supply's existing authorizations, Applicants request authorization for Transmission to succeed to Supply's interest therein and to substitute Transmission as Applicant in proceedings wherein Supply has applications pending or as certificate-holder where authorizations are issued in those proceedings prior to issuance of the requested authorization herein, it is stated. Upon effectuation of the instant proposal, Supply states that it would change its name to Hope Gas, Inc.

It is further stated that Supply has long-term notes payable to Consolidated Natural Gas Company (Consolidated Natural), which debt would be apportioned between Supply and Transmission on the ratio of the net book value of the assets transferred, excluding long-term debt and less liabilities assumed by Transmission over the net book value of Supply's total assets immediately prior to transfer, excluding long-term debt and liabilities.

Transmission states that it would issue and deliver to Supply shares of its capital stock equal in par value to the excess of the book value of the assets transferred to Transmission over the sum of the liabilities (including long-term debt) assumed by Transmission and the retained earnings allocated to Transmission, this representing 100 percent of the issued and outstanding capital stock of Transmission.

Applicants state that the share of Transmission's stock received by Supply would be transferred to Consolidated Natural in exchange for shares of Supply's issued and outstanding capital stock equal in par value to the value of the Transmission capital stock received by Consolidated Natural. Supply states that it would then cancel and retire the shares of its capital stock surrendered to it by Consolidated Natural.

In order that Supply might continue to serve the full natural gas requirements of its present and future West Virginia customers subject to the jurisdiction of the West Virginia Public Service Commission, Transmission states that it would, upon issuance of the authorizations requested herein, enter into a service agreement with Supply under which service would be billed at the rates and charges specified in Supply's Rate Schedule RQ to be adopted by Transmission.

It is stated that approval of the instant proposal would place Supply's West Virginia distribution operations, the Hope Natural Gas Company Division, on a full legal and regulatory parity with the operations conducted by Supply's other affiliated and non-affiliated wholesale distribution customers.

No new facilities, services, or sales other than the proposed sale to Supply by Transmission are proposed herein, it is stated.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 12, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.70). 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 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 permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16091 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1811]

Ernest D. Huggard; Filing

May 21, 1980.

Take notice that on May 9, 1980, Ernest D. Huggard (Applicant) filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Senior Vice President, Atlantic City Electric Company, Public Utility.

Director, Vice President, Deepwater Operating Company, Public Utility.

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 and 1.10). All such petitions or protests should be filed on or before June 13, 1980. 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. 80-16092 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1834]

Jerrold L. Jacobs; Filing

May 21, 1980.

Take notice that on May 9, 1980, Jerrold L. Jacobs (Applicant), filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Senior Vice President, Atlantic City Electric Company, Public.

Director, Deepwater Operating Company, Public Utility.

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 June 13, 1980. 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. 16093 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. GP80-96]

State of Kansas, et al.; Petition To Reopen Final Well Category Determinations

May 21, 1980.

In the matter of State of Kansas, Section 108 NGPA Determinations, Texaco, Inc.; Anderson-Shrier Unit No. 1 Well, State No. K-790600, JD No. 80-04006; Garden City Unit No. 1 Well, State No. K-79-0601, JD No. 80-04002; Landgraf Unit No. 1 Well, State No. K-79-0606, JD No. 80-04005.

Take notice that on March 17, 1980, Texaco Inc. (Texaco), P.O. Box 52332, Houston, Texas 77052, filed with the Federal Energy Regulatory Commission (Commission) a petition to reopen the final well category determinations for the above-listed wells under 18 C.F.R. § 275.205.

Texaco indicates that the Corporation Commission of the State of Kansas made affirmative determinations that these wells qualified as stripper wells under section 108 of the Natural Gas Policy Act of 1978 (NGPA), and that on December 10, 1979, such determinations, after the expiration of the forty-five day period for Commission review, became final under 18 C.F.R. § 275.202(a).

After the issuance of a Commission order directing an investigation of two other stripper well applications filed by Texaco,[1] the company instituted a review of all its other stripper well applications to ascertain whether any additional wells failed to qualify for the stripper well maximum lawful price under the Commission's regulations implementing section 108. As a result of this investigation, Texaco discovered that the applications for the above-listed wells did not include, as required under 18 C.F.R. § 271.804(a)(1), volumes of gas produced and used in the field. Upon inclusion of the field use volumes, Texaco found that the production volumes for such wells exceeded the volumes permitted under section 108. Accordingly, Texaco requests that the Commission reopen the final determinations for such wells and allow the withdrawal of the applications upon which the determinations were granted.

Any person desiring to be heard or to make any protest to such petition should on or before June 13, 1980, 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 Rules of Practice and Procedure (18 C.F.R. § 1.8 or 1.10). All protest filed with the Commission will be considered but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to this proceeding, or to participate as a party in any hearing therein, must file a petition to intervene in accordance with the Commission's Rules.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16102 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CP80-349]

Michigan Wisconsin Pipe Line Co. and United Gas Pipe Line Co.; Application

May 21, 1980.

Take notice that on May 2, 1980, Michigan Wisconsin Pipe Line Company (Mich-Wisc), One Woodward Avenue, Detroit, Michigan 48226, and United Gas Pipe Line Company (United), P.O. Box 1478, Houston, Texas 77001, filed in Docket No. CP80-349 a joint application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of

[1] Public Order Directing Private Investigation, Docket No. IN80-7, issued January 18, 1980.

pipeline and related facilities necessary to connect gas reserves underlying High Island Area Block A-555, South Addition, offshore Texas (Block A-555), to the pipeline facilities of High Island Offshore System (HIOS), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Mich-Wisc and United state that they have acquired the preferential right to purchase 67.5 percent and 32.5 percent, respectively, of the gas reserves underlying Block A-555. Initial production of gas from Block A-555 is projected to commence on or about September 1, 1980, and the average daily deliverability therefrom is estimated to be 35,000 Mcf of natural gas, it is stated, with proven reserves of 20,500,000 Mcf in addition to potential reserves of 10,000,000 Mcf which are now estimated.

To connect the gas reserves underlying Block A-555, Applicants propose herein to construct and operate the lateral pipeline facilities necessary to connect the production platform in such block to an undersea valve in Block A-555 on the west leg of the pipeline facilities of HIOS, which lateral pipeline facilities would, it is stated, comprise 1.6 miles of 10¾-inch line and measurement facilities located on the Block A-555 production platform. In accordance with the terms and conditions set forth in a construction and ownership agreement dated February 19, 1980, between Mich-Wisc and United, the parties state that they have agreed to own from inception undivided interests of 67.5 percent and 32.5 percent, respectively. The lateral pipeline facilities would be operated by Mich-Wisc in accordance with an operating agreement between Mich-Wisc as operator and Mich-Wisc and United as owners, it is asserted.

Petitioners state that the proposed facilities are estimated to cost $4,874,390, the cost to be borne by Mich-Wisc and United in proportion to their respective ownership interests. It is stated that the cost would be financed from funds presently on hand.

The gas reserves proposed to be attached herein would help to offset declining production from other sources which are presently being experienced by Mich-Wisc and United, it is asserted.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 12, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to to 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 is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16094 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CP80-76]

Montana-Dakota Utilities Co.; Amendment to Application

May 21, 1980.

Take notice that on May 6, 1980, Montana-Dakota Utilities Co. (Applicant), 400 North Fourth Street, Bismarck, North Dakota 58501, filed in Docket No. CP80-76 pursuant to Section 7(c) of the Natural Gas Act an amendment to its application in said docket so s to reflect an increase in horsepower at two proposed compressor stations, all as more fully set forth in the amendment which is on file with the Commission and open to public inspection.

Applicant states that its application herein requests authorization, *inter alia*, for the construction and operation of two new compressor stations as follows:

1. A new compressor station consisting of two 600 horsepower reciprocating compressor sets to be located in Dawson County, Montana (Morgan Creek); and,

2. A new compressor station consisting of one 600 horsepower reciprocating compressor set to be located near Williston, Williams County, North Dakota.

Applicant now proposes to substitute 800 horsepower units in lieu of the 600 horsepower units originally proposed because, Applicant states, the 600 horsepower units would not pump the required volumes of gas.

Applicant estimates the revised construction costs at the Morgan Creek Station to be $1,228,300, and the revised construction costs for the Williston Station to be $683,100.

Any person desiring to be heard or to make any protest with reference to said amendment should on or before June 13, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. All persons who have heretofore filed need not file again.

[FR Doc. 80-16095 Filed 5-27-80; 8:45 am]

Kenneth F. Plumb,

Secretary.

BILLING CODE 6450-85-M

[Docket No. CP80-347]

Natural Gas Pipeline Co. of America; Petition for Declaratory Order and Application

May 21, 1980.

Take notice that on May 2, 1980, Natural Gas Pipeline Company of America (Petitioner), 122 South Michigan Avenue, Chicago, Illinois 60603, filed in Docket No. CP80-347 a petition pursuant to Section 1.7 of the Commission's Rules of Practice and Procedure (18 CFR 1.7) for a declaratory order to remove uncertainties as to the jurisdictional status of certain landfill gas operations and to permit Petitioner to recover through the Purchased Gas Adjustment Clause of its tariff the cost of the gas to be purchased; and an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction of a side tap to enable Petitioner to receive said

gas in its existing interstate system, all as more fully set forth in the petition for declaratory order which is on file with the Commission and open to public inspection.

Petitioner requests the Commission issue an order declaring:

(1) That facilities to be constructed by Getty Synthetic Fuels, Inc. (GSF) for the recovery, processing and sale of landfill gas from the Calumet Industrial District Landfill; the landfill gas recovered through the operation of said facilities; the sale of such gas to Petitioner and the operation of said facilities are not subject to the jurisdiction of the Commission under the Natural Gas Act or the Natural Gas Policy Act of 1978.

(2) That the facilities to be constructed by Petitioner for the transportation of said landfill gas from GSF to a point on Petitioner's existing interstate system located in Cook County, Illinois, and the operation by Petitioner of said facilities are not subject to the jurisdiction of the Commission under the Natural Gas Act.

(3) That Petitioner be permitted to recover the cost of the gas to be purchased from GSF through the purchased gas adjustment clause of Petitioner's tariff.

Petitioner further requests certificate authorization for the construction and operation of a side tap in Cook County, Illinois, to enable Petitioner to receive into its existing interstate facilities the volumes of landfill gas purchased from GSF.

It is stated that GAS plans to construct, install and operate a landfill methane recovery facility at the Calumet Industrial District Landfill in Calumet City, Illinois, which is owned and operated by Waste Management of Illinois, Inc., which gas recovery system is to consist of a series of wells drilled in the landfill and connected by a network of piping to gather the landfill gas and deliver it to the processing facilities. It is asserted that the gas would be composed primarily of methane with an average heating value of approximately 980 Btu per cubic foot.

Petitioner states that it and GSF have entered into an agreement dated January 22, 1980, for the purchase of landfill gas generated on a 103-acre portion of the Calumet Industrial District Landfill, which agreement provides for the delivery of a minimum of 300 Mcf per day of pipeline quality gas and a maximum of 3,500 Mcf per day with deliveries estimated to be approximately 858,000 Mcf per year or approximately 2,600 Mcf per day based on 330 days of operation each year. Petitioner states that it is estimated deliveries would commence in December 1980 and that they would continue until June 20, 1994, and from year to year thereafter.

Petitioner states that it proposes to construct and operate facilities consisting of approximately 1 mile of 6-inch pipeline and a measuring facility to extend from the tailgate of GSF's facilities at the Landfill to a point of interconnection with Petitioner's interstate system at Burnham, Cook County, Illinois, which facilities Petitioner asserts would be non-jurisdictional. It is further stated that the cost of all of Petitioner's facilities would be $640,000, of which $632,000 is for the non-jurisdictional transportation facilities, construction to be financed from funds on hand. petitioenr asserts that at Petitioner's option, GSF is obligated to reimburse Petitioner for the actual cost of facilities up to $650,000 if the agreement is terminated or if deliveries of gas fail to reach specified volumes.

The initial price to be paid for the gas is stated to be $3.67 per Mcf of gas delivered, based upon a heating value of 1,000 But per cubic foot.

Petitioner further requests permission to recover through the purchased gas adjustment clause of its tariff (PGA clause) the cost of the landfill gas purchased from GSF, as escalated from time to time.

Petitioner states that the landfill gas involved is the result of decomposition of organic waste contained in the landfill and that this gas is non-jurisdictional for the same reasons the Commission found gas from animal waste to be non-jurisdictional in *Natural Gas Pipeline Company of America*, Opinion No. 763—FPC—(1976).

Finally, Petitioner asserts that in order to receive the GSF landfill gas into its existing interstate system, it would also be required to construct a side tap at an estimated cost of $8,000 for which Petitioner requests authorization to construct and operate.

Any person desiring to be heard or to make any protest with reference to said petition and application should on or before June 12, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to 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 the application for a certificate if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16036 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CP80-348]

Northern Utilities, Inc.; Application

May 21, 1980.

Take notice that on April 21, 1980, Northern Utilities, Inc. (Applicant), P.O. Box 2800, Casper, Wyoming 82602, filed in Docket No. CP80-348 an application pursuant to Subpart C of Part 284 of the Commission's Regulations under the Natural Gas Policy Act of 1978 (NGPA) for authority to transport natural gas for Montana-Dakota Utilities Company, Inc. (MDU), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to transport gas on behalf of MDU under Section 311(a)(2) of the NGPA at a rate of 7.5 cents per Mcf, pursuant to an agreement with MDU dated April 11, 1980. The agreement is said to be for a primary term expiring January 7, 1996.

Applicant states that MDU has contractual rights to purchase gas produced in the area of the Powell II Unit in Converse County, Wyoming, and that MDU wants to make excess volumes of this gas available to its general system. It is said that MDU has made arrangements with Applicant and Kansas-Nebraska Natural Gas Company, Inc. (K-N) for the transportation and exchange of such gas

through Applicant's Northern Pipeline Divison line for delivery to K-N at an existing interconnection between the systems of Applicant and K-N in Casper, Wyoming, for the account of MDU.

Applicant further states that it proposes to construct an interconnection between its Northern Pipeline Division line and its No. 3 line in Natrona County, Wyoming, to deliver the excess gas to K-N at an existing interconnection between K-N and Applicant at Casper on the No. 3 line. It is asserted that MDU has agreed to reimburse Applicant for the actual cost of this construction, estimated to cost between $20,000 and $25,000.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 12, 1980, 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 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.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16097 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1835]

Brian A. Parent; Filing

May 21, 1980.

Take notice that on May 9, 1980, Brian A. Parent (Applicant) filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Vice President and Treasurer, Atlantic City Electric Company, Public Utility.

Treasurer and Assistant Secretary, Deepwater Operating Company, Public Utility.

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, 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8 and 1.10). All such petitions or protests should be filed on or before June 13, 1980. 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. 80-16098 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. RA80-33]

Phillips and Munzel Shell; Filing of Petition for Review

May 21, 1980.

Take notice that Phillips and Munzel Shell on May 2, 1980, filed a Petition for Review under 42 U.S.C. § 7194(b) (1977 Supp.) from an order of the Secretary of Energy.

Copies of the petition for review have been served on the Secretary, Department of Energy, and all participants in prior proceedings before the Secretary.

Any person desiring to be heard with reference to such filing should on or before June 4, 1980 file a petition to intervene with the Federal Energy Regulatory Commission, 825 North Capitol Street NE, Washington, D.C. 20426, in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8). Any person wishing to become a party or to participate as a party must file a petition to intervene. Such petition must also be served on the parties of record in this proceeding and the Secretary of Energy through John McKenna, Office of General Counsel, Department of Energy, Room 5142, 12th and Pennsylvania Ave. NW, Washington, D.C. 20461. Copies of the petition for review are on file with the Commission and are available for public inspection at Room 1000, 825 North Capitol St. NE, Washington, D.C. 20426.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16103 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ST80-193]

Producer's Gas Co.; Application for Approval of Rates

May 21, 1980

Take notice that on May 5, 1980, Producer's Gas Company (Applicant), 4925 Greenville Avenue, Dallas, Texas 75206, filed in Docket No. ST80-193 an application pursuant to Section 284.123(b)(2) of the Commission's Regulations for approval of rates charged for transporting natural gas for Michigan Wisconsin Pipe Line Company (Mich Wis), 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 and Mich Wis have entered into an agreement dated April 23, 1980, whereby Applicant is to provide a transportation service for Mich Wis for a two-year period subject to possible extension for an additional two years until Mich Wis constructs its own gathering facilities in Caddo County, Oklahoma. Applicant further states what gas attributable to the interest of Mich Wis would be delivered, along with Applicant's gas, at an existing delivery point in Caddo County, Oklahoma, and Applicant would make available to Mich Wis an equivalent volume of gas from wells in Dewey County, Oklahoma, where both Mich Wis and Applicant have common connection points.

Applicant anticipates that approximately 1.592 billion Btu's per day would be transported. Applicant proposes a base transportation charge of 28.45 cents per Mcf as a fair and equitable charge for the service rendered.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 13 1980, 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 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 ot the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16099 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ID-1894]

Joseph G. Salomone; Filing

May 21, 1980.

Take notice that on May 9, 1980, Joseph G. Salomone (Applicant) filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Vice President-Control, Atlantic City Electric Company, Public Utility.
Vice President, Deepwater Operating Company, Public Utility.

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 and 1.10). All such petitions or protests should be filed on or before June 13, 1980. 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. 80-16100 Filed 5-27-80; 8:45 am]
BILLING CODE 6450-85-M

[Docket No. ID-1895]

Henry C. Schwemm; Application

May 21, 1980.

Take notice that on May 9, 1980, Henry C. Schwemm (Applicant), filed an application pursuant to Section 305(b) of the Federal Power Act to hold the following positions:

Vice President-Production, Atlantic City Electric Company, Public Utility.
Vice President, Deepwater Operating Company, Public Utility.

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 and 1.10). All such petitions or protests should be filed on or before June 13, 1980. 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. 80-16101 Filed 5-27-80; 8:45 am]
BILLING CODE 6450-01-M

[Docket No. CP78-136]

Transcontinental Gas Pipe Line Corp.; Petition To Amend

May 21, 1980.

Take notice that on May 2, 1980, Transcontinental Gas Pipe Line Corporation (Petitioner), P.O. Box 1396, Houston, Texas 77001, filed in Docket No. CP78-136 a petition to amend the order issued August 18, 1978, as amended August 2, 1979, in the instant docket pursuant to Section 7(c) of the Natural Gas Act so as to authorize an additional delivery point, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

Petitioner states that by order issued August 18, 1978, it was authorized to transport for Amoco Production Company (Amoco), natural gas produced and delivered into Petitioner's existing pipeline facilities in Block 10, South Pelto Area, offshore Louisiana (Pelto 10). Under the transportation agreement with Amoco dated October 7, 1977, Petitioner was authorized to receive from that company in Pelto 10 a maximum daily quantity equal to the greater of 12,000 Mcf of Pelto 10 gas or 40 percent of the capacity of Petitioner's pipeline facilities connecting Pelto 10 to adjoining Pelto 11 (Pelto 10 Facilities), and redeliver a thermally equivalent quantity onshore to Florida Gas Transmission Company (FGT) for the account of Amoco at the point of interconnection between Petitioner's Southeast Louisiana Gathering System and FGT's main line in St. Helena Parish, Louisiana, it is stated.

It is stated that further development of Pelto 10 made substantial additional quantities of gas available to Amoco which it desired Petitioner to transport to the redelivery point, and by order issued August 2, 1979, an increased charge and maximum service quantity were authorized by the Commission.

Petitioner states that it and Amoco now propose to add an additional delivery point where Petitioner can redeliver the subject gas to FGT for the account of Amoco, and that, accordingly, the parties have executed a letter agreement dated January 24, 1980, which amends the October 7, 1977, transportation agreement to provide for such an additional point to be located at the existing interconnection between the facilities of Petitioner and FGT in Vermilion Parish, Louisiana.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before June 12, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Kenneth F. Plumb,
Secretary.

[FR Doc. 80-16104 Filed 5-27-80; 8:45 am]
BILLING CODE 6450-85-M

[Docket No. CP79-228]

Transcontinental Gas Pipe Line Corp.; Petition To Amend

May 21, 1980.

Take notice that on May 6, 1980, Transcontinental Gas Pipe Line Corporation (Transco), P.O. Box 1396, Houston, Texas 77001, and Consolidated Gas Supply Corporation (Con Gas), 445 West Main Street, Clarksburg, West Virginia 26301, filed in Docket No. CP79-228 a joint petition to amend the order issued August 13, 1979, in the instant docket pursuant to Section 7(c) of the Natural Gas Act so as to authorize the transportation of natural gas to displace the fuel oil for Consolidated Edison Company of New York, Inc. (Con Ed) for an additional term through May 18, 1981, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

Petitioners state that by order issued August 13, 1979, they were authorized to transport oil displacement gas for Con Ed for a period ending June 1, 1980, which period was defined as the "fuel shortage emergency period" by the Commission in its order issued May 17, 1979, in Docket No. RM79-34 (18 CFR 284.201(e)). It is further stated that on March 5, 1980, Con Ed filed in Docket No. RM79-34 its motion to provide that the fuel shortage emergency period extend through June 1, 1981.

Petitioners assert that on April 25, 1980, the Economic Regulatory Administration (ERA), in response to Con Ed's application filed in ERA Docket No. 80-CERT-013, transmitted to the Commission ERA's recertification of an eligible use of natural gas to displace fuel oil which recertification is required by the Commission as a precondition to

interstate transportation of fuel oil displacement gas in accordance with Part 284 of the Commission's Regulations.

Petitioners, therefore, propose herein to continue the transportation of fuel oil displacement gas for Con Ed through May 18, 1981.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before June 13, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10).

All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Kenneth F. Plumb,
Secretary.

[FR Doc. 80-16105 Filed 5-27-80; 8:45 am]
BILLING CODE 6450-85-M

[Docket No. CP80-356]

United Gas Pipe Line Co.; Application

May 21, 1980.

Take notice that on May 8, 1980, United Gas Pipe Line Company (Applicant), P.O. Box 1478, Houston, Texas 77001, filed in Docket No. CP80-356 an application pursuant to Section 7(c) of the Natural Gas Act and Section 157.7(b) of the Regulations thereunder (18 CFR 157.7(b)) for a certificate of public convenience and necessity authorizing the construction during an indefinite period commencing September 7, 1980, and operation of facilities to enable Applicant to take into its certificated main pipeline system natural gas supplies, all as more fully set forth in the application which is one file with the Commission and open to public inspection.

The stated purpose of this budget-type application is to augment Applicant's ability to act with reasonable dispatch in connecting to its pipeline system supplies of natural gas which may become available from various producing areas generally coextensive with its pipeline system and the systems of other pipeline companies which may be authorized to transport gas for the account of or exchange gas with Applicant and supplies of natural gas from Applicant's own production or acquired for system suply under Sections 311 or 312 of the Natural Gas Policy Act of 1978.

Applicant states that the total cost of the proposed facilities would not exceed $6,355,000 for the interim period between September 7, 1980, the expiration date of its presently effective budget-type authorization, and January 1, 1981.

Applicant additionally states that the total cost of the proposed facilities would not exceed $20,000,000 per year after January 1, 1981, with no single onshore project to exceed $2,500,000 and no single onshore project to exceed $3,500,000. Such costs, it is stated, would be financed through funds on hand.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 13, 1980, 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 Rules of Practice and procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding 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 with the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

Kenneth F. Plumb,
Secretary.

[FR Doc. 80-16106 Filed 5-27-80; 8:45 am]
BILLING CODE 6450-85-M

[Docket No. CP79-252]

United Gas Pipe Line Co., et al.; Petition To Amend

May 21, 1980

Take notice that on May 6, 1980, United Gas Pipe Line Company (United), P.O. Box 1478, Houston, Texas 77001, Southern Natural Gas Company (Southern), P.O. Box 2563, Birmingham, Alabama 35303, and Transcontinental Gas Pipe Line Corporation (Transco), P.O. Box 1396, Houston, Texas 77001, filed in Docket No. CP79-252 a petition to amend the order issued August 16, 1979, in the instant docket pursuant to Section 7(c) of the Natural Gas Act so as to authorize the participation by Transco in the ownership of certain offshore facilities constructed and owned by United and Southern, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

Petitioners state that by order issued August 16, 1979, in the instant docket, United and Southern were authorized to construct approximately 11.2 miles of 12-inch pipeline and related facilities extending from the producers' platform at a point in West Cameron Area Block 331 to a sub-sea tap installed on the 42-inch pipeline of High Island Offshore Sustem (HIOS) in Block 342, offshore Louisiana, to effectuate deliveries of natural gas purchased by United and Southern from reserves underlying Block 331.

Petitioners propose herein to provide for 5.71 percent ownership in approximately 9.51 miles of the 12-inch pipeline and related facilities by Transco. It is stated that Transco was authorized to construct and operate approximately 2.94 miles of 12-inch pipeline extending from West Cameron Block 330 to a point of interconnection with the subject line of United and Southern in West Cameron Block 332. It is further asserted that the 9.51 mile segment of line in which Transco is seeking ownership extends from Block 332 to the HIOS interconnection in Block 342, and Transco would utilize the pipeline capacity thus acquired to transport gas it has purchased from reserves underlying Block 330.

Any person desiring to be heard or to make any protest with reference to said

petition to amend should on or before June 13, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16107 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CP80-354]

United Gas Pipe Line Co.; Application

May 21, 1980.

Take notice that on May 7, 1980, United Gas Pipe Line Company (Applicant), P.O. Box 1478, Houston, Texas 77001, filed in Docket No. CP80-354 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation and exchange of natural gas, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that pursuant to an exchange agreement dated February 25, 1980, it has agreed to transport and exchange with Amoco Production Company (Amoco) up to 9,000 Mcf of natural gas per day for a term of 10 years from the date of initial delivery. It is stated that gas would be delivered to applicant for the account of Amoco at a mutually agreeable point of interconnection between the facilities of Applicant and Alabama-Tennessee Natural Gas Company in Lamar County, Mississippi. It is further asserted that Applicant would redeliver to Amoco equivalent volumes at existing points of interconnection between Applicant's and Florida Gas Transmission Company's systems in St. Landry Parish, Louisiana, in St. Helena Parish, Louisiana, or in Perry County, Mississippi.

Applicant further asserts that it would transport and exchange such gas with Amoco at no charge and no new facilities would be required to effectuate the proposed transportation of gas.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 13, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to 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 is required by the public convenience and necessity. If a peitition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16103 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 1759]

Wisconsin Michigan Power Co.; Land Withdrawal (Additional), Michigan

May 21, 1980.

On December 3, 1976, the Wisconsin Michigan Power Company (Licensee) filed an application to amend the license issued for the Michigamme Project, designated as Project No. 1759, and located on the Michigamme and Menominee Rivers in the States of Michigan and Wisconsin. In the subject application, the Licensee proposed a slight increase in the maximum headwater elevation of the Michigamme Project reservoir. As a part of the amendment application, the Licensee filed Exhibit K-c (FERC No. 1759-104) which depicts U.S. lands not previously included in notices of land withdrawal for Project No. 1759.

Therefore, in accordance with the provisions of Section 24 of the Act of June 10, 1920, as amended, notice is hereby given that the land hereinafter described, insofar as title thereto remains in the United States, is from the date of said filing, reserved from entry, location, or other disposal under the laws of the United States until otherwise directed by the Commission or by Congress:

Michigan Meridian, Michigan

Those portions of the following subdivisions lying between the 1,374 and the 1,375 foot contour elevation (mean sea level datum) as depicted on may Exhibit K-c (FERC No. 1759-104):

T. 44 N., 31 W.,

Sec. 23, lots 8 and 11 (approximately 0.70 acre).

Copies of the aforementioned map Exhibit K-c have been transmitted to the U.S. Geological Survey and Bureau of Land Management.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16108 Filed 5-27-80; 8:43 am]

BILLING CODE 6450-85-M

[Docket No. ER80-396]

Carolina Power & Light Co.; Filing

May 20, 1980.

The filing company submits the following:

Take notice that Carolina Power & Light Company on May 14, 1980, tendered for filing changes in its electric Service Agreement with Lumbee River Electric Membership Corporation. These changes include the establishment of a new point of delivery at 115 KV to be known as Hog Swamp, and the cancellation of South Lumberton 23 KV point of delivery. The load presently served through the South Lumberton point of delivery will be transferred to the new delivery point.

Any person desiring to be heard or to protect 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 §§ 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 June 9, 1980. Protests will be considered by the Commission in determining the 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. 80-16133 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-397]

Central Power & Light Co.; Filing

May 20, 1980.

The filing company submits the following:

Take notice that on May 12, 1980, Central Power & Light Company submitted a letter agreement which extends the present wholesale electric contract between Central Power & Light Company and Nueces Electric Cooperative, at the present rate, in successive 90-day periods which will automatically renew, subject to cancellation by Nueces Electric Cooperative upon 30-days notice and subject to change as may be approved by the Federal Energy Regulatory Commission at any time while the subject extension is in effect. Central Power & Light Company is presently serving Nueces at the Freer Point of delivery under a rate approved by the Commission in Docket No. ER77-331. The reason for the contract extension is that Nueces Electric Cooperative may desire to cancel service from Central Power & Light Company when service is available to Nueces from its San Miguel Plant.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 9, 1980, 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 Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Naturial Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16136 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. EL80-23]

Chittenden Falls Hydro Power, Inc.; Declaration of Intention

May 20, 1980.

Take notice that on March 27, 1980, Chittenden Falls Hydro Power, Inc. (Applicant) filed a Declaration of Intention to rehabilitate and operate the hydroelectric facilities to be known as the Chittenden Falls Hydroelectric Project located on Kinderhook Creek at Stockport in Columbia County, New York. The Declaration of Intention was filed under Section 23(b) of the Federal Power Act, 16 U.S.C. Section 817(b), and requests the Federal Energy Regulatory Commission to commence an investigation to determine if an FERC license will be required for the project. Correspondence with the Applicant should be directed to: Ms. Mary A. Eckhoff, Box 806, Melville, Long Island, New York 11747.

The run-of-the-river project would consist of existing project works including: (1) a reinforced concrete dam, 320 feet long and 4 feet high, set on natural rock ledge at the top of waterfalls 27 feet high; (2) a reservoir having negligible storage; (3) a concrete sluice channel 8 feet wide, 8 feet deep, and 69 feet long leading to; (4) a steel penstock 7.5 feet high, 7.75 feet wide, and 55 feet long; (5) a powerhouse containing a 440 HP turbine and a 176 HP turbine; (6) a tailrace channel about 150 feet long; and (7) other appurtenances. New project equipment would include two horizontally mounted generators, one rated at 300 kW and one rated at 125 kW, attached to the 440 HP turbine and 176 HP turbine, respectively.

All lands involved with this project are owned in fee by the Applicant.

Project energy would be sold to Niagara Mohawk Power Corporation, and the annual average generation is estimated at 2,500,000 kWh.

Anyone desiring to be heard or to make any protest about this application should file a petition to intervene or a protest with the Federal Energy Regulatory Commission, in accordance with the requirements of the Commission's Rules of Practice and Procedure, 18 CFR, § 1.8 or § 1.10 (1979). Comments not in the nature of a protest may also be submitted by conforming to the procedures specified in § 1.10 for protests. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but a person who merely files a protest or comments does not become a party to the proceeding. To become a party, or to participate in any hearing, a person must file a petition to intervene in accordance with the Commission's Rules. Any comments, protest, or petition to intervene must be filed on or before July 2, 1980. The Commission's address is: 825 North Capitol Street, N.E., Washington, D.C. 20426. The application is on file with the Commission and is available for public inspection.

Kenneth F. Plumb,

Secretary.

FR Doc. 80-16138 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ES80-54]

Commonwealth Edison Co.; Application

May 20, 1980.

Take notice that on May 9, 1980, Commonwealth Edison Company (Applicant) of Chicago, Illinois, filed an application seeking authority pursuant to Section 204 of the Federal Power Act to issue up to $700,000,000 of short-term notes to be issued no later than December 31, 1982, and to mature no later than December 31, 1983.

Applicant is incorporated under the laws of the State of Illinois, with its principal business office at Chicago, Illinois, and is principally engaged in the electric utility business in a service area of approximately 11,525 square miles in northern Illinois, including the City of Chicago.

The notes, including primarily commercial paper and bank notes are to have maturities of twelve months or less from the dates of issuance, and in any event are to be payable on or before December 31, 1983. The interest rate for commercial paper is to be the prevailing rate at time of issuance for paper of comparable quality and maturity and for notes issued to commercial banks with which the Applicant has lines of credit and is to be generally the prime rate as from day to day in effect.

The proceeds from the issuance of any notes will be added to working capital primarily for ultimate application toward the cost of gross additions to utility properties and to reimburse the Applicant's treasury for construction expenditures. Applicant's construction program, as now scheduled, calls for plant expenditures of approximately $4,500,000,000 for the five-year period 1980-1984. The extension of two years is necessary to provide flexibility needed to meet financing requirements.

Any person desiring to be heard or to make protest with reference to the application should, or or before June 9, 1980, file with the Federal Energy Regulatory Commission, Washington,

D.C. 20426, petitions or protests in accordance with the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules. The application is on file with the Commission and is available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16140 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-399]

Consumers Power Co.; Filing

May 20, 1980.

The filing Company submits the following: Take notice that on May 15, 1980, Consumers Power Company tendered for filing an Amendment to the Data Acquisition System Facilities Agreement between Consumers Power Company and the Northern Michigan Electric Cooperative, Inc. and Wolverine Cooperative, Inc. Consumers Power Company states that the two cooperatives, and others, are members of the Michigan Municipals and Cooperatives Power Pool ("MMCPP").

Consumers Power Company states that the amendment changes Article V of the Data Acquisition System Facilities Agreement such that each party will now declare and pay its own property taxes. Consumers Power states that the amendment does not otherwise affect the rates, charges or other conditions of service relating to the interchange of electric energy between Consumers Power Company and the MMCPP.

Consumers Power requests waiver of the Commission's notice requirements to allow for an effective date of December 31, 1979. Consumers Power states that copies of the filing were served on Northern Michigan Electric Cooperative, Inc., Wolverine Electric Cooperative, Inc. and the Michigan Public Service Commission.

Any person desiring to be heard or to protest the Amendment to the Data Acquisition System Facilities Agreement should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, 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 petitions or protests should be filed on or before June 11, 1980. 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 said amendment are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16141 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ES80-52]

El Paso Electric Co.; Application

May 19, 1980.

Take notice that on May 2, 1980, El Paso Electric Company (Applicant) filed a request with the Commission, pursuant to Section 204 of the Federal Power Act, requesting authority to negotiate for the placement of up to 2,000,000 shares of Common Stock, no par value. The Applicant is a Texas Corporation, with its principal office at El Paso, Texas, and is engaged in the electric utility business in Texas and New Mexico.

The net proceeds from the sale of the Common Stock will be used to finance Applicant's construction program.

Any person desiring to be heard or to make any protest with reference to the application should on or before June 2, 1980, file with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, petitions or protests in accordance with the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file with the Commission and is available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16142 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. RP72-6 (Gas Turbines, et al.)]

El Paso Natural Gas Co.

May 20, 1980.

Take notice that the Commission Staff will visit the facilities of Arizona Public Service Co. and Salt River Project Agricultural Improvement and Power District on May 27 and 28, and the facilities of Southern California Edison Co., the Los Angeles Department of Water & Power and the City of Pasadena on May 29 and 30. These site visits are in connection with the hearings in El Paso Natural Gas, Docket No. RP72-6 (Gas Turbines, *et al.*).

Parties seeking information or wishing to accompany the Staff on this visit should contact Julia Weller, (202) 357-8453.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16143 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. RA80-31]

George's Chevron Service; Filing of Petition for Review

May 20, 1980.

Take notice that George's Chevron Service on March 17, 1980, filed a Petition for Review under 42 U.S.C. 7194(b) (1977 Supp.) from an order of the Secretary of Energy.

Copies of the petition for review have been served on the Secretary, Department of Energy, and all participants in prior proceedings before the Secretary.

Any person desiring to be heard with reference to such filing should on or before June 3, 1980, file a petition to intervene 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). Any person wishing to become a party or to participate as a party must file a petition to intervene. Such petition must also be served on the parties of record in this proceeding and the Secretary of Energy through John McKenna, Office of General Counsel, Department of Energy, Room 5142, 12th and Pennsylvania Ave., N.W., Washington, D.C. 20461. Copies of the petition for review are on file with the Commission and are available for public inspection at Room 1000, 825 North Capitol St., N.E., Washington, D.C. 20426.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16144 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-402]

Gulf States Utilities Co.; Filing

May 20, 1980.

The filing Company submits the following:

Take notice that on May 16, 1980, Gulf States Utilities Company (Gulf States) tendered for filing a letter supplementing the existing agreement between Gulf States and Brazos Electric Power

Cooperative, Inc. (Brazos) for the provision of wholesale electric service. Gulf States indicates that the supplement gives notice of the addition of a new Cincinnati Meter Point and the transfer thereto of a portion of the load from the Huntsville No. 2 Meter Point.

According to Gulf States a copy of the filing was served on the Public Utility Commission of Texas, the Louisiana Public Service Commission, and Brazos.

Any person desiring to be heard or 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 §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.10). All such petitions or protests should be filed on or before June 11, 1980. 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. 80-16145 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ES80-53]

Interstate Power Co.; Application

May 19, 1980.

Take notice that on May 6, 1980, an application was filed with the Federal Energy Regulatory Commission pursuant to Section 204(a) of the Federal Power Act by Interstate Power Company (Applicant) requesting authority to negotiate the placement of up to $10,000,000 of Common Stock, with a par value of $3.50 per share. Applicant is incorporated under the laws of the State of Delaware, with its principal business office in Dubuque, Iowa, and is engaged principally in the electric utility business in northern and northeastern Iowa, in southern Minnesota and a few small communities in Illinois.

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, Washington, D.C. 20426, in accordance with the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All such petitions or protests should be filed on or before June 2, 1980. 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. 80-16146 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-337]

Iowa Power and Light Co.; Rate Schedule Filing

May 20, 1980.

The filing Company submits the following:

Take notice that Iowa Power and Light Company ("Iowa Power"), on May 7, 1980, tendered for filing proposed changes in Iowa Power and Light Company FERC Rate Schedule No. 53, which sets forth rates for wholesale electric service to Montezuma Municipal Light and Power ("City").

Proposed Supplement No. 14 to Rate Schedule No. 53 provides for a change in the floor price for enmergency energy and power as well as a change in billing due dates and interest charges on late payment thereof. This change is needed for compliance with the rates shown in the Mid-Continent Area Power Pool Agreement.

Iowa Power requests that the Commission waive its prior notice requirements and accept Proposed Supplement No. 14 for filing with a retroactive effective date of April 16, 1980. Iowa Power states that copies of the filing have been served upon the City and the Iowa State 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 §§ 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 June 10, 1980. 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 application are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16147 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-395]

Iowa Southern Utilities Co.; Filing of Amendment to Interconnection and Interchange Agreement

May 20, 1980.

Take notice that Iowa Southern Utilities Company (Iowa Southern) on May 12, 1980, tendered for filing an amendment to an Interconnection and Interchange Agreement between it and Iowa Electric Light and Power Company (Iowa Electric). This Agreement was originally filed by Iowa Southern and was designated F.P.C. Rate Schedule No. 34.

Iowa Southern stated that the amendment will provide for the upgrading of the Jasper-Sutherland 115 KV line to 161 KV with point of connection to be at the Jasper Substation, Jasper County. In addition, Iowa Southern will wheel Iowa Electric ownership power in the Ottumwa Generating Station for a three-year period, May 1, 1981 through April 30, 1984. Iowa Southern asks that the amendment become final thirty days after the filing date.

Copies of the filing were served on the Iowa State Commerce 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 § 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 June 9, 1980. 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 agreement are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16150 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-381]

Kansas Power & Light Co.; Filing

May 20, 1980.

The filing Company submits the following:

Take notice that Kansas Power and Light Company (Kansas) on May 12, 1980, tendered for filing an amendment dated March 25, 1980, to the Power Service Agreement with Nemaha-Marshall Electric Cooperative Association, Inc. The agreement, dated September 21, 1973 is designated Rate Schedule FPC No. 159.

Kansas requests waiver of the Commission's notice requirements to allow for an effective date of December 10, 1979.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.10). All such petitions or protests should be filed on or before June 9, 1980. 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 inspections.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16149 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 3134]

Madera Irrigation District; Application for Preliminary Permit

May 20, 1980.

Take notice that Madera Irrigation District (Applicant) filed on April 10, 1980, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for proposed Project No. 3134 to be known as Hidden Dam Power Plant located at or near the existing outlet at the downstream toe, of the Corps of Engineer's (Corps) Hidden Dam on the Fresno River in the County of Madera, California. The project would utilize waters released from the Hidden Reservoir for irrigation and other purposes. Correspondence with the Applicant should be directed to: Mr. Robert L. Stanfield, Manager-Chief Engineer, Madera Irrigation District, 12152 Road 28¼, Madera, California 93637.

Project Description—The proposed project would consist of: a powerhouse containing a single generating unit with a rated capacity of 2,000 kW, a 1,000-foot long transmission line connecting the powerhouse to the existing Pacific Gas and Electric Company (PG&E) 12-kV power line downstream of the powerhouse, and appurtenant facilities.

Purpose of Project—Applicant proposes to market project energy through PG&E either by direct sale or for wheeling to meet Applicant's irrigation pumping needs, or for sale to another agency.

Proposed Scope and Cost of Studies Under Permit—Applicant has requested a 36-month permit to prepare a definitive project report including preliminary designs, results of foundation tests, environmental and power market studies. The cost of the above activities along with preparation of an environmental impact report, obtaining agreements with the Corps and other Federal, state and local agencies; preparing a license application, conducting final field surveys, and preparing designs is estimated by the Applicant to be $55,000.

Purpose of Preliminary Permit—A preliminary permit does not authorize construction. A permit, if issued, gives the Permittee, during the term of the permit, the right of priority of application for license while the Permittee undertakes the necessary studies and examinations to determine the engineering, economic, and environmental feasibility of the proposed project, the market for power, and all other necessary information for inclusion in an application for a license.

Agency Comments—Federal, State, and local agencies that receive this notice through direct mailing from the Commission are invited to submit comments on the described application for preliminary permit. (A copy of the application may be obtained directly from the Applicant.) Comments should be confined to substantive issues relevant to the issuance of a permit and consistent with the purpose of a permit as described in this notice. No other formal request for comments will be made. If an agency does not file comments within the time set below, it will be presumed to have no comments.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before June 18, 1980, either the competing application itself or a notice of intent to file a competing application. Submission of a timely notice of intent allows an interested person to file the competing application no later than September 16, 1980. A notice of intent must conform with the requirements of 18 CFR 4.33 (b) and (c), (*as amended* 44 FR 61328, October 25, 1979). A competing application must conform with the requirements of 18 CFR 4.33 (a) and (d), (*as amended*, 44 FR 61328, October 25, 1979.)

Comments, Protests, or Petitions to Intervene—Anyone desiring to be heard or to make any protests about this application should file a petition to intervene or a protest with the Federal Energy Regulatory Commission, in accordance with the requirements of the Commission's rules of practice and procedure, 18 CFR, 1.8 or 1.10 (1979). Comments not in the nature of a protest may also be submitted by conforming to the procedures specified in § 1.10 for protests. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but a person who merely files a protest or comments does not become a party to the proceeding. To become a party, or to participate in any hearing, a person must file a petition to intervene in accordance with the Commission's Rules. Any comments, protest, or petition to intervene must be filed on or before July 18,1980. The Commission's address is: 825 North Capitol Street, N.E., Washington, D.C. 20426. The application is on file with the Commission and is available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16154 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 3138]

Madera Irrigation District; Application for Preliminary Permit

May 20, 1980.

Take notice that Madera Irrigation District (Applicant) filed on April 17, 1980, an application for preliminary permit [pursuant to the Federal Power Act, 16 U.S.C. 791(a)-825(r)] for proposed Project No. 3138 to be known as Buchanan Dam Power Plant Project located at or near the existing outlet at the downstream toe of the Corps of Engineers' (Corps) Buchanan Dam on the Chowchilla River in the County of Madera, California. The project would utilize a Corps of Engineers' dam and waters released for irrigation and other purposes from the Corps' Lake H. V. Eastman (formed by the Buchanan Dam). Correspondence with the Applicant should be directed to: Mr.

Robert L. Stanfield, Manager-Chief Engineer, Madera Irrigation District, 12152 Road 28¼, Madera, California 93637.

Project Description—The proposed project would consist of: a powerhouse containing a single generating unit with a rated capacity of 3,000 kW, a 1,000-foot long transmission line connecting the powerhouse to the existing Pacific Gas and Electric Company's (PG&E) 12-kV powerline downstream of the powerhouse, and appurtenant facilities.

Purpose of Project—Applicant proposes to market project energy through PG&E either by direct sale, for wheeling to meet Applicant's irrigation pumping needs, or for sale to another agency.

Proposed Scope and Cost of Studies Under Permit—Applicant has requested a 36-month permit to prepare a definitive project report including preliminary designs, results of foundation tests, environmental and power marketing studies. The cost of the above activities, along with preparation of an environmental impact report, obtaining agreements with the Corps, and other Federal, State, and local agencies, preparing a license application, conducting final field surveys, and preparing designs, is estimated by the Applicant to be $55,500.

Purpose of Preliminary Permit—A preliminary permit does not authorize construction. A permit, if issued, gives the Permittee, during the term of the permit, the right of priority of application for license while the Permittee undertakes the necessary studies and examinations to determine the engineering, economic, and environmental feasibility of the proposed project, the market for power, and all other information necessary for inclusion in an application for a license.

Agency Comments—Federal, State, and local agencies that receive this notice through direct mailing from the Commission are invited to submit comments on the described application for preliminary permit. (A copy of the application may be obtained directly from the Applicant.) Comments should be confined to substantive issues relevant to the issuance of a permit and consistent with the purpose of a permit as described in this notice. No other formal request for comments will be made. If an agency does not file comments within the time set below, it will be presumed to have no comments.

Competing Applications—Anyone desiring to file a competing application must submit to the Commission, on or before July 18, 1980, either the competing application itself or a notice of intent to file a competent application. Submission of a timely notice of intent allows an interested person to file the competing application no later than September 16, 1980. A notice of intent must conform with the requirements of 18 CFR 4.33 (b) and (c), (*as amended*, 44 FR 61328, October 25, 1979). A competing application must conform with the requirements of 18 CFR, 4.33 (a) and (d), (*as amended*, 44 FR 61328, Ocotober 25, 1979).

Comments, Protests, or Petitions To Intervene—Anyone desiring to be heard or to make any protest about this application should file a petition to intervene or a protest with the Federal Energy Regulatory Commission, in accordance with the requirements of the Commission's rules of practice and procedure, 18 CFR, 1.8 or 1.10 (1979). Comments not in the nature of a protest may also be submitted by conforming to the procedures specified in § 1.10 for protests. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but a person who merely files a protest or comments does not become a party to the proceeding. To become a party, or to participate in any hearing, a person must file a petition to intervene in accordance with the Commission's rules. Any comments, protests, or petition to intervene must be filed on or before July 18, 1980. The Commission's address is: 825 North Capitol Street, NE., Washington, D.C. 20426. The application is on file with the Commission and is available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16151 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-398]

Montana Power Co.; Agreement for Sale of Nonfirm Energy

May 20, 1980.

The filing Company submits the following:

Take notice that The Montana Power Company ("Montana") on May 15, 1980, tendered for filing in accordance with § 35 of the Commission's Regulations, a Letter Agreement dated November 7, 1979, between Montana and Puget Sound Power & Light ("Puget") providing for the sale of nonfirm energy.

Montana states that under the terms of this Letter Agreement, it will make available to Puget nonfirm energy.

Montana indicates that the terms of the Letter Agreement have been agreed to by the parties.

Montana states further that the rate for nonfirm energy sold to Puget under this Letter Agreement shall be the cost per kilowatthour of purchasing such energy plus costs associated with losses, transmission costs, standby charges, loadfactoring and any other miscellaneous costs directly associated with such energy purchase and redelivery plus a service charge of no more than one mill ($0.001) per kilowatthour. This rate is essentially the same as that provided in Montana's FERC Electric Tariff M-1.4(b).

An effective date of October 25, 1979, is proposed and waiver of the Commission's notice requirements is therefore requested.

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, Northeast, Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before June 11, 1980. 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. 80-16155 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-388]

Montana Power Co.; Filing

May 20, 1980.

The filing Company submits the following:

Take notice that Montana Power Company (Montana) on May 12, 1980, tendered for filing original sheet No. 10 to Montana's Tariff M-1, which has been revised to show the addition of Puget Sound Power and Light Company, and the fully executed Service agreement with Puget Sound Power and Light 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 §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.10). All such petitions or protests should be filed on or before June 9, 1980.

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. 80-16156 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ST79-6]

Nueces Co.; Order Establishing Procedures and Designating Hearing Panel

Issued May 16, 1980.

On March 18, 1980, the Public Service Company of Colorado, Western Slope Gas Company, and Cheyenne Light, Fuel and Power Company (Complainants) filed a complaint with the Commission. The Complainants seek the termination of the sale of natural gas by the Nueces Company pursuant to Section 311(b) of the Natural Gas Policy Act of 1978 (NGPA) and 18 CFR § 284.142. Notice of the complaint was published in the Federal Register on April 21, 1980 (45 FR 26756).

NGPA Section 311(b)(6) and 18 CFR § 284.147 provide the opportunity for oral presentation of data, views and arguments, and for written comments.

In response to the Complainants' timely request for an opportunity to make an oral presentation, the Commission shall convene a hearing on Friday, May 23, 1980, at 10:00 a.m. e.d.t. at the Offices of the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C.

The hearing will not be a judicial or evidentiary-type hearing, and there will be no cross examination of persons presenting statements. Members participating on the panel before whom the presentations are made may ask questions. If time permits, panel members may also ask such relevant questions as are submitted to them by participants. Other procedural rules relating to the hearing will be announced at the time the proceedings commence. A transcript of the hearing will be made, and a copy of that transcript will be placed in the public file for this docket and will be made available at the Commission's Office of Public Information.

Following the hearing, the panel will certify the transcript and timely filed written comments to the Commission, without briefs by the parties or an initial decision by the panel.

The Commission orders:

(A) Charles E. Bullock and Robert C. Platt of the Office of General Counsel and Robert E. Scarbrough of the Office of Pipeline and Producer Regulation are designated to preside at the hearing described above.

(B) The panel may require, in its discretion, additional written submissions.

Kenneth F. Plumb,

Secretary.

FR Doc. 80-16159 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. G-5716]

Northern Natural Gas Producing Co.; Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates [1]

May 19, 1980.

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

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.

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 May 28, 1980, 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 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 be 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 or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

Kenneth F. Plumb,

Secretary.

Docket No. and date filed	Applicant	Purchaser and location	Price per 1,000 ft³	Pressure base
G-5716, B, Nov. 23, 1979	Northern Natural Gas Producing Company, Nine Greenway Plaza—Suite 2700, Houston, Texas 77046.	Northern Natural Gas Company, Hugoton Field, Grant, *et al.* Counties, Kansas.	To release gas for irrigation fuel	

Filing Code: A—Initial Service. B—Abandonment. C—Amendment to add acreage. D—Amendment to delete acreage. E—Total Succession. F—Partial Succession.

[FR Doc. 80-16158 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Project No. 108]

Northern States Power Co.; Application for Approval of a Change in Land Rights

May 20, 1980.

Take notice that on March 31, 1980, the Northern States Power Company (Applicant) filed an application [pursuant to the Federal Power Act, 16 U.S.C. 791(a)–825(r)] for authority to grant an easement over lands of the Chippewa Reservoir Hydroelectric Project No. 108 in Sawyer County, Wisconsin. Correspondence with the Applicant should be directed to: Mr. E. M. Theissen, President, Northern States Power Company, 100 North Barstow Street, Eau Claire, Wisconsin 54701.

The easement would be granted to Sawyer County for the purpose of relocating approximately 5,000 feet of Sawyer County Trunk Highway "CC" in parts of Sections 14, 23, and 24 of T. 40 N, R. 7 W, 4th Principal Meridian, Sawyer County, Wisconsin. The existing portion of the highway to be relocated is in need of repairs and considered hazardous. By relocating the highway, traffic flow would be improved and hazards minimized. The right-of-way required would be 66 feet wide and approximately 5,000 feet long. Following relocation, Sawyer County would issue a quit claim deed to Northern States for the rights to the portion of the highway that has been relocated.

Anyone desiring to be heard or to make any protest about this application should file a petition to intervene or a protest with the Federal Energy Regulatory Commission, in accordance with the requirements of the Commission's rules of practice and procedure, 18 CFR 1.8 or 1.10 (1979). Comments not in the nature of a protest may also be submitted by conforming to the procedures specified in § 1.10 for protests. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but a person who merely files a protest or comments does not become a party to the proceeding. To become a perty, or to participate in any hearing, a person must file a petition to intervene in accordance with the Commission's Rules. Any comments, protest, or petition to intervene must be filed on or before June 30, 1980. The Commission's address is: 825 North Capitol Street, N.E., Washington, D.C. 20426. The application is on file with the Commission and is available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16157 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-394]

Pacific Gas and Electric Co.; Filing

May 20, 1980.

The filing Company submits the following:

Take notice that on May 12, 1980, Pacific Gas and Electric Company (PG and E) tendered for filing a contrat with the United States Department of Energy Western Area Power Administration (United States) for inclusion in its FERC Electric Service Tariff, Original Volume No. 4. Under the terms of the contract PG and E is to build 23 miles of 230 KV double circuit transmission line and provide transmission service for the output of United States' New Melones Project for a period of 50 years.

PG and E states that the contract was executed June 7, 1978, and requests waiver of the Commission's notice requirements to allow the filing to become effective June 1, 1979, the date of commencement of the 50 year period.

Copies of the filing were served on the United States Department of Energy and the California Public Utilities 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, Washington, D.C., 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before June 9, 1980. 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 Cimmission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16160 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-401]

Pennsylvania Electric Co.; Filing

May 20, 1980.

The filing Company submits the following:

Take notice that Pennsylvania Electric Company (Penelec) on May 16, 1980, tendered for filing a contract with American Municipal Power—Ohio, Inc. (AMP-Ohio) for the wheeling of an allotment of power from the Power Authority of the State of New York (PASNY) to AMP-Ohio for the account of the City of Cleveland.

Copies of the filing were served upon AMP-Ohio and the City of Cleveland.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before June 11, 1980. Protests will be considerd 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. 80-16161 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-376]

Public Service Co. of New Mexico; Filing

May 20, 1980.

The filing Company submits the following:

Take notice that on May 8, 1980, Public Service Company of New Mexico (PNM) submitted for filing a Firm Surplus Energy Sale Agreement (Agreement) between PNM and the Department of Water and Power of the City of Los Angeles (Los Angeles) for sale of surplus energy from PNM's interest in San Juan Generation Station Unit 3. The date of initial service was to begin on the date of execution of the Agreement, January 17, 1980. The Agreement shall continue thereafter until April 30, 1982 at which time it terminates. To enable the parties to have the assurance that the surplus energy sale is approved and that the resource can be made a part of Los Angeles' resources, the parties have requested waiver of the Commission's 120 day notice provision.

Any person desiring to be heard or to protest said Agreement 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 §§ 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 June 10, 1980. 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. 80-16162 filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. SA80-119]

W. Earl Rowe Estate; Application for Adjustment

Issued May 20, 1980.

Take notice that on January 11, 1980, W. Earl Rowe Estate (Applicant), 9th Floor, Milam Building, San Antonio, Texas, filed with the Federal Energy Regulatory Commission (Commission) an application for a price adjustment pursuant to § 1.41 of the Commission's rules of practice and procedure (18 CFR 1.41). Applicant seeks an adjustment from § 271.502(a) of the Commission's regulations implementing section 104 of the Natural Gas Policy Act of 1978 (NGPA).

Specifically, Applicant seeks an increase in price from $0.17 per Mcf to $1.50 per Mcf for gas from Cartier Gas Unit, Contract No. 5225-MC, sold to LoVaca Gathering Company. Applicant bases this request for a price increase on the assertion that the well has been operating at a loss for several years.

The procedures applicable to the conduct of this adjustment proceeding are found in § 1.41 of the Commission's rules of practice and procedure and Order No. 24, issued March 22, 1979.

Any person desiring to participate in this adjustment proceeding shall file a petition to intervene in accordance with the provisions of § 1.41. All petitions to intervene must be filed on or before June 12, 1980.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16163 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket Nos. RP73-113, RP75-13, RP75-113, RP76-137, RP77-62 (not consolidated)]

Tennessee Natural Gas Pipeline Co.; Informal Settlement Conference

May 20, 1980.

Take notice that on June 5, 1980 and if necessary on June 6, 1980 at 10 o'clock a.m. on each day there will be an informal conference of all interested persons for the purpose of continued settlement discussions in these proceedings. The meeting place for these conferences will be:

On June 5, 1980: SEC, 500 North Capitol Street, N.W., Room 776, Washington, D.C.

On June 6, 1980: FERC, Commission Meeting Room, Ninth Floor, 825 North Capitol Street, N.E., Washington, D.C.

Customers and other interested persons will be permitted to attend, but if such persons have not previously been permitted to intervene in this matter by order of the Commission, attendance will not be deemed to authorize intervention as a party in these proceedings.

All parties will be expected to come fully prepared to discuss the merits of the issues arising in these proceedings and to make commitments with respect to such issues and to any offers of settlement or stipulation discussed at the conference.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16164 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. CI80-275]

Texas Eastern Transmission Corp. v. Paladin Corp.; Complaint and Petition for Declaratory Order

May 19, 1980.

On April 4, 1980 Texas Eastern Transmission Corporation (Texas Eastern), P.O. Box 2521, Houston, Texas, 77001, filed a complaint and petition for declaratory order. Texas Eastern alleges that on October 31, 1951 it entered into a Gas Purchase Contract with Sun Oil Company (Sun) for the purchase of all gas produced from certain acreage in Bee County, Texas. Texas Eastern alleges that Sun commenced deliveries to Texas Eastern from the subject acreage in August 1953. Texas Eastern further alleges that on September 1, 1975 Sun executed a partial release of oil, gas and mineral leases releasing the subsequently, Paladin Corporation (Paladin) acquired an interest in the acreage and bean selling gas from the acreage in the intrastate market to Lo Vaca Gathering Company in 1975. Texas Eastern further alleges that on October 11, 1966, Sun filed an application for abandonment of service and that permission to abandon service has not been granted. Texas Eastern requests that the Commission issue an order requiring Paladin Corporation to deliver to Texas Eastern volumes equivalent to those unlawfully diverted from the interstate market and to issue a declaratory order resolving any uncertainty with respect to the existence and the extent of Paladin's payback obligation.

Any person desiring to be heard or to make any protest with reference to said petition should on or before June 18, 1980, 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 rules of practice and procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16165 Filed 8-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-393]

Tuscon Electric Power Co.; Succession

May 20, 1980.

The filing Company submits the following:

Take notice that Tuscon Electric Power Company (Tuscon) on May 12, 1980, pursuant to § 35.16 of the Commission's Regulations submitted a notice of succession (change in corporate name).

Tuscon indicates that it began to officially use the name Tuscon Electric Power Company on May 10, 1979.

Tuscon's former corporate name was Tuscon Gas and Electric 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, Washington, D.C., 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before June 9, 1980.

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. 80-16167 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket No. ER80-392]

Tuscon Electric Power Co.; Cancellation

May 20, 1980.

The filing Company submits the following:

Take notice that Tuscon Electric Power Company (Tuscon) on May 12, 1980, tendered for filing a notice of cancellation of the March 1, 1979 Tuscon Rate Schedule FERC No. 27.

Tuscon indicates that the Rate Schedule is identified as the "1979 Power Sale Agreement" between Tuscon and the United States of America.

Tuscon indicates that the termination date set forth in the agreement is March 31, 1979.

Tuscon indicates that this notice of cancellation has been sent to the United States Department of Energy, Western Area Power Administration.

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, NW., Washington, D.C., 20426, in accordance with §§ 1.8 and 1.10 of the Commission's rules of practice and procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before June 9, 1980. 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. 80-16168 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[Docket Nos. CS67-95, et al.]

Applications for "Small Producer" Certificates [1]

May 20, 1980.

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.

Any person desiring to be heard or to make any protest with reference to said applications should on or before June 4, 1980, file with the Federal Energy Regulatory Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Persons wishing to become parties to a proceeding or to participate as a party in any hearing therein must file petitions to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal 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 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 on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

Kenneth F. Plumb,

Secretary.

[1] This notice does not provide for consolidation for hearing of the several matters covered herein.

Docket No.	Date filed	Applicant
CS67-95	[1] 2/26/79	Estate of Fred Turner, Jr. (Fred Turner, Jr.), Oil & Ranch Properties, Midland, Texas 79701.
CS71-273	[1] 2/27/79	C. Robert Daubert, Independent Executor of the Chas. A Daubert Estate (Chas. A. Daubert), Daubert Oil & Gas Company, Milam Building, San Antonio, Texas 78205.
CS71-308	[1] 5/25/79	H. H. Wheless, Jr. Individually and as Trustee (N. H. Wheless), 920 Commercial Natl. Bank Bldg., Shreveport, La. 71101.
CS71-428	[1] 5/30/79	Frost National Bank of San Antonio, Trustee of the Johnnye Jones Peet Trusts, d.b.a. Peet Oil Company (Edwin J. Peet Trustee), 502 North Crown Bldg., San Antonio, Texas 78209.
CS72-315	[1] 6/1/79	Robert B. Payne, Executor of the Estate of Waymon G. Peavy (Waymon G. Peavy), 515-6335 West W. Northwest Highway, Dallas, Texas 75225.
CS72-1013	[1] 3/1/79	Victoria Manziel Heath (Victoria Lynn Manziel), Box 6005, Tyler, Texas 75711.
CS73-515	[1] 2/23/79	Ann K. Smead, Independent Executrix of the Estate of S. H. Killingsworth, Deceased. (S. H. Killingsworth), P.O. Box 351, Longview, Texas 75601.
CS74-310	[1] 5/30/79	Raymond F. Kravis, Trust, Bank of Oklahoma, Trustee (Raymond F. Kravis), 1705 First Natl. Bldg., Tulsa, Okla. 74103.
CS75-462	[1] 6/28/79	D. A. Kimbell, Independent Executor of the G. T. Kimbell Estate (G. T. Kimbell), 800 Oil & Gas Bldg., Wichita Falls, Texas 76301.
CS76-697	[1] 2/26/79	Caddo Management, Inc. (Caddo Management Co.), 334 Beck Building, Shreveport, La. 71101.
CS77-375	[1] 6/1/79	Unit Drilling and Exploration Company (Unit Drilling Co.), 1101 Petroleum Club Bldg., Tulsa, Okla. 74119.
CS80-127	4/25/80	David S. Benson, 7520 E. Sage Drive, Scottsdale, Arizona 85253.
CS80-128	4/25/80	Wallace Oil & Gas, Inc., 50 Penn Place, Suite 600, Oklahoma City, Okla. 73118.
CS80-129	4/29/80	AMCANA Oil Corporation, 320 South Boston Bldg., Suite 1900, Tulsa, Oklahoma 74103.
CS80-130	5/2/80	Waco Oil and Gas Co., Inc., P.O. Box 4, Glenville, W. Va. 26351.
CS80-131	4/30/80	Frank G. Hildebrand, Route 2, Box 98, Laverne, Okla. 73848.
CS80-132	4/30/80	Delta Gas Corporation, Suite 620, Scott Hudgens Bldg., 3420 Norman Berry Drive, Atlanta, Georgia 30354.
CS80-133	5/6/80	Workover One, Inc., Rt. 3, Box 603, Covington, La. 70433.
CS80-134	5/6/80	Forney Oil Corporation, 1900 St. James Place, Suite 305, Houston, Texas 77056.
CS80-135	5/8/80	Allen Skinner d.b.a. Chase Petroleum, P.O. Drawer 369, Glenville, W. Va. 26351.
CS80-136	5/6/80	Warnor Resources U.S.A., Inc., Warnor Resources LTD., 68 High Street, Marborough Rooms Unit 10, Weybridge, Surrey KT 13-8BL, England.
CS80-137	[2] 5/12/80	Helen G. Bebermeyer, 1415 Bryn Mawr NE, Alburquerque, New Mexico 87106.
CS80-138	[2] 5/12/80	Emmett Jarrett Kelly, 731 Watson, Topeka, Kansas 66606.

[1] NGPA filing reflecting change in designation. Certificate holder has confirmed that certificate should be redesignated accordingly.

[2] Applicant is affiliated with El Paso Natural Gas Company.

[FR Doc. 80-16169 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

[No. 205]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued May 20, 1980

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.

Kansas 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. 80-32232/K-79-1720
2. 15-075-20275-0000-
3. 103 000 000
4. Par Petroleum Inc
5. Monger #1
6. North Bradshaw
7. Hamilton KS
8. 75.0 million cubic feet
9. April 29, 1980
10. Kansas-Nebraska Natural Gas Co Inc

1. 80-32233/K-79-1719
2. 15-071-20167-0000-
3. 103 000 000
4. Par Petroleum Inc
5. Anderson #1
6. North Bradshaw
7. Greeley KS
8. 250.0 million cubic feet
9. April 29, 1980
10. Sunflower Electric Coop Inc

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. 80-32234/1-80-34
2. 25-083-21229-0000-
3. 102 000 000
4. Shell Oil Co
5. Schmidt 32-23
6. Mondak West
7. Richland MT
8. 35.0 million cubic feet
9. May 5, 1980
10. Montana Dakota Utilities

1. 80-32235/2-80-67
2. 25-083-21306-0000-
3. 102 000 000
4. Shell Oil Co
5. BN 41-25
6. Mondak West
7. Richland MT
8. 10.0 million cubic feet
9. May 6, 1980
10. Montana Dakota Utilities Co

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. 80-32035
2. 34-031-23636-0014-
3. 103 000 000
4. Cyclops Corp
5. Chester & Onie Pew #4
6.
7. Coshocton OH
8. 30.0 million cubic feet
9. May 7, 1980
10.

1. 80-32036
2. 34-031-23649-0014-
3. 103 000 000
4. Clinton Oil Co
5. G A Darr #2
6.
7. Coshocton OH
8. 20.0 million cubic feet
9. May 7, 1980
10.

1. 80-32037
2. 34-031-23712-0000-
3. 103 000 000
4. W E Shrider Co
5. Brice Neville #2
6.
7. Coshocton OH
8. 3.0 million cubic feet
9. May 7, 1980
10. National Gas & Oil Corp

1. 80-32038
2. 34-031-23807-0014-
3. 103 000 000
4. Seneca Energy Corp
5. Fender #1
6.
7. Coshocton OH
8. 37.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32039
2. 34-031-23808-0014-
3. 103 000 000
4. Seneca Energy Corp
5. Fender #2
6.
7. Coshocton OH
8. 37.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32040
2. 34-031-23818-0014-
3. 103 000 000
4. Seneca Energy Corp
5. Holmes Limestone #1
6.
7. Coshocton OH
8. 38.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32041/03373
2. 34-133-20244-0014-
3. 108 000 000
4. Belden & Blake Oil Production
5. J. & G Harwell #1-379
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32042/03512
2. 34-151-22225-0014-
3. 108 000 000
4. Belden & Blake Oil Production
5. G & E Stingel Comm #1-600
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32043/03513
2. 34-151-22224-0014-
3. 108 000 000
4. Belden & Blake Oil Production
5. B & A Ream Comm #1-599
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32044/03516
2. 34-151-22184-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. F Limbach Comm #1-590
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32045/03517
2. 34-151-22183-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. P & Boughman #1-588
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32046/03518
2. 34-151-22180-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. O Eberhardt #1-585
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32047/03524
2. 34-151-22160-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. J & R Fringeli #1-574
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980

10. East Ohio Gas Co
1. 80-32048/03525
2. 34-151-22157-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. B Indorf #1-572
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32049/03528
2. 34-151-21967-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. W & M Mauger Comm #1-530
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32050/03539
2. 34-151-21029-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. Kurtz Comm #1-336
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32051/03540
2. 34-151-21017-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. Benson Comm #1-323
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32052/03541
2. 34-133-21016-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. R Adams #1-320
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32053/03544
2. 34-151-22254-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. W Wefler #4-624
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32054/03545
2. 34-151-22243-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. W Wefler #3-616
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32055/03546
2. 34-151-22244-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. W Wefler #2-615
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32056/03547
2. 34-151-22238-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. A Walker #1-613
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32057/03581
2. 34-151-22511-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. G Krisko #1-719
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32058/03583
2. 34-157-22141-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. MWCD #2-703
6.
7. Tuscarawas OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32059/03584
2. 34-099-20215-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. D & M Campbell #1-417
6.
7. Mahoning OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32060/03585
2. 34-133-20254-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. J & R Freeman #1-413
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32061/03587
2. 34-133-20351-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. James Spellman #1-407
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32062/03588
2. 34-133-20364-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. S & G Unger Comm #1-406
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32063/03590
2. 34-151-22369-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. F & W Dahler #3-645
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32064/03591
2. 34-151-22339-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. I Brechbuhler #2-644
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32065/03593
2. 34-151-22343-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. G Shahleen Comm #1-638
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32066/03601
2. 34-151-21091-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. L & V Hammer #1-431
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32067/03602
2. 34-151-21094-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. J & A Blum Comm #1-429
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32068/03607
2. 34-133-20293-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. E & V Roundy Comm #1-393
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32069/03638
2. 34-133-20341-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. H & B McCormick Comm #1-402
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co
1. 80-32070/03639
2. 34-133-20331-0014

3. 108 000 000
4. Belden & Blake Oil Production
5. Lee Harris Comm #1-399
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32071/03810
2. 34-133-20195-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. S Bosko Comm #1-370
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32072/03811
2. 34-133-20308-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. R & O McCoy Comm #1-384
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32073/03812
2. 34-133-20249-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. Gougler-Homesites #1-378
6.
7. Portage OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32074/04983
2. 34-151-20983-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. W & B Wefler #1-276
6.
7. Stark OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32075/05000
2. 34-099-20174-0014
3. 108 000 000
4. Belden & Blake Oil Production
5. H & V Votaw Comm #1-365
6.
7. Mahoning OH
8. .1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32076/05062
2. 34-075-21829-0014
3. 108 000 000 denied
4. William F Hill
5. L Bevington #1
6.
7. Holmes OH
8. 11.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32077/05069
2. 34-075-21818-0014
3. 108 000 000 denied
4. William F Hill
5. E Sorenson #3
6.
7. Holmes OH
8. 4.4 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32078/05070
2. 34-075-21827-0014
3. 108 000 000 denied
4. William F Hill
5. E Sorenson #4
6.
7. Holmes OH
8. 4.4 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32079/05071
2. 34-075-21867-0014
3. 108 000 000 denied
4. William F Hill
5. E Sorenson #5
6.
7. Holmes OH
8. 4.4 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32080/05072
2. 34-075-21944-0014
3. 108 000 000 denied
4. William F Hill
5. Sorenson-Arnold Unit #1
6.
7. Holmes OH
8. 3.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32081/05079
2. 34-075-21633-0014
3. 108 000 000 denied
4. William F Hill
5. Stallman #1
6.
7. Holmes OH
8. 18.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32082/05096
2. 34-075-21868-0014
3. 108 000 000 denied
4. William F Hill
5. J A McDowell #3
6.
7. Holmes OH
8. 5.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32083/05101
2. 34-075-21923-0014
3. 108 000 000 denied
4. William F Hill
5. Hostettler #1
6.
7. Holmes OH
8. 109.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32084/05103
2. 34-075-21862-0014
3. 108 000 000 denied
4. William F Hill
5. Killgrove #1
6.
7. Holmes OH
8. 7.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32085/05109
2. 34-075-21811-0014
3. 108 000 000 denied
4. William F Hill
5. E Sorenson #2
6.
7. Holmes OH
8. 4.4 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32086/05110
2. 34-075-21798-0014
3. 108 000 000 denied
4. William F Hill
5. E Sorenson #1
6.
7. Holmes OH
8. 4.4 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32087/05111
2. 34-075-21845-0014
3. 108 000 000 denied
4. William F Hill
5. Rupert #1
6.
7. Holmes OH
8. 3.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32088
2. 34-155-20896-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. Peterson #2
6.
7. Trumbull OH
8. 20.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32089
2. 34-155-20931-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. Wolfe #1
6.
7. Trumbull OH
8. 30.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32090
2. 34-155-21160-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. Carrino #2
6.
7. Trumbull OH
8. 15.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32091
2. 34-155-21161-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. Carrino #1
6.
7. Trumbull OH
8. 20.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32092
2. 34-155-21178-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. Cashman-Brainard Unit #1
6.

7. Trumbull OH
8. 20.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32093
2. 34-155-21411-0014
3. 103 000 000
4. Gasearch Inc
5. A S W #1
6.
7. Trumbull OH
8. 100.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32094
2. 34-157-21085-0014
3. 108 000 000
4. H D Collins Trust
5. Wallick Coal #1
6.
7. Tuscarawas OH
8. 8.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32095
2. 34-157-21146-0014
3. 108 000 000
4. H D Collins
5. Everett #1
6.
7. Tuscarawas OH
8. 11.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32096
2. 34-157-21153-0014
3. 108 000 000
4. H D Collins Trust
5. Hammersley #1
6.
7. Tuscarawas OH
8. 6.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32097
2. 34-157-21163-0014
3. 108 000 000
4. H D Collins Trust
5. Everett Unit #1
6.
7. Tuscarawas OH
8. 8.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32098
2. 34-157-21167-0014
3. 108 000 000
4. H D Collins Trust
5. C E Everett #1
6.
7. Tuscarawas OH
8. 8.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32099
2. 34-157-21205-0014
3. 108 000 000
4. H D Collins Trust
5. Stewart-Reichman #1
6.
7. Tuscarawas OH
8. 6.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32100
2. 34-157-21229-0014
3. 108 000 000
4. H D Collins Trust
5. Baker #1
6.
7. Tuscarawas OH
8. 13.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32101
2. 34-157-21268-0014
3. 108 000 000
4. H.D Collins Trust
5. Reiser #1
6.
7. Tuscarawas OH
8. 8.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32102
2. 34-157-21477-0014
3. 108 000 000
4. H D Collins Trust
5. Galbreath #1
6.
7. Tuscarawas OH
8. 5.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32103
2. 34-157-21483-0014
3. 108 000 000
4. H D Collins Trust
5. Johns #1
6.
7. Tuscarawas OH
8. 5.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32104
2. 34-157-23461-0014
3. 103 000 000
4. Superior Petroleum Services Inc
5. Belnap #4
6.
7. Tuscarawas OH
8. 10.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32105
2. 34-157-23462-0014
3. 103 000 000
4. Superior Petroleum Services Inc
5. Belnap #3
6.
7. Tuscarawas OH
8. 10.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32106
2. 34-157-23463-0014
3. 103 000 000
4. Superior Petroleum Services Inc
5. Belnap #2
6.
7. Tuscarawas OH
8. 10.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32107
2. 34-157-23464-0014
3. 103 000 000
4. New Frontier Exploration Inc
5. Leland Cope #1
6.
7. Tuscarawas OH
8. 30.0 million cubic feet
9. May 7, 1980
10.

1. 80-32108
2. 34-163-20432-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. B Davis #3
6.
7. Vinton OH
8. 36.5 million cubic feet
9. May 7, 1980
10.

1. 80-32109
2. 34-167-24417-0014
3. 103 000 000
4. L&M Petroleum
5. Cecil Bauerbach #1
6.
7. Washington OH
8. 13.0 million cubic feet
9. May 7, 1980
10. Gas Transport Inc

1. 80-32110
2. 34-167-24443-0014
3. 103 000 000
4. C W Riggs Inc
5. Wheeler-Dearth #1
6. Reno Field
7. Washington OH
8. 7.3 million cubic feet
9. May 7, 1980
10.

1. 80-32111
2. 34-167-24454-0014
3. 103 000 000
4. Coleman Bros Drilling
5. W L Skinner #1
6.
7. Washington OH
8. 6.0 million cubic feet
9. May 7, 1980
10.

1. 80-32112
2. 34-167-25068-0014
3. 103 000 000
4. Hays and Co Inc
5. Dale & Elizabeth Pitsinger #3
6.
7. Washington OH
8. 200.0 million cubic feet
9. May 7, 1980
10.

1. 80-32113
2. 34-169-22028-0014
3. 103 000 000
4. Stocker & Sitler Inc
5. No 2 Keim Unit
6.
7. Wayne OH
8. 4.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32114
2. 34-169-22029-0014
3. 103 000 000
4. Stocker & Sitler Inc
5. No 2 Yoder-Miller Unit
6.
7. Wayne OH
8. 10.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32115

2. 34-169-22312-0014
3. 103 000 000
4. Buckeye Oil Producing Co
5. Corvin Gerig #1
6.
7. Wayne OH
8. 19.0 million cubic feet
9. May 7, 1980
10. The East Ohio Gas Co

1. 80-32116
2. 34-127-24483-0000
3. 103 000 000
4. L&M Operating Inc
5. Neil Adcock #2
6.
7. Perry OH
8. 18.2 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32117
2. 34-127-24540-0014
3. 103 000 000
4. L&M Operating Inc
5. Yost #2
6.
7. Perry OH
8. 7.3 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission

1. 80-32118
2. 34-133-20391-0014
3. 108 000 000
4. H D Collins
5. Polichena #1
6.
7. Portage OH
8. 6.9 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32119
2. 34-133-20482-0014
3. 108 000 000
4. H D Collins
5. Schlarb #1
6.
7. Portage OH
8. 3.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32120
2. 34-133-20488-0014
3. 103 000 000
4. H D Collins
5. Schlarb #2
6.
7. Portage OH
8. 3.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32121
2. 34-133-21143-0014
3. 103 000 000
4. Consolidated Petroleum Corp
5. Racin #1-A
6.
7. Portage OH
8. 10.0 million cubic feet
9. May 7, 1980
10.

1. 80-32122
2. 34-133-21268-0014
3. 103 000 000
4. Vescorp Industries Inc
5. Thomas #1
6.
7. Portage OH
8. 150.0 million cubic feet
9. May 7, 1980
10. Timken Co

1. 80-32123
2. 34-133-21863-0014
3. 103 000 000
4. Poi Energy Inc
5. Beck-Griffith-Wilson #2
6.
7. Portage OH
8. 100.0 million cubic feet
9. May 7, 1980
10.

1. 80-32124
2. 34-133-21868-0014
3. 103 000 000
4. Poi Energy Inc
5. Brittan #2
6.
7. Portage OH
8. 40.0 million cubic feet
9. May 7, 1980
10.

1. 80-32125
2. 34-133-21869-0014
3. 103 000 000
4. Poi Energy Inc
5. Brittan #1
6.
7. Portage OH
8. 40.0 million cubic feet
9. May 7, 1980
10.

1. 80-32126
2. 34-133-21890-0014
3. 103 000 000
4. Poi Energy Inc
5. Pierce #1
6.
7. Portage OH
8. 30.0 million cubic feet
9. May 7, 1980
10.

1. 80-32127
2. 34-133-22008-0014
3. 103 000 000
4. Clinton Oil Co
5. Streetsboro #7
6.
7. Portage OH
8. 100.0 million cubic feet
9. May 7, 1980
10.

1. 80-32128
2. 34-133-22010-0014
3. 103 000 000
4. Clinton Oil Co
5. Streetsboro #3
6.
7. Portage OH
8. 75.0 million cubic feet
9. May 7, 1980
10.

1. 80-32129
2. 34-133-22012-0014
3. 103 000 000
4. Clinton Oil Co
5. Streetsboro Unit #5
6.
7. Portage OH
8. 25.0 million cubic feet
9. May 7, 1980
10. Timken Co

1. 80-32130
2. 34-133-22013-0014
3. 103 000 000
4. Clinton Oil Co
5. Streetsboro #6
6.
7. Portage OH
8. 100.0 million cubic feet
9. May 7, 1980
10.

1. 80-32131
2. 34-133-22098-0014
3. 103 000 000
4. General Electric Co
5. M Thompson #2
6.
7. Portage OH
8. 28.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32132
2. 34-133-22103-0014
3. 103 000 000
4. Vescorp Industries Inc
5. Reynolds #1
6.
7. Portage OH
8. 25.0 million cubic feet
9. May 7, 1980
10. Timken Co

1. 80-32133
2. 34-133-22104-0014
3. 103 000 000
4. Vescorp Industries Inc
5. S B A #1
6.
7. Portage OH
8. 20.0 million cubic feet
9. May 7, 1980
10. Timken Co

1. 80-32134
2. 34-133-22106-0014
3. 103 000 000
4. Vescorp Industries Inc
5. Roppel #2
6.
7. Portage, OH
8. 25.0 million cubic feet
9. May 7, 1980
10. Timken Co

1. 80-32135
2. 34-133-22183-0014
3. 103 000 000
4. Vescorp Industries Inc
5. Summit Road Baptist Church #1
6.
7. Portage, OH
8. 25.0 million cubic feet
9. May 7, 1980
10.

1. 80-32136
2. 34-151-23053-0014
3. 103 000 000
4. Amtex Oil and Gas Inc
5. Poland Well No 1
6.
7. Stark, OH
8. 300.0 million cubic feet
9. May 7, 1980
10.

1. 80-32137
2. 34-151-23119-0014
3. 103 000 000
4. Franklin Gas & Oil Co Inc
5. Mary Regula & John Regula #1
6.

7. Stark, OH
8. 25.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32138
2. 34-151-23144-0014
3. 103 000 000
4. Viking Resources Corp
5. Foster-Baier Unit #1
6.
7. Stark, OH
8. 30.0 million cubic feet
9. May 7, 1980
10.

1. 80-32139
2. 34-151-23145-0014
3. 103 000 000
4. Viking Resources Corp
5. Baier Well No 1
6.
7. Stark, OH
8. 30.0 million cubic feet
9. May 7, 1980
10.

1. 80-32140
2. 34-153-20668-0014
3. 103 000 000
4. POI Energy Inc
5. Thomas-Drew #1
6.
7. Summit, OH
8. 30.0 million cubic feet
9. May 7, 1980
10.

1. 80-32141
2. 34-153-20669-0014
3. 103 000 000
4. POI Energy Inc
5. Thomas-Drew #3
6.
7. Summit, OH
8. 25.0 million cubic feet
9. May 7, 1980
10.

1. 80-32142
2. 34-153-20671-0014
3. 103 000 000
4. POI Energy Inc
5. Thomas-Drew #2
6.
7. Summit, OH
8. 25.0 million cubic feet
9. May 7, 1980
10.

1. 80-32143
2. 34-153-20686-0014
3. 103 000 000
4. POI Energy Inc
5. Shaw #1
6.
7. Summit, OH
8. 35.0 million cubic feet
9. May 7, 1980
10.

1. 80-32144
2. 34-153-20750-0014
3. 103 000 000
4. KST Oil Gas Co Inc
5. Morgan Adhesives #2
6.
7. Summit, OH
8. 36.0 million cubic feet
9. May 7, 1980
10.

1. 80-32145
2. 34-155-20839-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. St. John #2
6.
7. Trumbull, OH
8. 15.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32146
2. 34-155-20840-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. St. John #1
6.
7. Trumbull, OH
8. 20.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32147
2. 34-155-20842-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. St. John #3
6.
7. Trumbull, OH
8. 15.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32148
2. 34-155-20846-0014
3. 103 000 000
4. ALSID Oil & Gas Development Co Inc
5. Mahan #1
6.
7. Trumbull, OH
8. 15.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32149
2. 34-155-20889-0014
3. 103 000 000
4. ALSID Oil & Gas Development Co Inc
5. Peterson #1
6.
7. Trumbull, OH
8. 20.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32150
2. 34-155-20878-0014
3. 103 000 000
4. ALSID Oil & Gas Development Co Inc
5. Rhine #1
6.
7. Trumbull, OH
8. 20.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32151
2. 34-019-21201-0014
3. 103 000 000
4. L&M Petroleum Co
5. Sterner #3
6.
7. Carroll, OH
8. 8.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32152
2. 34-019-21208-0014
3. 103 000 000
4. L&M Petroleum Co
5. Sterner Unit #1
6.
7. Carroll, OH
8. 8.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32153
2. 34-019-21209-0014
3. 103 000 000
4. L&M Petroleum Co
5. Sterner #2
6.
7. Carroll, OH
8. 8.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32154
2. 34-019-21232-0014
3. 103 000 000
4. L&M Exploration Inc
5. Lynn Tope #1
6.
7. Carroll, OH
8. 5.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32155
2. 34-019-21233-0014
3. 103 000 000
4. L&M Exploration Inc
5. Lynn Tope #2
6.
7. Carroll, OH
8. 5.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32156
2. 34-019-21234-0014
3. 103 000 000
4. L&M Petroleum Co
5. McCarty #1
6.
7. Carroll, OH
8. 7.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32157
2. 34-019-21248-0014
3. 103 000 000
4. L&M Petroleum Co
5. Arthur Lewis #1
6.
7. Carroll, OH
8. 8.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32158
2. 34-019-21260-0014
3. 103 000 000
4. L&M Petroleum Co
5. Conotton Land Co #3
6.
7. Carroll, OH
8. 1.5 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32159
2. 34-019-21270-0014
3. 103 000 000
4. L&M Exploration Inc
5. Lynn Tope #3
6.
7. Carroll, OH
8. 5.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32160

2. 34-019-21278-0014
3. 103 000 000
4. L&M Exploration Inc
5. Lynn Tope #4
6.
7. Carroll, OH
8. 5.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32161
2. 34-019-21294-0014
3. 103 000 000
4. L&M Petroleum Co
5. Arthur Lewis #3
6.
7. Carroll, OH
8. 8.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32162
2. 34-019-21300-0014
3. 103 000 000
4. L&M Petroleum Co
5. Arthur Lewis #2
6.
7. Carroll, OH
8. 8.0 million cubic feet
9. May 7, 1980
10. Bonanza Gas Line

1. 80-32163
2. 34-019-21301-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Gartrell #6-A
6.
7. Carroll, OH
8. 18.2 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32164
2. 34-019-21302-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Gartrell #5-A
6.
7. Carroll, OH
8. 27.4 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32165
2. 34-019-21304-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Oneacre #1
6.
7. Carroll, OH
8. 22.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32166
2. 34-019-21307-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Storrie #2
6.
7. Carroll, OH
8. 9.1 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32167
2. 34-019-21308-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Preston #4
6.
7. Carroll, OH
8. 27.4 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32168
2. 34-019-21309-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. West #3
6.
7. Carroll, OH
8. 18.2 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32169
2. 34-019-21310-0014
3. 103 000 000
4. KST Oil & Gas Co Inc
5. Evans #4
6.
7. Carroll, OH
8. 20.0 million cubic feet
9. May 7, 1980
10.

1. 80-32170
2. 34-029-20771-0014
3. 103 000 000
4. R C Ernst
5. F R Burg #1
6. Glasgow Field
7. Columbiana, OH
8. 2.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32171
2. 34-031-22719-0014
3. 103 000 000
4. John C. Mason
5. Clement J. Weil #1
6.
7. Coshocton, OH
8. 12.0 million cubic feet
9. May 7, 1980
10. Cincinnati Gas & Electric Co

1. 80-32172
2. 34-059-21703-0014
3. 103 000 000
4. Tiger Oil Inc
5. Everett G. Glass #1
6.
7. Guernsey, OH
8. 20.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32173
2. 34-059-22420-0014
3. 103 000 000
4. Consol Resources of Amer Inc
5. William Ward #1
6. Senecaville
7. Guernsey, OH
8. 25.0 million cubic feet
9. May 7, 1980
10. Cincinnati Gas & Electric Co

1. 80-32174
2. 34-059-22552-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Shugert #2
6.
7. Guernsey, OH
8. 18.2 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32175
2. 34-059-22557-0014
3. 103 000 000
4. Consol Resources of Amer Inc
5. Presley-Olshawsky Unit #1
6. Senecaville
7. Guernsey, OH
8. 14.6 million cubic feet
9. May 7, 1980
10. Cincinnati Gas & Electric Co

1. 80-32176
2. 34-059-22558-0014
3. 103 000 000
4. Consol Resources of Amer Inc
5. Blaney Lumber Company #1
6. Senecaville
7. Guernsey, OH
8. 27.0 million cubic feet
9. May 7, 1980
10. Cincinnati Gas & Electric Co

1. 80-32177
2. 34-059-22560-0014
3. 103 000 000
4. Consol Resources of Amer Inc
5. Smith-Banker Unit #1
6. Knox
7. Guernsey, OH
8. 7.3 million cubic feet
9. May 7, 1980
10. Cincinnati Gas & Electric Co

1. 80-32178
2. 34-059-22616-0014
3. 103 000 000
4. Consol Resources of Amer Inc
5. James E Maley #1
6. Knox
7. Guernsey, OH
8. 11.0 million cubic feet
9. May 7, 1980
10. Cincinnati Gas & Electric Co

1. 80-32179
2. 34-059-22630-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Potts #4
6.
7. Guernsey, OH
8. 27.4 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32180
2. 34-059-22635-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Warne #2
6.
7. Guernsey, OH
8. 18.2 million cubic feet
9. May 7, 1980
10. Owens-Illinois Glass Co

1. 80-32181
2. 34-059-22668-0014
3. 103 000 000
4. H & S Operating Co
5. Bradley #1 34-059-2-2668-11**11-14
6. Wheeling
7. Guernsey, OH
8. 15.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32182
2. 34-059-22670-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Sprowl #1
6.

7. Guernsey, OH
8. 29.2 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32183
2. 34-059-22671—0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Mossage #1
6.
7. Guernsey, OH
8. 36.5 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32184
2. 34-059-22672-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Shugert #3
6.
7. Guernsey, OH
8. 36.5 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32185
2. 34-059-22681-0014
3. 103 000 000
4. Partners Oil Co
5. #2-79C Mewha
6.
7. Guernsey, OH
8. 100.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32186
2. 34-059-22683-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Wagler-Miller #1
6.
7. Guernsey, OH
8. 36.5 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32187
2. 34-059-22698-0014
3. 103 000 000
4. Enterprise Gas & Oil Inc
5. Wilson #1
6.
7. Guernsey, OH
8. 18.2 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32188
2. 34-067-20339-0000
3. 103 000 000
4. Mitchell Energy Corp
5. Ager-Birney Unit #1-4
6. Clinton
7. Harrison, OH
8. 80.0 million cubic feet
9. May 7, 1980
10.

1. 80-32189
2. 34-073-21678-0014
3. 103 000 000 denied
4. Quaker State Oil Refining Corp
5. Sunday Creek Coal #1
6.
7. Hocking, OH
8. 7.3 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32190
2. 34-073-21983-0014
3. 103 000 000
4. Quaker State Oil Refining Corp
5. Sunday Creek Coal #17
6.
7. Hocking, OH
8. 14.6 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32191
2. 34-073-22177-0014
3. 103 000 000
4. Quaker State Oil Refining Corp
5. Sunday Creek Coal #30
6.
7. Hocking, OH
8. 18.3 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32192
2. 34-073-22182-0014
3. 103 000 000
4. Quaker State Oil Refining Corp
5. Sunday Creek Coal #27
6.
7. Hocking, OH
8. 3.7 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32193
2. 34-073-22202-0014
3. 103 000 000
4. Quaker State Oil Refining Corp
5. Sunday Creek Coal #28-A
6.
7. Hocking, OH
8. 16.4 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp

1. 80-32194
2. 34-073-22257-0014
3. 103 000 000
4. Petro Oil Co
5. Schrader Well No. 1
6.
7. Hocking, OH
8. 5.0 million cubic feet
9. May 7, 1980
10.

1. 80-32195
2. 34-075-22386-0000
3. 103 000 000
4. William F. Hill
5. Richard Fendrick No. 1
6.
7. Holmes, OH
8. 7.0 million cubic feet
9. May 7, 1980
10.

1. 80-32196
2. 34-075-22412-0014
3. 103 000 000
4. Morgan-Pennington Inc
5. Gilbert No. 1
6.
7. Holmes, OH
8. 11.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp.

1. 80-32197
2. 34-089-23609-0014
3. 103 000 000
4. Petro Oil Co
5. Evans Well No. 1
6.
7. Licking, OH
8. 4.0 million cubic feet
9. May 7, 1980
10.

1. 80-32198
2. 34-099-20156-0014
3. 108 000 000
4. Odessa Natural Corp
5. Hammond No. 1
6.
7. Mahoning, OH
8. 10.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32199
2. 34-099-20161-0014
3. 108 000 000
4. Odessa Natural Corp
5. Herren No. 1
6.
7. Mahoning, OH
8. 9.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32200
2. 34-099-20168-0014
3. 108 000 000
4. Odessa Natural Corp
5. Hawkins No. 1
6.
7. Mahoning, OH
8. 13.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32201
2. 34-099-21044-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. Crawford No. 1
6.
7. Mahoning, OH
8. 15.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32202
2. 34-099-21159-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. E Greenheisen No. 1
6.
7. Mahoning, OH
8. 20.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32203
2. 34-099-21161-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. W Greenheisen No. 1
6.
7. Mahoning, OH
8. 20.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32204
2. 34-099-21187-0034
3. 103 000 000
4. Integrated Petroleum Co Inc
5. Dogwood Golf Course No. 2
6.
7. Mahoning, OH
8. 40.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32205

2. 34-099-21188-0014
3. 103 000 000
4. Integrated Petroleum Co Inc
5. Dogwood Golf Course No. 1
6.
7. Mahoning, OH
8. 50.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32206
2. 34-099-21202-0000
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. John Greenheisen No. 1
6.
7. Mahoning, OH
8. 20.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32207
2. 34-099-21211-0014
3. 103 000 000
4. Viking Resources Corp
5. Hammond-McMath Unit No. 1
6.
7. Mahoning, OH
8. 30.0 million cubic feet
9. May 7, 1980
10.

1. 80-32208
2. 34-099-21220-0014
3. 103 000 000
4. Integrated Petroleum Co Inc
5. Dogwood/Kobylanski No. 1
6.
7. Mahoning, OH
8. 50.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32209
2. 34-103-22147-0014
3. 103 000 000
4. Leslie Oil & Gas Co Inc
5. J Kovac Well No. 1
6.
7. Medina, OH
8. 20.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp.

1. 80-32210
2. 34-103-22174-0014
3. 103 000 000
4. John F Williams
5. Frank Girman No. 1A
6.
7. Medina, OH
8. 70.0 million cubic feet
9. May 7, 1980
10. Columbia Gas Transmission Corp.

1. 80-32211
2. 34-111-21962-0014
3. 103 000 000
4. Oxford Oil Co
5. Walter Christman No. 1
6.
7. Monroe, OH
8. 15.0 million cubic feet
9. May 7, 1980
10.

1. 80-32212
2. 34-115-21870-0014
3. 103 000 000
4. Orion Energy Corp
5. Davis-Leonard No. 1
6.
7. Morgan, OH
8. 12.0 million cubic feet
9. May 7, 1980
10.

1. 80-32213
2. 34-115-21892-0014
3. 103 000 000
4. Orion Energy Corp
5. Springs-Faulkner No. 1
6.
7. Morgan, OH
8. 10.0 million cubic feet
9. May 7, 1980
10.

1. 80-32214
2. 34-119-23897-0014
3. 103 000 000
4. Alsid Oil & Gas Development Co Inc
5. Powellson No. 1
6.
7. Muskingum, OH
8. 15.0 million cubic feet
9. May 7, 1980
10. American Energy Services Inc

1. 80-32215
2. 34-119-24066-0014
3. 103 000 000
4. Clinton Oil Co
5. Dailey No. 2
6.
7. Muskingum, OH
8. 50.0 million cubic feet
9. May 7, 1980
10. Timken Co

1. 80-32216
2. 34-119-24270-0014
3. 103 000 000
4. Oxford Oil Co
5. Robert Chaney No. 3
6.
7. Muskingum, OH
8. 10.0 million cubic feet
9. May 7, 1980
10.

1. 80-32217
2. 34-119-24792-0014
3. 103 000 000
4. Clinton Oil Co
5. M Foster No. 3
6.
7. Muskingum, OH
8. 20.0 million cubic feet
9. May 7, 1980
10.

1. 80-32218
2. 34-119-24864-0014
3. 103 000 000
4. Clinton Oil Co
5. Pletcher No. 1
6.
7. Muskingum, OH
8. 20.0 million cubic feet
9. May 7, 1980
10.

1. 80-32219
2. 34-119-24865-0014
3. 103 000 000
4. Clinton Oil Co
5. Siegrist No. 3
6.
7. Muskingum, OH
8. 20.0 million cubic feet
9. May 7, 1980
10.

1. 80-32220
2. 34-119-24880-0014
3. 103 000 000
4. Clinton Oil Co
5. Lounsbury No. 2
6.
7. Muskingum, OH
8. 250.0 million cubic feet
9. May 7, 1980
10.

1. 80-32221
2. 34-119-24949-0014
3. 103 000 000
4. Clinton Oil Co
5. M Schweitzer No. 5
6.
7. Muskingum, OH
8. 20.0 million cubic feet
9. May 7, 1980
10.

1. 80-32222
2. 34-119-24950-0014
3. 103 000 000
4. Callander & Kimbrel Inc
5. Clemenson No. 3
6.
7. Muskingum, OH
8. 21.0 million cubic feet
9. May 7, 1980
10.

1. 80-32223
2. 34-119-25032-0014
3. 103 000 000
4. Clinton Oil Co
5. Potts No. 2
6.
7. Muskingum, OH
8. 150.0 million cubic feet
9. May 7, 1980
10.

1. 80-32224
2. 34-119-25055-0014
3. 103,000,000
4. Irvin Producing Co
5. Earl Winn #2
6.
7. Muskingum OH
8. 12.0 million cubic feet
9. May 7, 1980
10. National Gas & Oil Corp

1. 80-32225
2. 34-119-25056-0014
3. 103,000,000
4. Irvin Producing Co
5. Earl Winn #1
6.
7. Muskingum OH
8. 12.0 million cubic feet
9. May 7, 1980
10. National Gas & Oil Corp

1. 80-32226
2. 34-119-25059-0014
3. 103,000,000
4. Oxford Oil Co
5. Walter Derry #1
6.
7. Muskingum OH
8. 10.0 million cubic feet
9. May 7, 1980
10.

1. 80-32227
2. 34-925-04100-0000
3. 103,000,000
4. William V Cantlin
5. William P Miller #1
6.

7. Muskingum OH
8. 15.0 million cubic feet
9. May 7, 1980
10. National Gas & Oil Corp

1. 80-32228
2. 34-119-25191-0014
3. 103,000,000
4. Oxford Oil Co
5. Clarence Stone #1
6.
7. Muskingum OH
8. .0 million cubic feet
9. May 7, 1980
10.

1. 80-32229
2. 34-121-22172-3001-4
3. 103,000,000
4. Tiger Oil Inc
5. Sadie Brothers #1
6.
7. Noble OH
8. 20.0 million cubic feet
9. May 7, 1980
10. East Ohio Gas Co

1. 80-32230
2. 34-127-24308-0014
3. 103,000,000
4. L&M Operating Inc
5. Charles Sode #2
6. Hemlock
7. Perry OH
8. 8.0 million cubic feet
9. May 7, 1980
10. New Zane Gas Co

1. 80-32231
2. 34-127-24480-0014
3. 103,000,000
4. Carl M Poston
5. C & P Embrey No 3
6. Hemlock
7. Perry OH
8. 34.5 million cubic feet
9. May 7, 1980
10.

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. 80-31797
2. 47-067-20460-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. Dotson Gas Unit #1
6. Summersville
7. Nicholas WV
8. 302.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31798
2. 47-067-20457-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. Anna Mae Rader #1
6. Summersville
7. Nicholas WV
8. 80.3 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31799
2. 47-067-20458-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. A B Koontz #2
6. Grant
7. Nicholas WV
8. 87.5 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31800
2. 47-067-20461-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. Lewis Crawford #1
6. Grant
7. Nicholas WV
8. 88.7 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31801
2. 47-067-20462-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. Flynn Coal & Lumber #2-5
6. Summersville
7. Nicholas WV
8. 210.8 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31802
2. 47-067-20463-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. Rockwell McCutcheon #1
6. Summersville
7. Nicholas WV
8. 85.1 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31803
2. 47-067-20479-0000
3. 103,000,000
4. Appalachian Exploration & Devel Inc
5. Southern Land Company #1
6. Jefferson
7. Nicholas WV
8. 47.4 million cubic feet
9. May 5, 1980
10.

1. 80-31804
2. 47-041-22150-0000
3. 103,000,000
4. Industrial Gas Associates
5. S Aman #1 Lew-2150
6. Court House District
7. Lewis County WV
8. 12.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31805
2. 47-001-01125-0000
3. 103,000,000
4. Union Drilling Inc
5. Orion Hathaway #1 1496
6. Barker District
7. Barbour WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31806
2. 47-001-28810-0000
3. 103,000,000
4. J & J Enterprises Inc
5. 8-119 F-63606 BAR-881
6. Philippi
7. Barbour WV
8. 1.6 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31807
2. 47-041-00000-0000
3. 103,000,000
4. Gulf Oil Corp
5. Fahey #6
6. Vadis
7. Lewis WV
8. 2.9 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31808
2. 47-021-00000-0000
3. 103,000,000
4. Gulf Oil Corp
5. Farnsworth A #2
6. Vadis-Injun
7. Gilmer WV
8. 26.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission

1. 80-31809
2. 47-067-20425-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. C Bailes #1
6. Summersville
7. Nicholas WV
8. 236.9 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31810
2. 47-067-20444-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. Rockwell & Carden #1
6. Summersville
7. Nicholas WV
8. 210.8 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31811
2. 47-067-20446-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. E Bell #1
6. Summersville
7. Nicholas WV
8. 463.8 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-3112
2. 47-067-20447-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. T R Koon #1
6. Summersville
7. Nicholas WV
8. 51.2 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31813
2. 47-067-20452-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. Flynn Coal & Lumber #1
6. Summersville
7. Nicholas WV

8. 80.1 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31814
2. 47-017-00602-0000
3. 108,000,000
4. Haymond R Plaugher
5. Clarence Swiger No 1
6. Sycamore Creek McClelland Dist
7. Doddridge WV
8. 3.2 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31815
2. 47-097-01543-0000
3. 108,000,000
4. Chesterfield Corp
5. Finnegan A-1-UPS-1543
6.
7. Upshur County WV
8. 7.0 million cubic feet
9. May 5, 1980
10. Petro-Lewis Corp

1. 80-3181616
2. 47-015-01502-0000
3. 103 000 000
4. Blue Creek Gas Co
5. Tawney
6. Henry
7. Clay, WV
8. 12.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31817
2. 47-081-20427-0000
3. 102 000 000
4. Appalachian Exploration & Devel Inc
5. New River No. 5
6. Town
7. Raleigh, WV
8. 17.3 million cubic feet
9. May 5, 1980
10. Cabot Corp

1. 80-31818
2. 47-081-20446-0000
3. 102 000 000
4. Appalachian Exploration & Devel Inc
5. New River No. 5
6. Town
7. Raleigh, WV
8. 2.9 million cubic feet
9. May 5, 1980
10. Cabot Corp

1. 80-31819
2. 47-081-20460-0000
3. 102 000 000
4. Appalachian Exploration & Devel Inc
5. Wriston Heirs No. 1
6. Town
7. Raleigh, WV
8. 36.5 million cubic feet
9. May 5, 1980
10. Cabot Corp

1. 80-31820
2. 47-091-20309-0000
3. 102 000 000
4. Appalachian Exploration & Devel Inc
5. F F Banks #2
6. Fayetteville
7. Fayette, WV
8. 20.1 million cubic feet
9. May 5, 1980
10. Cabot Corp

1. 80-31821
2. 47-067-20464-0000
3. 102 000 000
4. Appalachian Exploration & Devel Inc
5. Young Gas Unit #1
6. Summersville
7. Nicholas, WV
8. 42.9 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31822
2. 47-017-21702-0000
3. 108 000 000
4. Justin M Henderson
5. Henhouse No #1
6. Southwest No 1
7. Doddridge, WV
8. 19.0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31823
2. 47-017-02352-0000
3. 103 000 000
4. Allegheny Land & Mineral Co
5. A-812use No #1
6. Southwest District
7. Doddridge, WV
8. .0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31824
2. 47-067-00475-0000
3. 103 000 000
4. Cities Service Co
5. Dickinson B #23
6. Gauley
7. Nicholas, WV
8. 20.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31825
2. 47-001-21083-0000
3. 103 000 000
4. J & J Enterprises Inc
5. B-196 Bar-1083
6. Valley
7. Barbour, WV
8. 25.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31826
2. 47-013-16853-0000
3. 108 000 000
4. Francis E Cain
5. Lizzie Reynolds Oil & Gas No. 1
6. Lee
7. Calhoun, WV
8. 2.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31827
2. 47-013-01850-0000
3. 108 000 000
4. Francis E Cain
5. Lizzie Reynolds Oil & Gas No. 1
6. Lee
7. Calhoun, WV
8. 1.8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31828
2. 47-013-02214-0000
3. 108 000 000
4. Francis E Cain
5. Lizzie Reynolds Oil & Gas No. 1
6. Lee
7. Calhoun, WV
8. 1.8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31829
2. 47-021-03422-0000
3. 107 000 000
4. Waco Oil & Gas Co
5. Wiant No. 1
6. Ellis
7. Gilmer, WV
8. 50.0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31830
2. 47-021-03385-0000
3. 107 000 000
4. Waco Oil & Gas Co
5. Alfred Lowther No. 3
6. Ellis
7. Gilmer, WV
8. 40.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31831
2. 47-067-00472-0000
3. 103 000 000
4. Cities Service Co
5. Flynn Coal & Lumber Co No. 23
6. Gauley
7. Nicholas, WV
8. 20.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31832
2. 47-041-02533-0000
3. 103 000 000
4. Braxton Oil & Gas Corp
5. Summers No. 1
6. Skin Creek
7. Lewis, WV
8. 10.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31833
2. 47-019-00399-0000
3. 102 000 000
4. Appalachian Exploration & Devel Inc
5. Nuttall Heirs No. 3
6. Mt Cove
7. Fayette, WV
8. 52.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31834
2. 47-011-20313-0000
3. 108 000 000
4. Toms Creek Gas Co
5. B S Bias No. 1
6. McComas District
7. Cabel, WV
8. 9.8 million cubic feet
9. May 5, 1980
10. Pennzoil Co

1. 80-31835
2. 47-011-20331-0000
3. 108 000 000
4. Trace Creek Gas Co
5. Eliza J Lucas No. 1
6. Grant
7. Cabel, WV
8. 2.5 million cubic feet
9. May 5, 1980
10. Pennzoil Co

1. 80-31836

2. 47-043-20260-0000
3. 108 000 000
4. Trace Creek Gas Co
5. T C Collins No. 1
6. Carroll District
7. Lincoln, WV
8. 1.9 million cubic feet
9. May 5, 1980
10. Pennzoil Co

1. 80-31837
2. 47-043-20087-0000
3. 108 000 000
4. Hamlin Natural Gas Co
5. Evemont Bragg No. 1
6. Union District
7. Lincoln, WV
8. 5.0 million cubic feet
9. May 5, 1980
10. Pennzoil Co

1. 80-31838
2. 47-083-00256-0000
3. 103 000 000
4. Allegheny Land & Mineral Co
5. A-806
6. Middle Fork
7. Randolph, WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31839
2. 47-097-01903-0000
3. 103 000 000
4. Allegheny Land & Mineral Co
5. A-800
6. Washington District
7. Upshur, WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31840
2. 47-013-01299-0000
3. 108 000 000
4. Francis E Cain
5. Mollie Brannon Gas No. 1
6. Washington
7. Calhoun, WV
8. 4.7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31841
2. 47-017-21748-0000
3. 108 000 000
4. Justin M Henderson
5. Black Squaw No. 1
6. South West
7. Doddridge, WV
8. 1060.8 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31842
2. 47-001-21032-0000
3. 103 000 000
4. Petroleum Development Corp
5. Ezra Sayers Hrs No. 6
6. Clemtown
7. Barbour, WV
8. 12.8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31843
2. 47-001-21041-0000
3. 103 000 000
4. Petroleum Development Corp
5. E Sayers No. 2
6. Clemtown
7. Barbour, WV
8. 21.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31844
2. 47-001-21045-0000
3. 103 000 000
4. Petroleum Development Corp
5. E Sayers No. 3
6. Clemtown
7. Barbour, WV
8. 17.6 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31845
2. 47-001-01145-0000
3. 103 000 000
4. Union Drilling Inc
5. C W Paugh No. 1 1489
6. Pleasant District
7. Barbour, WV
8. .0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31846
2. 47-011-20259-0000
3. 108 000 000
4. Tom's Creek Gas Co
5. J A Morrison No 1
6. McComas District
7. Cabell, WV
8. 10.2 million cubic feet
9. May 5, 1980
10. Pennzoil Co

1. 80-31847
2. 47-097-01493-0000
3. 103 000 000
4. Union Drilling Inc
5. Jarjorie Glenn No 1 1481
6. Union District
7. Upshur, WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31848
2. 47-097-01940-0000
3. 103 000 000
4. Union Drilling Inc
5. John Montgomery No 1 1513
6. Union District
7. Upshur, WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31849
2. 47-097-01926-0000
3. 103 000 000
4. Union Drilling Inc
5. Cecile West & M B Hymes No 5 1511
6. Washington District
7. Upshur, WV
8. .0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31850
2. 47-001-01143-0000
3. 103 000 000
4. Union Drilling Inc
5. Jesse Sheme No 1 1466
6. Pleasant District
7. Barbour, WV
8. .0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31851
2. 47-083-00270-0000
3. 103 000 000
4. Union Drilling Inc
5. William R Riley No 1 1503
6. Roaring Creek District
7. Randolph, WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31852
2. 47-103-00985-0000
3. 108 000 000
4. Pennzoil Co
5. Hoge Fl No 8
6. Greene District
7. Wetzel, WV
8. .8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31853
2. 47-043-20093-0000
3. 108 000 000
4. Hamlin Natural Gas Co
5. Evemont Bragg No 2
6. Union District
7. Lincoln, WV
8. 5.0 million cubic feet
9. May 5, 1980
10. Pennzoil Co

1. 80-31854
2. 47-043-20099-0000
3. 108 000 000
4. Hamlin Natural Gas Co
5. Golza Bragg No 1
6. Union District
7. Lincoln, WV
8. 3.5 million cubic feet
9. May 5, 1980
10. Pennzoil Co

1. 80-31855
2. 47-043-20130-0000
3. 108 000 000
4. Hamlin Natural Gas Co
5. Golza Bragg No 2
6. Union District
7. Lincoln, WV
8. 3.5 million cubic feet
9. May 5, 1980
10. Pennzoil Co

1. 80-31856
2. 47-011-20253-0000
3. 108 000 000
4. Tom's Creek Gas Co
5. C W Bledsoe No 1
6. McComas District
7. Cabell, WV
8. 14.7 million cubic feet
9. May 5, 1980
10. Pennzoil Co

1. 80-31857
2. 47-097-01941-0000
3. 103 000 000
4. Union Drilling Inc
5. John W Montgomery No 2 1527
6. Union District
7. Upshur, WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31858
2. 47-017-02332-0000
3. 103 000 000
4. Industrial Gas Associates
5. James No 1 DOD-2332
6. Central District

7. Doddridge, WV
8. 23.0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31859
2. 47-017-02347-0000
3. 103 000 000
4. Industrial Gas Associates
5. James No 2 DOD-2347
6. Central District
7. Doddridge, WV
8. 23.0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31860
2. 47-017-02359-0000
3. 103 000 000
4. Industrial Gas Associates
5. Hammer #1 DOD-2359
6. Central District
7. Doddridge, WV
8. 23.0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31861
2. 47-017-02361-0000
3. 103 000 000
4. Industrial Gas Associates
5. Hammer #2 DOD-2361
6. Central District
7. Doddrige, WV
8. 23.0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31862
2. 47-017-02362-0000
3. 103 000 000
4. Industrial Gas Associates
5. James #3 DOD-2362
6. Central District
7. Doddridge, WV
8. 23.0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31863
2. 47-095-20676-0000
3. 103 000 000
4. Industrial Gas Associates
5. Hattie Bradford #1 (TY-0676)
6. Centerville District
7. Tyler, WV
8. 9.0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31864
2. 47-095-20679-0000
3. 103 000 000
4. Industrial Gas Associates
5. Hattie Bradford #2 (TY-0679)
6. Centerville District
7. Tyler, WV
8. 9.0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31865
2. 47-041-00472-0000
3. 108 000 000
4. Fred W. Stalnaker
5. J. L. L. Bailey #1 5325 AC
6. Freemans Creek District
7. Lewis, WV
8. 2.6 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31866
2. 47-041-00503-0000
3. 108 000 000
4. Fred W. Stalnaker
5. J. L. J. Bailey #2
6. Freemans Creek District
7. Lewis, WV
8. .3 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31867
2. 47-041-00534-0000
3. 108 000 000
4. Fred W. Stalnaker
5. George W. Dean #1
6. Freemans Creek District
7. Lewis, WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31868
2. 47-041-00559-0000
3. 108 000 000
4. Fred W. Stalnaker
5. Florence Waggoner #2
6. Freemans Creek District
7. Lewis, WV
8. 4.4 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31869
2. 47-041-00568-0000
3. 108 000 000
4. Fred W. Stalnaker
5. Florence Waggoner #3
6. Freemans Creek District
7. Lewis, WV
8. 4.4 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31870
2. 47-041-00665-0000
3. 108 000 000
4. Fred W. Stalnaker
5. J. L. J. Bailey #1 59 AC
6. Freemans Creek District
7. Lewis, WV
8. 3.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31871
2. 47-015-21118-0000
3. 108 000 000
4. Dennis D. Blauser
5. Elk River Coal & Lumber #9
6. Buffalo
7. Clay, WV
8. 1.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31872
2. 47-015-21518-0000
3. 103 000 000
4. Dennis D. Blauser
5. Elk River Coal & Lumber #22
6. Buffalo
7. Clay, WV
8. .0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31873
2. 47-015-21519-0000
3. 103 000 000
4. Dennis D. Blauser
5. Elk River Coal & Lumber #23
6. Buffalo
7. Clay, WV
8. .0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31874
2. 47-021-23412-0000
3. 103 000 000
4. Dennis D. Blauser
5. Anne L. Lorentz & Elsie Adams #1
6. Center
7. Gilmer, WV
8. 20.0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31875
2. 47-085-02550-0000
3. 108 000 000
4. Leslie W. Taylor
5. Riddle #7
6. Union
7. Ritchie, WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

West Virginia Department of Mines, Oil and Gas Division

1. 80-31876
2. 47-085-02569-0000
3. 108 000 000
4. Leslie W Taylor
5. W B Wright #6
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31877
2. 47-067-00478-0000
3. 102 000 000
4. Appalachian Exploration & Devel Inc
5. XYZ Corporation #1
6. Grant
7. Nicholas WV
8. 73.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31878
2. 47-067-00492-0000
3. 102 000 000
4. Appalachian Exploration & Devel Inc
5. Roy Lee Walker #1
6. Jefferson
7. Nicholas WV
8. 54.0 million cubic feet
9. May 5, 1980
10. Equitable Gas

1. 80-31879
2. 47-017-00809-0000
3. 108 000 000
4. Leslie W Taylor
5. Weofter#1
6. Cove
7. Doddridge WV
8. 1.2 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31880
2. 47-085-02197-0000
3. 108 000 000
4. Leslie W Taylor
5. W B Wright #1A
6. Union
7. Ritchie WV
8. .3 million cubic feet

9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31881
2. 47-085-02239-0000
3. 108 000 000
4. Leslie W Taylor
5. Riddle #1
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31882
2. 47-085-02279-0000
3. 108 000 000
4. Leslie W Taylor
5. Riddle #2
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31883
2. 47-085-02280-0000
3. 108 000 000
4. Leslie W Taylor
5. Riddle #3
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31884
2. 47-085-02338-0000
3. 108 000 000
4. Leslie W Taylor
5. W B Wright #IA
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31885
2. 47-085-02377-0000
3. 108 000 000
4. Leslie W Taylor
5. W B Wright #3
6. Murphy
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31886
2. 47-085-02378-0000
3. 108 000 000
4. Leslie W Taylor
5. W B Wright #4
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31887
2. 47-085-02404-0000
3. 108 000 000
4. Leslie W Taylor
5. Riddle #4
6. Murphy
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31888
2. 47-085-02405-0000
3. 108 000 000
4. Leslie W Taylor
5. Riddle #5
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31889
2. 47-085-02492-0000
3. 108 000 000
4. Leslie W Taylor
5. W B Wright #5
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31890
2. 47-085-02496-0000
3. 108 000 000
4. Leslie W Taylor
5. Stout-Wright #1
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31891
2. 47-085-02517-0000
3. 108 000 000
4. Leslie W Taylor
5. Riddle #6
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31892
2. 47-007-01209-0000
3. 108 000 000
4. Trio Petroleum Corp
5. Humphreys No 3
6. Heaters
7. Braxton WV
8. 20.5 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31893
2. 47-013-02857-0000
3. 103 000 000
4. Harry C Boggs
5. R F Stalnaker #7
6. Nicut
7. Calhoun WV
8. 18.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp
1. 80-31894
2. 47-013-00429-0000
3. 108 000 000
4. Lowell Sampson
5. E C Arnold #2
6. Washington
7. Calhoun WV
8. 5.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31895
2. 47-013-01230-0000
3. 108 000 000
4. Lowell Sampson
5. Dalton Reip #1
6. Washington
7. Calhoun WV
8. 1.5 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31896
2. 47-013-02269-0000
3. 108 000 000
4. Lowell Sampson
5. George King #1
6. Washington
7. Calhoun WV
8. 5.5 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31897
2. 47-021-01385-0000
3. 108 000 000
4. Hayward C Spurgeon
5. Violetta Holbert #1 Star No 2
6. Sinking Creek Road Dekalb Dist
7. Gilmer WV
8. 2.3 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31898
2. 47-021-01223-0000
3. 108 000 000
4. Hayward C Spurgeon
5. Harris & Spurgeon No 3
6. Clinton Burton Troy Dist
7. Gilmer WV
8. 1.4 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31899
2. 47-021-01414-0000
3. 108 000 000
4. Hayward C Spurgeon
5. D S Holbert #1 Star No 4
6. Sinking Creek Road Dekalb Dist
7. Gilmer WV
8. 1.3 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp
1. 80-31900
2. 47-001-00778-0000
3. 108 000 000
4. Consolidated Gas Supply Corp
5. C J Mitchell 12149
6. West Virginia Other A-85772
7. Barbour WV
8. 19.0 million cubic feet
9. May 5, 1980
10. General System Purchasers
1. 80-31901
2. 47-013-02538-0000
3. 108 000 000
4. Consolidated Gas Supply Corp
5. L T Cottrill 11978
6. West Virginia Other A-85772
7. Calhoun WV
8. 1.0 million cubic feet
9. May 5, 1980
10. General System Purchasers
1. 80-31902
2. 47-033-00989-0000
3. 108 000 000
4. Consolidted Gas Supply Corp
5. D L Hall 12060
6. West Virginia Other A-85772
7. Harrison WV
8. 12.0 million cubic feet
9. May 5, 1980
10. General System Purchasers
1. 80-31903

2. 47-033-00990-0000
3. 108 000 000
4. Consolidated Gas Supply Corp
5. Consolidated Gas Supply 12065
6. West Virginia Other A-85772
7. Harrison WV
8. 16.0 million cubic feet
9. May 5, 1980
10. General System Purchasers

1. 80-31904
2. 47-013-02632-0000
3. 103 000 000
4. Consolidated Gas Supply Corp
5. Louis Bennett 12410
6. West Virginia Other A-85772
7. Calhoun WV
8. 60.0 million cubic feet
9. May 5, 1980
10. General System Purchasers

1. 80-31905
2. 47-041-02163-0000
3. 103 000 000
4. Consolidated Gas Supply Corp
5. Chas W Meader 12245
6. West Virginia Other A-85772
7. Lewis WV
8. 25.0 million cubic feet
9. May 5, 1980
10. General System Purchasers

1. 80-31906
2. 47-049-00324-0000
3. 108 000 000
4. Consolidated Gas Supply Corp
5. Edythe Hess 12380
6. West Virginia other A-85772
7. Marion WV
8. 30.0 million cubic feet
9. May 5, 1980
10. General System Purchasers

1. 80-31907
2. 47-035-01501-0000
3. 103 000 000
4. Allegheny & Western Energy Corp
5. Wendell O Casto #4
6. Washington District
7. Jackson WV
8. 18.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31908
2. 47-035-01503-0000
3. 103 000 000
4. Allegheny & Western Energy Corp
5. Wendell O Casto #2
6. Washington District
7. Jackson WV
8. 18.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31909
2. 47-035-01504-0000
3. 103 000 000
4. Allegheny & Western Energy Corp
5. Wendell O Casto #3
6. Washington District
7. Jackson WV
8. 18.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31910
2. 47-001-00253-0000
3. 108 000 000
4. Stydahar Oil & Gas Co
5. Forrest R Stuart #1 (00253)
6. Elk District
7. Barbour WV
8. 9.7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31911
2. 47-001-00339-0000
3. 108 000 000
4. Stydahar Oil & Gas Co
5. W F Beeson #1
6. Elk District
7. Barbour WV
8. 13.7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31912
2. 47-033-00426-0000
3. 108 000 000
4. Stydahar Oil & Gas Co
5. Ward & Stuart #1
6. Elk District
7. Harrison WV
8. 12.7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31913
2. 47-033-00440-0000
3. 108 000 000
4. Stydahar Oil & Gas Co
5. Forrest R Stuart #1 (00440)
6. Elk District
7. Harrison WV
8. 5.6 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31914
2. 47-017-22288-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. Gray #3
6. Fallen Timber
7. Doddridge WV
8. 5.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-3191510
2. 47-00701-21399-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. McCauley #2A
6. McCauley Run of Oil Creek
7. Braxton WV
8. .0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31916
2. 47-021-23500-0000
3. 103,000,000
4. Rockwell Petroleum Company
5. Radcliff #1
6. Lick Run
7. Gilmer WV
8. .0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31917
2. 47-007-01383-0000
3. 103,000,000
4. Stonestreet Lands Co
5. C W Chenoweth #1-S-8
6. Elmira
7. Braxton WV
8. 22.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission

1. 80-31918
2. 47-007-01401-0000
3. 103,000,000
4. Stonestreet Lands Co
5. J H Barr #1-S-29
6. Elmira
7. Braxton WV
8. 22.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31919
2. 47-085-01971-0000
3. 108,000,000
4. Philip Lemon
5. J G Patton No 3
6. Union
7. Ritchie WV
8. 1.8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31920
2. 47-085-01925-0000
3. 108,000,000
4. Philip Lemon
5. Dwight Crane No 2
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31921
2. 47-085-02257-0000
3. 108,000,000
4. Philip Lemon
5. Mary Welch No 1
6. Murphy
7. Ritchie WV
8. 1.5 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31922
2. 47-085-02074-0000
3. 108,000,000
4. Philip Lemon
5. Law & Price No 3
6. Union
7. Ritchie WV
8. 1.8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31923
2. 47-085-02056-0000
3. 108,000,000
4. Philip Lemon
5. Dave Tyler No 1
6. Union
7. Ritchie WV
8. 1.7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31924
2. 47-015-01501-0000
3. 103,000,000
4. Blue Creek Gas Co
5. Brown McCorkle #10
6. Henry
7. Clay WV
8. 18.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission

1. 80-31925
2. 47-015-01466-0000
3. 103,000,000
4. Blue Creek Gas Co
5. Rogers #1
6. Henry

7. Clay WV
8. 25.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission

1. 80-31926
2. 47-015-01465-0000
3. 103,000,000
4. Blue Creek Gas Co
5. Brown McCorkle #9
6. Henry
7. Clay WV
8. 20.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission

1. 80-31927
2. 47-015-01419-0000
3. 103,000,000
4. Blue Creek Gas Co
5. Brown McCorkle #8
6. Henry
7. Clay WV
8. 25.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission

1. 80-31928
2. 47-015-01418-0000
3. 103,000,000
4. Blue Creek Gas Co
5. Brown McCorkle #6—Hanshaw
6. Henry
7. Clay WV
8. 25.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission

1. 80-31929
2. 47-085-01758-0000
3. 108,000,000
4. Philip Lemon
5. Tibbs & Newland No 1
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31930
2. 47-085-01735-0000
3. 108,000,000
4. Philip Lemon
5. Reed & Starr #1
6. Union
7. Ritchie WV
8. 1.9 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31931
2. 47-085-01997-0000
3. 108,000,000
4. Philip Lemon
5. Law & Price #2
6. Union
7. Ritchie WV
8. 1.8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31932
2. 47-085-01800-0000
3. 108,000,000
4. Philip Lemon
5. Howard Fowler No 1
6. Union
7. Ritchie WV
8. .7 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31933
2. 47-085-01888-0000
3. 108,000,000
4. Philip Lemon
5. Law & Price No 1
6. Union
7. Ritchie WV
8. 1.8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31934
2. 47-085-01501-0000
3. 108,000,000
4. Philip Lemon
5. J G Patton No 2
6. Union
7. Ritchie WV
8. 1.8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31935
2. 47-081-20464-0000
3. 102,000,000
4. Appalachian Exploration & Devel Inc
5. F F Banks #5
6. Town
7. Raleigh WV
8. 21.2 million cubic feet
9. May 5, 1980
10. Cabot Corp

1. 80-31936
2. 47-017-02364-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. Cole #1
6. St Clair
7. Doddridge, WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31937
2. 47-017-02360-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. Fonce Brown #1A
6. St Clair
7. Doddridge, WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31938
2. 47-021-03396-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. Schackleford #1A
6. Right Fork of Big Ellis
7. Gilmer, WV
8. .0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31939
2. 47-021-03431-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. Schackleford #1A
6. Right Fork of Big Ellis
7. Gilmer, WV
8. .0 million cubic feet
9. May 5, 1980
10. Carnegie Natural Gas Co

1. 80-31940
2. 47-007-01358-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. Rush #1A
6. Broad Run
7. Braxton, WV
8. .0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31941
2. 47-007-01320-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. Wine #1A
6. McCaulley Run
7. Braxton, WV
8. .0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31942
2. 47-017-02370-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. Droppleman #1-264
6. Cove
7. Doddridge WV
8. .0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31943
2. 47-021-03398-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. Harvey-Ellyson #1
6. Troy
7. Gilmer, WV
8. .0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31944
2. 47-021-03425-0000
3. 103 000 000
4. Rockwell Petroleum Co
5. Fiddler #2
6. Glenville
7. Gilmer, WV
8. .0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31945
2. 47-067-20465-0000
3. 102 000 000
4. Appalachian Exploration & Devel Inc
5. R E Gray Gas Unit #1
6. Grant
7. Nicholas, WV
8. 7.5 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-31946
2. 47-085-02475-0000
3. 108 000 000
4. Philip Lemon
5. Grace Wilson #1
6. Murphy
7. Ritchie, WV
8. 1.5 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31947
2. 47-085-03016-0000
3. 108 000 000
4. Philip Lemon
5. N M Welch #2
6. Murphy
7. Ritchie, WV
8. 1.3 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31948

2. 47-085-03111-0000
3. 108 000 000
4. Philip Lemon
5. Reed & Starr #2
6. Union
7. Ritchie, WV
8. 1.9 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31949
2. 47-085-03206-0000
3. 108 000 000
4. Philip Lemon
5. Reed & Starr #3
6. Union
7. Ritchie, WV
8. 1.9 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31950
2. 47-085-03234-0000
3. 108 000 000
4. Philip Lemon
5. Law & Price #4
6. Union
7. Ritchie, WV
8. 1.8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31951
2. 47-085-03289-0000
3. 108 000 000
4. Philip Lemon
5. Ball & Welch No 4
6. Grant
7. Ritchie, WV
8. 2.5 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31952
2. 47-085-02389-0000
3. 108 000 000
4. Philip Lemon
5. N M Welch No 1
6. Murphy
7. Ritchie, WV
8. 1.3 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31953
2. 47-085-03314-0000
3. 108 000 000
4. Philip Lemon
5. A D Killingsworth No 2
6. Murphy
7. Ritchie, WV
8. 2.5 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31954
2. 47-001-21080-0000
3. 103 000 000
4. Stonewall Gas Co Inc
5. D C Stuart No 2
6. Philippi
7. Barbour, WV
8. 30.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31955
2. 47-001-21081-0000
3. 103 000 000
4. Stonewall Gas Co Inc
5. D E Cleavenger No 2
6. Union
7. Barbour, WV
8. 30.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31956
2. 47-017-22312-0000
3. 103 000 000
4. Stonewall Gas Co Inc
5. J C Mason Hrs No 2
6. Vadis
7. Doddridge, WV
8. 30.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31957
2. 47-033-21952-0000
3. 103 000 000
4. Stonewall Gas Co Inc
5. W B Maxwell Hrs No 1
6. Union
7. Harrison, WV
8. 30.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31958
2. 47-033-21951-0000
3. 103 000 000
4. Stonewall Gas Co Inc
5. Cora J Howell No 1
6. Ten Mile
7. Harrison, WV
8. .0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31959
2. 47-033-21953-0000
3. 103 000 000
4. Stonewall Gas Co Inc
5. W B Maxwell Hrs No 2
6. Grant
7. Harrison, WV
8. 30.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31960
2. 47-033-21955-0000
3. 103 000 000
4. Stonewall Gas Co Inc
5. Ame Matthey No 1
6. Union
7. Harrison, WV
8. 30.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31961
2. 47-041-00766-0000
3. 108 000 000
4. Stephen Gas Co
5. John C Mertz #3
6. John C Mertz
7. Lewis, WV
8. 1.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31962
2. 47-041-00842-0000
3. 108 000 000
4. Stephen Gas Co
5. Myrtle Ellis #3
6. Myrtle Ellis
7. Lewis, WV
8. 1.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31963
2. 47-041-00910-0000
3. 108 000 000
4. Stephen Gas Co
5. A L Ellis #1
6. A L Ellis
7. Lewis, WV
8. 1.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31964
2. 47-021-02532-0000
3. 108 000 000
4. Mumma Oil Production Co
5. James A Tierney #6
6. Third Run—Dekalb District
7. Gilmer, WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31965
2. 47-021-02527-0000
3. 108 000 000
4. Mumma Oil Production Co
5. Elizabeth Keller #1
6. Bear Run—Glenville District
7. Gilmer, WV
8. 2.3 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31966
2. 47-021-02528-0000
3. 108 000 000
4. Mumma Oil Production Co
5. Effie Lynch #1
6. Bear Run-Glenville District
7. Gilmer WV
8. 1.5 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31967
2. 47-021-02652-0000
3. 108 000 000
4. Mumma Oil Production Co
5. Hazel Wright #1
6. Lick Run-Glenville District
7. Gilmer WV
8. 7.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31968
2. 47-021-02659-0000
3. 108 000 000
4. Mumma Oil Production Co
5. T L Murphy #3
6. Duck Run-Glenville District
7. Gilmer WV
8. 3.7 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31969
2. 47-021-02661-0000
3. 108 000 000
4. Mumma Oil Production Co
5. T L Murphy #4
6. Duck Run-Glenville District
7. Gilmer WV
8. 7.4 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31970
2. 47-017-02334-0000
3. 103 000 000
4. Industrial Gas Associates
5. Ferguson No 1

6. Central District
7. Doddridge WV
8. 23.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31971
2. 47-001-21024-0000
3. 103 000 000
4. Petroleum Development Corp
5. A Corder #2
6. Clemtown
7 Barbour WV
8. 24.0 million cubic feet
9 May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31972
2. 47-033-00472-0000
3. 108 000 000
4. TWM Petroleum Inc
5. C S Trimble #3
6. Simpson Dist
7 Harrison WV
8. 14.0 million cubic feet
9 May 5, 1980
10. Consolidated Gas Supply Corp

1 80-31973
2. 47-033-00469-0000
3 108 000 000
4. TWM Petroleum Inc
5. Abner C Stout No 1
6. Elk Dist
7. Harrison WV
8. 9.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31974
2. 47-021-02137-0000
3. 108 000 000
4. Grace Petroleum Corp
5. Edwards #1
6. Sheridan
7. Gilmer WV
8. 7.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31975
2. 47-021-02128-0000
3. 108 000 000
4. Grace Petroleum Corp
5. McDaniel #3
6. Sheridan
7. Gilmer WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31976
2. 47-021-02118-0000
3. 108 000 000
4. Grace Petroleum Corporation
5. Morris #3
6. Sheridan
7. Gilmer WV
8. 3.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31977
2. 47-021-02117-0000
3. 108 000 000
4. Grace Petroleum Corp
5. Turner #4
6. Sheridan
7. Gilmer WV
8. 7.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31978
2. 47-021-02116-0000
3. 108 000 000
4. Grace Petroleum Corp
5. Turner #3
6. Sheridan
7. Gilmer WV
8. 7.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31979
2. 47-017-0253-0000
3. 103 000 000
4. Industrial Gas Associates
5. Britton No 1
6. Central District
7. Doddridge WV
8. 23.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31980
2. 47-017-01255-0000
3. 108 000 000
4. Isadore Moshein
5. Rex Drilling No 2
6. Centerpoint McClellan Dist
7. Doddridge WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31981
2. 47-017-01203-0000
3. 108 000 000
4. Isadore Moshein
5. B & L Drilling Co No 3
6. Centerpoint McClellan Dist
7. Doddridge WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31982
2. 47-017-01168-0000
3. 108 000 000
4. Isadore Moshein
5. B & L Drilling Co No 2
6. Centerpoint McClellan District
7. Doddridge WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31983
2. 47-017-00584-0000
3. 108 000 000
4. Isadore Moshein
5. B & L Drilling Co No 1
6. Centerpoint McClellan Dist
7. Doddridge WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31984
2. 47-017-01319-0000
3. 108 000 000
4. Isadore Moshein
5. Rex Drilling Co No 1
6. Centerpoint Grant Dist
7. Doddridge WV
8. 2.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31985
2. 47-017-22335-0000
3. 103 000 000
4. Petroleum Development Corp
5. Garland O Ford #1
6. McClellan
7. Doddridge WV
8. 62.0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission

1. 80-31986
2. 47-033-21969-0000
3. 103 000 000
4. Petroleum Development Corp
5. Faris Heirs #10
6. Bridgeport
7. Harrison WV
8. 55.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31987
2. 47-001-21074-0000
3. 103 000 000
4. Petroleum Development Corp
5. Timble-Teter #1
6. Clemtown
7. Barbour WV
8. 18.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31988
2. 47-001-21059-0000
3. 103 000 000
4. Petroleum Development Corp
5. Duckworth-Humphrey #1
6. Clemtown
7. Barbour WV
8. 17.2 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31989
2. 47-001-21025-0000
3. 103 000 000
4. Petroleum Development Corp
5. Ezra Sayers #5
6. Clemtown
7. Barbour WV
8. 49.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31990
2. 47-097-01872-0000
3. 103 000 000
4. Union Drilling Inc
5. Robert E Johnson #1 1466
6. Union District
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31991
2. 47-097-01837-0000
3. 103 000 000
4. Union Drilling Inc
5. John W Montgomery #1 1462
6. Union District
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31992
2. 47-097-01819-0000
3. 103 000 000
4. Union Drilling Inc
5. Hanifan-George #1 1439
6. Washington District
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31993
2. 47-097-01880-0000
3. 103 000 000
4. Union Drilling Inc
5. Russell & Anna Lane #1 1470
6. Banks District
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31994
2. 47-083-00181-0000
3. 103 000 000
4. Union Drilling Inc
5. John C Cain #3 1395
6. Roaring Creek District
7. Randolph WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31995
2. 47-097-01883-0000
3. 103 000 000
4. Union Drilling Inc
5. Randal D Singleton #1 1471
6. Meade District
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31996
2. 47-097-01884-0000
3. 103 000 000
4. Union Drilling Inc
5. S H Winemiller Heirs #1 1468
6. Meade District
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-31997
2. 47-085-03224-0000
3. 108 000 000
4. E W McNulty
5. T-1 Well
6. Grant
7. Ritchie WV
8. 3.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31998
2. 47-085-03239-0000
3. 108 000 000
4. E W McNulty
5. T-3 Well
6. Grant
7. Ritchie WV
8. 3.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-31999
2. 47-085-03241-0000
3. 108 000 000
4. E W McNulty
5. T-5 Well
6. Grant
7. Ritchie WV
8. 3.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32000
2. 47-085-23555-0000
3. 108 000 000
4. Dennis D Blauser #2
5. Earl Wilson #2
6. Clay
7. Ritchie WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-32001
2. 47-017-02315-0000
3. 102 000 000
4. United Operating Company
5. F F Randolph #1-A
6. Meathouse Fork
7. Doddridge WV
8. 52.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32002
2. 47-067-00467-0000
3. 103 000 000
4. Cities Service Co
5. Flynn Coal & Lumber Co #19
6. Gauley
7. Nicholas WV
8. 66.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-32003
2. 47-085-02920-0000
3. 108 000 000
4. Aigt Corp
5. Ritchie Mines #56
6. Ritchie Mines Lease
7. Ritchie WV
8. 1.8 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32004
2. 47-085-03716-0000
3. 108 000 000
4. Aigt Corp
5. Ritchie Mines #71
6. Ritchie Mines Lease
7. Ritchie WV
8. 1.1 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32005
2. 47-085-02300-0000
3. 108 000 000
4. Aigt Corp
5. Ritchie Mines #72
6. Ritchie Mines Lease
7. Ritchie WV
8. 1.1 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32006
2. 47-097-01476-0000
3. 108 000 000
4. Chesterfield Corp
5. L & L #2—UPS—1476
6. Union
7. Upshur, WV
8. 3.0 million cubic feet
9. May 5, 1980
10. Petro-Lewis Corp

1. 80-32007
2. 47-001-00870-0000
3. 108 000 000
4. Chesterfield Corp
5. Matko #2
6.
7. Barbour County WV
8. 11.0 million cubic feet
9. May 5, 1980
10. Petro-Lewis Corp

1. 80-32008
2. 47-091-00181-0000
3. 103 000 000
4. NRM Petroleum Corp
5. Goff-Arnold #1
6. Flemington
7. Taylor, WV
8. .0 million cubic feet
9. May 5, 1980
10. Petro-Lewis Corp

1. 80-32009
2. 47-091-00177-0000
3. 103 000 000
4. NRM Petroleum Corp
5. E Tomblyn #1
6. Flemington
7. Taylor WV
8. .0 million cubic feet
9. May 5, 1980
10. Petro-Lewis Corp

1. 80-32010
2. 47-097-01919-0000
3. 103 000 000
4. NRM Petroleum Corp
5. Perkins-Day #1
6. Tallmansville
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-32011
2. 47-097-01924-0000
3. 103 000 000
4. NRM Petroleum Corp
5. F Reed #1
6. Middle Fork River
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-32012
2. 47-097-01929-0000
3. 103 000 000
4. NRM Petroleum Corp
5. M Tenney #1
6. Tallmansville
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-32013
2. 47-097-01949-0000
3. 103 000 000
4. NRM Petroleum Corp
5. A P Tenney #1
6. Tallmansville
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-32014
2. 47-013-01398-0000
3. 103 000 000
4. L M Ayers
5. Hardmand #1
6. Center District
7. Calhoun WV
8. 27.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32015
2. 47-013-01353-0000
3. 103 000 000
4. L M Ayers
5. Trippett #1

6. Center District
7. Calhoun WV
8. 56.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32016
2. 47-013-01480-0000
3. 108 000 000
4. L M Ayers
5. Arnold #1
6. Center District
7. Calhoun WV
8. 25.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corporation

1. 80-32017
2. 47-085-02376-0000
3. 108 000 000
4. Leslie W Taylor
5. Royden Zinn #3A
6. Union
7. Ritchie WV
8. .1 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32018
2. 47-085-02198-0000
3. 108 000 000
4. Leslie W Taylor
5. Royden Zinn #1A
6. Union
7. Ritchie WV
8. .0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32019
2. 47-085-02497-0000
3. 108 000 000
4. Leslie W Taylor
5. Stout-Wright #2
6. Union
7. Ritchie WV
8. 1.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32020
2. 47-085-02515-0000
3. 108 000 000
4. Leslie W Taylor
5. Stout-Wright #3
6. Union
7. Ritchie WV
8. 1.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32021
2. 47-085-02516-0000
3. 108 000 000
4. Leslie W Taylor
5. Stout-Wright #4
6. Union
7. Ritchie WV
8. 1.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32022
2. 47-085-02591-0000
3. 108 000 000
4. Leslie W Taylor
5. Stout-Wright #5
6. Union
7. Ritchie WV
8. 1.0 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32023
2. 47-097-01918-0000
3. 103 000 000
4. NRM Petroleum Corp
5. D Koon #1
6. Buckhannon River
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-32024
2. 47-001-00849-0000
3. 108 000 000
4. Chesterfield Corp
5. Matko #3
6. Valley
7. Barbour WV
8. 11.0 million cubic feet
9. May 5, 1980
10. Petro-Lewis Corp

1. 80-32025
2. 47-085-23554-0000
3. 108 000 000
4. Dennis D Blauser
5. Earl Wilson #1
6. Clay
7. Ritchie WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-32026
2. 47-097-01893-0000
3. 103 000 000
4. NRM Petroleum Corp
5. S Light #1
6. Middle Fork River
7. Upshur WV
8. .0 million cubic feet
9. May 5, 1980
10. Columbia Gas Transmission Corp

1. 80-32027
2. 47-097-01477-0000
3. 108 000 000
4. Chesterfield Corp
5. L & L #1—UPS-1477
6. Union
7. Upshur WV
8. 8.0 million cubic feet
9. May 5, 1980
10. Petro-Lewis Corp

1. 80-32028
2. 47-083-00179-0000
3. 108 000 000
4. Chesterfield Corp
5. Cornwell #2
6. Roaring Creek
7. Randolph WV
8. 3.0 million cubic feet
9. May 5, 1980
10. Petro-Lewis Corp

1. 80-32029
2. 47-085-02911-0000
3. 108 000 000
4. Aigt Corp
5. J W Marshall #24
6. J W Marshall Lease
7. Ritchie County WV
8. 5.5 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

1. 80-32030
2. 47-085-23560-0000
3. 108 000 000
4. Dennis D Blauser
5. Earl Wilson #4
6. Clay
7. Ritchie WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-32031
2. 47-085-23556-0000
3. 108 000 000
4. Dennis D Blauser
5. Earl Wilson #3
6. Clay
7. Ritchie WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-32032
2. 47-085-23561-0000
3. 108 000 000
4. Dennis D Blauser
5. Earl Wilson #5
6. Clay
7. Ritchie WV
8. 4.0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-32033
2. 47-021-03504-0000
3. 103 000 000
4. Bruce Foster
5. Summers No 4
6. Glenville South
7. Gilmer WV
8. .0 million cubic feet
9. May 5, 1980
10. Equitable Gas Co

1. 80-32034
2. 47-105-00841-0000
3. 108 000 000
4. N G Busch
5. M S Barnett #1
6. Burning Springs District
7. Wirt WV
8. 1.3 million cubic feet
9. May 5, 1980
10. Consolidated Gas Supply Corp

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. 80-32238/NG-50-80
2. 49-041-20254-0000
3. 102 000 000
4. Cities Service Co
5. Evanston Townsite Unit B #1
6. Yellow Creek
7. Uinta WY
8. 8.0 million cubic feet
9. May 7, 1980
10. Mountain Fuel Supply Co

1. 80-32239/NG-51-80
2. 49-041-20238-0000
3. 102 000 000
4. Cities Service Co
5. Evanston Townsite Unit A #1
6. Yellow Creek
7. Uinta WY

8. 12.0 million cubic feet
9. May 7, 1980
10. Mountain Fuel Supply Co

1. 80-32240/NG-52-80
2. 49-023-20157-0000
3. 102 000 000
4. Amoco Production Co
5. Whiskey Buttes Unit #3
6. Whiskey Buttes Unit
7. Lincoln WY
8. 60.0 million cubic feet
9. May 7, 1980
10. Cities Service Gas Co

1. 80-32241/NG-42-80
2. 49-023-20337-0000
3. 103 000 000
4. Pacific Transmission Supply Co
5. PTS 22-36 State
6. Fontenelle
7. Lincoln WY
8. 190.0 million cubic feet
9. May 7, 1980
10. Pacific Gas Transmission Co

1. 80-32242/NG-44-80
2. 49-007-20449-0000
3. 102 000 000
4. Pacific Transmission Supply Co
5. PTS 3-36A State
6. Standard Draw
7. Carbon WY
8. 200.0 million cubic feet
9. May 7, 1980
10. Pacific Gas & Electric Co

1. 80-32243/NG-45-80
2. 49-035-06092-0000
3. 108 000 000
4. Belco Petroleum Corp
5. B-25 06092
6. Big Piney
7. Sublette WY
8. 21.0 million cubic feet
9. May 7, 1980
10. Northwest Pipeline Corp

1. 80-32244/NG-49-80
2. 49-007-20453-0000
3. 102 000 000
4. Cities Service Co
5. State E #1
6. Wild Rose
7. Carbon WY
8. 12.0 million cubic feet
9. May 7, 1980
10. Cities Service Gas Co

1. 80-32245/NG-53-80
2. 49-041-20273-0000
3. 102 000 000
4. Amoco Production Co
5. Amoco Anschutz WI Unit #1
6. Yellow Creek
7. Uinta WY
8. 250.0 million cubic feet
9. May 7, 1980
10. Mountain Fuel Supply Co

1. 80-32246/NG-54-80
2. 49-007-20446-0000
3. 102 000 000
4. Amoco Production Co
5. Coal Gulch C #1
6. Coal Gulch
7. Carbon WY
8. 900.0 million cubic feet
9. May 7, 1980
10. Cities Service Gas Co

1. 80-32247/NG-55-80
2. 49-037-20801-0000
3. 102 000 000
4. Amoco Production Co
5. Champlin 242 Amoco G #1
6. Echo Springs
7. Sweetwater WY
8. 521.0 million cubic feet
9. May 7, 1980
10. Cities Service Gas Co

1. 80-32248/NG-56-80
2. 49-007-20429-0000
3. 102 000 000
4. Amoco Production Co
5. Champlin 226 Amoco E #1
6. Standard Draw
7. Carbon WY
8. 19.0 million cubic feet
9. May 7, 1980
10. Cities Service Gas Co

1. 80-32249/NG-57-80
2. 49-007-20388-0000
3. 103 000 000
4. Amoco Production Co
5. Champlin 336 Amoco C #1
6. Wildrose
7. Carbon WY
8. 165.0 million cubic feet
9. May 7, 1980
10. Cities Service Gas Co

1. 80-32250/NG-59-80
2. 49-037-21196-0000
3. 103 000 000
4. Amoco Production Co
5. Champlin 263 Amoco B #1
6. Siberia Ridge
7. Sweetwater WY
8. 140.0 million cubic feet
9. May 7, 1980
10. Cities Service Gas Co

1. 80-32251/NG-61-80
2. 49-041-20197-0000
3. 102 000 000
4. Amoco Production Co
5. Champlin 149 Amoco H #1
6. Bruff
7. Uinta WY
8. 600.0 million cubic feet
9. May 7, 1980
10. Cities Service Gas Co

1. 80-32252/NG-337-79
2. 49-005-25153-0000
3. 102 000 000
4. Cities Service Co
5. Christensen E #2
6. Hartzog Draw
7. Campbell WY
8. 12.0 million cubic feet
9. May 7, 1980
10. Phillips Petroleum Co

1. 80-32253/NG-38-80
2. 49-009-21555-0000
3. 103 000 000
4. Petroleum Inc
5. Cobb #1
6. Mikes Draw/Teapot
7. Converse WY
8. 12.0 million cubic feet
9. May 7, 1980
10. Phillips Petroleum Co

1. 80-32254/NG-39-80
2. 49-041-20204-0000
3. 102 000 000
4. Mountain Fuel Supply Co
5. Yellow Creek #3-36
6. Yellow Creek
7. Uinta WY
8. 1650.0 million cubic feet
9. May 7, 1980
10. Mountain Fuel Supply Co

1. 80-32255/NG-40-80
2. 49-009-21568-0000
3. 102 000 000
4. Mountain Fuel Supply Co
5. Sprearhead Ranch Unit No 17
6. Sprearhead Ranch
7. Converse WY
8. 182.5 million cubic feet
9. May 7, 1980
10. Mountain Fuel Supply Co

1. 80-32256/NG-41-80
2. 49-019-20497-0000
3. 102 000 000
4. Mountain Fuel Supply Co
5. Adamson Eklund No 1-14
6. Bonnidee Area
7. Johnson WY
8. 62.8 million cubic feet
9. May 7, 1980
10.

1. 80-32257/NG-43-80
2. 49-023-20327-0000
3. 103 000 000
4. Pacific Transmission Supply Co
5. Pts 34-28 Eubank Cattle Co
6. Fontenelle
7. Lincoln, WY
8. 100.0 million cubic feet
9. May 7, 1980
10. Pacific Gas Transmission Co

1. 80-32258/NG-46-80
2. 49-035-09375-0000
3. 108 000 000
4. Belco Petroleum Corp
5. C-59 09375
6. Big Piney
7. Sublette, WY
8. 13.0 million cubic feet
9. May 7, 1980
10. Northwest Pipeline Corp

1. 80-32259/NG-58-80
2. 49-037-21311-0000
3. 103 000 000
4. Amoco Production Co
5. Champlin 443 Amoco B No. 1
6. Wild Rose
7. Sweetwater, WY
8. 84.0 million cubic feet
9. May 7, 1980
10. Cities Service Gas Co

United States Geological Survey, Metairie, Louisiana

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. 80-32236/GO-1291
2. 17-706-40390-0151-0
3. 102 000 000
4. Marathon Oil Co
5. Vermilion block 331 #A-24
6. Vermilion
7. 331
8. 2500.0 million cubic feet

9. May 7, 1980
10. Texas Eastern Transmission Corp
    Transcontinental Gas Pipe Line Corp
    Northern Natural Gas Co
1. 80-32237/GO-1218
2. 17-705-40324-0000-0
3. 102 000 000
4. Union Oil Co of California
5. OCS-0297 No. 31
6. Vermilion
7. 26
8. 7300.0 million cubic feet
9. May 7, 1980
10. Trunkline 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 June 12, 1980.

Please reference the FERC control number in all correspondence related to these determinations.

Kenneth F. Plumb,

Secretary.

[FR Doc. 80-16148 Filed 5-27-80; 8:45 am]

BILLING CODE 6450-85-M

ENVIRONMENTAL PROTECTION AGENCY

[FRL 1502-1]

Cancellation of Announced Open Meeting of the Science Advisory Board Subcommittee on Arsenic as a Hazardous Air Pollutant

Reference is made to the notice in the May 14, 1980 Federal Register (45 FR 31773) of a meeting of the Science Advisory Board Subcommittee on Arsenic as a Possible Hazardous Air Pollutant on June 3, 1980 at Research Triangle Park, North Carolina. That meeting is cancelled and will be rescheduled at a later date.

The Office of Research and Development has requested the Science Advisory Board to inform the public through this announcement that the public comment period on the arsenic documents is open through June 30, 1980. Written comments on the documents should be addressed to Dr. Lester Grant, U.S.E.P.A., Environmental Research Laboratory, PM-12, Research Triangle Park, North Carolina 27111. Written comments for consideration by the Science Advisory Board when the Subcommittee meeting is rescheduled should be addressed to Dr. Joel Fisher, U.S.E.P.A., Science Advisory Board, A-101M, Washington, D.C. 20460.

Helene N. Guttman,

Acting Staff Director, Science Advisory Board.

May 20, 1980.

[FR Doc. 80-16089 Filed 5-23-80; 8:45 am]

BILLING CODE 6560-01-M

[FRL 1501-6; OPTS-59024]

Premanufacture Exemption Application

AGENCY: Environmental Protection Agency (EPA)

ACTION: Notice.

SUMMARY: Section 5(a)(1)(A) of the Toxic Substances Control Act (TSCA) requires any person intending to manufacture or import a new chemical substance for a commercial purpose in the United States to submit a premanufacture notice (PMN) to EPA at least 90 days before he commences such manufacture or import. Under section 5(h) the Agency may, upon application, exempt any person from any requirement of section 5 to permit such person to manufacture or process a chemical for test marketing purposes. Section 5(h)(6) requires EPA issue a notice of receipt of any such application for publication in the Federal Register. This notice announces receipt of an application for an exemption from the premanufacture reporting requirements for test marketing purposes and requests comments on the appropriateness of granting the examination.

DATE: The Agency must either approve or deny this application by June 28, 1980. Persons should submit written comments on the application no later than June 12, 1980.

ADDRESS: Written comments should bear the identifying notation "OPTS-59024", and should be submitted in triplicate, if possible, to the:

Document Control Officer (TS-793), Office of Pesticides and Toxic Substances, Environmental Protection Agency, 401 M St., SW, Washington, D.C. 20460.

FOR FURTHER INFORMATION CONTACT: Mr. Kirk Maconaughey, Premanufacturing Review Division (TS-794), Office of Pesticides and Toxic Substances, Environmental Protection Agency, Washington, D.C. 20460, (202-426-3936).

SUPPLEMENTARY INFORMATION: Under section 5 of TSCA, any person who intends to manufacture or import a new chemical substance for commercial purposes in the United States must submit a notice to EPA before manufacture or import begins. A "new" chemical substance is any chemical substance that is not on the Inventory of existing chemical substances compiled by EPA under section 8(b) of TSCA. EPA first published the Initial Inventory on June 1, 1979. Notice of availability of the Initial Inventory was published in the Federal Register on May 15, 1979 (44 FR 28558). The requirement to submit a PMN for new chemical substances manufactured or imported for commercial purposes became effective on July 1, 1979.

Section 5(a)(1) requires each PMN to be submitted in accordance with section 5(d) and any applicable requirement of section 5(b). Section 5(d)(1) defines the contents of a PMN. Section 5(b)(1) contains additional reporting requirements for chemical substances that are subject to testing rules under section 4. Section 5(b)(2) requires additional information in PMN's for substances which EPA, by rules under section 5(b)(4), has determined may present unreasonable risks of injury to health or the environment.

Section 5(h), "Exemptions," contains several provisions for exemptions from some or all of the requirements of section 5. In particular, section 5(h)(1) authorizes EPA, upon application, to exempt persons from any requirement of section 5(a) or section 5(b) to permit the persons to manufacture or process a chemical substance for test marketing purposes. To grant such an exemption, the Agency must find that the test marketing activities will not present any unreasonable risk of injury to health or the environment. EPA must either approve or deny the application within 45 days of its receipt, and the Agency must publish a notice of its disposition in the Federal Register. If EPA grants a test marketing exemption, it may impose restrictions on the test marketing activities.

Under section 5(h)(6), EPA must publish in the Federal Register a notice of receipt of an application under section 5(h)(1) immediately after the Agency receives the application. The notice identifies and briefly describes the application (subject to section 14 confidentiality restrictions) and gives interested persons an opportunity to comment on it and whether EPA should grant the exemption. Because the Agency must act on the application within 45 days, interested persons should provide comments within 15 days after the notice appears in the Federal Register.

EPA has proposed Premanufacture Notification Requirements and Review Procedures published in the Federal Register of January 10, 1979 (44 FR 2242) and October 16, 1979 (44 FR 59764) containing proposed premanufacture rules and notice forms. Proposed 40 CFR 720.15 (44 FR 2268) would implement section 5(h)(1) concerning exemptions for test marketing and includes proposed 40 CFR 720.15(c) concerning the section 5(h)(6) Federal Register notice. However, these requirements are not yet in effect. In the meantime, EPA has published a statement of Interim Policy published in the Federal Register of May 15, 1979 (44 FR 28564) which applies to PMN's submitted prior to promulgation of the rules and notice forms.

Interested persons may, on or before June 12, 1980, submit to the Document Control Officer (TS-793), Rm. E-447, Office of Pesticides and Toxic Substances, 401 M St., SW., Washington, DC 20460, written comments regarding this notice. Three copies of all comments shall be submitted, except that individuals may submit single copies of comments. The comments are to be identified with the document control number "[OPTS-59024]". Comments received may be seen in the above office between 9:00 a.m. and 4:00 p.m., Monday through Friday, excluding holidays.

(Sec. 5, 90 Stat. 2012 (15 U.S.C. 2604))

Dated: May 21, 1980.

John P. De Kany,

Deputy Assistant Administrator for Chemical Control.

TM 80-24

Close of Review Period. June 28, 1980.

Manufacturer's Identity. Claimed confidential.

Specific Chemical Identity. Claimed confidential. Generic name provided: Alkyl metal ester.

Use. Rearrangement catalyst.

The manufacturer has stated that the manufacture, processing, distribution in commerce, use and disposal for test marketing will not present unreasonable risk of injury to health or the environment because this activity will take place under controlled conditions. Human exposure will be limited to a minimal number of qualified technical personnel.

[FR Doc. 80-16071 Filed 5-27-80; 8:45 am]

BILLING CODE 6560-01-M

[FRL 1501-3]

Hollingsworth and Vose Co.; Prevention of Significant Deterioration (PSD) Permit

Notice is hereby given that on May 7, 1980 the Environmental Protection Agency issued a Prevention of Significant Deterioration (PSD) permit to Hollingsworth and Vose Company to construct a boiler replacement in West Groton, Massachusetts. This permit has been issued under EPA's Prevention of Significant Deterioration of Air Quality regulations (40 CFR Part 52.21) subject to certain conditions, including:

1. The boiler shall not burn fuel oils with a sulfur content higher than 2.2% by weight.

2. The boiler being replaced shall be shut down prior to start-up of the new unit. The two existing boilers shall be used as standby, and not more than 488 gallons of oil shall be burned in any hour.

The PSD permit approval is reviewable under Section 307(b)(1) of the Clean Air Act only in the First Circuit Court of Appeals. A petition for review must be filed on or before July 28, 1980.

Copies of the PSD permit are available for public inspection upon request at the following locations:

Environmental Protection Agency, Region I, Room 1903, J.F.K. Federal Building, Boston, MA 02203.

Town Clerk's Office, Town Hall, Groton, MA 01472.

Department of Environmental Quality Engineering, 209 New Boston Road, Woburn, MA 01801.

Dated: May 15, 1980.

William R. Adams, Jr.,

Regional Administrator, Region I.

[FR Doc. 80-16070 Filed 5-27-80; 8:45 am]

BILLING CODE 6560-01-M

[FRL 1505-5; OPTS-80010]

TSCA Chemical Substances Inventory; Availability of Chemical Production Information Tape

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces the availability of a computer readable magnetic tape containing non-confidential production and plant site information associated with the Toxic Substances Control Act (TSCA) Chemical Substances Initial Inventory. This notice explains how to obtain a copy of the Chemical Production Information Tape which can be used in conjunction with the Chemical Substance Inventory Tape to obtain information about chemicals and the companies that reported them for the Initial Inventory.

FOR FURTHER INFORMATION CONTACT: John B. Ritch, Jr., Director, Industry Assistance Office (TS-799), Office of Pesticides and Toxic Substances, Environmental Protection Agency, 401 M St., SW, Washington, DC 20460, Toll-free telephone number: 800-424-9065, In Washington: 544-1404.

SUPPLEMENTARY INFORMATION: The inventory reporting regulations (40 CFR Part 710) were promulgated under the authority of section 8(a) of the TSCA (90 Stat. 2003; 15 U.S.C. 2601 et seq.). These regulations were published in the Federal Register of December 23, 1977 (42 FR 64572), and were supplemented on March 6, 1978 (43 FR 9254), and April 17, 1978 (43 FR 16178). These regulations implemented section 8(b) of TSCA which requires EPA to compile, keep current, and publish a list of chemical substances manufactured, imported, or processed in the United States for a commercial purpose. To achieve the widest possible dissemination of the inventory information reported to EPA and to meet the express requests for this information by the public and chemical industry, EPA is making available the chemical production information tape. This tape contains production and plant site information, and consists of two sections. The first section is a file describing the plants that manufacture or import the chemicals in the inventory. The second section is a file describing the production or importation volumes of each chemical at each plant. This tape should be used in conjunction with the chemical substances tape for the Initial Inventory which identifies chemicals on the inventory by Chemical Abstracts Services registry numbers. The chemical substance tape for the Initial Inventory was made available in June, 1979 through the National Technical Information Services (NTIS No. PB-295-108; $125).

The production and plant site information on the chemical information tape covers the submissions processed by EPA as of January, 1979. Only non-confidential information is found on the tape in accordance with the operational disclosure rules discussed in a notice in the May 15, 1979 Federal Register (44 FR 28558), entitled "Availability of the TSCA Initial Inventory".

It should be emphasized that the information contained in the chemical information production tape does not represent the complete inventory. Confidential information, as well as chemical submissions currently under

review, are not included in the tape. EPA maintains a master inventory file that does contain the complete inventory.

Because of the high cost of printing and distribution, the chemical production information tape will only be available in its computer readable tape format; there will be no microfiche or hard copies available to be distributed to the public. The public may, however, view a hard copy of the chemical information production tape in the public reading areas at EPA headquarters and in the EPA regional offices. The EPA headquarters public reading area is located at: 401 M Street, SW, Washington, DC 20460, Room 447 East Tower. The chemical production information tape (NTIS No. PB-80-155-153; $125) may be obtained by submitting a written request to:

National Technical Information Service (NTIS), 5285 Port Royal Road, Springfield, VA 22161.

However, anyone who has a deposit account with NTIS or an American Express card may call the NTIS Sales Desk (703-557-4650) and place the order by phone.

For a complete understanding of the data contained on this tape, it is necessary to be familiar with the introductory material in the Initial Inventory. Persons who do not have copies of the Initial Inventory and its Supplement are referred to the May 15 and November 9, 1979 Federal Register notices or to the Industry Assistance Office.

Dated: May 21, 1980.

Edwin H. Clark II,

Acting Assistant Administrator for Pesticide and Toxic Substances.

[FR Doc. 80-16072 Filed 5-27-80; 8:45 am]

BILLING CODE 6560-01-M

[FRL 1501-7; OPTS-41002]

Sixth Report of the Interagency Testing Committee to the Administrator, Environmental Protection Agency; Receipt of the Report and Request for Comments Regarding Priority List of Chemicals

AGENCY: Environmental Protection Agency (EPA).

ACTION: This notice requests comments on recent additions to the Interagency Testing Committee's (ITC) priority list of chemical substances recommended for testing under section 4(a) of the Toxic Substances Control Act (TSCA).

SUMMARY: The ITC, established under section 4(e) of TSCA, has transmitted its Sixth Report to the Administrator of EPA. This report revises and updates the Committee's priority list of chemicals. The Report adds one category to the Committee's list of chemicals for priority consideration by EPA in the promulgation of test rules under section 4(a) of the Act.

The Sixth Report is included in this Notice. The Agency invites interested persons to submit comments on the Report.

DATE: Comments should be submitted by June 27, 1980.

FOR FURTHER INFORMATION CONTACT: Steven D. Newburg-Rinn, Assessment Division (TS-792), Rm. E-229, Office of Pesticides and Toxic Substances, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460, (202-426-0503).

SUPPLEMENTARY INFORMATION:

Background

Section 4(a) of TSCA authorizes the Administrator of EPA to promulgate regulations requiring testing of chemical substances in order to develop data relevant to determining the risks that such chemical substances may present to health and the environment.

Section 4(e) of TSCA established an Interagency Testing Committee to make recommendations of chemical substances to the Administrator of EPA for priority consideration for proposing test rules under section 4(a). The Committee may at any one time designate up to 50 of its recommendations for special priority consideration by EPA. Within 12 months of that designation, EPA must initiate rulemaking to require testing or publish in the Federal Register its reasons for not doing so.

The Committee's initial recommendations to the priority list, of four substances and six categories of substances, were published in the Federal Register of October 12, 1977 (42 FR 55026). EPA's response to the initial recommendations appeared in the Federal Register of October 26, 1978 (43 FR 50134). The ITC's revisions to the initial list appeared in the Committee's Second Report and were published in the Federal Register of April 19, 1978 (43 FR 16684). Those revisions were the addition of four substances and four categories of substances to the priority list. EPA responded to the Second ITC Report on May 14, 1979 (44 FR 28095). In its Third Report, published in the Federal Register of October 30, 1978 (43 FR 50631), the Committee recommended the addition of one chemical substance and two categories of chemical substances to the priority list. In its Fourth Report, the Committee recommended the addition of 11 individual chemicals and one category to its priority list, each designated for priority consideration by EPA. The ITC's Fifth Report was received by the Administrator on November 7, 1979. In its Fifth Report, the Committee recommended the addition of two individual chemicals and three categories of chemicals to its priority list, each designated for priority consideration by EPA. The ITC's Sixth Report was received by the Administrator on April 15, 1980.

Availability

The ITC's Sixth Report follows. Request for Comments: EPA invites interested persons to submit comments on the ITC's new recommendations. The Agency requests comments be submitted no later than June 27, 1980. All comments received by that date will be considered by the Agency in determining whether to propose test rules in response to the Committee's new recommendations.

Comments should bear the identifying notation OTS-41002 and should be submitted to the Document Control Officer, Chemical Information Division, Office of Pesticides and Toxic Substances (TS-793), Room 447, East Tower, EPA, 401 M Street, SW, Washington, DC 20460. All written comments will be available for public inspection in Room 447, East Tower, at the same address, between 8:00 a.m. and 4:00 p.m., weekdays.

Dated: May 21, 1980.

Edwin H. Clark II,

Acting Assistant Administrator for Pesticides and Toxic Substances.

Sixth Report of the TSCA Interagency Testing Committee to the Administrator, Environmental Protection Agency

Toxic Substances Control Act Interagency Testing Committee

Member Agencies—Council on Environmental Quality, Department of Commerce, Environmental Protection Agency, National Cancer Institute, National Institute of Environmental Health Sciences, National Institute for Occupational Safety and Health, National Science Foundation, Occupational Safety and Health Administration.

Liaison Agencies—Consumer Product Safety Commission, Department of Defense, Department of the Interior, Food and Drug Administration.

April 9, 1980.

Honorable Douglas M. Costle,
Administrator,
Environmental Protection Agency,
Washington, D.C. 20460

Dear Mr. Costle: I am pleased to present to you the sixth report of the TSCA Interagency Testing Committee. This report meets the

statutory requirement under Section 4(e)(1)(B) of TSCA stipulating that the Committee shall make revisions in the Priority List, as it determines to be necessary, at least every six months. In this sixth report, the Committee chooses to add one category of chemicals to the Priority List.

This report marks the first time that the Committee was able to use the TSCA Chemical Inventory since it became available. Because of certain problems in handling confidential data, the Committee chose to access only the public portion of the Inventory. One of the problems associated with the use of confidential data is the restriction against disclosing such data, even though they may be part of the Committee's rationale for a test recommendation. Under certain circumstances, this problem might be solved by allowing the public disclosure of aggregate data. The Committee would be pleased to meet with EPA officials to discuss this matter.

I would like to take advantage of this opportunity to acknowledge and bring to your attention the commitment required on the part of statutory and liaison Committee members. Since its inception, the Committee has met more than one-hundred times in regular sessions and more times in meetings of subcommittees and other Committee-related groups. It is often necessary for the Committee to meet on almost a weekly basis. Thus, between preparing their assignments and attending meetings, members must commit at least 20–25% of their time to Committee-related activities. I am sure that you would agree that this is a significant commitment in support of EPA, especially when viewed collectively as an interagency collaborative effort.

The Committee hopes that this sixth report is helpful to the EPA in its efforts to control toxic substances.

Sincerely yours,

James M. Sontag, Ph.D.

Chairman.

Sixth Report of the TSCA Interagency Testing Committee to the Administrator, Environmental Protection Agency, April 1980

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1.3 Consideration of Ongoing Studies
1.4 The TSCA Section 4(e) Priority List
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2.2 Rationales for Studies on Phenylenediamines, as Defined

Summary

Section 4 of the Toxic Substances Control Act of 1976 (TSCA, Pub. L. 94–469) provides for the testing of chemicals in commerce which may pose an unreasonable risk to human health or the environment. It also provides for the establishment of a Committee, composed of representatives from eight designated Federal agencies, to recommend chemical substances or mixtures to which the Administrator of the U.S. Environmental Protection Agency (EPA) should give priority consideration for the promulgation of testing rules. The Committee makes such revisions in the Section 4(e) Priority List as it determines to be necessary and transmits them to the Administrator.

As a result of its deliberations, the Committee is revising the TCSA Section 4(e) Priority List by the addition of one chemical category. The category is designated as phenylenediamines, as defined in the category identification section of the report (see Section 2.2). Studies recommended are carcinogenicity, mutagenicity, teratogenicity, other toxic effects, epidemiology, and environmental effects. The Committee designates this category for action by EPA within twelve months of the date of this sixth report, as stipulated by TSCA.

TSCA Interagency Testing Committee

Statutory Member Agencies and Representatives

Council on Environmental Quality
No Representative
Department of Commerce
Orville E. Paynter, Member
Bernard Greifer, Alternate
Environmental Protection Agency
Joseph Seifter, Member
Amy Rispin, Alternate
National Cancer Institute
James M. Sontag, Member and Chairman
National Institute of Environmental Health Sciences
Warren T. Piver, Alternate
National Institute for Occupational Safety and Health
Vera W. Hudson, Member and Vice Chairman
Michael Blackwell, Alternate
National Science Foundation
Sidney Draggan, Member
Occupational Safety and Health Administration
Victor Alexander, Member
David Logan, Alternate

Liaison Agencies and Representatives

Consumer Product Safety Commission
Joseph McLaughlin
Department of Defense
Bernard P. McNamara
Department of Interior
Charles R. Walker
Food and Drug Administration
Allen H. Heim and Winston deMonsabert
Department of Agriculture
Homer E. Fairchild and Fred W. Clayton

Committee Staff

Walter G. Rosen, Acting Executive Secretary*

The Committee acknowledges and is grateful for the assistance given to it by John Lyon, EPA Office of General Counsel, and Edward Zillioux, EPA Environmental Review Division.

April 1980

Chapter 1. Introduction

1.1 *Background.* The Interagency Testing Committee (Committee) was established under Section 4(e) of the Toxic Substances Control Act of 1976 (TSCA, Pub. L. 94–469). The specific mandate of the Committee is to identify and recommend to the Administrator of the Environmental Protection Agency (EPA) chemical substances or mixtures in commerce which should be tested to determine their potential hazard to human health and/or the environment. The Act specifies that the Committee's recommendations will be in the form of a Priority List, which is to be published in the Federal Register. The Committee is directed to make revisions to the List, as it determines to be necessary, and to transmit such revisions to the EPA Administrator at least every six months after submission of the initial List.

The Committee is comprised of representatives from eight statutory member agencies and from five liaison agencies. The specific representatives are names in the front of this report. The Committee's chemical review procedures and recommendations are described in earlier reports (see References 1–6).

1.2 *Committee's Activities during this Reporting Period.* The Committee has continued to review chemicals from its second round of scoring (see Reference 2 for methodology). Information now available from the TSCA Public Chemical Inventory is being utilized by the Committee in assessing chemicals. Because of the problems associated, at this time, with the handling of confidential information, the Committee has elected not to avail itself of information in the non-public portion of the Inventory. Thus, when production data on chemicals are given, they may be under estimates to the extent that additional production data are reported as confidential.

1.3 *Consideration of Ongoing Studies.* Because questions arise as to the Committee's treatment of ongoing studies on chemcials under consideration or recommended for

*Terminated his association with the Committee on February 7, 1980.

study, the Committee's position regarding this matter is reiterated below.

"The Committee generally does not regard knowledge that studies are planned or ongoing as a sufficient basis to defer consideration of a substance for designation for the effect under investigation or for any other effect. The Committee's judgment as to whether a substance has been adequately tested for health and environmental effects must rest with the data that are currently available. Such data do not exist for planned studies and may be in various stages of generation for ongoing studies."

The Committee notes that planned and ongoing studies may be a factor in the EPA Administrator's determination as to whether to accept a recommendation.

1.4 *The TSCA Section 4(e) Priority List.* With the addition from this report, 39 entries now appear on the Priority List. The entries and the dates of their designation by the Committee are given in Table 1. It should be noted that the Table varies from the one in the Committee's fifth report in that the dates now represent the time of the Committee's action rather than the date by which action is required by the EPA. The Committee considers each entry to be equal priority.

References

1. Preliminary List of Chemical Substances for Further Evaluation. Toxic Substances Control Act Interagency Testing Committee, July 1977.

2. Initial Report to the Administrator, Environmental Protection Agency, TSCA Interagency Testing Committee, October 1, 1977. Published in the Federal Register, Vo. 42, 197, Wednesday, October 12, 1977, pp. 55026–55080. Corrections published in Federal Register, Vol. 42, November 11, 1977, pp. 58777–58778. The report and supporting dossiers also were published by the Environmental Protection Agency, EPA 560–10–78/001, January 1978.

3. Second Report of the TSCA Interagency Testing Committee to the Administrator, Environmental Protection Agency. TSCA Interagency Testing Committee, April 1978. Published in the Federal Register, Vol. 43, No. 76, Wednesday, April 19, 1978, pp. 16684–16688. The report and supporting dossiers also were published by the Environmental Protection Agency, EPA 560–10–78/002, July 1978.

4. Third Report of the TSCA Interagency Testing Committee to the Administrator, Environmental Protection Agency. TSCA Interagency Testing Committee, October 1978. Published in the Federal Register, Vol. 43, No. 210, Monday, October 30, 1978, pp. 50630–50635.

5. Fourth Report of the TSCA Interagency Testing Committee to the Administrator, Environmental Protection Agency. TSCA Interagency Testing Committee, April 1979. Published in the Federal Register, Vol. 44, No. 107, Friday, June 1, 1979, pp. 31886–31889.

6. Fifth Report of the TSCA Interagency Testing Committee to the Administrator, Environmental Protection Agency. TSCA Interagency Testing Committee, November 1979. Published in the Federal Register, Vol. 44, No. 237, Friday, December 7, 1979, pp. 70664–70674.

Table 1.—*The TCSA Section 4(e) Priority List*

Entry	Date of designation
1. Acetonitrile	Apr. 1979
2. Acrylamide	Apr. 1978**
3. Alkyl epoxides	Oct. 1977*
4. Alkyl phthalates	Oct. 1977*
5. Aniline and bromo, chloro and/or nitro Anilines	Apr. 1979
6. Antimony (metal)	Apr. 1979
7. Antimony sulfide	Apr. 1979
8. Antimony trioxide	Apr. 1979
9. Aryl phosphates	Apr 1978**
10. Benzidine-based dyes	Nov. 1979
11. Chlorinated benzenes, mono- and di-	Oct. 1977*
12. Chlorinated benzenes, tri-, tetra-, and penta-	Oct. 1978
13. Chlorinated naphthalenes	Apr. 1978**
14. Chlorinated paraffins	Oct. 1977*
15. Chloromethane	Oct. 1977*
16. Cresols	Oct. 1977*
17. o-Dianisidine-based dyes	Nov. 1979
18. Dichloromethane	Apr 1978**
19. 1,2-Dichoropropane	Oct. 1978
20. Cyclohexanone	Apr. 1979
21. Glycidol and its derivatives	Oct. 1978
22. Halogenated alkyl epoxides	Apr 1978**
23. Hexachloro-1,3-butadiene	Oct. 1977*
24. Hexachlorocyclopentadiene	Apr. 1979
25. Hydroquinone	Nov. 1979
26. Isophorone	Apr 1979
27. Mesityl oxide	Apr. 1979
28. 4,4'-Methylenedianiline	Apr. 1979
29. Methyl ethyl ketone	Apr. 1979
30. Methyl isobutyl ketone	Apr. 1979
31. Nitrobenzene	Oct. 1977*
32. Phenylenediamines	Apr. 1980
33. Polychlorinated terphenyls	Apr 1978**
34. Pyridine	Apr 1978**
35. Quinone	Nov 1979
36. o-Toidine-based dyes	Nov. 1979
37. Toluene	Oct. 1977*
38. 1,1,1-Trichloroethane	Apr. 1978**
39. Xylene	Oct. 1977*

*Responded to by the EPA Administrator in 43 FR 50134–50136.

**Responded to by the EPA Administrator in 44 FR 28095–28097.

Chapter 2. Recommendations of the Committee

2.1 *Chemicals Designated for Action by the EPA.* As permitted by TSCA Section 4(e)(B), the Committee chooses to make revisions in the Section 4(e) Priority List by the addition of one entry. The designation of this entry was determined after considering the factors identified in Section 4(e)(1)(A) and available relevant information, as well as on the professional judgment of Committee members. The recommended studies for this entry and the rationales to support the recommendations are given in Section 2.2 of this report. As allowed by Section 4(e) of TSCA, the Committee designates this entry for action by the EPA within twelve months of the date of this sixth Committee report.

2.2 *Rationales for Studies on Phenylenediamines, as Defined**

Category Identification

This category is defined as all nitrogen-unsubstituted phenylenediamines with zero to two substituents on the ring selected from the same or different membes of the group of halo, nitro, hydroxy, hydroxy-lower alkoxy, lower-alkyl, and lower-alkoxy. For this purpose, the term "lower" is defined as a group containing between one and four carbons.

Recommended Studies

Carcinogenicity
Mutagenicity
Teratogenicity
Other Toxic Effects
Epidemiology
Environmental Effects

Reasons for Recommendations

Many of the chemicals in the category have demonstrated specific biological activity associated with adverse health effects. Most category members probably have the property to induce methemoglobinemia. Many of the category members have been reported to be genotoxic in one or more assay systems. At least six category members have been reported to be carcinogenic in one or more species. Data on other members raise a high degree of suspicion that they also may be carcinogenic. Other studies have shown that certain category members are readily absorbed through skin. Given the adverse health effects demonstrated by certain category members, the untested and inadequately tested members are regarded as suspect and should be evaluated through the studies recommended herein.

Production and Usage Information

A substructure search was made of the public TSCA Chemical Inventory for chemicals falling within the category definition. A total of 50 chemicals were identified (see Table A), of which 22 had some production information; the 28 remaining chemicals had no production data. When data were available, in many instances they were incomplete in that production amounts were not given for every manufacturer or importer. In such cases, the reported production ranges were still aggregated for the

*See Category Identification.

purpose of assessing potential total production. Production ranges are given for a number of category members in Table B.

Since no production data are available (i.e., in the public inventory) on the majority of category members and only incomplete data on many of the others, the Committee could not accurately assess the extent of possible human exposure to these chemicals. Still, from the available data a number of category members were considered to be in high production. To the extent that data were unavailable, the Committee's assessment of production and possible exposure are underestimates.

An attempt was not made to determine the usage of each chemical identified in the category. Although such a determination would be helpful for more accurately assessing possible human exposure, the Committee considered the available usage information to be of such a nature as to be sufficient for designating the entire category. Usage information is given for a number of category members in Table B.

The Committee concludes that the lack of production and usage information on the majority of category members is insufficient cause to defer designation of the category. To the contrary, given the known high production of some category members, the demonstrated or suspected health effects associated with certain phenylenediamines, and the general usage of these kinds of chemicals, an adequate assessment of all category members is necessary.

Carcinogenicity

A large number of aromatic amines have been identified to be carcinogens, some of which are known to cause bladder cancer in humans (Clayson and Garner, 1976; Tomatis, 1979). Among the carcinogens are both monocyclic and polycyclic aromatic amines. Thus, *a priori* the category members are suspect as a result of belonging to a chemical class known to have certain properties associated with carcinogenicity. Results of carcinogenicity tests on phenylenediamines as defined in the Category Identification, are given in Table C.

Six category members (i.e., 2,4-Toluenediamine; o-Phenylenediamine; 2,4-Diaminoanisole; 4-Chloro-o-Phenylenediamine; 4-Chloro-m-Phenylenediamine; and 2-Nitro-p-Phenylenediamine) have been reported to be carcinogens (Ito et al., 1969; Weisburger et al., 1978; NCI, 1978a; NCI, 1978b; NCI, 1978c; NCI, 1979a; NCI, 1979b).

Three category members are strongly suspect in that increased incidences of bladder cancer—a relatively rare spontaneously occurring tumor-type (Goodman et al., 1979)—were found in treated rats (NCI, 1978d; NCI, 1979c; NCI, 1979e). Two of the three chemicals (i.e., 2,5-Toluenediamine and p-Phenylenediamine) were reported to be mutagenic (Ames et al., 1975; Nishioka, 1976; Venitt and Searle, 1976; Dybing and Thorgeirsson, 1977); no published short-term test results were found on the third chemical (i.e., 2-Chloro-p-Phenylenediamine).

Three category members (i.e., 4-Nitro-o-Phenylenediamine, m-Phenylenediamine, and 2,6-Toluenediamine) were studied and found not to be carcinogenic under the conditions of test (Weisburger et al., 1978; NCI, 1979d; NCI, 1980). Yet, each of the category members was found to be active in a variety of short-term assays. 4-Nitro-o-Phenylenediamine was mutagenic in *Salmonella typhimurium* (Ames et al., 1975; Searle et al., 1975; Mohn and de Serres, 1976; Venitt and Searle, 1976; Yoshikawa et al., 1976), L5178Y mouse lymphoma cells (Palmer et al., 1977), and *Drosophilia melanogaster* (Blijleven, 1977); caused chromosome damage in Chinese hamster prostate cells (Institute of Cancer Research, 1976; Kirkland and Venitt, 1976), and C3H/10T½ mouse cells (Benedict, 1976), but was inactive in human peripheral blood lymphocytes (Searle et al., 1975), and rat bone marrow (Hossack and Richardson, 1977); and transformed Syrian hamster embryo cells (Pienta and Kawalek, 1979) and C3H/10T½ mouse cells (Benedict, 1976).

m-Phenylenediamine was mutagenic in *Salmonella typhimurium* (Ames et al., 1975; Venitt and Searle, 1976; Yoshikawa et al., 1976; Dybing and Thorgeirsson, 1977) and in L5178Y mouse lymphoma cells (Palmer et al., 1977). 2,6-Toluenediamine was mutagenic in *Salmonella typhimurium* (Dybing anf Thorgeirsson, 1977). One of the chemicals not yet studied for carcinogencity (i.e., 2,5-Diaminoanisole) was mutagenic in *Salmonella typhimurium* (Ames et al., 1975; Mohn and de Serres, 1976) but was inactive in L5178Y mouse lymphoma cells (Palmer et al., 1977).

The increased incidence of bladder tumors and results of short-term tests strongly indicate the need to reassess the carcinogenicity of those category members which were not shown to be carcinogenic under the conditions of test. Such a reassessment should include an evaluation of the most appropriate test species for detecting the possible carcinogenicity of phenylenediamines. The Committee recommends that carcinogenicity studies be conducted on those category members not yet tested or inadequately tested.

Mutagencity

The mutagenicity of many category members is well established (see Table C). A number of category members have shown mutagenicity in both bacterial systems (Ames et al., 1975; Searle et al., 1975; Mohn and de Serres, 1976; Nishioka, 1976; Dybing and Thorgeirsson, 1977) and higher organisms (Blijven, 1977; Palmer et al., 1977). In addition, some have induced chromosome damage (Searle et al., 1975; Benedict, 1976; Institute of Cancer Research, 1976; Kirkland and Venitt, 1976). Based on these findings the Committee recommends that appropriate tests be undertaken to assess the mutagenic potential of those category members not yet tested or inadequately tested.

Teratogenicity

Two studies were identified in which hair dye formulations, of which category members were components, were tested for teratogenicity. No teratogenic effects were reported in one of the studies done in rats and rabbits (Wernick et al., 1975). In the other study, it was reported that a statistically significant incidence in skeletal anomalies occurred in fetuses from rats treated with one of the formulations (Burnett, et al., 1976). Only one report was found in which a category member itself was studied for teratogenicity. In this study, 2,5-Toluenediamine was reported to cause a high incidence of skeletal malformations in fetuses from treated mice (Inouye and Murakami, 1977). Exencephaly and prosoposchisis also were found in some of the treated fetuses.

Teratogenic effects, particularly ones of a functional nature, may occur as a result of oxygen deprivation. In some cases, the blood oxyhemoglobin concentration may fall below the critical oxygen demand level resulting in clinically manifested cyanosis. Birth defects from acute hypoxia oranoxia are well known. Teratogenic effects from less severe but chronic hypoxia are also of concern. One study reported reduced birth weight and weight gain, reduced behavior activity levels, altered catecholamine activity, and reduction in total brain protein in rats prenatally exposed to low concentrations of carbon monoxide (Fechter and Annau, 1977). Maternal levels of carboxyhemoglobin were equivalent to those found in cigarette smokers. Since aromatic

amines, and in particular certain category members (Waring and Pheasant, 1976; de Bruin, 1978), may cause reduced oxygen blood levels by the induction of methemoglobinemia, the possible untoward effects of these compounds on the unborn fetus are of concern. The level of concern is raised by reports of systemic absorption of certain category members in both laboratory animals and humans (Kiese et al., 1968; Kiese and Rauscher, 1968).

The report that 2,5-Toluenediamine is teratogenic and the potential for possible adverse effects resulting from reduced oxygen-transporting capacity of blood in individuals exposed to phenylenediamines, causes concern regarding the possible teratogenic effects of category members. Based on this concern and the general lack of knowledge about the teratogenic potential of phenylenediamines, the Committee recommends that appropriate tests be undertaken to assess the teratogenicity of category members.

Other Toxic Effects

Aromatic amino compounds are effective inducers of methemoglobinemia, although the intensity of induction is related to the toxicity of individual chemicals, experimental species, and conditions of test (de Bruin, 1978). Humans are particularly sensitive to compounds that induce methemoglobinemia. 2,4-Diaminotoluene has been reported to induce methemoglobinemia in rats, guinea-pigs, and rabbits (Waring and Pheasant, 1976). Other category members also are suspect methemoglobinemia inducers. p-Phenylenediamine has been reported to provoke contact sensitization of the skin and a variety of allergies (Mayer, 1954). The ability of certain category members to produce methemoglobinemia and phypersensitivity, coupled with the potential for systemic absorption (Kiese and Rauscher, 1968; Kiese et al., 1968), is of concern. The Committee thus recommends that category members be assessed for health effects not already specified herein, with particular emphasis on blood, bone marrow, and nervous system disorders.

Epidemiology

Many aromatic amines are carcinogens, of which some are known to cause cancer in humans (Clayson and Garner, 1976). The phenylenediamines constitute an important family of chemicals within the aromatic amine class. The use of many of these chemicals as dyes (or in dye formulations) for textiles and other consumer products results in the potential for widespread general population exposure to them. Occupational exposure of workers is also of concern, particularly because of the large number of commercial phenylenediamines and the known high production volumes of those used in the manufacture of polyurethanes.

Concern about human exposure is raised as a result of studies showing the absorption of certain category members through skin. Concentrations of p-Phenylenediamine, m-Phenylenediamine, and 2,5-Toluenediamine were detected in the blood and urine of dogs within hours after skin application of the chemicals (Kiese et al., 1968). In a study done in humans, 2,5-Toluenediamine was reported to be absorbed when injected subcutaneously or applied to the hair as part of a dye preparation (Kiese and Rauscher, 1968).

In one epidemiologic study, an excess of bladder cancer deaths was strongly associated with the production of dyes and dye intermediates (Hoover and Fraumeni, 1975). A number of earlier studies have also shown similar associations (Cole and Goldman, 1975). The International Agency for Research on Cancer (IARC) has evaluated and summarized a number of epidemiologic studies on the association between exposure to hair dyes and cancer risk (IARC, 1978). Although no firm conclusions were drawn, IARC states that "The epidemiologic evidence suggests an elevated risk for both users of hair dyes and those with occupational exposure (barbers and hairdressers) to hair preparations." A recently reported case-control study did not find an increased risk of either breast or endometrium cancer in users of hair dyes (Stavraky et al., 1979).

Given the potential for widespread human exposure to chemicals in the category, the known or suspect carcinogenicity and mutagenicity of certain phenylenediamines, and the equivocal nature of the epidemiologic studies, the Committee recommends that epidemiologic studies be undertaken to assess the possible adverse health effects of those category numbers for which there is significant potential human exposure.

Environmental Effects

Although category members are generally thought to biodegrade rapidly, the environmental fate and effects of the phenylenediamines and their breakdown products are unknown. Based on this lack of knowledge, the Committee recommends that appropriate tests be conducted to evaluate the potential environmental effects of the category members. Of particular concern is effects on organisms repeatedly exposed from constant release sources of category members.

Table A—Phenylenediamines, As Defined* In TSCA Initial Chemical Inventory

CAS No. and Name

1. 95545 o-Diaminobenzene
2. 95705 2,5-Diaminotoluene
3. 95807 1,3-Diamino-4-methylbenzene
4. 95830 o-Phenylenediamine,4-chloro-
5. 99569 o-Phenylenediamine,4-nitro-
6. 106503 p-Diaminobenzene
7. 108452 m-Diaminobenzene
8. 108714 3,5-Diaminotoluene
9. 137097 2,4-Diaminophenol dihydrochloride
10. 496720 1,2-Diamino-4-methylbenzene
11. 541695 m-Phenylenediammonium dichloride
12. 541706 m-Phenylenediamine, sulfate (1:1)
13. 614948 m-Phenylenediamine,4-methoxy, dihydrochloride
14. 615054 m-Phenylenediamine,4-methoxy
15. 615281 Phenylenediamine, dihydrochloride
16. 615452 1,4-Benzenediamine,2-methyl-,dihydrochloride
17. 615463 p-Phenylenediamine,2-chloro-,dihydrochloride
18. 615509 2,5-Diaminotoluene sulfate
19. 624180 p-Phenylenediamine, dihydrochloride
20. 823405 2,6-Diamino-1-methylbenzene
21. 1197371 o-Phenylenediamine,4-ethoxy-
22. 1477550 a,a'-Diamino-m-xlyene
23. 2687254 1,2-Diamino-3-methylbenzene
24. 3663238 o-Phenylenediamine,4-butyl-
25. 5042557 m-Phenylenediamine,5-nitro-
26. 5131588 m-Phenylenediamine,4-nitro-
27. 5131602 m-Phenylenediamine,4 chloro
28. 5307028 p-Diaminoanisol
29. 5307142 p-Phenylenediamine,2-nitro
30. 6219676 m-Phenylenediamine,4-methoxy, sulfate
31. 6219712 p-Phenylenediamine,2-chloro-,sulfate
32. 6219778 o-Phenylenediamine,4-nitro-,dihydrochloride
33. 6360591 1,4-Benzenediamine,ethanedioate (1:1)
34. 15872738 4,6-Diamino-o-cresol
35. 16245775 p-Phenylenediamine sulfate
36. 18266529 p-Phenylenediamine,2-nitro-,dihydrochloride
37. 20103097 p-Phenylenediamine,2,5-dichloro-
38. 25376458 Diaminotoluene
39. 39156417 2,4 Diaminoanisole sulfate
40. 42389300 1,2-Benzenediamine, 5-chloro-3-nitro
41. 62654175 1,4-Benzenediamine, ethanedioate (1:1)
42. 65879449 4,6-Diamino-2-methylphenol,hydrochloride
43. 66422955 Ethanol, 2-(2,4-diaminophenoxy)-,dihydrochloride
44. 67801063 1,3-Benzenediamine, 4-ethoxy-,dihydrochloride
45. 68015985 1,3-Benzenediamine, 4-ethoxysulfate (1:1)

46. 68239805 m-Phenylenediamine,4-chloro-,sulfate
47. 68239827 1,2-Benzenediamine, 4-nitro-,sulfate (1:1)
48. 68239838 1,4-Benzenediamine, 2-nitro-,sulfate (1:1)
49. 68459983 1,2-Benzenediamine, 4-chloro-,sulfate (1:1)
50. 68966847 1,3-Benzenediamine,ar-ethly-ar-methyl

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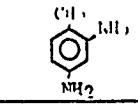
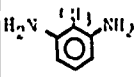
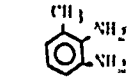
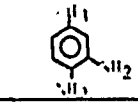
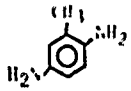
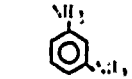
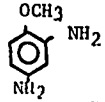
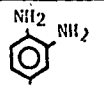
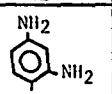
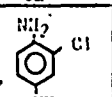
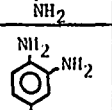
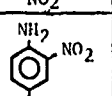
TABLE B

SELECTED CHEMICAL PROPERTIES AND CHEMICAL-ECONOMIC INFORMATION OF PHENYLENEDIAMINES

NAME CAS NO.	STRUCTURE	MOLECULAR WEIGHT	LOG OCTANOL WATER PART. COEFFIC.[a]	CONSUMPTION--lbs./yr.[b] U.S. PRODUCTION	IMPORTS	OCCUPATIONAL EXPOSURE[c]	MAJOR USES
2,4-Toluenediamine 95807		122.17	0.50	130-350 million+[d]	+[d]		Primary usage is as an intermediate for 2,4-diisocyanate, which is used in the production of polyurethane;also used as an intermediate in the synthesis of dyes for textiles, fur,leather,biological stains,spirit varnishes and wood stains (IARC, 1978).
Diaminotoluene 25376458	Mixed Isomers	122.17		100-200 million+	+		Used in the production of polyurethane foams (The Condensed Chemical Dictionary, 1977) and in dye manufacture (Faith, Keys and Clark's Industrial Chemicals, 1975).
2,6-Toluenediamine 823405		122.17	0.50	21-110 million+	None Reported[e]		Used in the synthesis of toluene diisocyanate,which is used in the production of flexible polyurethane foams and elastomers (Milligan, 1968 and Laver, 1968); also used as an intermediate in the synthesis of dyes for textiles and furs (Society of Dyers and Colourists, 1971).
2,3-Toluenediamine 2637254		122.17	0.65	2.2-22 million+	None Reported		Used as an intermediate for toluene diisocyante production (Faith, Keys and Clark's Industrial Chemicals, 1975).
3,4-Toluenediamine 496720		122.17	0.65	0.4-4.1 million+	None Reported		
2,5-Toluenediamine 95705		122.17	0.25	0.1-1 million	None Reported		Used as an intermediate in the production of dyes for cotton,wool,silk,leather,and paper; and in pigments, spirit inks; as a biological stain; and as a solvent dye. Also used in hair-dye formulations (IARC, 1978).
m-Phenylenediamine 108452		108.15	0.00	0.1-1.1 million+	10,000-100,000+	12,377	Used in the production of a large variety of dyes for textile fibers and other materials,e.g.,leather,paper,polishes,and spirit inks. Also used as a direct dye developer and in hair-dye formulations. Other uses include an epoxy resin curing agent and analytical reagent (IARC, 1978).
p-Phenylenediamine 106503		108.15	- 0.25	+	No 1977 Production Reported	86,972	Used as an intermediate in the production of dyes for furs and inks. Also used in hair-dye formulations,in a variety of antioxidants,in photographic developers,and as an industrial chemical intermediate (IARC, 1978).

NAME CAS NO.	STRUCTURE	MOLECULAR WEIGHT	LOG OCTANOL WATER PART. COEFFIC.[a]	CONSUMPTION—lbs./yr.[b] U.S. PRODUCTION	IMPORTS	OCCUPATION EXPOSURE[c]	MAJOR USES
o-Phenylenediamine 95545		108.15	0.15	+	+		Used as a dye intermediate (The Condensed Chemical Dictionary, 1977).
2,4-Diaminoanisole 615054		138.17		None Reported	+	7,254	The sulfate has been used as a coupler in permanent hair dye formulations (Corbett and Menkart, 1973). It is also used as an oxidative base to dye furs and as an intermediate in the production of textile dyes (Society of Dyer and Colourists, 1971).
4-Chloro-o-phenylenediamine 95830		142.60		1,000-10,000	None Reported		Used as an oxidative base in dyes (Society of Dyers and Colourists, 1956) and as a dye intermediate (Kadhim and Peters, 1974); also used in the synthesis of drugs (Stolyarchuk et al., 1975 and Actor and Pagano, 1975).
4-Chloro-m-phenylenediamine 5131602		142.60	0.90	+	+		Used in the production of dyes (Society of Dyers and Colourists, 1956) and pigments (Mueller, 1975 and Papenfuhs, 1975). Can also be used as a coupler in hair-dye formulations (Corbett, 1973).
2-Chloro-p-phenylenediamine 6219712		142.60		None Reported	No 1977 Production Reported		Used as intermediates in the production of permanent hair dyes (Richardson, 1977).
4-Nitro-o-phenylenediamine 99569		153.15		10,000-100,000+	No 1977 Production Reported	7,254	Used as a dye in semipermanent hair colorants (Corbett and Menkart, 1973) and as an ingredient in permanent hair dye formulations (Burnett et al., 1976). Also used in fur dyeing (Society of Dyers and Colourists, 1956).
2-Nitro-p-phenylenediamine 5307142		153.15		10,000-100,000	1,000+		Used as a dye in semipermanent hair colorants (Corbett and Menkart, 1973) and as an ingredient in permanent hair dye formulations (Burnett et al., 1976). Also used in fur dyeing (Society of Dyers and Colourists, 1956).

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Notes:

a. Leo et al., 1971.
b. TSCA Initial Chemical Inventory.
c. National Occupational Hazards Survey, 1977.
d. "+" indicates that manufacturers and/or importers were listed on the TSCA Initial Chemical Inventory that did not report production and/or import amounts.
e. "None Reported" in the TSCA Initial Chemical Inventory.

BILLING CODE 6560-01-M

TABLE C

MUTAGENICITY, CHROMOSOME DAMAGE, CELL TRANSFORMATION. AND CARCINOGENIC POTENTIAL OF PHENYLENEDIAMINES

NAME CAS NO.	MUTAGENICITY				CHROMOSOME DAMAGE				CELL TRANSFORMATION		CARCINOGENICITY	
	BACTERIAL		HIGHER ORGANISMS									
	S. typhimurium	*E. coli*	L5178Y mouse lymphoma cells	Drosophilia melanogaster	Human Peripheral blood lymphocytes	Chinese hamster prostate cells	C3H/10T½ mouse cells	Rat micronucleus test	Syrian hamster embryo cells	C3H/10T½ mouse cells	Rat[a]	Mouse[a]
2,4-Toluenediamine 95807	+ (1) + (5)			+ (10)					+ (14)		+ (15) + (16) + (17)	? (16) + (17) -[b](18)
2,6-Toluenediamine 823405	+ (6)										? (19)	- (19)
2,3-Toluenediamine 2687254												
3,4-Toluenediamine 496720	± (6)											
2,5-Toluenediamine 95705	+ (1)	+ (7)						- (9)			±[c](20) -[b](21)	±[c](20)
m-Phenylenediamine 108452	+ (1) + (6) + (5) + (4) + (30)		+ (8)						? (14)		- (16)	- (16)
p-Phenylenediamine 106503	+ with H_2O_2 (1) + (6) + (4) + (30)	+ (7)		+ (10)				- (9)			± (22)	- (22) -[b](23)

NAME CAS NO.	MUTAGENICITY				CHROMOSOME DAMAGE				CELL TRANSFORMATION		CARCINOGENICITY	
	BACTERIAL		HIGHER ORGANISMS									
	S. typhimurium	*E. coli*	L5178Y mouse lymphoma cells	Drosophilia melanogaster	Human Peripheral blood lymphocytes	Chinese hamster prostate cells	C3H/10T½ mouse cells	Rat micronucleus test	Syrian hamster embryo cells	C3H/10T½ mouse cells	Rat[a]	Mouse[a]
o-Phenylenediamine 95545	+ (1) + (4) + (30)										+ (16)	+ (16)
2,4-Diaminoanisole 615054	+ (6) + (5)	+ (7)	? (8)	+ (10)				- (9)	- (14)		+ (24)	+ (24)
2,5-Diaminoanisole	+ (1) + (3)		- (8)									
4-Chloro-o-phenylenediamine 95830	+ (5)										+ (25)	+ (25)
4-Chloro-m-phenylenediamine 5131602											? (26)	+ (26)
2-Chloro-p-phenylenediamine 6219712											±[d] (27)	±[d] (27)
4-Nitro-o-phenylenediamine 99569	+ (1) + (2) + (3) + (5) + (4) + (30)		+ (8)	+ (10)	- (2)	+ (12) + (11)	+ (13)	- (9)	+ (14)	+ (13)	- (28)	- (28)

NAME CAS NO	MUTAGENICITY				CHROMOSOME DAMAGE				CELL TRANSFORMATION		CARCINOGENICITY	
	BACTERIAL		HIGHER ORGANISMS									
	S typhimurium	*E coli*	L5178Y mouse lymphoma cells	Drosophilia melanogaster	Human Peripheral blood lymphocytes	Chinese hamster prostate cells	C3H/10T½ mouse cells	Rat micronucleus test	Syrian hamster embryo cells	C3H/10T½ mouse cells	Rat[a]	Mouse[a]
2-Nitro-p-phenylenediamine 5307142	+ (1) + (2) + (5) + (4) + (30)		+ (8)		+ (2)	+ (12) + (11)	+ (13)	- (9)	+ (14)	+ (13)	- (29)	+ (29)

NOTES:
- a Chemicals were administered in the animals' feed, unless indicated otherwise
- b Chemical was applied to the skin of the animals
- c Compound tested was the 2,5-toluenediamine sulfate
- d Compound tested was the 2-chloro-p-phenylenediamine sulfate

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(3) Mohn and de Serres, 1976
(4) Venitt and Searle, 1976
(5) Yoshikawa et al , 1976
(6) Dybing and Thorgeirsson, 1977
(7) Nishioka, 1976
(8) Palmer et al , 1977
(9) Hossack and Richardson, 1977
(10) Blijleven, 1977
(11) Institute of Cancer Research, 1976
(12) Kirkland and Venitt, 1976
(13) Benedict, 1976
(14) Pienta and Kawalek, 1979
(15) Ito et al , 1979
(16) Weisburger et al , 1978
(17) NCI, 1979a
(18) Giles and Chung, 1976
(19) NCI, 1980
(20) NCI, 1978e
(21) Kinkel and Holzmann, 1973
(22) NCI, 1979c
(23) Stenback et al , 1977
(24) NCI, 1978b
(25) NCI, 1978a
(26) NCI, 1978c
(27) NCI, 1978d
(28) NCI, 1979d
(29) NCI, 1979b
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BILLING CODE 6560-01-C

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[FR Doc. 80-16074 Filed 5-27-80; 8:45 am]

BILLING CODE 6560-01-M

FEDERAL COMMUNICATIONS COMMISSION

Notification List; Canadian Standard Broadcast

Correction

In FR Doc. 80–15395, published at page 33721, on Tuesday, May 20, 1980, make the following corrections in the table:

1. Under the last column "Proposed Date of Commencement of Operation" the first two dates "Apr. 11, 1971" should be corrected to read "Apr. 11, 1981";

2. Under the second column "Location", in the third entry "Oakville, Ontario", in the second line of the entry "(P.O. N 43 26 10 W 43" should be corrected to read "(P.O. N 43 26 10 W 79 43".

BILLING CODE 1505-01-M

Radio Technical Commission for Marine Services

Meetings

In accordance with Pub. L. 92–463, "Federal Advisory Committee Act," the schedule of future Radio Technical Commission for Marine Services (RTCM) meetings is as follows:

Special Committee No. 75

"MPS—Automatic Coordinate Conversion Systems", notice of 3d meeting, Thursday, June 12, 1980—9:30 a.m. Maritime Institute of Technology, 5700 Hammonds Ferry Road, Linthicum Heights, Md.

Agenda

1. Call to Order; Chairman's Report.
2. Approval of the Summary Record of previous meeting.
3. Presentations of Technical and Operational issues.
4. Designation of Working Groups.
5. Establishment of future meeting schedule.

Executive Committee Meeting

Notice of June Meeting, Thursday, June 19, 1980—9:30 a.m., Conference Room 8334, Nassif (DOT) Building, 400 Seventh Street S.W. at D Street, Washington, D.C.

Agenda

1. Administrative Mattes.
2. Review of Special Committees' Terms of References.

The RTCM has acted as a coordinator for maritime telecommunications since its establishment in 1947. All RTCM meetings are open to the public. Written statements are preferred, but by previous arrangement, oral presentations will be permitted within time and space limitations.

Those desiring additional information concerning the above meeting(s) may contact either the designated chairman or the RTCM Secretariat (phone: (202) 632–6490).

Federal Communications Commission.

William J. Tricarico,

Secretary.

[FR Doc. 80-16054 Filed 5-23-80; 8:45 am]

BILLING CODE 6712-01-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

Implementation of the Federal Employees Part-time Career Employment Act of 1978

AGENCY: Federal Emergency Management Agency.

ACTION: Proposed implementation of the Federal Employees Part-time Career Employment Act of 1978, 5 U.S.C. 3401 et seq. by establishing a continuing program to provide career part-time employment opportunities within all component organizations of the Federal Emergency Management Agency.

SUMMARY: In accordance with 5 U.S.C. 3106, the Federal Emergency Management Agency is required to publish its instructions in proposed form and to provide an opportunity for interested parties to comment. After comments have been received and reviewed, the final instructions will be issued as Chapter 3100 of the Agency's Internal Directive System. Copies of Chapter 3100 will be available to the public and can be obtained by writing to the address indicated below. The proposed instructions do not meet the Federal Emergency Management Agency criteria for significant regulations.

DATES: Written comments will be considered if received by the official named below on or before July 28, 1980. Provisions will be made for subsequent oral comment if sufficient need is indicated. The final instruction shall be effective on the date issued.

ADDRESS: Albert G. Maltz, Director of Personnel, Federal Emergency Management Agency, 1725 I Street, N.W., Washington, D.C. 20472.

FOR FURTHER INFORMATION CONTACT: Earl M. Sneed, Phone: 703–235–2476 (this is not a toll free number).

Part-time Career Employment Program

I. General Provisions.
II. Program Implementation.
III. Part-time Employment Practices.

I. General Provisions

A. Purpose.—These instructions implement the Federal Employees Part-time Career Employment Act of 1978, 5 U.S.C. 3401 et seq. by establishing a continuing program to provide career part-time employment opportunities within the Federal Emergency Management Agency (The Agency).

B. Delegation.—These instructions may be supplemented or amended, as required, from time to time by the Director of Personnel.

C. Policy.—It is the policy of the Agency to provide career part-time employment opportunities to the maximum extent consistent with agency resources and mission requirements for positions in GS-1 through 15, for hourly paid blue collar positions, and any other career positions which do not exceed a GS-15 equivalent. This policy recognizes the desirability of making maximum use of all available human resources, including those qualified individuals who are available for part-time employment. It represents an opportunity to acquire talented workers who might otherwise not be available to the Agency. Selections of part-time employees shall be made without regard to religion, race, color, national origin, marital status, sex, age, nondisqualifying physical handicap, political or labor organization affiliation, or personal favoritism.

D. Definitions.—1. Part-time career employment is regularly scheduled work of from 16 to 32 hours a week in either the permanent competitive or excepted service in Tenure Group I or II. Employment on a temporary or intermittent basis is not included.

2. Tenure Group I includes employees in the competivie service under career appointments who are not serving probation and permanent employees in the excepted service whose appointments carry no restrictions or conditions.

3. Tenure Group II includes employees in the competitive service serving probation, career conditional employees, and career employees in obligated positions; it also includes employees in the excepted service serving a trial period, whose tenure is indefinite solely because they occupy obligated positions, or whose tenure is equivalent to career conditional in the competitive service.

E. Scope.—The provisions herein are applicable to all Agency organizations.

F. Exceptions. 1. These instructions do not apply to positions in the Senior Executive Service or positions at GS-16 (or equivalent) and above, or to positions where an existing collective bargaining agreement establishes the number of hours of employment per week; nor do they apply to career part-time employees who were working on a permanent part-time basis on the effective date of the Act (April 8, 1979) so long as they continue to work on a part-time basis, do not have a break in service of more than three days, or leave their part-time service for more than three days, or leave their part-time schedule on other than a temporary basis.

2. The Director or designee, may authorize such additional exceptions as may be necessary for the Agency to carry out its mission. However, in no cases will exceptions be authorized to permit regular tours of duty of 33 to 39 hours per week for part-time employees. (This in no way restricts the increase of a permanent part-time employee's actural hours of work above 32 hours per week for limited periods to meet heavy workloads, etc.)

3. Employment of part-time staff for less than 16 hours per week may be permitted when absolutely necessary to carry out the Agency's mission.

II. Program Implementation

A. Designation of Coordinator. 1. Agency Coordinator.—The Employment Officer (Office of Personnel) is designated as the Part-time Employment Program Coordinator for the Agency. The Program Coordinator is responsible for the following:

a. Reviewing program goals and timetables developed by the organizations within the Agency.

b. Monitoring the Program for Equal Employment Opportunity effectiveness;

c. Serving as the Agency liaison with groups, organizations, and individuals promoting part-time employment;

d. Responding to organizational requests for policy guidance on the Program;

e. Preparing consolidated reports on the Program as required by the Act, the Office of Personnel Management, or other Federal offices;

f. Monitoring overall progress of the program within the Agency; and

g. Acting as focal point for all other aspects of the program.

B. Part-time Employment Goals and Timetables. 1. The agency shall set annual nationwide goals for establishing and converting positions for part-time career employment, and a timetable setting forth interim and final deadlines for achieving such goals. Goals for each fiscal year (beginning with FY 1981) must be established and reported by the Agency Coordinator by the end of the preceding fiscal year. Separate goals shall be established for newly-established part-time career positions and for conversion of full-time career positions to part-time career positions.

2. In establishing goals and timetables, the Agency is required to consider such factors as:

a. Agency mission and occupational mix;

b. Workload fluctuations;

c. Size of workforce, turnover rate, or employment trends;

d. Affirmative action;

e. Past experience with part-time employment (to include analysis of current part-time employment utilization);

f. Patterns of overtime utilization;

g. Potential for improving service to the public; and

h. Personnel ceiling allowances and fiscal constraints.

C. Program Evaluation and Reporting. The Part-time Career Employment Program will be subject to continuing review and evaluation by the Agency Program Coordinator.

III. Part-time Employment Practices

A. Vacancy Position Review. The Agency is required to establish procedures providing for vacant positions covered by the Program to be reviewed for the feasibility of being filled on a part-time career employment basis. This review shall include consideration of criteria such as those used to establish goals and timetables.

B. Establishment and Conversion of Part-time Career Positions. 1. The Agency is required to establish a sufficient number of new or converted part-time career positions to meet their established goals.

2. The Agency shall develop procedures to permit employees to request and receive consideration to change from full-time to part-time schedules. Opportunities to voluntarily change from full-time to part-time employment shall be given to employees whenever feasible. However, no full-time employee shall be required to accept part-time employment as a condition of continued employment.

3. The Agency shall not abolish any full-time position occupied by an employee for the sole purpose of making the duties of the position available to be performed on a part-time career employment basis.

C. Notifying the Public of Part-time Vacancies. The Agency shall notify the public of vacant part-time positions through such methods as Federal Job Information announcements, position vacancy listings, and other means as they may develop for the program.

Dated: May 21, 1980.

John W. Macy, Jr.,

Director, Federal Emergency Management Agency.

[FR Doc. 80-16073 Filed 5-27-80; 8:45 am]

BILLING CODE 6718-01-M

[FEMA-621-DR]

Major Disaster and Related Determinations; Michigan

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This is a Notice of the Presidential declaration of a major disaster for the State of Michigan (FEMA-621-DR), dated May 16, 1980, and related determinations.

DATED: May 16, 1980.

FOR FURTHER INFORMATION CONTACT: Sewall H. E. Johnson, Disaster Response and Recovery, Federal Emergency Management Agency, Washington, DC 20472 (202) 634-7848.

NOTICE: Pursuant to the authority vested in the Director of the Federal Emergency Management Agency by the President under Executive Order 12148 effective July 15, 1979, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143); notice is hereby given that, in a letter of May 16, 1980, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Michigan resulting from severe storms and tornadoes beginning on or about May 13, 1980, is of sufficient severity and magnitude to warrant a major-disaster declaration under Public Law 93-288. I therefore declare that such a major disaster exists in the State of Michigan.

The time period prescribed for the implementation of Section 313(a) Priority to Certain Application for Public Facility and Public Housing assistance, shall be for a period not to exceed six months after the date of this declaration.

Notice is hereby given that pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, and delegated to me by the Director under Federal Emergency Management Agency Delegation of Authority, I hereby appoint Mr. Leo C. McNamee of the Federal Emergency Management Agency to act as the Federal Coordinating Officer for this declared major disaster.

I do hereby determine the following areas of the State of Michigan to have been affected adversely by this declared major disaster. Kalamazoo and Van Buren Counties for Individual Assistance only.

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

William H. Wilcox,

Associate Director, Disaster Response and Recovery, Federal Emergency Management Agency.

[FR Doc. 80-16046 Filed 5-27-80; 8:45 am]

BILLING CODE 6718-02-M

[FEMA-621-DR]

Amendment to Notice of Major Disaster Declaration; Michigan

AGENCY: Federal Emergency Management Agency.

ACTION: Notice.

SUMMARY: This Notice amends the Notice of a major disaster for the State of Michigan (FEMA-621-DR), dated May 16, 1980, and related determinations.

DATED: May 16, 1980.

FOR FURTHER INFORMATION CONTACT: Sewall H. E. Johnson, Disaster Response and Recovery, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 634-7848.

NOTICE: The Notice of a major disaster for the State of Michigan dated May 16, 1980, is hereby amended to include the following area among those areas determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of May 16, 1980.

The following Counties for Public Assistance in addition to Individual Assistance: Kalamazoo and Van Buren.

Although the above counties are designated for Public Assistance, the limited monies currently available in the President's Disaster Relief Fund preclude any approval of project applications based on this designation until such time as sufficient additional funds become available.

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

William H. Wilcox,

Associate Director, Disaster Response and Recovery, Federal Emergency Management Agency.

[FR Doc. 80-16047 Filed 5-27-80; 8:45 am]

BILLING CODE 6718-02-M

FEDERAL MARITIME COMMISSION

[Docket No. 80-31]

Billie Ione Crtalic, Virgo International Corporation and Mercury International Corp.; Possible Violations of Section 44(a) Billie Ione Crtalic; Independent Ocean Freight Forwarder License Application; Order of Investigation and Hearing

Billie Ione Crtalic filed with the Commission an application, as a sole proprietor, for a license as an independent ocean freight forwarder. During the course of the Commission's investigation of the applicant, it was determined that Billie Ione Crtalic had apparently engaged in unlicensed forwarding activities doing business as Mercury International Corporation (Mercury) and Virgo International Corporation (Virgo). It appears the Mercury International Corporation may not have been incorporated and that Virgo International Corporation may have been suspended from corporate status by the State of California. The investigation revealed that between August 1978 and July 1979, Billie Ione Crtalic appeared to be responsible for performing the ocean freight forwarding services for at least 200 shipments.

Section 44(a) of the Shipping Act, 1916, states that no person shall engage in carrying on the business of forwarding as defined in the Act unless such person holds a license issued by the Federal Maritime Commission.

Section 44(b) requires that applicants be found fit, willing and able properly to carry on the business of forwarding and to conform to the provisions of the Shipping Act, 1916, and the requirements, rules and regulations of the Commission issued thereunder.

The applicant's possible unlicensed freight forwarding activity would appear to reflect adversely upon the applicant's qualifications to be licensed.

By letter of January 9, 1980, the Commission notified Billie Ione Crtalic of its intent to deny the application unless the applicant requested a hearing on the grounds that such a denial is unwarranted.

In a letter dated January 29, 1980, legal counsel for the applicant requested that Billie Ione Crtalic be given an opportunity to show at a hearing that such a denial is unwarranted.

Now therefore it is ordered, That pursuant to sections 22, 32, and 44 (46 U.S.C. 821, 831 and 841(b)) of the Shipping Act, 1916, and section 510.8 of the Commission's General Order 4 (46 CFR 510.8), a proceeding is hereby instituted to determine:

(1) Whether Billie Ione Crtalic, and/or Virgo International Corporation and/or Mercury International Corporation violated section 44(a) of the Shipping Act, 1916, and section 510.3 of the Commission's General Order 4, by engaging in unlicensed forwarding activities;

(2) Whether civil penalties should be assessed against Billie Ione Crtalic, and/or Virgo International Corporation, and/or Mercury International Corporation pursuant to section 32 and Part 505.3 of the Commission's regulations (46 CFR 505.3) for violations of the Shipping Act, 1916, and section 510.3 of the Commission's General Order 4, and, if so, the amount of any such penalty which should be imposed, taking into consideration factors in possible mitigation of such a penalty; and

(3) Whether in light of the evidence adduced pursuant to the foregoing issues, together with any other evidence adduced, Billie Ione Crtalic possesses the requisite fitness, within the meaning of section 44(b), Shipping Act, 1916, and section 510.5 of the Commission's General Order 4 to be licensed as an independent ocean freight forwarder.

It is further ordered, That Billie Ione Crtalic, Virgo International Corporation and Mercury International Corporation be named Respondents in this proceeding.

It is furthered ordered, That this proceeding be assigned for public hearing before an Administrative Law Judge of the Commission's Office of Administrative Law Judges and that the proceeding shall initially be limited to the submission of affidavits of fact and memorandum of law.

It is further ordered, That the following schedule be adhered to:

July 3, 1980—Opening Memorandum of Law, Request for Penalty and Affidavits of Fact from Hearing Counsel;

August 4, 1980—Opening Memorandum of Law and Affidavits of Fact from Respondents;

August 18, 1980—Reply Memorandum of Law and Affidavits of Fact from Hearing Counsel.

It is further ordered, That within two weeks following the Reply Memorandum of Law of Hearing Counsel, the parties will submit to the Administrative Law Judge written statements indentifying the unresolved issues of fact and specifying the type of procedure they feel is best suited to resolve them. After consideration of these recommendations the Administrative Law Judge shall issue an appropriate order establishing a procedure for their resolution. The additional procedure, however, shall include oral testimony and cross-examination at the discretion of the Presiding Officer only upon a showing that there are issues of material fact that cannot be resolved on a basis of sworn statements, affidavits, depositions or other documents or that the nature of the matters in issue is such that an oral hearing and cross-examination are necessary for the development of an adequate record.

It is further ordered, That any person other than Respondents and Hearing Counsel having an interest in and desiring to become party to this proceeding and to participate therein, may do so by filing a timely petition to intervene, pursuant to Rule 72 of the Commission's Rules of Practice and Procedure (46 CFR 502.72).

It is further ordered, That a notice of this Order be published in the Federal Register and that a copy thereof be served upon Respondents and Hearing Counsel.

It is further ordered, That except as provided in Rules 159 and in 201(a) of the Commission's Rules of Practice and Procedure (46 CFR 502.159, 46 CFR 502.201(a)), all documents submitted by any party of record in this proceeding shall be filed in accordance with Rule 118 of the Commission's Rules of Practice and Procedure (46 CFR 502.118) as well as being mailed directly to all parties of record.

By the Commission.

Francis C. Hurney,

Secretary.

[FR Doc. 80-16045 Filed 5-27-80; 8:45 am]

BILLING CODE 6730-01-M

Independent Ocean Freight Forwarder License; Applicants

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission applications for licenses as independent ocean freight forwarders pursuant to section 44(a) of the Shipping Act, 1916 (75 Stat. 522 and 46 U.S.C. 841(b)).

Persons knowing of any reasons why any of the following applicants should not receive a license are requested to communicate with the Director, Bureau of Certification and Licensing, Federal Maritime Commission, Washington, D.C. 20573.

David K. Lindemuth Co., Inc., 1571 Grandview Drive, So. San Francisco, CA 94080.
Officer: David K. Lindemuth, President/Sole Stockholder.

Samoa Transfer & Storage (Wilbur J. Reine, d.b.a.), P.O. Box 1026, Faleniu, Tutuila, Pago Pago, American Samoa 96799.

Oscar Import & Export Corp., 1699 East 34th Street, Brooklyn, NY 11234.
Officers: Giorgio Dimartino, President, Catherine Sepe, Secretary/Treasurer.

By the Federal Maritime Commission.

Dated: May 21, 1980.

Francis C. Hurney,

Secretary.

[FR Doc. 80-16044 Filed 5-27-80; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RESERVE SYSTEM

Bank Holding Companies; Proposed De Novo Nonbank Activities

The bank holding companies listed in this notice have applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and section 225.4(b)(1) of the Board's Regulation Y (12 CFR 225.4(b)(1)), for permission to engage *de novo* (or continue to engage in an activity earlier commenced *de novo*), directly or indirectly, solely in the activities indicated, which have been determined by the Board of Governors to be closely related to banking.

With respect to each application, interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interest, or unsound banking practices." Any comment on an application that requests a hearing must include a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of that proposal.

Each application may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank indicated for that application. Comments and requests for hearings should identify clearly the specific application to which they relate, and should be submitted in writing and received by the appropriate Federal Reserve Bank not later than June 19, 1980.

A. *Federal Reserve Bank of Chicago* (Franklin D. Dreyer, Vice President), 230 South LaSalle Street, Chicago, Illinois 60690:

Marshall & Ilsley Corporation, Milwaukee, Wisconsin [trust company and investment advisory activities; Arizona): to open a *de novo* branch of its subsidiary, Marshall & Ilsley Trust Company of Arizona, from which it will continue to engage in activities that may be carried on by a trust company, including activities of a fiduciary, agency, or custodian nature and acting as investment or financial advisor. These activities will be conducted from an office in Sun City, Arizona, serving the political limits of Sun City, Arizona.

B. *Federal Reserve Bank of Kansas City* (Thomas M. Hoenig, Assistant Vice President), 925 Grand Avenue, Kansas City, Missouri 64198:

Berthoud Bancorp., Inc. Berthoud, Colorado (industrial bank and credit related insurance activities): to engage through its subsidiary, The Berthoud Industrial Bank, in the business of a general industrial bank offering deposit accounts and making consumer loans; also will offer credit life, accident, and health insurance in connection with extensions of credit. These activities would be conducted from the office of the Industrial Bank in Berthoud, Colorado, serving an area within 10 miles of Berthoud.

C. *Other Federal Reserve Banks:* None.

Board of Governors of the Federal Reserve System, May 20, 1980.

Cathy L. Petryshyn,

Assistant Secretary of the Board.

[FR Doc. 80-16184 Filed 5-27-80; 8:45 am]

BILLING CODE 6210-01-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of the Secretary

Retirement Policy Study

Pursuant to Title 45, Part 63 of the Code of Federal Regulations, the Assistant Secretary for Planning and Evaluation (hereafter the Assistant Secretary) is seeking applications from public and private non-profit agencies, organizations, and institutions for grants for a major policy research study of retirement policy, a study which will attempt:

—To increase the nation's knowledge in this critical area, and,

—To develop improved techniques for investigating policy issues and exploring the effects of individual, employer, and government actions in this area.

A. Type of Application Requested

This announcement specifically seeks applications for projects that will concentrate on the development of simulation models of specific aspects of retirement and of the economics of income transfer programs for retirement, as discussed below. Development of such models, whether through refinement and extension of existing models or through creation of new models, is anticipated to require extensive background work and preparation, which may include activities such as:

—Data development, including exploration of available data and ways to deal with its inadequacies, including the possibilities for creatively augmenting survey data with information from other sources. Direct gathering of primary survey data may be included, but it is expected that budgetary limitations will preclude any major effort of this sort during the early phases of the project.

—Empirical research and analysis using these data.

—Theoretical development, as appropriate.

These backgound activities may to some extent stand on their own, as means of increasing knowledge in this area, but it is expected that the choice of activities and the manner in which they are conducted will be largely guided by their usefulness for the development of simulation models.

Potential users of these models include employers, pension providers, actuaries, university researchers, and various components of State, local and Federal governments.

This announcement seeks applications for projects that will focus on two areas of particular salience for development of both public and private policy: (1) behavior associated with retirement and (2) the relative advantages of different programs for providing income in retirement.

Area 1. Behavior associated with retirement. This behavior includes not only retirement (which may be understood in a variety of ways), but also labor supply, job changing, saving, portfolio management, pension acquisition, etc., in the years before and during retirement. All of this behavior may be substantially influenced by government regulatory, tax, and transfer policies and by the practices of employers.

Fragmentary evidence exists on some aspects of this subject, but little has been done to draw together the evidence, fill in areas of ignorance, and put it together in a fashion useful for analysis of the effects and interactions of specific actions by government or private actors.

Area 2. Relative advantages of different methods of providing income in retirement. This area includes issues such as the relative roles of public versus private provision of benefits, the relation of means-tested to non-means-tested programs, and the progressivity of benefit provision, all of which are likely to be of increasing importance over the next few years. Scholarly and, to some extent, public attention has thus far centered on the impact on capital formation of social security versus private pensions, but this is only one of several important questions that should be addressed in this area. Other questions include (but are not limited to): the incidence of costs of various retirement programs across different socio-economic and age groups, the adequacy of retirement income, and the impact of large domographic shifts on evaluation of the relative advantages.

These two areas are highly interrelated. The issues in area 2 raise many of the same research questions as do the issues in area 1, in particular that of saving behavior and how it is influenced by retirement programs. Research and model development efforts for many questions will obviously be parallel.

Area 2 also extends to concerns that are largely macroeconomic and very long range in character. Nonetheless, these concerns also have major distributional implications, which are largely unexplored; improving capacity for exploring these implications at a highly disaggregated (e.g., household) level is a matter of high priority. Model development for dealing with these issues is anticipated to involve substantial exploratory work beyond the current state-of-the-art in micro- and macroeconomic modeling and in the linkage between the two.

Applications are requested for multi-year projects (see Section D below). The initial award, however, will be for an exploratory phase of six months duration. This phase should appraise literature, data, and models, and plan further work in detail, though it need not be limited to these activities.

B. Applicable Regulations

1. "Grant Programs Administered by the Office of the Assistant Secretary for Planning and Evaluation" (45 CFR Part 63), which was published in the Code of Federal Regulations on October 1, 1976.

2. "Administration of Grants" (45 CFR Part 74), which was published in the Code of Federal Regulations on August 2, 1978.

C. Effective Date and Duration

1. Grant awards pursuant to this announcement will be made on or about September 15, 1980.

2. In order to avoid unnecessary delays in the preparation and receipt of applications, this notice is effective immediately. Applications will be accepted no later than August 15, 1980.

D. Statement of Funds Availability

1. The Assistant Secretary has available about $290,000 for the Fiscal Year ending September 30, 1980, for the award of grants pursuant to this announcement.

2. It is expected that two grants of roughly equal size will be made, although the proposal review committee will retain flexibility on the size and number of grants based on the proposals received. Proposals for amounts between $80,000 and $190,000 will be acceptable.

3. The amount of funds available for grants in future years has not yet been established. Legislative support for continued funding of these projects cannot be guaranteed. Furthermore, continuation of projects will depend on satisfactory progress and on the determination that continuation is in the best interests of the government. The Assistant Secretary tentatively expects to have about $900,000 available in Fiscal Year 1981 and a comparable amount in the following year.

4. Applicants may submit projects for up to seven years duration (a seven year "project period"), but funds will be awarded initially for six months (a six-month "budget period"). Applicants who apply for a multi-year project period, and who subsequently receive a grant, will be eligible for additional funding during the project period on a non-competitive basis. However, future funding is in no way guaranteed.

E. Applications Processing

1. Applications will be reviewed by an intergovernmental review panel, possibly augmented by outside experts. Two (2) copies of each application are required.

2. Applicants will be judged as to eligibility according to the criteria set forth below in item 8. Priority will be given to applicants who, in the judgment of the Assistant Secretary, best meet these criteria.

3. An unacceptable rating on any individual criterion may render the application unacceptable. Consequently, applicants should take care to insure that all criteria are fully addressed in the application.

4. Applications should be as brief and concise as is consistent with communication to the reviewers. Neither unduly elaborate applications nor voluminous supporting documentation is desired.

5. The limited amount of funds available for these grants may indicate the desirability of using these funds as partial, core support for the proposed project, and of seeking additional support from other sources. The availability, potential availability, or hope for other funds, and the uses to which they would be put, should be documented in the application.

6. Initially, the grants will concentrate on the two areas as outlined above, but it is expected that these areas may be expanded and related areas may be added as the project evolves. As this is a relatively unexplored area for policy research, it is not possible to foresee and plan for this evolution in detail. Consequently, while applications should focus on the two areas discussed, they should also be broad enough in scope to place these two areas in context and to anticipate possible additional work in related areas.

7. While applications for projects of up to seven years duration are acceptable, applications should be written to focus attention on plans for (and achievements expected within) a period of about three years. This focus is intented to allow comparison of applications over a reasonably long period without attaching undue weight to proposed activities far in the future.

8. *Criteria for evaluation.* Evaluation of applications will employ the following criteria. The relative weights are shown in parenthesis.

a. The potential usefulness of the anticipated results of the proposed project for informing the development of policy relating to the areas discussed in Section A above. (15 points.)

b. Potential usefulness of the proposed project for the advancement of scientific knowledge. (15 points.)

c. Clarity of statement of objectives, methods, and anticipated results. (5 points.)

d. Appropriateness and soundness of methodology, including research design, statistical techniques, modeling strategies, choice of data, and other procedures. (25 points.)

e. Reasonableness of estimated cost in relation to anticipated results. (5 points.)

f. Qualifications and experience of personnel. (35 points.)

9. Nothing in this announcement should be construed as committing the Assistant Secretary fo dividing available funds among all qualified applicants.

F. Applications sent by mail

Applications sent by mail will be considered to be received on time by the Grants Officer if the application was sent by registered or certified mail and mailed not later than August 15, 1980, as evidenced by the U.S. Postal Service postmark on the wrapper or envelope, or on the original receipt from the U.S. Postal Service.

G. Hand-delivered applications

An application to be hand-delivered must be taken to the Grants Officer at the address listed at the end of this announcement. Hand-delivered applications will be accepted daily during normal business hours (between the hours of 9:00 a.m. and 5:30 p.m., Washington, D.C., time), except Saturdays, Sundays, or Federal holidays. Applications will not be accepted after the close of business on August 15, 1980.

H. Disposition of applications

1. *Approval, disapproval, or deferral.* On the basis of the review of an application, the Assistant Secretary will either (a) approve the application in whole or in part, for such amount of funds and subject to such conditions as he/she deems necessary or desirable for the completion of the approved project; (b) disapprove the application; or (c) defer action on the application for such reasons as lack of funds or a need for further review.

2. *Notification of Disposition.* The Assistant Secretary will notify the applicants in writing of the disposition of their application. A signed notification of grant award will be issued to notify the applicant of an approved project application.

I. Application instructions and forms

Questions concerning the preceding information, copies of application forms, and applicable regulations shall be obtained from, or submitted to: Grants Officer, Office of the Assistant Secretary for Planning and Evaluation, Departmernt of Health and Human Services, 200 Independence Avenue, S.W., Room 457F, Hubert H. Humphrey Building, Washington, D.C. 20201.

Dated: May 20, 1980.

John L. Palmer,

Assistant Secretary for Planning and Evaluation.

FR Doc. 80-16173 Filed 5-27-80; 8:45 am]

BILLING CODE 4110-12-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[OR 11158]

Oregon; Proposed Withdrawal and Reservation of Lands; Correction and Amendment

The Notice of Proposed Withdrawal and Reservation of Lands appearing as FR Doc. 75-11612 on pages 19501-19502 of the issue for Monday, May 5, 1975, and the Notice of Opportunity for Public Hearing and Republication of Notice of Proposed Withdrawal appearing as FR Doc. 79-22163 on pages 41968-41969 of the issue for Wednesday, July 18, 1979, are corrected and amended as follows:

1. Correction: Under "North Fork John Day Streamside-Elkhorn Drive Roadside Zones (Combined Area)," the legal description is corrected to read: "A strip of land of variable width located between 500 feet north of the centerline of Elkhorn Drive and 330 feet south of the centerline of the North Fork John Day River through the following subdivisions."

2. Amendment: By letter dated April 17, 1980, the applicant agency requested that the lands included in MS 984-A, located in Sections 22, 23, and 27, T. 8 S., R. 35½ E., Umatilla and Whitman National Forests, be eliminated from its application. The legal description in these sections, as amended, is revised to read as follows:

Willamette Meridian, Umatilla National Forest

T. 8 S., R. 35½ E.,
Sec. 22, lots 1, 3, and 4, MS 808, MS 359, excepting MS 984-A.

Whitman National Forest

T. 8 S., R. 35½ E.,
Sec. 23, lots 2, 3, 4, 5, and 6, MS 359, W½NE¼SW¼, excepting MS 984-A and patented MS 70;
Sec. 27, lot 1, SE¼ of lot 4, W½NE¼, SE¼NE¼NW¼, SE¼NW¼, and SW¼, excepting MS 984-A.

Therefore, pursuant to the regulations contained in 43 CFR 2091.2-5(b)(1), the lands eliminated from the application will be relieved of the segregative effect of the above-mentioned application at 10 a.m. on June 23, 1980.

Dated: May 16, 1980.

Leland D. Morrison,

Acting Chief, Branch of Lands and Minerals Operations.

[FR Doc. 80-16112 Filed 5-27-80; 8:45 am]

BILLING CODE 4310-84-M

[INT DEIS 80-36]

Rangeland Management Program for Mountain Valley Planning Area, Utah; Availability of Draft Environmental Impact Statement and Public Hearing

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969 and a 1975 Federal Court Order, the Bureau of Land Management (BLM) has prepared a draft grazing environmental impact statement (EIS) for the Mountain Valley rangeland management program in Sevier, Piute, and Sanpete Counties and small portions of Wayne, Garfield, Millard, and Juab Counties.

The EIS six alternative proposals: (1) optimize non-livestock resources, (2) optimize livestock grazing, (3) rangeland management recommendation, (4) eliminate livestock grazing, (5) continuation of present management, and (6) adjust spring livestock use. The alternatives provide a range of options for the management of 499,972 acres of public land.

Alternatives 3 and 6 are the BLM preferred alternatives. Under these alternatives the proposed initial levels of livestock grazing would be 29,411 and 24,691 animal unit months (AUM's), respectively, and in the long-term increased forage production would make it possible to increase livestock grazing to 36,363 and 46,258 AUM's. Forage allocations for big game would be 16,449 and 17,127 AUM's initially, and 23,104 and 21,726 AUM's in the long-term. Under these alternatives increased forage production would also lead to improved soil erosion conditions on 373,805 and 493,758 public acres, and a general improvement in the quality of big game habitat. Recreation use would increase about 32 percent and 23 percent respectively.

The Director, Bureau of Land Management, invites written comments on the draft statement. Comments should be submitted to District Manager, Bureau of Land Management, 150 East 900 North, Richfield, Utah 84701. Comments will be accepted until July 21, 1980.

Copies of the draft environmental impact statement are available from the Richfield District BLM Office at the above address. Public reading copies of the draft statement will be available for review at the following locations:

Office of Public Affairs, Bureau of Land Management, Interior Building, 18th and C Street NW, Washington, D.C.
Utah State Office, Bureau of Land Management, University Club Building, 136 East South Temple, Salt Lake City, Utah.
Richfield District Office, Bureau of Land Management, 150 East 900 North, Richfield, Utah.
Sevier River Resource Area Office, Bureau of Land Management, 180 North 100 East, Richfield, Utah.

Notice is hereby given that oral and/or written comments will be received at public hearings held at the following locations:

July 8: 7:00 p.m., Piute County Courthouse, Junction, Utah.
July 9: 7:00 p.m., Sanpete County Courthouse, Manti, Utah.
July 10: 7:00 p.m., Sevier County Courthouse, Richfield, Utah.

Requests to testify at the public hearings should be made to Alan Partridge, EIS Team Leader, Bureau of Land Management, 150 East 900 North, Richfield, Utah 84701, (801) 896-8221.

Written and oral comments concerning adequacy of the draft statement will receive consideration in preparation of the final Grazing Environmental Impact Statement for the Mountain Valley Planning Area.

Dated: May 20, 1980

Ed Hastey,

Associate Director.

[FR Doc. 80-16110 Filed 5-27-80; 8:45 am]

BILLING CODE 4310-84-M

National Park Service

Floodplain Management and Wetland Protection Guidelines

AGENCY: National Park Service (NPS), Department of the Interior.

ACTION: Notice of final procedures.

SUMMARY: These are the final procedures of the National Park Service for implementing Executive Orders 11988, "Floodplain Management," and 11990, "Protection of Wetlands."

EFFECTIVE DATE: These procedures are effective on May 28, 1980.

SUPPLEMENTARY INFORMATION: These procedures were published as proposed guidelines in the Federal Register on March 14, 1980, for review and comment. Comments were received from the Water Resources Council, one state agency, and one private organization. An internal NPS review provided additional suggestions for improving and streamlining the procedures. All comments have been carefully considered in the preparation of these final procedures. One purpose of the Executive Orders is furtherance of the National Environmental Policy Act of 1969 (NEPA), as amended (42 U.S.C. 4321 *et. seq.*). The Department of the Interior revised its NEPA procedures

effective March 18, 1980, and NPS NEPA guidelines are being revised to be in conformity with them. These revisions of NEPA procedures made it necessary to revise NPS draft procedures for compliance with the Executive Orders. However, the substance of the floodplain management and wetland protection procedures presented here is essentially the same as in the previously proposed guidelines.

FOR FURTHER INFORMATION CONTACT: Dr. Raymond Herrmann, Air and Water Resources Division, National Park Service, Department of the Interior, Washington, D.C. 20240, Telephone: (202) 523-5152.

Floodplain Management and Wetland Protection

Sections

1. Purpose.
2. Objectives.
3. Management Objectives.
4. Relationships to Other Requirements.
5. Scope.
6. Procedures.
7. Special Considerations.
8. Retention, Removal, or Modification of Existing Structures and Facilities.
9. Responsibilities.

Section 1. Purpose

The purpose of this notice is to set forth procedures for use by the National Park Service (NPS) in implementing Executive Order (E.O.) 11988, "Floodplain Management", and E.O. 11990, "Protection of Wetlands", hereinafter referred to as the Orders.

Section 2. Objectives

The objectives of the Orders and these procedures are to avoid to the extent possible the long and short term adverse impacts associated with the occupancy and modification of floodplains and wetlands and to avoid direct or indirect support of development in floodplains and wetlands wherever there is a practicable alternative. Where floodplains or wetlands cannot be avoided, these procedures will focus on mitigation of the adverse effects of any action. In the context of the Orders, mitigation means to:

A. Design or modify actions so as to minimize harm to life, property, and natural values;

B. Minimize destruction, loss, or degradation of wetlands;

C. Restore and preserve natural and beneficial floodplain values; and

D. Preserve and enhance natural and beneficial wetland values.

Section 3. Management Objective

The NPS has a legislative mandate to care for the national parklands, to help the public enjoy them, and to do both in ways that ensure the integrity of the parks for continued use beyond our time. In executing this mandate, and particularly in planning and managing floodplains and wetlands within the National Park System, the NPS will:

A. Exhibit leadership in floodplain management and in the protection of wetlands;

B. Avoid, to the extent possible, the long and short term adverse impacts associated with the occupancy and modification of floodplains and the destruction or modification of wetlands;

C. Avoid the direct or indirect support of development and new construction in floodplains and wetlands whenever there is a practicable alternative;

D. Minimize the potential harm to people and property and to natural values when an action must be located in the base floodplain;

E. Identify areas subject to flooding within units of the National Park System;

F. Identify, restore, and preserve the natural and beneficial values of floodplains;

G. Identify, restore, and enhance the natural and beneficial values of wetlands;

H. Require structures and facilities in the floodplain to be consistent with the intent of the Standards and Criteria of the National Flood Insurance Program (44 CFR 60);

I. Involve the public throughout the decisionmaking process for all actions requiring compliance with the Orders;

J. Promote the use of nonstructural flood protection methods to reduce the risk of flood loss;

K. Use the conceptual framework of the Water Resources Council's Unified National Program as a basis for planning when the base floodplain cannot be avoided;

L. Improve and coordinate research, plans, programs, and actions involving floodplains and wetlands within the National Park System in such a manner that the Nation may attain the widest range of benefits from them.

Section 4. Relationships to Other Requirements

These final procedures for complying with the Orders will be made a part of NPS-13 concerning compliance with legislative and executive requirements which relate to NPS planning activities. They do not stand alone. Rather, they supplement and must be used in conjunction with:

A. Department of the Interior procedures and policies for complying with the Orders. These apply to all NPS actions, are contained in Chapter 1 of Part 520 of the Department of the Interior Manual, and became effective June 11, 1979.

B. The U.S. Water Resources Council (WRC) Floodplain Management Guidelines for Implementing E.O. 11988 (43 FR 6030), hereinafter referred to as the WRC Guidelines. They provide basic guidance for interpreting that Order and conducting the floodplain management planning and decisionmaking process.

The NPS:

1. Adopts the substantive requirements of E.O. 11988 as interpreted and explained in the WRC Guidelines;

2. Follows the WRC Guidelines except where they are superseded by the Department of the Interior Manual;

3. Adheres to the methods, standards, and definitions of terms as set forth in the WRC Guidelines for determining risks and hazards of flood loss; minimization of impacts on property, natural values, health, safety and welfare; and evaluation of alternatives.

C. The Unified National Program for Floodplain Management, issued by the WRC in September 1979. This program seeks wise management for the Nation's floodplains to reduce flood loss and sets forth a conceptual framework for floodplain management. The NPS procedures for complying with the Orders and its policy of managing floodplains for protection and enhancement of their natural ecological productivity are consistent with the goals of the program.

D. The Council on Environmental Quality (CEQ) Implementing Regulations for NEPA (40 CFR 1500); the policies and procedures of the Department of the Interior for compliance with NEPA (516 DM 1-6); and the NEPA Compliance Guidelines (NPS-12). NPS actions requiring compliance with the Orders will require either an Environmental Assessment (EA) Or an Environmental Impact Statement (EIS). The requirements of these NPS procedures for compliance with the Orders will be combined with or appended to the environmental documents for each action.

E. The Standards and Criteria of the National Flood Insurance Program (NFIP) (44 CFR 60). Adherence to these Standards and Criteria assures that the Federal government requires no less of itself than it requires of non-Federal entities for the protection of property from flood hazards. The Standards and Criteria of the NFIP are directed towards the protection of structures and facilities from flood hazards and the protection of existing development from the effects of new development. Unless these standards are demonstrably

inappropriate for a given type of structure or facility, they will apply to all NPS planning, assessment, and design activities for actions in the base floodplain.

F. The Fish and Wildlife Coordination Act (FWCA) (50 CFR 410). This Act requires the NPS to give wildlife conservation equal consideration with other factors when proposing to undertake the impoundment, diversion, deepening, or other control or modification of waters of any stream or other body of water. These actions obviously will lie within the base floodplain and may affect wetlands. When the NPS finds no practicable alternative to such actions, compliance with the FWCA will coincide with compliance with the Orders, and compliance with both sets of regulations will be integrated with or appended to the EA or EIS for the action.

G. Other compliance procedures for water-oriented actions of the NPS which may be required and can be integrated with the EA or EIS for compliance with the Orders include: The Coastal Zone Management Act of 1972, which has certain requirements for consistency of NPS planning actions with approved state coastal zone management programs; Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act of 1977, which require Department of the Army permits for construction and disposal of dredged material in waters of the United States, including adjacent wetlands (3 CFR 320–340); and Section 73 of the Water Resources Development Act of 1974 on non-structural alternatives. Procedures for compliance with these requirements are given in NPS Guidelines for Legislative Compliance (NPS–13) and will not be restated here.

Section 5. Scope

A. *Applicability*—1. These procedures apply to all NPS actions which have the potential for adversely impacting floodplains or wetlands or their occupants, or which are subject to potential harm by location in floodplains or wetlands. The basic test of the potential of an action to affect floodplains or wetlands is the probability for adverse effects associated with:

a. The occupancy or modification of floodplains, and the direct and indirect support of floodplain development; or

b. The destruction or modification of wetlands, and the direct and indirect support of wetland development.

2. These procedures apply to all actions proposed after May 28, 1980, and to all actions that were ongoing, in the planning or development stage, or undergoing implementation after the effective date of the Orders (May 24, 1977), but which were incomplete on May 28, 1980. Depending upon their stage of completion, actions in the latter category will enter the compliance procedures at the most appropriate decision-making point for carrying out the objectives of the Orders.

B. *Excepted Actions*—The NPS has identified certain classes of action which require modified approaches to achieve the objectives of the Orders and reduce delay and paperwork.

1. If the action is normally categorically excluded from NEPA compliance requirements, it must be determined whether the action has potential for adverse effects on floodplains or wetlands. If it is determined to have no such potential, it is excepted from compliance with these procedures. Where actions normally categorically excluded from NEPA are determined to hold the potential for adverse effects on floodplains or wetlands, an EA and a Statement of Findings will be prepared on the action. NEPA categorical exclusions include the normal day-to-day administrative and operational activities of the NPS including nondestructive surveys and studies. A listing of NEPA categorical exclusions is contained in the Departmental Manual (516 DM 2, Appendix 1 and 516 DM 6, Appendix 7).

2. Additional actions which may be excepted from compliance with the Orders are:

a. Scenic overlooks and foot trails.

b. Picnic and camping facilities including appropriate sanitary facilities needed to provide full utilization of recreational developments, provided that floodproofing is a consideration in their design and construction.

c. Entrance, access, and internal roads to or within existing units of the system (not excepted for wetlands).

d. Outdoor play courts in recreation areas (not excepted for wetlands).

e. Landscaping in outdoor recreation areas (not excepted for wetlands).

f. Small parking lots for use of the area (not excepted for wetlands).

3. Certain types of action cannot accomplish their intended purpose unless they are located or carried out in close proximity to water. For these actions which are functionally dependent upon water, non-floodplain sites are never a practicable alternative. However, practicable alternative actions and the no action option are to be evaluated for all water dependent actions.

These procedures do not require a public notice explaining why it is necessary for marinas, docks, piers, water intake facilities, bridges, flood control facilities, water monitoring stations, drainage ditches, debris removal, outdoor water sports facilities, boardwalks to protect wetlands, and similar water dependent actions to be located in the floodplain. These procedures constitute a finding that there is no practicable alternative site outside the floodplain when the NPS proposes to perform any water dependent action.

4. When the NPS performs emergency actions essential to protect property and public health and safety, a modified application of the E.O. is required. Taking into consideration the need for rapid action in emergency situations, all possible steps to mitigate potential adverse impacts of such actions will be taken.

5. E.O. 11990 contains a limited exception not found in E.O. 11988 that applies only to actions affecting wetlands not in a floodplain, and that have no potential to result in harm to or within a floodplain or support floodplain development. Such an action is exempt from these procedures if:

a. It is an NPS, NPS-assisted, or NPS-permitted project under construction before May 24, 1977; or

b. It is a project for which the NPS has a draft or final EIS which adequately analyzes the action and which was filed before October 1, 1977. Actions are not exempt if the EIS:

(i) Only generally covers the proposed action;

(ii) Is devoted largely to related activities; or

(iii) Treats the project area or action without an adequate and specific analysis of the floodplain and wetland implications of the proposed action.

6. For many small projects, the cost of obtaining precise base floodplain boundaries is prohibitive in relation to the action. For these actions, the NPS will either (1) choose to use a worst case analysis by assuming the project is in or will affect the base floodplain, or (2) perform the full analysis as described under 6.C.1.a.

Section 6, Procedures

A. *General*—The procedures to be followed in applying the Orders to agency activities are set forth in Part II of the WRC Guidelines. The Department of the Interior has adopted the WRC Guidelines for use by its bureaus and offices. These NPS procedures supplement and amplify the WRC Guidelines and deviate from them only where superseded by Departmental Manual (520 DM 1) instructions. The following procedures use the same definitions of terms as those found in

the WRC Guidelines and in the National Flood Insurance Program (44 CFR 60).

B. *Inventory*—Floodplain, flood hazard and wetland areas subject to or potentially subject to public use and/or development, where the magnitude of hazard and impact of human activities is likely to be greatest, will be inventoried prior to or during the preparation of the General Management Plan or other planning documents. Identification of the base floodplain will be based upon data available from the agencies listed in Part II, 1.B.2 of the WRC Guidelines. Where the required level of information is not available from those agencies, the NPS will obtain an adequate data base for planning and management by using qualified hydrologists, engineers and scientists.

D. *Decision-Making Process*—For the most part, the development of an adequate floodplain and wetland data base will allow compliance with the Orders to be made at the General Management or Development Concept stage of planning. However, when actions are proposed (including externally initiated actions) that are not part of a larger plan, they will have to be addressed on a case-by-case basis for compliance.

1. *Determine if a Proposed Action is in, or Could Affect, a Floodplain or Wetland.*

a. *Determine if the Action is the Base Floodplain.*

Flood Insurance Rate Maps or Flood Hazard Boundary Maps are usually not available for units of the National Park System. For most NPS actions, the search for flood hazard information will begin with the agencies listed by the WRC Guidelines in Part II, Section 1.B.1. When suitably scaled maps are not available from those agencies, and the agencies do not have or know of detailed information and cannot assist the NPS in determining if the proposed action is in the base floodplain, the NPS will either:

(i) Assume that the project is in the base floodplain and begin compliance with the Orders; or

(ii) Obtain the services of a federal or licensed consulting hydrologist or engineer experienced with this type of work. The quality of information required from this professional shall be comparable to that required of flood insurance study contractors to the Federal Insurance Administration. At a minimum the professional will:

(a) Locate the site with respect to the limits of coastal high hazard area, floodway, and 100-year floodplain (500-year, if a critical action is involved);

(b) Determine the 100-year flood elevations or the 500 year elevations for critical actions. In the absence of evidence to the contrary, the NPS will assume that any action involving a structure or facility that has been flooded lies in the 100-year floodplain; and

(c) Provide other information depending upon the site and type of action, such as:

Velocity of floodwater;
Rate of floodwater rise;
Duration of flooding;
Debris loads;
Flash flood potential;
Warning and evacuation time;
Evacuation routes;
Mudslides;
Subsidence and collapse;
Erosion;
Sinkholes and caves;
Ice jams;
Pollutants;
Wave heights;
Tsunamis;
Floodproofing methods; and
Special problems such as ice and snow pack melt from volcanic activity.

b. *Determine if the Action is in a Wetland.*

(i) Initially, the NPS will consult with the responsible field office of the U.S. Fish and Wildlife Service to determine if a National Wetland Inventory Map is available for the vicinity of the proposed action.

(ii) If the U.S. Fish and Wildlife Service does not have adequate information upon which to base the wetland determination, the NPS will consult wetland inventories maintained by the Army Corps of Engineers, the Environmental Protection Agency, the National Oceanic and Atmospheric Administration, the state, and the NPS unit involved.

(iii) If the information is still inadequate, the NPS will carry out on on-site analysis performed by Service professionals qualified to determine wetland based on the definition in the Wetlands Order.

c. *Determine if a Proposed Action Could Affect a Floodplain or Wetland.*

If the information gathered under 6.B. or (6.C.1.a.) and (6.C.1.b.) shows that the proposed action is not in a floodplain of wetland, the NPS Regional Director must then determine if the project holds the potential for indirect impacts on nearby floodplains and wetlands. An action has indirect impacts on nearby floodplains and wetlands if it:

(i) Supports, encourages, allows, serves, or otherwise facilitates additional floodplain or wetland development; or

(ii) Reinforces existing land uses which have developed without reflecting the concepts of hazard and risk minimization and restoration of natural floodplain and wetland values; or

(iii) Has secondary or dispersed effects which reach into the floodplain or wetland and can cause change to the ecologicial systems functioning there or can increase flood loss potential to existing developements.

2. *Public Review.*

a. All NPS actions subject to compliance with the Orders will be treated in an environmental document (EA or EIS). Conformity with the public involvement requirements of the CEQ regulations (40 CFR 1506.6) will ensure opportunities for public participation in decisions concerning floodplain and wetland use.

b. If there is a reasonable likelihood that a proposed action or its alternatives will impact a floodplain or wetland, and no EIS is anticipated, an appropriate scoping process will be under taken for the EA.

c. Public notice information will be targeted to reach individuals and groups affected by, or with a direct interest in, the proposed action, and public involvement will provide an opportunity to assist in the development of alternatives, to review and indicate a preference among alternatives and to appeal decisions prior to aproval of plans.

d. Environmental Assessments which reveal adverse impacts to floodplains or wetlands from the action proposed, will be made available for public review for not less than 60 days prior to issuing a Finding of No Significant Impact (FONSI) or a Notice of Intent (NOI) to prepare an EIS.

e. NEPA and decision documents on proposals in floodplains or wetlands will be circulated to at least the following:

Environmental Protection Agency;
Federal Emergency Management Agency;
U.S. Fish and Wildlife Service;
U.S. Geological Survey;
Water and Power Resources Service;
U.S. Army Corps of Engineers;
U.S. Soil Conservation Service;
State and Area A-95 Clearinghouses; and
Coastal or River Basin Commissions and State Coastal Zone Management Administrators as appropriate.

f. Following public and agency review of an EA, the Regional Director will evaluate the proposed action and its alternatives and issue with a decision document and FONSI or a NOI to prepare an EIS. If the proposed action involves locating in a floodplain or wetland, the FONSI will be coupled with

a separately identifiable Statement of Findings which documents the rationale that there is no practicable alternative to locating in or impacting these areas and which certifies that no critical actions are involved. Public notice of a FONSI/Statement of Findings will be published in accordance with 40 CFR 1506.6 and sent to all agencies listed in "e." above.

g. When an EIS is prepared on a proposed action and its alternatives, public participation is focused on the draft EIS (DEIS). The DEIS will contain a full exposition of floodplain and wetland areas used or affected by the proposal and its alternatives, any hazards associated with public use of these areas, the natural values of the floodplains and wetlands.

The DEIS will be made available for public and agency review for a minimum of 60 days from the date it is filed with the EPA. A Federal Register notice of this availability and the EIS cover sheet shall indicate that the DEIS is also to serve as a compliance instrument for the Orders. Any detailed compliance documentation will be included as an appendix to the DEIS. The distribution of the DEIS will include the agencies given in "e." above.

3. *Identify and Evaluate Practicable Alternatives to Locating in the Base Floodplain or Wetland.*

a. The EA or DEIS provides documentation of the consequences of practicable alternatives identified during the early stages of planning and will contain:

(i) A discussion of the "no action" alternative; and

(ii) A discussion of any alternatives for carrying out desired actions outside the floodplain or wetland and for avoiding any adverse indirect effects on these areas. The consequences of alternatives involving sites or actions outside the base floodplain will be fully assessed to minimize, mitigate, and, if possible, eliminate any adverse uses or effects upon a floodplain or wetland. If an alternative is judged to have no direct or indirect impact on a floodplain or wetland, this determination will be recorded in the environmental analysis for the alternative.

b. In determining the practicability of an alternative, the NPS will anlayze the following factors:

(i) Natural environment (topography, ecosystem integrity, habitat, hazards, etc.)

(ii) Social concerns (aesthetics, historic and cultural values, land use patterns, etc.)

(iii) Economic aspects (cost of space, construction, services, and relocation).

(iv) Legal contraints.

c. the FONSI or final EIS (FEIS), when the proposed action involves adverse impacts to base floodplain or wetland areas, will be coupled with a separately identfiable Statement of Findings not to exceed three pages documenting the rationale for the determination that there is no practicable alternative locating in or impacting these areas. The Statement of Findings will contain:

(i) A map showing the location of the floodplain or wetland and the site(s) of the proposed action;

(ii) A description of why the proposed action must be located in a floodplain or wetland;

(iii) A statement indicating conformity with local and/or state floodplain protection standards;

(iv) A list of alternatives considered;

(v) A description of how the activity will be designed or modified to minimize harm to or within the floodplain or wetland;

(vi) A statement indicating how the proposed action would affect natural and beneficial floodplain values; and

(vii) The signature of the Regional Director recommending approval of the Statement of Findings and the approval signature of the Director on the combined document.

4. *Identify Impacts.*

The environmental documents prepared for proposed actions and their alternatives located in floodplains or wetlands will identify the full range of potential direct or indirect adverse impacts associated with the occupancy and modification of floodplains and wetlands and the potential direct and indirect support of floodplain and wetland development that could result from the proposed action. Flood hazard-related factors will be analyzed for all actions. These include: public health, safety and welfare; depth, velocity and rate of rise of flood water; duration of flooding; high hazard areas (riverine and coastal); available warning and evacuation time and routes; and effects of special situations, e.g., levees and other protection works, erosion, subsidence, collapse, sink holes, ice jams, flood-source debris load, pollutants, etc. Natural values-related factors will be analyzed for all actions. These include: water resource values (natural moderation of floods, water quality maintenance, and ground water recharge); living resource values (flora and fauna and biological productivity); scientific and recreational values; and agricultural, aquacultural and forestry values, etc.

Factors relevant to a proposed action's effects on the survival and quality of wetlands will be analyzed for all actions. These include: public health, safety, and welfare, including water supply, quality, recharge and discharge; pollution; flood and storm hazards; sediment and erosion; maintenance of natural systems, including conservation and long term productivity of existing flora and fauna; species and habitat diversity and stability; hydrologic utility; fish and wildlife; and other uses of wetlands in the public interest including recreational, scientific, and cultural uses, etc.

In a case where the proposed action is associated with an existing facility or management program, the EA or DEIS will address effects the proposed action would have in concert with the existing development. For example, the proposed action could encourage continued use and future development resulting in continued risk of life and property and foreclosure of opportunity to restore floodplain and/or wetland values. Alteration of the physical characteristics of floodplains and wetlands often has subtle and far-reaching effects on the biological systems dependent upon them. In addition to the natural values of these areas, the risk to human safety, health, and financial investment must be assessed before a decision is made on a preferred course of action.

5. *Minimize, Restore, Preserve, and Enhance.*

Where avoidance of floodplains or wetlands cannot be achieved, the NPS will design or modify its actions so as to minimize harm to or within the floodplain, minimize the destruction, loss or degradation of wetlands, restore and preserve natural and beneficial floodplain values, and preserve and enhance natural and beneficial wetland values.

a. *Minimize*—The NPS will minimize potential harm to the investment at risk from the 100-year flood (500-year flood for critical actions) and minimize potential adverse impacts the action may have on life and property and on floodplain and wetland values. Minimization of harm to property will be undertaken in accord with the standards and criteria set out in 44 CFR 60 *et seq.* (formerly 24 CFR § 1909 *et seq.*). New structures will be elevated on open works—walls, columns, piers, piles, etc.—rather than on fill in all cases within coastal high hazard areas and in the 100-year floodplain in all cases where practicable. Minimizing harm to lives will include, but not be limited to, marking historic and 100-year flood levels, providing flood information, and providing warning and evacuation procedures that emphasize adequate warning times, and access and egress routes.

b. *Restore*—Where floodplain and wetland values have been harmed by man's previous actions, NPS Natural Resource Management Plans will include actions to reestablish an environment in which the ecological systems of the floodplain and wetland can function in a natural manner. When an action is proposed in a floodplain or wetland which has been degraded by past actions, restoration actions will be included as a part of the proposal. Where practicable, wetlands and floodplains will be further restored by the removal of non-conforming structures and facilities.

c. *Preserve*—The law establishing the NPS requires it to preserve natural resources within the National Park System. Consequently, NPS natural resources policy and management emphasis is on perpetuation of natural ecosystems including floodplain and wetland ecosystems. Where actions are unavoidably located in floodplain or wetland areas, the NPS will undertake every possible effort to maintain the integrity of the natural ecosystem thereby preserving it and its attendant organisms and physical processes.

d. *Enhance*—Where the opportunity exists, the NPS will not simply preserve, but will enhance the values of wetlands and floodplains by using them for their educational, recreational, scientific, and similar purposes that are not disruptive of natural ecological conditions.

6. *Findings and Public Explanation.*

Where evaluation of an EA results in a finding by the Regional Director that there is no practicable alternative to significantly impacting a base floodplain or wetland, a NOI will be filed and an EIS prepared. In such cases, the Statement of Findings will be combined as a separately identifiable document with the FEIS. If it is determined that impacts are not significant, the Statement of Findings may be combined as a separately identifiable document with a FONSI. Upon approval by the Director, the Statement of Findings will be sent to the appropriate agencies (listed in Section 6.C.2.e.) and A-95 clearing houses.

7. *Implementation.*

For actions to be performed within or affecting floodplains, or wetlands, NPS will ensure that the steps identified in Section C.5. above are adequately applied over all stages in implementation of this action.

Section 7. Special Considerations

A. *Cultural Resources*—As part of its mandate, the National Park Service preserves and interprets cultural resources and objects possessing historical, archeological, architectural, and cultural significance. many of these cultural resources are included in, or eligible for inclusion in, the National Register of Historic Places. National Park Service Management Policies, Cultural Resource Guidelines (NPS 28), and specific park management plans give direction for the management of these resources. In addition, NPS action affecting cultural resources included in, or eligible for inclusion in, the National Register are subject to the provisions of Section 106 of the National Historic Preservation Act of 1966, Sections 1(3) and 2(b) of E.O. 11593, *Protection and Enhancement of the Cultural Environment*, and the implementing regulations found in 36 CFR, Part 800, *Protection of Historic Cultural Properties.* In general, cultural resources located in floodplains will be managed to assure their on-site preservation. Floodproofing measures taken to protect the cultural property from the hydraulic and erosive forces of flooding will be designed so as not to adversely affect the historic integrity of the structure or scene. When a cultural site or structure does not have the significance to merit action sufficient to ensure its preservation from flood loss, an appropriate level of study and recordation will be done.

Unless historic objects, furnishings, collections, or documents are required to retain the historic integrity of a site, they will not be kept within a 500-year floodplain. When there is no practicable alternative to keeping such material in the 500-year floodplain, a Statement of Findings will be prepared and the material made either totally safe from flood loss or be under an action plan or contract for rapid removal from the critical floodplain within the limits of available time for warning and evaluation.

B. *Critical Actions.*

1. These are actions for which even a slight chance of flooding is too great. The floodplain of concern for critical actions is the 500-year floodplain. Sites completely outside of the 500-year floodplain will be used for all critical action proposals.

The General Management Plan will identify all critical actions existing within the 500-year floodplain of the park, describe corrective measures to be taken, and present a time schedule for the corrective measures. Possible alternatives are 1) relocate the critical action facility or structure outside the 500-year floodplain, 2) change the use of the facility or structure to a non-critical action, or 3) use floodproofing to protect the critical action from the 500-year flood.

2. Critical actions include, but are not limited to the erection or rehabilitation of structures of facilities:

a. Which contain hazardous material such as highly volatile, flammable, explosive, toxic, infectious, or water reaction materials. These could create an added dimension to the flood disaster. Major fuel storage facilities and 40,000 gpd. or larger sewage treatment facilities will not be placed within the 100-year floodplain, and will occupy the 500-year floodplain only when there is no practicable alternative and they can be completely floodproofed against the erosive and hydraulic force of the 500-year flood.

b. From which rapid evacuation would be difficult. These are structures occupied by persons who may not be sufficiently mobile to avoid the loss of life or injury during flood and storm events. Clinics and emergency aid stations will not be located in the 500-year floodplain.

c. Which contain irreplaceable documents or objects. This includes museums, record collections, artifacts, historic furnishing, etc.

C. *High Hazard Areas*—1. Structures for human occupancy will not be placed in coastal high hazard areas, the floodway, or in areas subject to flash flooding. Further, no structures in which humans might seek shelter during storm or flood events will be placed in these areas. Parking, camping, picnicking, or other similar activities causing congregations of people and property will not be permitted in flash flood areas because of the short warning available for such events. The hazardous floodway for a flash flood shall be the area covered by the maximum probable flood or the extreme flow in the basin where the potential depth and velocity of flood could cause loss of life or property.

2. A unit Superintendent has the authority (36 CFR 2.6) to close any area to entry or limit public use of an area when necessary for the protection, safety, and welfare of persons or property. When studies reveal, or it otherwise becomes apparent, that existing structures are subject to flash flood hazard, and thus unsafe for human occupancy or shelter, action shall be taken to vacate the structures. Actions to remove the structures themselves will require environmental assessment and the following of these procedures to avoid relocating in a similarly hazardous area.

Section 8. Removal, or Modification of Existing Structures and Facilities

General Management Plans for Units of the National Park System will

inventory existing structures, facilities, and programs involving the use of floodplains, and wetlands, and will record decisions on their retention, removal or modification. The Regional Safety Manager will evaluate all such structures and facilities to ensure that early warning systems, plans, and means of personnel evacuation are in compliance with safety standards. Upon the Safety Manager's recommendation, the Regional Director may require the closure of structures to human occupancy or require that the use of the structure be changed. The Regional Director also may require the modification or floodproofing of structures and facilities to protect property and Federal interest against loss. The Natural Resources Management Plan and/or the Water Resources Management Plan will specify requirements for monitoring programs and other actions to ensure protection and enhancement of floodplain and wetlands values to the greatest extent possible. These plans will provide an important basis for demonstrating NPS compliance with the Orders. Noncritical actions for which compliance documentation has been prepared, either on an action itself or in the context of a previous enabling plan, will be listed and the nature of the compliance documentation indicated.

Section 9. Responsibilities

A. *The Director* is responsible for ensuring NPS compliance with the Orders in accordance with provisions of Chapter 1 of Part 520 of the Departmental Manual. In performing this duty, the Director will:

1. Approve NPS policies, procedures, guidelines, or directives for complying with the Orders.

2. Approve any reports to the Department, the WRC, or the CEQ concerning compliance with the Orders.

3. Be the responsible official for all Statements of Findings.

B. *The Deputy Director, Associate Directors, and Assistant Directors* are responsible for:

1. General supervision of the Divisions and Offices under their jurisdiction to ensure compliance with the Orders and these procedures; and

2. Reviewing and concurring with floodplain and wetland procedures prepared by or pertaining to their Divisions and Offices prior to forwarding to the Director for approval.

C. *The Chief, Office of Management Policy* is responsible for coordinating, drafting, and preparing revisions to NPS Management Policies to ensure compliance with the Orders.

D. *The Chief, Office of Park Planning and Environmental Compliance* is responsible for these guidelines with NPS guidelines for park planning and NEPA compliance so as to satisfy the substantive and procedural requirements of the Orders.

E. *The Chief, Budget Division* is responsible for ensuring that each request for new authorization or appropriation for a planned action to be located in a floodplain or wetland is accompanied by a statement indicating that the planned action complies with the Orders.

F. *The Chief, Air and Water Resources Division* is responsible for:

1. Developing, in consultation with the Chief, Office of Environmental Compliance, NPS guidelines for implementing the Orders;

2. Concurring with Statement of Findings forwarded to the Washington Office by Regional Directors; and

3. Returning signed Statements of Findings to Regional Directors for sending to appropriate agencies and A-95 clearing houses.

G. *Regional Directors* are responsible for ensuring compliance with the Orders and these procedures. In performing this duty they will:

1. Obtain and analyze hydrologic data necessary to satisfy NPS NEPA compliance procedures for floodplain and wetland areas;

2. Conduct planning studies involving floodplains and wetlands in accordance with these procedures;

3. Determine whether proposed actions under their jurisdictions are located in wetlands or base flood plains;

4. Ensure that floodproofing and other measures of flood protection are applied to construction of new to major rehabilitation of existing structures or facilities in a floodplain where there are no practicable alternatives to a floodplain location;

5. Ensure that the base floodplain in which significant public use occurs is provided with proven warning systems and established evacuation procedures, and that existing and planned structures and facilities in floodplains comply with requirements for public and employee safety.

6. Identify and include floodplain and/or wetlands restrictions in legal conveyance for granting of leases, easements, and rights-of-ways;

7. Ensure that park concessionaires conform in all respects to the Orders;

8. Ensure preparation of appropriate compliance documents when the proposed action would be located in or would affect a floodplain or wetland;

9. Forward to the Washington Office for approval of the Director FONSI's or FEIS's coupled with Statements of Findings when proposed actions would adversely affect a floodplain or wetland;

10. Sign and issue public notices informing the public and the A-95 clearinghouses of the NPS proposed action in or affecting a floodplain or wetland;

11. Ensure that no request for new authorization or appropriation for a planned action in a floodplain (i.e., line item or lump sum construction project) is forwarded to the Washington Office unless it complies with the Orders; and

12. Close or change the use of any structure or gathering place upon the determination that its location is hazardous to human life, safety, or welfare.

H. *Park Superintendents* are responsible for ensuring that within publicly-used floodplains, flood heights are conspicuously delineated on structures and other places where appropriate, showing the 100 and 500 year levels and the flood of record where historic data are available, and for posting warnings in areas subject to flash flood hazard. The area Superintendents also are responsible for the immediate closure of areas or structures they believe to be hazardous for occupancy because of flash flood danger.

Ann F. Hutchison,

Acting Director, National Park Service.

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Office of the Secretary

Part-Time Employment Program

AGENCY: Department of the Interior.

ACTION: Proposed instructions and requirements implementing the Federal Employees Part-Time Career Employment Act of 1978.

SUMMARY: The Department of the Interior (DOI) proposes to issue instructions in the DOI Departmental Manual to govern the operation of a part-time career employment program within the DOI, as required by Pub. L. 95-437, the Federal Employees Part-Time Career Employment Act of 1978 (5 U.S.C. 3401 *et seq.*).

The Act narrows the definition of part-time career employment in the Federal Government from scheduled work of less than 40 hours per week to scheduled work of between 16 and 32 hours per week, requires most Federal agencies to develop and administer a program to expand part-time employment opportunities; and changes the personnel ceiling and fringe benefit

provisions governing part-time career Federal employees.

The Law requires that requirements prescribed for this Program shall be published in the Federal Register, and that an opportunity for interested parties to comment must be provided before they are implemented.

DATES: To be considered before DOI Part-Time Career Employment Program instructions are issued, comments must be received on or before July 28, 1980.

ADDRESS: Send written comments to: Director of Personnel (PPM), Room 5225, Department of the Interior, 18th & C Streets, N.W., Washington, D.C. 20240.

FOR FURTHER INFORMATION CONTACT: Charles E. Moody, Office of Personnel, Department of the Interior, (202) 343-7764.

SUPPLEMENTARY INFORMATION: In this early stage of initial implementation of the Law, the objectives of increased part-time career employment would appear to be served best by the issuance of instructions that are not overly prescriptive. DOI instructions may be supplemented from time to time to provide additional information and guidance. Any substantive changes to the program will be published for comment in the Federal Register before implementation.

Instructions and requirements of the DOI Part-Time Employment Program will become effective and be published in the DOI Departmental Manual (DM) in Part 370, Chapter 340, after comments have been considered.

Dated: May 19, 1980.

William L. Kendig,

Deputy Assistant Secretary of the Interior.

PART 370 DM 340—PART-TIME EMPLOYMENT

Sec.

1.1 Purpose.
1.2 Definitions.
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1.6 Part-time career employment practices.

§ 1.1 Purpose.

These instructions implement Pub. L. 95-437, the Federal Employees Part-Time Career Employment Act of 1978, by establishing a continuing program in the Department of the Interior (DOI) to provide career part-time employment opportunities.

§ 1.2 Definitions.

Part-time career employment means regularly scheduled work of from 16 or 32 hours per week performed by employees in competitive or excepted positions in tenure groups I or II, except positions for which basic pay is fixed at a rate equal to or greater than the minimum rate fixed for grade GS-16.

A. Tenure group I encludes employees serving under career appointments in the competitive service who either have completed probation or are not required to serve a probationary period. It also includes permanent employees in the excepted service whose appointments carry no restrictions or conditions such as a trial period.

B. Tenure group II includes employees in the competitive service who are serving probation under career-conditional and career appointments. It also includes employees in the excepted service who are serving trial periods (or whose tenure is like career-conditional tenure in the competitive service.)

§ 1.3 Policy.

Many individuals in our society possess great productive potential which goes unused because they cannot meet the requirements of a standard workweek. To provide part-time career employment opportunities for such people, it is the policy of the DOI to provide part-time career employment opportunities in positions through grade GS-15 of the General Schedule (or equivalent) and in hourly paid blue-collar positions, subject to agency resource and mission requirements.

§ 1.4 Scope.

The provisions of these instructions are applicable to all DOI offices at headquarters and in the field;-and to all persons newly appointed as part-time permanent employees after April 7, 1979. Part-time employees hired prior to April 8, 1979, are excluded from coverage, unless there is a break in their part-time employment after April 7, 1979.

§ 1.5 Program coordination.

The Director of Personnel, Office of Personnel, is responsible for overall administration of the DOI part-time careeer employment program.

A. The Chief, Division of Employment, Office of Personnel, by delegation from the Director of Personnel, serves the Department coordinator and is responsible for:

(1) Providing Departmentwide coordination of program operations.

(2) Overseeing implementation and operation of program goals and timetables throught the Department.

(3) Preparing required consolidated agency reports on part-time employment.

(4) Responding to bureau requests for advice and assistance on part-time employment.

B. The head of each bureau (and bureau level office) is responsible for:

(1) Establishing a part-time employment program consistent with the intent of Pub. L. 95-437, and DOI requirements.

(2) Ensuring that managers, supervisors, and employees are appropriately informed of the basic ground rules on part-time career employment; and informed of position management and work assignment techniques that can lead to the most productive use of part-time workers.

(3) Designating a bureau coordinator for the program who will, as appropriate:

(a) consult on the bureau's part-time employment program with interested parties in special areas (EEO and Federal Women's Program officials, handicapped program coordinators, etc.) and with employee organizations; maintain with groups interested in promoting part-time employment opportunites.

(b) respond to requests for advice and assistance on part-time employment within the agency.

(c) monitor progress in expanding part-time employment opportunities.

(d) report on part-time employment as required by the Department at the Office of Personnel Management (OPM).

C. The DOI will report twice a year to the Office of Personnel Management on the part-time employment program. The program will be reviewed through internal management evaluations.

§ 1.6 Part-time career employment practices.

Goals and timetables must be established for all bureau programs.

A. On an annual basis, as part of the manpower and budget process, management will set organizational goals for establishing part-time positions or converting full-time positions to part-time, and develop a time-table setting forth interim and final decisions for achieving the goals. Decisions on part-time employment will be based of such factors as mission, occupational mix, workload fluctuations, affirmative action, geographic dispersion, effect on providing services to the public, and employee interest in part-time employment.

B. Positions which became vacant shall be reviewed for feasibility of utilizing part-time career appointments. Part-time positions will be advertised in vacancy announcements. Employees may request and receive consideration to switich from full-time to part-time schedules. Requests should be addressed through supervisors to bureau part-time employment coordinators, and include all reasons for the request. The coordinators, with input from affected management officials, will decide whether or not to grant requests. Employees requesting a change from full-time to part-time employment will be advised by their servicing personnel office of effects on pay and fringe benefits.

C. Effective October 1, 1980, part-time employees will be counted on the basis of the fractional part of the 40-hour week actually worked. For example, two employees each working twenty hours a week will count as one employee.

D. Career part-time employees are entitled to coverage under the Federal Employees Group Life Insurance and Federal Employees Health Benefits Programs. The Government contribution for health insurance of eligible part-time employees will be prorated on the basis of the fraction of a full-time schedule worked, as provided by Office of Personnel Management regulations.

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BILLING CODE 4310-10-M

INTERSTATE COMMERCE COMMISSION

Motor Carrier Temporary Authority Application

Important Notice

The following are notices of filing of applications for temporary authority under Section 10928 of the Interstate Commerce Act and in accordance with the provisions of 49 CFR 1131.3. These rules provide that an original and two (2) copies of protests to an application may be filed with the Regional Office 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 certify 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 ICC Regional Office to which protests are to be transmitted.

Note.—All applications seek authority to operate as a common carrier over irregular routes except as otherwise noted.

Motor Carriers of Property

The following applications were filed in Region 2. Send protests to: ICC, Federal Reserve Bank Bldg., 101 N. 7th St., Room 620, Philadelphia, PA 19106.

MC 146890 (Sub-II-7TA), filed May 14, 1980. Applicant: C & E TRANSPORT, INC., d.b.a. E. Zumstein Co., P.O. Box 27, Lewisburg, OH 45338. Representative: Michael Bromley, Suite 805, 666 11th St., Washington, D.C. 20001. *(1) Animal and poultry feed (except commodities in bulk) and (2) material, equipment and supplies used in the manufacture, distribution or sale of commodities in (1) above (except commodities in bulk),* (a) between the facilities utilized by Eastern Minerals, Inc., in Vance County, NC on the one hand, and, on the other, pts. in CT, DE, IN, KY, MA, MD, ME, NH, NJ, NY, OH, PA, VA, and VT, and (b) between the facilities utilized by Southeastern Milles, Inc., in Decatur County, GA, on the one hand and, on the other, pts. in and east of MN, IA, MO, AR, and LA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shippers: Eastern Minerals, Inc., P.O. Box 1436 Bainbridge, GA. 31717, and Southeastern Minerals, Inc., P.O. Box 506, Bainbridge, GA. 31717.

MC 21866 (Sub-II-17TA), filed May 12, 1980. Applicant: WEST MOTOR FREIGHT, INC., 740 S. Reading Ave., Boyertown, PA 19512. Representative: Alan Kahn, 1430 Land Title Bldg., Phila., PA 19110. *Paper,* from Rhinelander, WI, to the facilities of Chemtrol Adhesives, Inc. at Aurora, OH, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Chemtrol Adhensives, Inc., 180 Lena Drive, Aurora, OH 44202.

MC 119968 (Sub-II-1TA), filed May 14, 1980. Applicant: A. J. WEIGAND, INC., 1046 N. Tuscarawas Ave., Dover, OH 44622. Representative: Andrew Jay Burkholder, 275 E. State St., Columbus, OH 43215. *Liquid chemicals and the materials and supplies utilized in the production of liquid chemicals,* between the facilities of or used by Pacific Resins and Chemicals, Inc. at Newark, OH, on the one hand, and, on the other, points in the U.S. in and east of ND, SD, NE, KS, OK and TX, for 180 days. Supporting shipper: Pacific Resins and Chemicals, Inc., P.O. Box 710, 2100 Cherry Valley Rd., Newark, OH 43055.

MC 144188 (Sub-II-6TA), filed May 14, 1980. 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; irregular: *Such commodities as are manufactured, processed or dealt in by manufacturers of glass, glass products, plastics, chinaware and metal products;* between the facilities of Anchor Hocking Corp. in OH on the one hand, and on the other pts. in AZ, CA, CO, MN, NM, NV, TX, and UT for 180 days. Supporting shipper: Anchor Hocking Corp., 109 N. Broad St., Lancaster, OH 43130.

MC 136077 (Sub-II-1TA), filed May 13, 1980. Applicant: REBER CORP., 2216 Old Arch Rd., Norristown, PA 19401. Representative: Sheri B. Friedman, 1600 Land Title Bldg., 100 S. Broad St., Phila., PA 19110. *Limestone,* from the plant of White Pigment Corp. at West Manchester Twp., York County, PA to pts. in DE, MD, OH, NY, NJ, VA and WV. An underlying ETA seeks 90 days authority. Supporting shippers: White Pigment Corp., R. D. Florence, VT 05744.

MC 14252 (Sub-II-2TA), filed May 12, 1980. Applicant: COMMERCIAL LOVELACE MOTOR FREIGHT, INC., 3400 Refugee Rd., Columbus, OH 43227. Representative: William C. Buckham (same as applicant). *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)* to serve Owensboro, KY and its commercial zone as an off route point in connection with our established regular route operation. An underlying ETA seeks 90 days authority. Supporting shipper(s): Bearing Headquarters Co., 1234 E. 2nd St., Owensboro, KY 42301. Pinkerton Tobacco Co., 1121 Industrial Dr., Owensboro, KY 42301. Harsh Mfg. Co., P.O. Box 927, Owensboro, KY 42301. Modern Methods, Inc., 1120 Swing Rd., Owensboro, KY 42301.

MC 150813 (Sub-II-1TA), filed May 14, 1980. Applicant: C & R EXPRESS, INC., P.O. Box 38, West Jefferson, OH 43162. Representative: Richard H. Brandon, P.O. Box 97, 220 W. Bridge St., Dublin, OH 43017. *Roof and floor joists and beams, and machinery, equipment, materials and supplies used in the manufacture, sale and installation of thereof,* between the plantsite of Trus Joist Corp. at or near Delaware, OH, on the one hand, and, on the other, pts. in the US in and east of WI, IA, MO, AR and LA. An underlying ETA seeks 90 days authority. Supporting shipper(s): Trus Joist Corp., 200 Colomet Dr., Box 357, Delaware, OH 43015.

MC 142559 (Sub-II-16TA), filed May 14, 1980. Applicant: BROOKS TRANSPORTATION, INC., 3830 Kelley Ave., Cleveland, OH 44114. Representative: David A. Turano, 100 E. Broad St., Columbus, OH 43215. *(1) Paper, paper products, wood products, plastics and plastic products and (2) materials, equipment and supplies used in the manufacture and distribution of the commodities in (1) above (except commodities in bulk)* (a) between the facilities of Crown Zellerbach located in CA, and OR, on the one hand, and, on the other, pts. in and east of MN, IA, MO, KS, OK and TX; (b) between the facilities of Crown Zellerbach located in CA and OR, on the one hand, and, on the other, pts. in CA and OR and (c) between the facilities of Crown Zellerbach located in and east of MN, IA, MO, KS, OK and TX, on the one hand, and, on the other, pts. in and east

of MN, IA, MO, KS, OK and TX for 180 days. Supporting shipper(s): Crown Zellerbach, 1 River St., Glens Falls, NY 12801.

MC 138438 (Sub-II-10TA), filed May 12, 1980. Applicant: D. M. BOWMAN, INC., Rt. 2, Box 43A1, Williamsport, MD 21795. Representative: Edward N. Button, 580 Northern Ave., Hagerstown, MD 21740. *Office and recreational fixtures,* from the facilities of Dixie Narco at or near Hagerstown, MD and Ranson and Martinsburg, WV to all points in and east of WI, IA, MO, AR, and LA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Dixie Narco, Subsidiary of Magic Chef, Inc., P.O. Box 460, Ranson, WV 25438.

Note.—Dual operations may be involved.

MC 150794 (Sub-II-1TA), filed May 12, 1980. Applicant: ADVANCE TRANSPORTATION SYSTEMS, INC., 605 N. Wayne Ave., Cincinnati (Lockland), OH 45215. Representative: Boyd B. Ferris, 50 W. Broad St., Columbus, OH 43121. *Automotive parts, and materials, equipment and supplies used in the manufacture of automotive parts (except in bulk),* between the facilities of Ford Motor Company at or near Batavia or Sharonville, OH, on the one hand, and, on the other, pts. in the US east of the Mississippi River. Restricted to the transportation of shipments originating at or destined to the facilities of Ford Motor Company, at or near Batavia or Sharonville, OH. Supporting shipper(s): Ford Motor Company, Batavia Transmission Plant, P.O. Box 387, Batavia, OH 45103.

MC 150501 (Sub-II-2TA), filed May 15, 1980. Applicant: DULANEY INVESTMENTS, INC., Suite 111, 305 W. Chesapeake Ave., Towson, MD 21204. Representative: Charles E. Creager, 1329 Pennsylvania Ave., P.O. Box 1417, Hagerstown, MD 21740. Contract: Irregular: *Bakery mixes, bread mixes, flour and foodstuffs,* (1) From Jersey City, NJ and its commercial zone, to Chicago, IL and its commercial zone; and (2) from points in MN to Jersey City, NJ, and its commercial zone, for the account of Foods, Inc., for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Foods, Inc., 40 Carbon Place, Jersey City, NJ 07305.

MC 135121 (Sub-II-1TA), filed May 16, 1980. Applicant: DODSWORTH, INC., 928 W. 19th St., Erie, PA 16502. Representative: John Guandolo, 1000 16th St. NW., Washington, DC 20036. *General Commodities, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk,* between Erie, Crawford, Venango, and Warren Counties, PA, Ashtabula County, OH, and Chautauqua, NY, on the one hand, and, on the other, points in the States of NY, OH, and PA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are 152 supporting shippers. Their statements may be examined at ICC Regional Office in Philadelphia, PA.

MC 105881 (Sub-II-2TA), filed May 13, 1980. Applicant: MR&R TRUCKING CO., P.O. Box 1000, Staunton, VA 24401. Representative: Francis W. McInerny, Suite 502, 1000 16th St NW., Washington, DC 20036. *Common; regular: General commodities (except those of unusual value, household goods as defined by the Commission, classes A and B explosives, commodities in bulk, and those requiring special equipment)* serving the facilities of Metalux Lighting at or near Eufaula, AL, as an off-route point in connection with carrier's regular routes for 180 days. Applicant intends to tack the authority sought herein with existing authority held under MC-105881. Applicant intends to interline at all present interchange points. An underlying ETA seeks 90 days authority. Supporting shipper(s): Metalux Lighting, P.O. Box 1207, Americus, GA 31709.

MC 78228 (Sub-II-3TA), filed May 8, 1980. Applicant: J MILLER EXPRESS, INC., 926 Greentree Rd., Pittsburgh, PA 15220. Representative: Henry M. Wick, Jr., 2310 Grant Bldg., Pittsburgh, PA 15219. *Iron and steel articles,* from the facilities of Jones & Laughlin Steel Corp. at Pittsburgh and Aliquippa, PA and Youngstown, OH, to IN and IL for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Jones & Laughlin Steel Corp., Room 121, 1600 W. Carson St., Pittsburgh, PA 15263.

MC 107012 (Sub-II-30TA), filed May 7, 1980. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Hwy. 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same as applicant). *Such commodities as are dealt in or used by retail drug stores* from the facilities of Superx Drugs, Inc., at or near Melbourne, FL to Cottonwood and Flagstaff, AZ; Belleville, Benton, Effingham, Harrisburg, Olney, Streator and Washington, IL; Brownsburg, Carmel, Kokomo, Richmond and Rochester, IN; Louisville and South Williamson, KY; Monroe and Wilkesboro, NC; Cincinnati, Mansfield, Marion, Springfield and Waverly, OH; McMinnville, TN; Houston and LaPorte, TX for 180 days. An underlying ETA seeks 90 days authority. Shipper: Superx Drugs, Inc., 175 Tri-County Parkway, Cincinnati, OH 45246.

MC 107012 (Sub-II-29TA), filed May 8, 1980. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Hwy. 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same as applicant). *Toys, decorations, ornaments, knapsacks, tote bags, and materials used in the manufacture of toys,* from King County, WA to Wheeling, IL; St. Paul, MN; Bayonne and Cherry Hill, NJ; and Hauppauge, NY for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: R. Dakin & Co., 499 Point San Bruno St., South San Francisco, CA 94080.

Note.—Common control may be involved.

MC 147993 (Sub-II-2TA), filed May 7, 1980. Applicant: C. H. MASLAND & SONS, P.O. Box 40, 50 Spring Rd., Carlisle, PA 17013. Representative: J. Roger Gratz (same as applicant). *Contract; Irregular: Automobile parts, supplies, accessories, and related articles* from St. Louis, MO to Detroit, MI for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Ford Motor Co., One Parklane Blvd., Parklane Towers East, Suite 200; Dearborn, MI 48126.

MC 144982 (Sub-II-3TA), filed May 12, 1980. Applicant: OHIO PACIFIC EXPRESS, INC., 683 East Broad St., Columbus, OH 43215. Representative: Harry F. Horak, Suite 115, 5001 Brentwood Stair Rd., Fort Worth, TX 76112. *Candy and confectionery in vehicles equipped with mechanical refrigeration,* from Bryan, OH to Dallas and Houston, TX and points in CA, OR and WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Spangler Candy Co., 400 North Portland St., Bryan, OH 43506.

MC 107012 (Sub-II-37TA), filed May 13, 1980. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Hwy. 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same as applicant). *Books, toys, games, paper products, telescopes, microscopes and microscope slides* 1) from the facilities of Western Publishing Co., Inc., at Fayetteville, NC to points in the U.S. in and east of OH, KY, TN, MS and LA; and 2) from the facilities of Western Publishing Co., Inc. at Coffeyville, KS to points in the U.S. in and west of MI, IN, IL, MO, AR, and TX (except AK and HI) for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Western Publishing Co., Inc., 1220 Mound Ave., Racine, WI 53404.

Note.—Common control may be involved.

MC 136343 (Sub-II-6TA), filed May 16, 1980. Applicant: MILTON TRANSPORTATION, INC., P.O. Box 355, Milton, PA 17847. Representative:

Herbert R. Nurick, P.O. Box 1166, Harrisburg, PA 17108. *Cloth, in rolls or cartons, and material, equipment and supplies used in the manufacture, sale, and distribution of cloth* (except in bulk) (1) From Charlotte, Burlington, and Winston-Salem, NC and Michigan City, IN to Moonachie, NJ; (2) From Moonachie, NJ to points in the U.S. east of MN, IA, MO, KS, OK and TX for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Brunner Bros. Co., 240 Anderson Ave., Moonachie, NJ 07074.

MC 107403 (Sub-II-21TA), filed May 16, 1980. Applicant: MATLACK, INC., 10 W. Baltimore Ave., Lansdowne, PA 19050. Representative: Martin C. Hynes, Jr. (same as applicant). *Fish oil residium, in bulk, in tank vehicles,* from Cameron, LA to Nacogdoches, TX, for 180 days. An underlying ETA for 90 days seeks authority. Supporting shipper(s): Zapata Haynie Corp., P.O. Box 4240, Houston, TX 77001.

MC 107012 (Sub-II-32TA), filed May 14, 1980. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Hwy. 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same as applicant). (1) *Toys, games and accessories for toys and games,* and (2) *materials, parts and supplies used in the manufacture of (1) above,* from Seattle, WA to the facilities of Kenner Products at or near Cincinnati, OH for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Kenner Products, Creative Products Group, General Mills, Inc., 1014 Vine St., Cincinnati, OH 45202.

MC 107012 (Sub-II-33TA), filed May 14, 1980. Applicant: NORTH AMERICAN VAN LINES, INC., 5001 U.S. Hwy. 30 West, P.O. Box 988, Fort Wayne, IN 46801. Representative: David D. Bishop (same as applicant). *Motorcycle parts,* from the facilities of Harley Davidson Motor Co. at or near Milwaukee, WI to Brea, CA for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Harley Davidson Motor Co., 3700 W. Jeneau, Milwaukee, WI 53201.

Note.—Common control may be involved.

The following applications were filed in Region 4. Send protests to: ICC, Dirksen Bldg., 219 S. Dearborn St., Room 1386, Chicago, IL 60604.

MC 146753 (Sub-4-3TA), filed April 29, 1980. Applicant: SAM YOUNG, INC., P.O. Box 337, Wolcott, IN 47995. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. *Mineral wool and insulation materials,* from the facilities of Keene Corporation at Kalamazoo, MI to points in the U.S., and materials, equipment and supplies used in the manufacture and distribution of the items named in (1) above (except in bulk) from points in the U.S. to the facilities of Keene Corporation at Kalamazoo, MI. Supporting shipper(s): Keene Corporation, Kalamazoo, MI.

MC 69833 (Sub-4-4TA), filed April 29, 1980. Applicant: ASSOCIATED TRUCK LINES, INC., 200 Monroe Ave. NW., 6th Floor, Grand Rapids, MI 49503. Representative: Harry Pohlad (same as applicant). *Common regular; 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), from Rockford, IL to Minneapolis, MN, over Interstate Hwy. 90 to junction with Interstate Hwy. 94, then over Interstate Hwy. 94 to Minneapolis, MN and return over the same route, serving no intermediate points, and serving the Minneapolis-St. Paul Commercial Zone. Supporting shipper(s): There are 19 supporting shippers.

MC 133689 (Sub-4-16TA), filed April 29, 1980. Applicant: OVERLAND EXPRESS, INC., 8651 Naples St. NE., Blaine, MN 55434. Representative: Anthony E. Young, 29 S. LaSalle St., Suite 350, Chicago, IL 60603. *Electrical goods, accessories, and related articles* from Greeneville and Jefferson City, TN to points in WI. Supporting shipper: Gary W. Warden, Traffic Analyst, Magnavox Consumer Electronics, Snapp Ferry Road, Greeneville, TN 37743.

MC 51146 (Sub-4-43TA), filed May 5, 1980. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Matthew J. Reid, Jr. (same address as applicant). *Such commodities as are dealt in, or used by, manufacturers and distributors of appliances* between the facilities of the Magnavox Corporation at Greenville and Jefferson City, TN on the one hand, and, on the other, points in CT, DE, IL, IN, IA, KY, ME, MD, MA, MI, MN, NH, NJ, NY, OH, PA, RI, VT, WV, WI, and DC. Supporting shipper: Magnavox Corporation, Snap Ferry Road, Greenville, TN 37743.

MC 43963 (Sub-4-1TA), filed May 1, 1980. Applicant: CHIEF TRUCK LINES, INC., 1479 Ripley Street, Lake Station, IN 46405. Representative: James C. Hardman, 33 N. LaSalle St., Chicago, IL 60602. *Metal and metal articles,* between Northbrook, IL, St. Louis, MO, Indianapolis, IN, Middletown, OH, Minneapolis, MN, and Waukesha, WI, on the one hand, and, on the other, points in IN, KY, TN, AL, GA, FL, MS, MO, IL, OH, WI and MN. Supporting shipper: Fullerton Metals Co., 3000 Sherman Rd., North Brook, IL 60062.

MC 110988 (Sub-4-24TA), filed May 1, 1980. Applicant: SCHNEIDER TANK LINES, INC., 4321 W. College Avenue, Appleton, WI 54911. Representative: Patrick M. Bryne, P.O. Box 2298, Green Bay, WI 54306. *Chemicals, in bulk,* from the facilities of Nalco Chemical Company at Chicago and Bedford Park, IL to points in CT, ME, MD, and VT. Supporting shipper: Nalco Chemical Company, 2901 Butterfield Road, Oak Brook, IL 60521.

MC 51146 (Sub-4-39TA), filed May 2, 1980. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Matthew J. Reid, Jr. (same address as applicant). *Wood and coal burning stoves, gas stoves, cast iron cookware, and cast iron lawn furniture* from the facilities of The Atlanta Stove Works, Inc. at Atlanta, GA and Birmingham, AL to points in MN, IA, MI, IL, IN, OH, PA, NY, NJ, NH, CT, MA, and ME. Supporting shipper: The Atlanta Stove Works, Inc., P.O. Box 5354, Atlanta, GA 30307.

MC 146559 (Sub-4-1TA), filed April 17, 1980. Applicant: LARAMEE LEASING AND TRUCKING LIMITED, 107 Manitow Drive, Kitchener, Ontario N2C 1L4. Representative: Sullivan and Leavitt, P.C., 22375 Haggerty Road, P.O. Box 400, Northville, MI 48167. *Glass* from the facilities of LOF Glass, Inc. and LOF Co. located at or near Laurinburg, NC and Toledo, OH to the International Boundaries between the United States and Canada. Supporting shipper: Libbey-Owens-Ford Company, 811 Madison Avenue, Toledo, OH 43695.

MC 116273 (Sub-4-4TA), filed April 24, 1980. Applicant: D & L TRANSPORT, INC., 3800 South Laramie, 60650 Cicero, IL. Representative: William R. Lavery (same as applicant). Authority sought to operate as a common carrier by motor vehicle over irregular routes, transporting letex in bulk, in tank vehicles, from St. Clair, MI, to Bellwood, IL, Supporting shipper: St. Clair Rubber Company 1765 Michigan Ave., Marysville, MI 49040.

MC 128049 (Sub-4-1TA), filed May 2, 1980. Applicant: HAROLD A. MILLER, P.O. Box 623, Moorhead, MN 56560. Representative: Richard P. Anderson, 502 First National Bank Bldg., Fargo, ND 58126. *Contract:* Irregular: *Soda ash* (except in bulk, in tank vehicles), from Westvaco (near Green River), WY, to the facilities of American Crystal Sugar Company at or near Moorhead, Crookston and East Grand Forks, MN, and Drayton and Hillsboro, ND. An underlying ETA seeks 90 days authority.

Supporting shipper: American Crystal Sugar Company, 101 North 3rd Street, Moorhead, MN 56560.

MC 123133 (Sub-4-1TA), filed April 24, 1980. Applicant: DENNY TRANSPORT, INC., 3405 Industrial Parkway, Jeffersonville, IN 47130. Representative: John M. Nadar, 1600 Citizens Plaza, Louisville, KY 40202. *Paint, in bulk, in tank vehicles,* from the facilities of the Inmont Corporation, at or near Cincinnati, OH to Baltimore, MD. An underlying ETA seeks 90 days authority. Supporting shipper: Inmont Corporation, 1754 Dana Avenue, Cincinnati, OH 45207.

MC 108393 (Sub-4-5TA), filed May 2, 1980. Applicant: SIGNAL DELIVERY SERVICE, INC., 201 East Ogden Avenue, Hinsdale, Illinois 60521. Representative: Thomas B. Hill, (same as applicant). *Contract irregular: Electrical and Gas appliances, parts of electrical and gas appliances and equipment, materials and supplies used in the manufacture, distribution and repair of electrical and gas appliances.* Between Evansville, IN on the one hand and on the other hand, all points in TX and OK under continuing contract or contracts with Whirlpool Corporation. Supporting shipper: Whirlpool Corporation, 2000 US 33 North Benton Harbor, MI 49022. Hearing site: Chicago, IL or Washington, D.C.

Note.—Common control and dual operations may be involved.

MC 146753 (Sub 4-2TA), filed April 29, 1980. Applicant: SAM YOUNG, INC., P.O. Box 337, Wolcott, IN 47995. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. *Paper and paper products,* from the facilities of Roosevelt Paper Company at or near Philadelphia, PA; Cincinnati, OH; Forest Park, IL; Atlanta, GA; and Miami, FL to points in the U.S. (except AK and HI); and *materials, equipment and supplies* used in the manufacture and distribution of the commodities named in (1) above, from points in the U.S. to the facilities of Roosevelt Paper Company at or near Philadelphia, PA; Cincinnati, OH; Forest Park, IL; Atlanta, GA; and Miami, FL. Supporting shipper: Roosevelt Paper Co. 7601 State Rd, Philadelphia, PA.

MC 108393 (Sub 4-4TA), filed April 23, 1980. Applicant: SIGNAL DELIVERY SERVICE, INC., 201 East Ogden Avenue, Hinsdale, Illinois 60532. Representative: T. B. Hill (same as applicant). *Contract irregular general commodities* (except commodities in bulk, in tank vehicles; class A and B explosives; household goods as that term is defined by the Commission and commodities requiring special equipment) between Philadelphia, PA and its commercial zone on the one hand, on the other, Alexandria, VA, under continuing contract or contracts with West Coast Shippers Association, Inc. Supporting shipper: West Coast Shippers Association, Inc., 2000 S. 71st St. Philadelphia, PA 19142.

Note.—Common control and dual operations may be involved.

MC 150603 (Sub 4-1TA), filed April 18, 1980. Applicant: ARNOLD TUNE D/B/A TUNE TRUCKING, R.R. #1, Kasson, Minnesota 55944. Representative: Richard D. Howe, 600 Hubbell Building, Des Moines, IA 50309. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: (1) *Concrete batchers, mixers, hoppers and bins,* and (2) *materials, supplies and parts used in the manufacture and distribution of the commodities in* (1), from the facilities of McNeilus Truck and Manufacturing, Inc. at Dodge Center, MN, to points in CO, CT, GA, IL, MO, ND, OH, SD, TX, and WI. Supporting shipper: McNeilus Truck and Manufacturing, Inc. Dodge Center, MN 55927.

MC 51146 (Sub 4-41TA), filed May 1, 1980. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Matthew J. Reid, Jr. (same address as applicant). *Such commodities as are dealt in, or used by, manufacturers and distributors of household and electrical appliances* between Kansas City, KS and Albany, Sedalia, Sweet Springs, and Warrensburg, MO on the one hand, and, on the other, points in the United States in and east of ND, SD, NE, KS, OK, and TX. Supporting shipper: Rival Manufacturing Company, 36th and Bennington, Kansas City, MO 64129.

MC 51146 (Sub 4-42TA), filed May 1, 1980. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Matthew J. Reid, Jr. (same address as applicant). *Dairy products* from Green Bay, WI to points in OH, MI, NE, and MO. Supporting shipper: Topco Associates, Inc., 7711 Gross Point Road, Skokie, IL 60077.

MC 51146 (Sub 4-40TA), filed May 1, 1980. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Matthew J. Reid, Jr. (same address as applicant). *Mops and mop handles* from Chicago, IL and Sebring, OH to Milwaukee, WI. Supporting shipper: Brielmaier Supply Company, 1303 N. 4th Street, Milwaukee, WI 53212.

MC 150419 (Sub-4-1TA), filed May 2, 1980. Applicant: LEE TRUCKING, INC., 246 E. Washington St., Mooresville, IN 46158. Representative: Michael S. Vollmer, 421 Bray Rd., Mooresville, IN 46158. *Such commodities as are dealt in by wholesale and retail lumber stores and insulation dealer's,* (1) from Mooresville, Ind. to points in KY, IL, PA, W. VA, OH, MICH, IN, MO, ARK, IA, WIS, TENN; and (2) from points in KY, IL, IA, PA, W. VA, OH, MICH, IN, MO, ARK, WIS, and TENN to Mooresville, IN. Supporting shipper: Cellulose Manufacturing, Inc., 1155 Old St. Rd., 67 S., Mooresville, IN 46158.

MC 143739 (Sub-4-1TA), filed April 29, 1980. Applicant: SHURSON TRUCKING CO., P.O. Box 147, New Richland, MN 56072. Representative: William L. Fairbank, 1980 Financial Center, Des Moines, IA 50309. *Meat and meat products* from Omaha and Schuyler, NE, and Spencer, IA, to Albert Lea, MN for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Interstate Meat Service, Inc., 2309 Myers Road, Albert Lea, MN 56007.

MC 110923 (Sub-4-1TA), filed April 29, 1980. Applicant: ALBERT LIVEK, d.b.a. AL LIVEK'S TRUCKING SERVICE, 808 Harrison Street, Kewanee, IL 61443. Representative: Edward D. McNamara, Jr., 907 South Fourth Street, Springfield, IL 62703. *Liquid fertilizer* from Buffalo, Iowa to the Illinois counties of Fulton, Knox, McDonough, Mercer, Rock Island, Henry, Warren, Stark, and Peoria, from Burlington, Ft. Madison, Dubuque, Clinton, Bellevue, and Washington, Iowa to points in the state of Illinois, and from Davenport, Iowa to Wyoming and Bradford, Illinois; *dry fertilizer* from Washington, Burlington, Ft. Madison, Clinton, Bellevue, and Dubuque, Iowa to points in the state of Illinois, from Muscatine, Iowa to Galva, Lafayette, Ulah, and Kewanee, Illinois, and from Davenport, Iowa to Wyoming and Bradford, Illinois; *anhydrous ammonia* from Washington, Burlington, Ft. Madison, Clinton, Bellevue, and Dubuque, Iowa to points in the state of Illinois. Supporting shippers: There are six supporting shippers.

MC 103993 (Sub-4-12TA), filed April 29, 1980. Applicant: MORGAN DRIVE-AWAY, INC., 28651 U.S. 20 West, Elkhart, IN 46515. Representative: James B. Buda (same as above). *Dimensional lumber and containers* between the plantsite of Wimi Lumber Corporation, at or near Elkins, WV on the one hand, and on the other, Baltimore, MD. Supporting shipper: Wimi Lumber Corporation, Elkins, WV.

MC 150107 (Sub-4-2TA), filed May 5, 1980. Applicant: MARVIN C. VAN KAMPEN. D.B.A. M.C. VAN KAMPEN TRUCKING, 4495 Herman SW., Wyoming, MI 49509. Representative: Donald L. Stern, Stern & Becker, P.C.,

Suite 610, 7171 Mercy Road, Omaha, NE 68106. *Paper, on rolls,* from Tyrone, PA and Jay, ME, to the facilities of George F. Valassis & Co. at Livonia, MI. Applicant has filed an underlying ETA 90 days of operating authority. Supporting shipper: George F. Valassis & Co., 35955 Schoolcraft Road, Livonia, MI 48150.

MC 146643 (Sub-4-15TA), filed May 7, 1980. Applicant: INTER-FREIGHT TRANSPORTATION, INC., 655 East 114th St., Chicago, IL 60628. Representative: Donald B. Leviene, 39 S. LaSalle St., Chicago, IL 60603. *Contract; irregular; Printed matter and material, equipment and supplies used in the manufacture, sale and distribution of printed matter (except commodities in bulk),* between the facilities utilized by Rand McNally and Company at or near Chicago, Downers Grove, Naperville and Skokie, IL; Hammond and Indianapolis, IN; Muscatine, IA; Versailles and Lexington, KY; Taunton, MA; Ossining, NY and Nashville, TN, on the one hand, and, on the other, points in the U.S. in and East of ND, SD, NE, KS, OK and TX. Supporting shipper: Rand McNally and Company, 8255 N. Central Park Avenue, Skokie, IL 60076.

MC 55709 (Sub-4-2TA); filed April 1, 1980. Applicant: ANDING TRANSIT, INC., P.O Box 112, Arena, Wisconsin 53503. Representative: James A. Spiegel, Attorney, Olde Towne Office Park, 6425 Odana Road, Madison, Wisconsin 53719. *Foodstuffs* (except commodities in bulk) and *materials, equipment* and *supplies* used in the manufacture and distribution of foodstuffs (except commodities in bulk), between Arena, WI and various points in AL, AZ, CA, DE, FL, GA, LA, ME, MD, MS, MT, NV, NH, NM, NC, OK, OR, RI, SC, TX, VT, VA, WA, WV. Restriction: Restricted to shipments originating at or terminating at the facilities of M & L Cold Storage, Inc., Arena, WI. Supporting shipper: M & L Cold Storage Inc Arena, WI.

MC 150709 (Sub-4-1TA); filed May 1, 1980. Applicant: LePIER OIL CO., INC., 320 East 1st Street, Fosston, MN 56542. Representative: Kip B. H. Erickson, 502 First National Bank Bldg., Fargo, ND 58126. *Petroleum products,* in bulk, in tank vehicles (except liquefied petroleum gas) from points in MN, Superior, WI, and West Fargo and Grand Forks, ND, to points in MN and points in ND on and east of ND Hwy. 1 An underlying ETA seeks 90 days authority. Supporting shippers: Their are 36 supporting shippers.

MC 103993 (Sub-4-7TA); filed March 31, 1980. Applicant: MORGAN DRIVE-AWAY, INC., 28651 U.S. 20 West, Elkhart, Indiana 46515. Representative: James B. Buda, Attorney at Law, 28651 U.S. 20 West, Elkhart, Indiana 46515. *Motor vehicles* In truckaway service, from Hemet, CA to Elkhart, IN. Supporting shipper: Skyline Corp., 2520 Bypass Rd. Elkhart IN. 46514.

MC 103993 (Sub-4-13TA); filed May 7, 1980. Applicant: MORGAN DRIVE-AWAY, INC., 28651 U.S. 20 West, Elkhart, IN 46515. Representative: James B. Buda (same as above). *Materials, equipment, and supplies used in the manufacture, sale, and distribution of metal buildings and metal building parts* (except commodities in bulk), from the plantsite of Bethlehem Steel at or near Sparrows Point, MD, to the plantsites of Butler Manufacturfing Company at or near Annville, PA and Birmingham, AL. Supporting shipper: Butler Manufacturing Company, Annville, PA and Birmingham, AL.

MC 133689 (Sub-4-17TA); filed May 6, 1980. Applicant: OVERLAND EXPRESS, INC., 8651 Naples St. NE., Blaine, MN 55434. Representative: Robert P. Sack, P.O Box 6010, West St. Paul, MN 55118. *Materials, supplies and equipment used in the production of corn starch and dehydrated corn syrup,* from Covington, VA; Marshall, TX; Cattlesburg, KY; Genevieve, MO; St. Louis, MO; Hutchinson, KS; Chicago, IL; Pine Bluff, AR; Middletown, OH; Hoboken NJ; Kirkwood, MO; and Midland, MI to Keoluk, IA. Supporting shipper: Hubinger, 601 Main St., Keokuk, IA 52632.

MC 146969 (Sub-4-3TA); filed April 23, 1980. Applicant: STAN KOCH & SONS TRUCKING, INC., 4901 Excelsior Boulevard, Minneapolis, MN 55416. Representative: Stanley C. Olsen, Jr., Gustafson & Adams, P.A., 7400 Metro Boulevard, Suite 411, Edina, MN 55435. *Tool boxes* from Jonesboro, AR to points in IA, IN, MI, MN, ND, OH, SD and WI. Supporting shipper: Cosmos Hardware and Supply Co., 4901 Excelsior Boulevard, Minneapolis, MN 55416.

MC 150629 (Sub-4-1TA), filed April 21, 1980. Applicant: C. D. GAMMON COMPANY, 531 Winthrop St., Addison, IL 60101. Representative: William D. Brejcha, 10 S. LaSalle Street, Suite 1600, Chicago, IL 60603. Contract-irregular—*Such commodities as are manufactured or distributed by manufacturers and fabricators of ferrous and non-ferrous metals* (except in bulk), between points in the Chicago, IL Commercial Zone on the one hand, and, on the other, points in IA, IL, IN, MI and WI, restricted to traffic moving under continuing contracts with Inryco, Inc. and Jones and Brown Company. Supporting Shippers: Inryco, Inc., 4101 West Burnham Street, P.O. Box 393, Milwaukee, WI 53201; Jones & Brown Company, 568 West Winthrop, Addison, IL 60101.

MC 118253 (Sub-4-1TA), filed April 24, 1980. Applicant: S. F. DOUGLAS TRUCK LINES CO., 587 First St. S.W., New Brighton, MN. Representative: Samuel Rubenstein, Post Office Box 5, Minneapolis, MN 55440. *Foodstuffs* from Glencoe, MN, to points in MT, ND, SD and the upper peninsula of MI. Supporting shipper: The Pillsbury Company, Le Sueur, MN.

MC 124669 (Sub-4-1TA), filed April 23, 1980. Applicant: TRANSPORT INC OF SOUTH DAKOTA, 100 South Marion Road, Sioux Falls, SD 57107. Representative: Claude Stewart, P.O. Box 480, Sioux Falls, SD 57101. *Liquid fertilizer,* in bulk, in tank truck equipment; From: Madison, S.D. To: Points in IA, MN and ND. Supporting shipper: Terra Chemicals International, Inc., 4th and Jackson St., Sioux City, IA 51101.

MC 146510 (Sub-4-5TA), filed April 21, 1980. Applicant: UNIVERSAL CARTAGE, INC., 640 W. Ireland Road, South Bend, IN 46680. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. (1) *Electrical switch and outlet boxes and materials and supplies used in the installation of electrical switch and outlet boxes,* From the facilities of Raco, Inc. at South Bend, IN to Clearfield, UT, Syracuse, NY, Carnegie, PA, Boston, MA, Norwich, CT, Carlstadt, NJ, Pensauken, NJ, Baltimore, MD, Greensboro, NC, Norcross, GA, Houston, TX, Miami, FL, New Orleans, LA, San Francisco, CA, Los Angeles, CA, Seattle, WA, Chicago, IL, St. Louis, MO, Louisville, KY, Cleveland, OH, Dayton, OH, Columbus, OH, Detroit, MI, Cincinnati, OH, Milwaukee, WI, Minneapolis, MN, St. Paul, MN, Toledo, OH, Des Moines, IA, Cedar Rapids, IA, Waterloo, IA, NY, NY, and Elkhart, IN. (2) *Materials and equipment used in the manufacture and distribution of the items named in (1) above:* From North Tonawanda, NY, Willow Grove, PA, Palmerton, PA, Maspeth, NY, Boston, MA, Naugatuck, CT, Landisville, PA, Abbington, PA, E. Palestine, OH, Lexington, OH, Cleveland, OH, Kenilworth, NJ, Succasunna, NJ, Derby, CT, Shelton, CT, Pawtucket, RI, Chicago, IL, Rockford, IL, Beaver Dam, WI, Franklin, OH, Twinsburg, OH, and Atlanta, GA to the facilities of Raco, Inc. at South Bend, IN. Restriction: Restricted to service to be performed under a contract with Raco, Inc. Supporting shipper, Raco, Inc., 3902 Sample St., South Bend, IN.

MC 146643 (Sub-4-16TA), filed May 6, 1980. Applicant: INTER-FREIGHT

TRANSPORTATION, INC., 655 East 114th St., Chicago, IL 60628. Representative: Donald B. Levine, 39 S. LaSalle St., Chicago, IL 60603. *Contract irregular: Such commodities as are dealt in by wholesale and retail chain grocery and food business houses,* from Chicago and Bridgeview, IL, to points in MI, OH, PA, MO and KS. Supporting shipper: Topco Associates, Inc., 7711 Gross Point Road, Skokie, IL 60077.

MC 150663 (Sub-4-TA), filed May 2, 1980. Applicant: JAMES LUCAS, 4060 E. Leonard Road NE., Grand Rapids, MI 49506. Representative: George A. Pendleton, P.O. Box 51, 5116 Brookgate NW., Comstock Park, MI 49321. *Dry fertilizer, in bags or in bulk,* between Terre Haute, IN, Joliet, IL, Toledo, OH, and Cincinnati, OH, on the one hand, and, on the other, points in MI. An underlying ETA seeks 90 days authority. Supporting shipper: Farm Bureau Services, Inc., P.O. Box 30960, Lansing, MI 48909.

MC 143471 (Sub-4-6TA), filed May 6, 1980. Applicant: DAKOTA PACIFIC TRANSPORT, INC., 308 W. Blvd., Rapid City, SD 57701. Representative: J. Maurice Andren, 1734 Sheridan Lake Rd., Rapid City, SD 57701. *Contract;* Irregular; *Gypsum, Gypsum Products and Building Materials* From Medicine Lodge, Kansas to points in WY and MT, under contract with Gold Bond Building Products, Division of National Gypsum. Supporting shipper: Gold Bond Building Products, Division National Gypsum Company, 2001 Rexford Rd., Charlotte, NC 28211.

MC 143471 (Sub-4-5TA), filed May 5, 1980. Applicant: DAKOTA PACIFIC TRANSPORT, INC., 308 W. Blvd., Rapid City, SD 57701. Representative: J. Maurice Andren, 1734 Sheridan Lake Rd., Rapid City, SD 57701. *Contract;* Irregular; *Gypsum, Gypsum Products and Building Materials* From Fort Dodge, IA and Matteson, IL to points in ND, SD, NE, WY AND MT under contract with Gold Bond Building Products, Division of National Gypsum. Supporting shipper: Gold Bond Building Products, Division National Gypsum Company, 2001 Rexford Road, Charlotte, NC 28211.

MC 142715 (Sub-4-7), filed May 6, 1980. Applicant: LENERTZ, INC., P.O. Box 479, South St. Paul, MN 55075. Representative: K. O. Petrick, P.O. Box 479, South St. Paul, MN 55075. *Paper, paper products, cellulose products and textile softeners.* From Cedar Rapids and Des Moines, IA and Arden Hills and New Brighton, MN to points in the U.S. in and east of ND, SD, NE, CO, OK and TX. Restricted to traffic originating at the facilities utilized by Procter & Gamble Distributing Company at the named origins and destined to points in the named states. Supporting shipper: Procter & Gamble Distributing Company, P.O. Box 599, Cincinnati, OH 45301.

MC 125894 (Sub-4-1TA), filed May 6, 1980. Applicant: J & R SCHUGEL TRUCKING, INC., 310 Water Street, New Ulm, MN 56073. Representative: Robert S. Lee, 1000 First National Bank Bldg., Minneapolis, MN 55402. *Feed and Feed Ingredients* from Minneapolis, MN to all points in MI. Supporting shipper: Cargill, Inc., P.O. Box 9300, Dept. 2, Minneapolis, MN 55440.

MC 106674 (Sub-4-13TA), filed May 5, 1980. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, IN 47977. Representative: Jerry L. Johnson (same address as applicant). *Plumbing fixtures, garbage disposals and water coolers* between the facilities of Elkay Manufacturing Company located at or near Lanark, IL, on the one hand, and, on the other, points in AL, IN, KY, MI, OH, and TN. Supporting shipper: Elkay Manufacturing Company, 2700 S. 17th Avenue, Broadview, IL 61153.

MC 133855 (Sub-4-2TA), filed May 6, 1980. Applicant: GERALD G. WOOD d.b.a. WOOD & SONS, Route 1, Sun Prairie, WI 53590. Representative: John L. Bruemmer, 121 West Doty Street, Madison, WI 53703. *Contract irregular: (1) Simulated brick panelling* from the facilities of Innovative Construction Systems, Inc. at Lake Mills, WI to points in the U.S. in and east of ND, SD, NE, KS, OK and TX. (2) *Pressed fiber sheathing board* from Chicago, IL and points in its Commercial Zone, Meridian, MS and St. Louis, MO to the facilities of Innovative Construction Systems, Inc. at Lake Mills, WI; All under a continuing contract with Innovative Construction Systems, Inc. Innovative Construction Systems, P.O. Box 544, Lake Mills, WI 53551.

MC 133855 (Sub-4-1TA), filed May 6, 1980. Applicant: GERALD G. WOOD d.b.a. WOOD & SONS, Route 1, Sun Prairie, WI 53590. Representative: John L. Bruemmer, 121 West Doty Street, Madison, WI 53703. *Contract irregular: Scales* from the facilities of Derlein Industries, Inc., at or near Madison, WI, to points in the U.S. (except AK and HI) under a continuing contract with Derlein Industries, Inc. Supporting shipper: Derlein Industries, Inc., 2425-2 South Stoughton Rd, Madison, WI 53716.

MC 126555 (Sub-4-11-TA), filed May 7, 1980. Applicant: UNIVERSAL TRANSPORT, INC., P.O. Box 3000, Rapid City, South Dakota 57709. Representative: Truman Stockton, Stockton and Lewis, 1650 Grant Street Building, Denver, CO 80216. *Solvents, Petrochemicals, Chemicals,* Between Colorado on one hand and TX, KS, OK, CA and IL and WY on the other hand. Supporting shipper: Independent Petrochemical Corporation, 3350 S. Zuni, Englewood, Colorado 80110.

MC 126555 (Sub-4-10TA), filed May 7, 1980. Applicant: UNIVERSAL TRANSPORT, INC., P.O. Box 3000, Rapid City, South Dakota 57709. Representative: Truman Stockton, Stockton and Lewis, 1650 Grant Street Building, Denver, CO 80216. *Steel and Steel Articles,* between Minnesota, North Dakota, Montana, Wyoming, Iowa, Nebraska, Colorado, South Dakota and Utah. Supporting shipper: Egger's Steel, 909 S. Seventh Avenue, Sioux Falls, South Dakota, 57101.

MC 15975 (Sub-4-4) filed May 7, 1980. Applicant: BUSKE LINES, INC., 123 W. Tyler Ave., Litchfield, IL 62056. Representative: Howard H. Buske (same address as applicant). *Alcoholic liquors (except in bulk, in tank vehicles), and materials, equipment and supplies used in the manufacture and distribution of alcholic liquors,* from Bardstown, KY, to points in IL, IN, IA, GA, FL, MO, MI, OH, PA, WV and WI. An underlying ETA seeks up to 90 days authority. Supporting shipper(s): Barton Brands, Ltd., 200 S. Michigan Ave., Chicago, IL; and "21" Brands, Inc., New York, New York.

MC 106674 (Sub-4-12TA), filed May 5, 1980. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, IN 47977. Representative: Jerry L. Johnson (same address as applicant). *Particle Board, Fiber Board built-up and built-up woods including faced or finished, and materials, equipment & supplies used in the manufacture and distribution of the above named commodities* between Towanda, PA on the one hand, and, on the other, points in and east of MI, IL, KY, TN, and GA. Supporting shipper: Masonite Corporation, P.O. Box 311, Towanda, PA 18848.

MC 8515 (Sub-4-2TA), filed May 7, 1980. Applicant: TOBLER TRANSFER, INC., Junction Interstate 80 and Illinois 89, Spring Valley, IL 61362. Representative: Leonard R. Kofkin, 39 South La Salle Street, Chicago, IL 60603. *Alcoholic liquors (except in bulk) and materials and supplies used in the production thereof (except in bulk);* between points in AR, IL, KY, and LA on the one hand, and, on the other, points in AR, IL, KY, LA, MT, WY, CO, NM, AZ, CA, TX, OK, KS, NE, SD, ND, MN, IA, MO, WI, TN, MS, AL, FL, GA, SC, NC, WV, PA, NY, OH, IN, and MI.

Supporting shipper: Hiram Walker & Sons, Inc., P.O. Box 479, Peoria, IL 61651.

MC 106674 (Sub-4-14TA), filed May 6, 1980. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123, Remington, IN 47977. Representative: Jerry L. Johnson (same address as applicant). *Furniture parts and components and materials, equipment and supplies, used in the manufacture of furniture parts and components* between Social Circle, GA; Atlanta, GA; Cincinnati, OH; Mason, OH; Nicholasville, KY; Winchester, KY; and Nashville, TN; on the one hand, and, on the other, points in AL, FL, GA, IL, IN, KY, MA, MI, MO, MS, NC, NJ, NY, OH, PA, SC, TN, VA, and WV. Supporting shipper: Leggett and Platt, Inc., P.O. Box 757, Carthage, MO 64836.

MC 20824 (Sub-4-1TA), filed May 6, 1980. Applicant: COMMERCIAL MOTOR FREIGHT, INC. OF INDIANA, 2141 S. High School Rd., Indianapolis, IN 46241. Representative: Alki R. Scopelitis, 1301 Merchants Plaza, Indianapolis, IN 46204. *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 Marshall, Paris and Robinson, IL, as off-route points in connection with carrier's authorized regular-route operations. An underlying ETA seeks 90 days authority. Suporting shipper(s): there are 14 supporting shippers.

MC 97251 (Sub-4-2TA); filed May 6, 1980. Applicant: TURNER TRUCKING COMPANY, INC., 1215 W. Main St., Lebanon, IN 46052. Representative: Alki E. Scopelitis, 1301 Merchants Plaza, Indianapolis, IN 46204. *Steel forgings,* from Champaign, IL, to Lafayette, IN. An underlying ETA seeks 90 days authority. Supporting shipper: Fairfield Manufacturing Company, Inc., U.S. Hwy 52 South, Lafayette, IN 47902.

MC 127812 (Sub-4-1), filed May 8, 1980. Applicant: TYSON TRUCK LINES, INC., 185-5th Ave. S.W., New Brighton, MN 55112. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN 55118. *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 Minneapolis-St. Paul, MN and points in the Commercial Zone as defined by the Commission on the one hand, and, on the other hand, Fargo, Southwest Fargo, and West Fargo, ND; Arlington, Brandon, Brookings, Cavour, Colman, DeSmet, Ellis, Huron, Iroquois, Lake Preston, Madison, Mitchell, Sioux Falls, Tea, SD; Albertville, Allen, Alma Center, Almena, Alpha, Altoona, Amery, Anson, Arland, Atlas, Augusta, Baldwin, Balsam Lake, Bangor, Barron, Barronett, Bateman, Beldenville, Birchwood, Black River Falls, Blair, Bloomer, Boardman, Boyceville, Boyd, Brackett, Bruce, Burkhardt, Cadott, Cameron, Campia, Canton, Centuria, Chetek, Chippewa Falls, Cristie, Clam Falls, Clayton, Clear Lake, Cleghorn, Cobban, Colfax, Comstock, Connersville, Conrath, Cornell, Crescent, Cumberland, Curtiss, Cushing, Cylon, Dallas, Deer Park, Deronda, Downing, Downsville, Dresser, Eagle Point, Eagleton, E. Farmington, Eau Claire, Edson, Eidsvoild, Eleva, Elk Creek, Elk Mound, Ellsworth, Emerald, Erin, Fairchild, Fall City, Fall Creek, Falun, Forest, Foster, Frederic, Gilman, Glen Flora, Glenwood City, Grantsburg, Greenwood, Hammond, Hannibal, Hatfield, Haugen, Haulton, Hawkins, Hersey, Hillsdale, Hixton, Holcombe, Horse Creek, Hudson, Humbird, Ingram, Island Lake, Jackson County Iron Mine, Jim Falls, Joel, Jump River, Knapp, Ladysmith, Lafayette, Lake Hallie, Lewis, Little Falls, Longwood, Loraine, Loyal, Luck, Lundington, Martell, Menomonie, Menomonie Jct., Merrillan, Milltown, Milston, Mondovi, Neilsville, New Auburn, New Centerville, New Richmond, N. Hudson, N. Menomonie, Nye, Osceola, Osseo, Owen, Poskins, Prairie Farm, Prescott, Presto, Price, Range, Reeve, Rice Lake, Richardson, Ridgeland, River Falls, Roberts, Rush, Russell Corners, St. Croix Falls, Sand Creek, Sarona, Sheldon, Shell Lake, Siren, Somerset, Sparta, Spooner, Stanley, Star Prairie, Sturm, Thorp, Tilden, Tomah, Tony, Trade Lake, Trade River, Trimbelle, Turtle Lake, Ubet, Wanderoos, Warrens, Weyerhauser, Willard, Wilson, Withee, Woodville, Wyeville, WI. Authority sought in this application is intended to be tacked with the applicant's current irregular route authority in MC-127812 and the subs thereto. Applicant also intends to interline with other carriers at interchange points of Minneapolis-St. Paul, MN. There are 24 supporting shippers. An underlying ETA seeks 90 day authority.

MC 147572 (Sub-4-1TA), filed May 8, 1980. Applicant: COUNTRY LEASING, INC., 8206 Park Avenue, Allen Park, MI 48101. Representative: Alex J. Miller, P.O. Box 244, Bloomfield Hills, MI 48013. *Contract irregular cake, donut, frosting and other prepared mixes and the ingredients used therein,* over between Wright City, MO, Battle Creek, Detroit and Monroe, MI, Chicago, Decatur and Batavia, IL, Burlington, IA and their commercial zones. Supporting shipper: Amendt Milling Company, 317 W. Front St., Monroe, MI 48161.

MC 150570 (Sub-4-1), filed May 8, 1980. Applicant: C. U. TRUCKING COMPANY, 1805 Dot, McHenry, IL 60050. Representative: Douglas G. Brown, P.C., The INB Center, Suite 555, One North Old State Capitol Plaza, Springfield, IL 62701. *Dry bulk cement* from Milwaukee, WI to Park City and McHenry, IL. Supporting shipper(s): Enterprise Ready Mix Company, Inc., 600 S. Chestnut, Park City, IL 60085. McHenry Ready Mix Company, Inc., 1819 Dot, McHenry, IL 60050.

MC 139440 (Sub-4-1TA), filed May 8, 1980. Applicant: HAMMOND YELLOW & CHECKERED CAB, INC. d.b.a. Airport Limousine, 5850 Calumet Avenue, Hammond, Indiana. Representative: Donald W. Smith, P.O. Box 40248, Indianapolis, IN 46240. Regular routes: (1) *Passengers,* Beginning at Highland, IN at Ridge Road and Indianapolis Boulevard, thence west on Ridge Road to Hohman Avenue, Munster, IN, thence north on Hohman Avenue to Hammond, IN, thence north to 144th Street and Hohman Avenue, thence east on 144th Street to entrance to the Indiana Toll Road, thence over the Indiana Toll Road to Dan Ryan Expressway, thence over the Dan Ryan Expressway to points in Chicago, IL, and return over the same route. Irregular routes: (2) *Passengers and their baggage,* beginning and ending at points in Cook County, IL and extending to points in WI, MO, IN, MI, and KY; and beginning and ending at points in Lake County, IN and extending to points in WI, MO, MI, KY, and IL.

MC 64932 (Sub-4-4TA), filed May 8, 1980. Applicant: ROGERS CARTAGE CO., 10735 South Cicero Avenue, Oak Lawn, IL 60453. Representative: Allan C. Zuckerman, 39 South LaSalle Street, Chicago, IL 60603. *Liquid Chemicals,* in bulk, in tank vehicles, from the facilities of Jefferson Chemical Co., at Austin, Conroe, and Port Neches, TX, to OH. An underlying ETA seeks 90-day authority. Supporting shipper: Tag Chemicals Co., 1033 South Avenue, Toledo, OH 43609.

MC 149170 (Sub-4-6TA), filed May 8, 1980. Applicant: ACTION CARRIERS, INC., 1000 East 41st Street, Sioux Falls, SD 57105. Representative: Carl L. Steiner, 39 South LaSalle Street, Chicago, IL 60603. *Such commodities as are dealt in by retail or discount department stores (except commodities in bulk)* between points in MN, SD, ND, IA, WI, IL, IN, OH, MI and TX, restricted to traffic originating at or destined to the facilities of Target Stores, a Division of Dayton-Hudson Corporation. Supporting shipper: Target Stores, a Division of

Dayton-Hudson Corporation, 7120 Highway 65NE, Fridley, MN 55432.

MC 121082 (Sub-4-1) filed May 8, 1980. Applicant: ALLIED DELIVERY SYSTEM, INC., 2201 Fenkell, Detroit, MI 48238. Representative: Robert E. McFarland, 999 West Big Beaver Road, Suite 1002, Troy, MI 48084. *Drugs, hospital supplies, intravenous solutions, and toilet preparations,* from Detroit, MI, to points in OH on and north of US-36 for Abbott Laboratories, Inc. Supporting shipper: Abbott Laboratories, Inc., Dept. 277, 1400 North Sheridan Road, North Chicago, IL 60064.

MC 146962 (Sub-4-1), filed May 8, 1980. Applicant: MULDER TRUCKING COMPANY, Prinsburg, Minnesota 56281. Representative: Samuel Rubenstein, Post Office Box 5, Minneapolis, MN 55440. *Contractors machinery, equipment and supplies, including road construction equipment* between Prinsburg, MN; Laramie, WY; and Glendive, MT. Supporting shippers: Duininck Bros. & Gilchrist, Prinsburg, MN 56281.

MC 126140 (Sub-4-1), filed May 8, 1980. Applicant: TRANS-PETRO, INC., Box 124, Wood River, IL 62905. Representative: Michael W. O'Hara, 300 Reisch Building, Springfield, IL 62701. Contract, irregular: *Road oil and asphalt* in tank vehicles in bulk, from Wood River, IL to Troy, MO. Supporting shipper: Louis Marsch, Inc., P.O. Box 183, Morrisonville, IL 62546.

MC 119702 (Sub-4-5TA), filed May 5, 1980. Applicant: STAHLY CARTAGE CO., 119 S. Main St., P.O. Box 486, Edwardsville, IL 62025. Representative: E. Stephen Heisley, Ames, Hill & Ames, P.C., 666 Eleventh St., N.W., Washington, D.C. 20001. *Liquid Fertilizer Solutions,* in bulk, in tank vehicles, from the plant site of Hawkeye Chemical Company at or near Clinton, IA to points in IL, MN and WI. Supporting shipper: FirstMiss, Inc., P.O. Box 328, Ft. Madison, IA 52627.

MC 98952 (Sub-4-1TA), filed May 5, 1980. Applicant: GENERAL TRANSFER COMPANY, 2880 N. Woodford Street, Decatur, Illinois 62526. Representative: Phillip W. Edmiston, (same as applicant). *Foodstuffs, in mechanically refrigerated equipment, except in bulk,* from the facilities of Home Juice Company in Melrose Park, Illinois to Mexico, MO, Scott City, MO, Sikeston, MO, and Wright City, MO, restricted to traffic originating at named origin and destined to named destinations. Supporting shipper: Home Juice Company, 15th & Bloomingdale Avenue, Melrose Park, IL 60160.

MC 107162 (Sub-4-6TA), filed May 5, 1980. Applicant: NOBLE GRAHAM TRANSPORT, INC., Rural Route 1, Brimley, MI 49715. Representative: Michael S. Varda, 121 S. Pinckney Street, Madison, WI 53703. *Lumber* from points in the U.S. in and east of ND, SD, NE, KS, OK, and TX to points in the Upper Peninsula of MI and points in WI on and north of Wis. Hwy. 64. An underlying ETA seeks 90 days authority. Supporting shippers: Peter Koruga and Son, Box 5, Wakefield, MI 49968, and Lake Superior Lumber Company, P.O. Box 606, Iron Mountain, MI 49801.

MC 135410 (Sub-4-4TA), filed May 7, 1980. Applicant: COURTNEY J. MUNSON d.b.a. MUNSON TRUCKING, North 6th Street Road, P.O. Box 266, Monmouth, IL 61462. Representative: Jack H. Blanshan, 205 West Touhy Avenue, Suite 200, Park Ridge, IL 60068. *Fresh meats and packinghouse products,* from the facilities of Wilson Foods Corporation located at Albert Lea, MN to points in CT, MA, NJ, NY, PA and RI. Supporting shipper: Wilson Foods Corporation, 4545 Lincoln Blvd., Oklahoma City, OK 73105.

MC 142062 (Sub-4-2), filed May 7, 1980. Applicant: VICTORY FREIGHTWAY SYSTEM, INC., Post Office Box P, Sellersburg, IN 47172. Representative: William P. Jackson, Jr., 3426 N. Washington Boulevard, Post Office Box 1240, Arlington, VA 22210. *Contract;* irregular: *Such commodities as are dealt in, used or distributed by a distributor of waterbeds,* from points in Orange and Los Angeles Counties, CA; Maricopa, Pima and Pinal Counties; AZ; and Clark, Washoe, Storey, Douglas, Ormsby, and Lyon Counties, NV, and Carson City, NV, to Lexington and Louisville, KY, and Charleston, WV, and points within their respective commercial zones. Restricted to the transportation of shipments handled under a continuing contract or contracts with Waterbed Sales, Inc., d.b.a. California Waterbeds. Supporting shipper: Waterbed Sales, Inc., d.b.a. California Waterbeds, 3900 Dupont Square South, Louisville, KY 40207.

MC 64932 (Sub-4-3TA), filed May 7, 1980. Applicant: ROGERS CARTAGE CO., 10735 South Cicero Avenue, Oak Lawn, IL 60453. Representative: Allan C. Zuckerman, 39 South LaSalle Street, Chicago, IL 60603. *Zinc ammonium chloride,* in bulk, in tank vehicles, from Valparaiso, IN, to Cleveland, OH. An underlying ETA seeks 90-day authority. Supporting shipper: E. I. du Pont de Nemours and Company, 1007 Market Street, Wilmington, DE 19898.

MC 150301 (Sub-4-5), filed May 6, 1980. Applicant: EQUITY TRANSPORTATION COMPANY, INC., 3653 Lake Eastbrook Blvd. SE, Grand Rapids, MI 49506. Representative: Edward Malinzak, 900 Old Kent Bldg., Grand Rapids, MI 49503. *Contract; irregular: Such commodities as are dealt in by retail department stores and materials and supplies used in the operation of such stores* from all points in the United States (except Alaska, Hawaii and Michigan) to points in Michigan, under a continuing contract with Meijer, Inc. Supporting shipper: Meijer, Inc., 2727 Walker Rd., Grand Rapids, MI 49504.

MC 46737 (Sub-4-1), filed May 6, 1980. Applicant: GEO. F. ALGER COMPANY, 26380 Van Born Road, Dearborn Heights, MI 48125. Representative: D. A. Broyles, 26380 Van Born Road, Dearborn Heights, MI 48125. Transporting: *Precast and prestressed concrete slabs, beams, columns, and materials, equipment and supplies used in and incidental to the installation thereof,* for Price Brothers Company, between Livonia, MI, and points in IN, OH, PA, NY, KY and WV, for 180 days. Supporting shipper: Price Brothers Company, P.O. Box 825, Dayton, OH 45401.

MC 145750 (Sub-4-1TA), filed May 5, 1980. Applicant: CHARLES SIZEMORE, d.b.a. C.S. TRUCK SERVICE, 930 Caroline Street, O'Fallon, IL 62269. Representative: Charles Sizemore (same address as applicant). Contract, Irregular. *Citrus juice, in bulk,* in shipper owned trailers, from points in FL, to the facilities of Prairie Farms Dairy, Inc. at Granite City, IL. Supporting shipper: Prairie Farms Dairy, Inc., 1800 Adams St., Granite City, IL 62040.

MC 150341 (Sub-4-3TA), filed May 6, 1980. Applicant: HOOVESTOL, INC., 3110 Mike Collins Dr., St. Paul, MN 55121. Representative: Charles E. Johnson, P.O. Box 1982, Bismarck, ND 58501. *Contract; Irregular; Polyethylene Agricultural Storage Tanks and Stock Tanks,* from St. Bonifacius, MN, to points in the U.S. (except AK and HI), under contract with Norwesco, Inc., St. Bonifacius, MN. An underlying ETA seeks 90 days authority. Supporting shipper: Norwesco, Inc., 4365 Steiner St., St. Bonifacius, MN 55375.

MC 148647 (Sub-4-1), filed May 6, 1980. Applicant: HI-CUBE CONTRACT CARRIER CORP., 7005 South Pulaski Road, Chicago, IL 60629. Representative: Arnold L. Burke, 180 North LaSalle Street, Chicago, IL 60601. Contract; Irregular. (1) *Dental, Hospital, Hygienic, Medical, Dermatological and Surgical Supplies and related products including those materials used in the manufacture thereof,* and (2) *Drugs, Medicines, Toilet Preparations, Shampoo, Disinfectants, Sausage Casings, Pressure Sensitive Tapes, Veterinarian Supplies, Tissue*

Products, Woven and Non-woven fabrics, Pulp, Diapers, Advertising Matter, and those Materials used in the manufacture thereof, from Middlesex and Somerset Counties, NJ to Sherman, TX under a continuing contract or contracts with Johnson & Johnson Products, Inc. Supporting shipper: Johnson & Johnson Products, Inc., 501 George Street, New Brunswick, NY 08903.

MC 135231 (Sub-4-4TA), filed May 6, 1980. Applicant: NORTH STAR TRANSPORT, Rt. 1, Highway 1 and 59 North, Thief River Falls, MN 56701. Representative: Robert P. Sack, P.O. Box 6010, West St. Paul, MN 55118. *Such commodities as are manufactured, sold or distributed by persons engaged in the manufacturing, processing or milling of soybeans, soybean products, grain and steel products and materials, supplies and equipment used in the conduct of such businesses (except commodities in bulk)* between the facilities of Cargill, Inc. and its subsidiaries on the one hand, and, points in the United States (except AK and HI) on the other hand. Restricted to traffic originating at or destined to the facilities of Cargill, Inc. or its subsidiaries. Supporting shipper: Cargill, Inc., P.O. Box 9300, Minneapolis, MN 55440.

MC 114457 (Sub-4-8TA), filed May 6, 1980. Applicant: DART TRANSIT COMPANY, 2102 University Ave., St. Paul, MN 55114. Representative: James H. Wills, General Counsel, 2102 University Ave., St. Paul, MN 55114. *Railway lubricating pads,* from Baltimore, MD to Atlanta, GA, Houston, TX, Flat River, MO, and Indianapolis, IN. Supporting shipper: Wm. E. Hooper & Sons, 3502 Parkdale Avenue, Baltimore, MD 21211.

MC 150607 (Sub-4-1TA), filed May 6, 1980. Applicant: B & B TRUCKING, INC. 240 West 13th Street, Williston, ND 58801. Representative: Todd W. Foss, 502 First National Bank Bldg., Fargo, ND 58102. *Dry sacked or dry bulk drilling fluid additives,* from points in ND to points in MT, SD and WY. An underlying ETA seeks 90 days authority. Supporting shippers: MilChem, Inc., P.O. Box 573, Williston, ND 58801; NL Baroid, Route 1, Box 19, Williston, ND 58801; Dresser Industries, Magcobar Division, Williston, ND; Wyo-Ben, Inc., P.O. Box 1453, Williston, ND 58801.

MC 114457 (Sub-4-9TA), filed May 7, 1980. Applicant: DART TRANSIT COMPANY, 2102 University Ave., St. Paul, MN 55114. Representative: James H. Wills, General Counsel, 2102 University Ave., St. Paul, MN 55114. *Such commodities as are dealt in by wholesale and retail distributors of office products* (except commodities in bulk) from the facilities utilized by Boise Cascade at DuPage and Cook Counties, IL to St. Paul, MN. Supporting shipper: Boise Cascade Corporation, Office Products & Envelopes, P.O. Box 7747, Boise, ID 83707.

MC 123407 (Sub-4-32TA), filed May 6, 1980. Applicant: SAWYER TRANSPORT, INC., Sawyer Center, Route 1, Chesterton, IN 46304. Representative: H. E. Miller, Jr. (same address as applicant). *Wooden bottle crates* from the facilities of Associated Wood Products, Inc., at Newport, AR, to points in IL, IN, IA, OH, MI, KY, OK, and VA. Supporting shipper: Associated Wood Products, Inc., P.O. Box 40, Newport, AR 72112. An underlying ETA has been filed seeking 90 days.

MC 119767 (Sub-4-2TA), filed May 6, 1980. Applicant: BEAVER TRANSPORT CO., 100 Waukegan Rd., P.O. Box 1000, Lake Bluff, IL 60044. Representative: John Sims, 915 Pennsylvania Bldg., 425 13th St. NW, Washington, DC 20004. *Edible flour and flour compounds* (except in bulk) from East St. Louis, IL and Millstadt, IL to Fairmont, MN. An underlying ETA seeks 90 days authority. Supporting shipper: Golden Dipt Co., 100 E. Washington, Millstadt, IL 62260.

MC 150671 (Sub-4-1), filed May 6, 1980. Applicant: TEIGHLAND BROTHERS, a partnership of Norman and Kenneth Teigland, Route 1, Box 84, Canby, MN 56220. Representative: Grant J. Merritt, 4444 IDS Center, Minneapolis, MN 55402. *Irregular* routes, transporting: (1) *Agricultural machinery; (2) tractors and attachments; implements, parts and components for (1)* and (2) from: AR, GA, IA, IL, KS, LA, NC, ND, NE, OH, PA, SC, SD, TN and TX to Yellow Medicine County, MN and from: Yellow Medicine County, MN to ND. An underlying ETA seeks 90 days authority. Supporting shippers: Alton Rolighed, Alton Grain Equipment Company, Box 297, Clarkfield, MN 56223 and James Thorpe, Canby, MN 56220.

MC 135391 (Sub-4-1), filed May 6, 1980. Applicant: WILDERNESS EXPRESS, INC., 525 Lake Ave. So., Duluth, MN 55802. Representative: S. R. Englehart, 525 Lake Ave. So., Duluth, MN 55802. *Contract Carrier* irregular routes, *Frozen Foods* (except commodities in bulk), from the facilities of Jeno's, Inc. located at Doraville, GA to points in AL, AR, DE, FL, IL, IN, IA, KS, KY, LA, MO, MI, MN, MS, NJ, NY, OH, OK, PA, TN, TX and WI. Supporting shipper: Jeno's, Inc., 525 Lake Ave. So., Duluth, MN 55802.

MC 110988 (Sub-4-29), filed May 7, 1980. Applicant: SCHNEIDER TANK LINES, INC., 4321 W. College Avenue, Appleton, WI 54911. Representative: Patrick M. Burne, P.O. Box 2298, Green Bay, WI 54306. *Calcium chloride* from Germantown, WI to Wapakoneta, OH. Supporting shipper: Dederich Corporation, W194 N11411 McCormick Drive, Germantown, WI 53022.

MC 146886 (Sub-4-2TA), filed May 6, 1980. Applicant: CONLAN TRUCK LINES, INC., 6160 South 116th Street, Hales Corners, WI 53130. Representative: Richard A. Westley, Attorney, 4506 Regent St., Suite 100, Madison, WI 53705. *Merchandise as is dealt in by some products distributors* (except commodities in bulk) from the facilities of Stanley Home Products, Inc. at or near Dubuque, IA to points in ND and SD, and those points in MN on and west of U.S. Hwy 71. Applicant has filed a corresponding ETA seeking up to 90 days of operating authority. Supporting shipper: Stanley Home Products, Inc., P.O. box 58, Dubuque, IA 52001.

MC 110988 (Sub-4-28TA), filed May 5, 1980. Applicant: SCHNEIDER TANK LINES, INC., 4321 W. College Ave., Appleton, WI 54911. Representative: Charles W. Singer, 2480 E. Commercial Blvd., Ft. Lauderdale, FL 33308. *Commodities in bulk* (except those in dump vehicles, cement, liquid propane gas, anhydrous ammonia and salt) (1) From points in CT, DE, ME, MD, MA, NH, NJ, NY, PA, RI, TN, VT, VA, WV, to points in IL, IN, IA, KY, MI, MN, MO, OH and WI and those points in PA on and west of U.S. Hwy 219; and (2) From points in KY and OH to points in IL, IN, IA, MI, MN, MO and WI. Supporting shippers: 28 shippers.

MC 118696 (Sub-4-13TA), filed April 30, 1980. Applicant: FERREE FURNITURE EXPRESS, INC., 252 Wildwood Road, Hammond, IN 46234. Representative: John F. Wickes, Jr., 1301 Merchants Plaza, Indianapolis, IN 46204. *Television sets, tape recorder-players, phonographs, video discs and players, and accessorial parts thereto,* from the facilities of the RCA Corporation, in bloomington, IN to points in the States of OH, MI, NJ, PA and NY, for 180 days. Supporting shipper: Jack H. Dick, RCA Corporation, Building 204-2, Cherry Hill, NJ 08358.

MC 51146 (Sub-4-38TA), republication, filed April 26, 1980. Applicant: SCHNEIDER TRANSPORT, INC., P.O. Box 2298, Green Bay, WI 54306. Representative: Matthew J. Reid, Jr. (same address as applicant). *Such commodities as are dealt in, or used by, manufacturers and distributors of internal combustion engines* from Detroit, Eaton Rapids, Bridgeman, and Coldwater, MI; Decatur, IL; and E. Longmeadow, MA to New Holstein and

Grafton, WI. Supporting shipper: Tecumseh Products Company, 1604 Michigan Avenue, New Holstein, WI 53061.

MC 119366 (Sub-4-1TA), filed April 21, 1980. Applicant: MOTOR CITY CARTAGE COMPANY, 175 12th Street, Detroit, MI 48126. Representative: Miss Wilhelmina Boersma, 1600 First Federal Building, 1001 Woodward Avenue, Detroit, MI 48226. *Candy and confectionary* moving in vehicles equipped with mechanical refrigeration units from Detroit, MI to all points in MI on shipments having a prior interstate movement. Supporting shipper: E. J. Brach & Sons, Division of American Home Products, 4656 West Kinzie Street, Chicago, IL 60644.

MC 69116 (Sub-4-6TA), republication, filed April 1, 1980. Applicant: SPECTOR INDUSTRIES, INC., d.b.a. SPECTOR FREIGHT SYSTEM, 1050 Kingery Highway, Bensenville, IL 60106. Representative: Edward G. Bazelon, 39 South LaSalle Street, Chicago, IL 60603. *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 the facilities of Presto Products Inc., at or near Appleton and Little Chute, WI, on the one hand, and, on the other, points in IL, IN, NH, NY, ME, MD, OH, PA, WV, VA and VT: Restricted to traffic originating at or destined to the facilities of Presto Products Inc. at the above locations. Supporting shipper: Presto Products inc., Box 2399, Appleton, WI 54913.

MC 118138 (Sub-4-1TA), filed April 22, 1980. Applicant: BENEFIELD BROTHERS, INC., P.O. Box 2087, Terre Haute, IN 47802. Representative: Gerry M. Blaker, Rural Route 25, Box 234, Terre Haute, IN 47802. *Baking powder* from the facilities of Hulman & Company at Terre Haute, IN to points in Alexandria, LA, Birmingham, AL, Chattanooga, TN, Cleveland, OH, Columbus, OH, Dallas, TX, Detroit, MI, Dothan, AL, El Paso, TX, Greenville, MS, Houston, TX, Jackson, MS, Jacksonville, FL, Joplin, MO, Kansas City, KS, Lexington, KY, Little Rock, AR, Louisville, KY, Lubbock, TX, Memphis, TN, Miami, FL, Mobile, AL, Monroe, LA, Montgomery, AL, Nashville, TN, New Orleans, LA, Oklahoma City, OK, Omaha, NB, St. Louis, MO, San Angelo, TX, San Antonio, TX, Shreveport, LA, Springfield, MO, Tampa, FL, Tulsa, OK, Tyler, TX, and Witchita, KS. An underlying ETA seeks 90 days authority. Supporting shipper: Hulman & Company, 900 Wabash Avenue, Terre Haute, IN 47807.

MC 150716 (Sub-4-1TA), filed May 1, 1980. Applicant: J.R.S. LEASING CHARTER, INC., 9445 South 51st Avenue, Oak Lawn, IL 60453. Representative: Joseph Winter, 29 South LaSalle Street, Chicago, IL 60603. *Contract carrier:* Irregular routes: (1) *Macaroni and cheese, rice and vermicelli, and noodles and cheese mixes,* in shipper-owned trailers and (2) *materials, equipment and supplies used in the manufacture or distribution of the commodities in (1) above,* in shipper-owned trailers, (a) between the facilities of Golden Grain Macaroni Company, at Bridgeview, IL, on the one hand, and on the other, points in AR, CT, FL, GA, LA, MA, MI, MN, MO, NJ, NY, OH, PA, TX, VA, WI, and (b) between the facilities of Golden Grain Macaroni Company at Bridgeview, IL and San Leandro, CA, under continuing contract(s) with Golden Grain Macaroni Company of San Leandro, CA. Any underlying ETA seeks 90 days authority. Supporting shipper(s): Golden Grain Macaroni Company, 7700 West 71st Street, Bridgeview, IL 60455.

MC 120978 (Sub-4-2TA), filed April 28, 1980. Applicant: REINHART MAYER, d.b.a., MAYER TRUCK LINE, 1203 South Riverside Drive, Jamestown, ND 58401. Representative: Gene P. Johnson, P.O. Box 2471, Fargo, ND 58108. *Materials, parts and supplies used in the manufacture of industrial and construction machinery and agricultural implements and machinery* (except commodities in bulk, in tank vehicles), from Chicago, Joliet and Quincy, IL; Gary, Kokomo, Logansport and Muncie, IN; Adel, Armstrong, Des Moines, Fairfield, Iowa City, Laurens, Monticello and Wilton, IA; Kansas City, KS, Ashland and Newport, KY; Bloomington, Minneapolis, St. Paul, Willmar and Winona, MN; St. Louis and Springfield, MO; Omaha and Norfolk, NE; Cleveland, Shelby and Warren, OH; Sioux Falls, SD; and Brillion, Green Bay, La Crosse, Milwaukee, Muscoda, Onalaska, Stevens Point, Two Rivers, Wausau and West Bend, WI, to the facilities of Wil-Rich, Inc., at or near Wahpeton, ND. An underlying ETA seeks 90 days authority. Supporting shipper: Wil-Rich, Inc., P.O. Box 1013, Wahpeton, ND 58075.

MC 126276 (Sub-4-7TA), filed May 5, 1980. Applicant: FAST MOTOR SERVICE, INC., 9100 Plainfield Road, Brookfield, Illinois 60513. Representative: Albert A. Andrin, 180 North La Salle Street, Chicago, Illinois 60601. *Contract carrier,* irregular routes: *Plastic containers and lids and materials and supplies used in the distribution and sale of the named commodities,* from West Chicago, IL to points in NJ, NY, PA, OH, IN, MI, KY, TN, WI, MO and IA, under a continuing contract or contracts with Handi Kup Company. An underlying ETA seeks 90 days authority. Supporting shipper: Handi Kup Company, 1351 Hawthorne, Ave., West Chicago, IL 60185.

MC 35628 (Sub-4-5TA), filed May 1, 1980. Applicant: INTERSTATE MOTOR FREIGHT SYSTEM, 110 Ionia Avenue, N.W., P.O. Box 175, Grand Rapids, Michigan 49501. Representative: Michael P. Zell, Vice President-General Counsel, Interstate Motor Freight System, 110 Ionia Avenue, P.O. Box 175, Grand Rapids, Michigan 49501. 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 the facilities of Honda Motorcycle at or near Marysville, OH as an off-route point in connection with applicant's authorized regular route authority. Supporting shipper: Honda of America Mfg., Inc., Marysville, OH 43040.

MC 110988 (Sub-4-26TA), filed May 1, 1980. Applicant: SCHEIDER TANK LINES, INC., 4321 W. College Avenue, Appleton, WI 54911. Representative: Patrick M. Byrne, P.O. Box 2298, Green Bay, WI 54306. *Textile sizing and cotton softeners* from Chester, SC to Muskegon, MI. Supporting shipper: Sun Chemical Corporation, 222 S. Marginal Road, Fort Lee, NJ 07024.

MC 118696 (Sub-4-12TA), filed May 2, 1980. Applicant: FERREE FURNITURE EXPRESS, INC., 252 Wildwood Road, Hammond, IN 46234. Representative: John F. Wickes, Jr., 1301 Merchants Plaza, Indianapolis, IN 46204. *Materials, equipment and supplies* (except in bulk) used in the manufacture and distribution of cabinets, from points in and east of the states of ND, SD, NE, KS, OK, and TX to the facilities of AristOKraft, Division of Beatrice Foods, at or near Jasper, IN; Burnet, TX; Littlestown, PA; and Zumbrota, MN. Supporting shipper: AristOKaft, Division of Beatrice Foods, P.O. Box 420, Jasper, IN 47546.

MC 143576 (Sub-4-1), filed April 28, 1980. Applicant: DONALD ORR AND SONS, Route 37 Box 369, West Frankfort, IL 62896. Representative: Harold B. Culley Jr., 106 S. Emma, West Frankfort, IL 62896. *Fertilizer, phosphate, nitrogen, potash, agricultural clays, aqua, anhydrous ammonia, herbicides, insecticides, acid,* and *line* to and from all points between IL, IN, IA, KY, MO, TN, AR, FL, supporting

shipper: Amoco Oil Co., Fertilizer Div., P.O. Box 233, Mt. Carmel, IL 62863.

MC 110988 (Sub-4-25), filed May 1, 1980. Applicant: SCHNEIDER TANK LINES, INC., 4321 W. College Avenue, Appleton, WI 54911. Representative: Patrick M. Byrne, P.O. Box 2298, Green Bay, WI 54306. *Resin and foundry core compounds* from the facilities of Delta Oil Products Corporation at Milwaukee, WI to Braintree, MA. Supporting shipper: Delta Oil Products Corporation, 6263 N. Teutonia Avenue, Milwaukee, WI 53209.

MC 150736 (Sub-4-1TA), filed May 5, 1980. Applicant: CONSOLIDATED SERVICES CO., 9350 Harrison, Romulus, MI 48174. Representative: Ronald J. Mastej, 900 Guardian Building, Detroit, MI 48226. (1) *Such commodities as are dealt in and/or sold by retail department stores,* (1) between the Detroit Metropolitan and Willow Run Airports at Romulus and Ypsilanti, MI, on the one hand, and, on the other, facilities of the Dayton Hudson Corporation at or near Fort Wayne and South Bend, IN, Toledo, OH, Ann Arbor, Battle Creek, Flint, Kalamazoo, Kentwood, Lansing and Saginaw, MI, and those within Oakland, Macomb and Wayne Counties, MI; and (2) between points in MI in and south of Oceana, Newaygo, Mecosta, Isabella, Midland, Bay, Tuscola and Huron Counties, on the one hand, and, on the other, facilities of the Dayton Hudson Corporation at or near Toledo, OH, and Fort Wayne and South Bend, IN. (2) *Footwear and footwear accessories* from Romulus, MI, to facilities of the Dayton Hudson Corporation at or near Fort Wayne and South Bend, IN, Toledo, OH, Ann Arbor, Battle Creek, Flint, Kalamazoo, Kentwood, Lansing and Saginaw, MI, and those within Oakland, Macomb, and Wayne Counties, MI. Supporting shipper: Dayton Hudson Corporation, 14225 West Warren, Dearborn, MI 48126.

MC 119626 (Sub-4-1TA), filed May 5, 1980. Applicant: ILL. -PAC. COAST TRANSPORTATION CO., 1601 Market Street, Madison, IL 62060. Representative: Ernest A. Brooks II, 1301 Ambassador Bldg., St. Louis, MO 63101. *Meats, packing house products and commodities used by packing houses,* as described in Appendix I to the report in *Descriptions in Motor Carrier Certificates,* 61 M.C.C. 209 and 766, from Chicago, IL, to Los Angeles, San Francisco, San Diego, Sacramento, and Stockton, CA. An underlying ETA seeks 90 days authority. Supporting shippers: Amelio Bros. Meat Co., 3131 South Canal Street, Chicago, IL, 60616; Carl Buddig, Inc., 11914 South Peoria Avenue, Chicago, IL, 60643; Ur-Way Boning, Inc., 4551 South Racine, Chicago, IL, 60609; Continental Meat Dist., Inc., 3009 E. 44th Street, Vernon, CA, 90058; Central Meat Company, 824 W. 38th Place, Chicago, IL 60609. E.W. Kneip, Inc., 7501 Brown Avenue, Chicago, IL 60130.

MC 110988 (Sub-4-27), filed May 5, 1980. Applicant: SCHNEIDER TANK LINES, INC., 4321 W. College Avenue, Appleton, WI 54911. Representative: Patrick M. Byrne, P.O. Box 2298, Green Bay, WI 54306. *Chemicals, in bulk,* from the facilities of Jacob Stern & Sons, Inc. at Philadelphia, PA to points in IL and OH. Supporting shipper: Jacob Stern & Sons, Inc.; Suite 910, Benjamin Fox Pavilion, Jenkintown, PA 19046.

MC 150746 (Sub-4-1TA), filed May 6, 1980. Applicant: DFC TRANSPORTATION COMPANY, 45 East Main Street, Huntley, IL 60142. Representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, IL 60603. *Windows and doors and parts and accessories therefor,* from Plainview, LI, NY, Ephrata, PA, Troy, MI, and Pittsburg, KS, to Schaumberg, IL. An underlying ETA seeks 90-day authority. Supporting shipper: The Bockman Co., 1093 East Golf Road, Schaumberg, IL 60195.

MC 87966 (Sub-4-2), Filed May 6, 1980. Applicant: ELEVELD CHICAGO FURNITURE SERVICE, INC., 4020 West 24th Street, Chicago, Illinois 60623. Representative: Joseph P. Tuohy, Commerce Attorney, Allied Van Lines, Inc., P.O. Box 4403, Chicago, Illinois, 60680. Motor vehicle, over irregular routes, transporting furniture and furniture parts from the facilities of Simmons Company at Elizabeth, NJ, and Columbus, OH to the facilities of Simmons Company at Munster, IN Columbus, OH and Janesville WI. Supporting shipper: Simmons USA, 6 Executive Park Drive, Atlanta, GA 30348.

MC 142268 (Sub-4-1TA), Filed May 5, 1980. Applicant: GORSKI BULK TRANSPORT, INC., 843 Central Avenue, Walkerville P.O. Box 2487, Windsor, Ontario N8Y 4S2, Canada. Representative: William H. Shawn, 1730 M Street, N.W., Suite 501, Washington, D.C. 20036. *Liquid chemicals, petroleum products, and additives:* (1) From ports of entry on the International Boundary line between the United States and Canada at Niagara Falls, N.Y., and Port Huron, MI to points in IL, IN, MI, NJ, NY, PA, WV, and OH. (2) From points in KS, NJ, NY, and PA, to ports of entry on the International Boundary line between the United States and Canada at Niagara Falls, N.Y. and Port Huron, MI. Restricted to the transportation of traffic originating at or destined to the facilities of Imperial Oil Ltd., and Esso Chemical. And further restricted in part (1) against the transportation of propane and butane from ports of entry on the International Boundary line between the United States and Canada at or near Port Huron, MI, and OH and, in part (2) against the transportation of the commodities in packages or containers from points in NY and NJ to ports of entry on the International Boundary line between the United States and Canada at Niagara Falls, N.Y. An underlying ETA seeks 90 days authority. Supporting shippers: Imperial Oil Limited, 111 St. Clair Avenue, W., Toronto, Ontario, Canada, M5W 1K3, and Esso Chemical Division, Imperial Oil Limited, Suite 2643, 2300 Young Street, Toronto, Ontario, Canada M5W 1K3.

MC 147572 (Sub-4-1TA), Filed May 8, 1980. Applicant: COUNTRY LEASING, INC., 8206 Park Avenue, Allen Park, MI 48101. Representative: Alex J. Miller, P.O. Box 244, Bloomfield Hills, MI 48013. *Contract irregular cake, donut, frosting and other prepared mixes and the ingredients used therein,* between Wright City, MO, Battle Creek, Detroit and Monroe, MI, Chicago, Decatur and Batavia, IL, Burlington, IA and their commercial zones. Supporting shipper: Amendt Milling Company, 317 W. Front St., Monroe, MI 48161. The following protests were filed in Region 5. Send protests to: Consumer Assistance Center Interstate Commerce Commission , P.O. Box 17150, Fort Worth, TX 76102.

MC 3062 (Sub-5-3TA), Filed May 13, 1980. Applicant: INMAN FREIGHT SYSTEM, INC., 321 N. Spring Ave., Cape Girardeau, MO 63701. Representative: G.H. Boles, (same address as applicant). Common, Regular. *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 Albion, Fairfield, and W. Salem, IL as off-route points in connection with carriers authorized regular route over US Hwy. 460. Supporting shipper: There are six supporting shippers.

MC 5227 (Sub-5-5TA), filed May 12, 1980. Applicant: ECKLEY TRUCKING, INC., P.O. Box 201, Mead, Nebraska 68041. Representative: A. J. Swanson, Quaintance & Swanson, P.O. Box 1103, 226 N. Phillips Avenue, Sioux Falls, SD 57101. *Livestock feeding, handling and confinement equipment,* (1) Between the facilities of Farmaster, Division of Wickes Corporation, at or near Shenandoah, IA; Woodland, CA; Dublin, GA; Corsicana, TX; and Pittsburg and Dodge City, KS; (2) From the facilities of Farmaster, Division of Wickes

Corporation, at or near Woodland, CA to points in AZ, CO, ID, MT, NV, OR, UT, and WA; and (3) From the facilities of Farmaster, Division of Wickes Corporation, at or near Corsicana, TX to points in AR, CO, KS, LA, NM, and OK; and (4) From the facilities of Farmaster, Division of Wickes Corporation, at or near Shenandoah, IA to points in MT, CO, WY and MI. Supporting shipper: Farmaster, Division of Wickes Corporation, P.O. Box 220, Shenandoah, IA 51601.

MC 35320 (Sub-5-21TA), filed May 12, 1980. Applicant: T.I.M.E.-DC, INC., 2598 74th Street, P.O. Box 2550, Lubbock, TX 79408. Representative: Kenneth G. Thomas (same address as applicant). Common; regular. *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 (1) Pittsburgh, PA and State Line, PA and their commercial zones. From Pittsburgh, PA over U.S. Hwy 30 to junction Pennsylvania Hwy 16, then over Pennsylvania Hwy 16 to junction U.S. Hwy 11, then over U.S. Hwy 11 to State Line, PA and return over the same routes serving no intermediate points; and Between (2) Pittsburgh, PA and Philadelphia, PA and their commercial zones. From Pittsburgh, PA over U.S. Hwy 30 to Philadelphia, PA and return over the same route serving no intermediate points. Applicant intends to tack with its existing authority and any authority it may obtain in the future, and interline with other carriers. Supporting shipper: None. Alternate route for the elimination of needless miles as well as fuel savings.

Note.—Common control may be involved.

MC 35320 (Sub-5-22), filed May 12, 1980. Applicant: T.I.M.E.-DC, INC., 2598 74th Street, P.O. Box 2550, Lubbock, TX 79408. Representative: Kenneth G. Thomas (same address as applicant). Common; regular. *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 Pittsburgh, PA and Cincinnati, OH and their commercial zones. From Pittsburgh, PA over Interstate Hwy 79 to junction Interstate Hwy 70, then over Interstate Hwy 70 to Columbus, OH then over Interstate Hwy 71 to Cincinnati, OH and return over the same routes serving no intermediate points. Applicant intends to tack with its existing authority and any authority it may obtain in the future and interline with other carriers. Supporting shippers: None. Alternate route for the elimination of needless miles as well as fuel savings.

Note.—Common control may be involved.

MC 35320 (Sub-5-23TA), filed May 12, 1980. Applicant: T.I.M.E.-DC, INC., 2598 74th Street, P.O. Box 2550, Lubbock, TX 79408. Representative: Kenneth G. Thomas (same address as applicant). Common; regular. *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 Oklahoma City, OK and its commercial zone and Goodland, KS and its commercial zone serving no intermediate points. From (a) Oklahoma City, OK over Interstate Hwy 35 to its junction with Interstate Hwy 135, then over Interstate Hwy 135 to its junction with Interstate Hwy 70, then over Interstate Hwy 70 to Goodland, KS and return over the same route; and From (b) Oklahoma City, OK over U.S. Hwy 270 to its junction with U.S. Hwy 83, then over U.S. Hwy 83 to its junction with Interstate Hwy 70, then over Interstate Hwy 70 to Goodland, KS and return over the same routes. Applicant intends to tack with its existing authority and any authority it may obtain in the future and interline with other carriers. Supporting shippers: None. Alternate route for the elimination of needless miles as well as fuel savings.

Note.—Common control may be involved.

MC 35320 (Sub-5-24TA), filed May 12, 1980. Applicant: T.I.M.E.-DC, INC., 2598 74th Street, P.O. Box 2550, Lubbock, TX 79408. Representative: Kenneth G. Thomas (same address as applicant). Common; regular. *General commodities, (except those unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment),* Between Kansas City, MO and its commercial zone and Chicago, IL and its commercial zone. From (a) Kansas City, MO over Interstate Hwy 35 to its junction with U.S. Hwy 36, then over U.S. Hwy 36 to its junction with U.S. Hwy 66 to Chicago and return over the same route serving no intermediate points; and (b) From Kansas City, MO over Interstate Hwy 35 to its junction with U.S. Hwy 36, then over U.S. Hwy 36 to its junction with Interstate Hwy 55, then over Interstate Hwy 55 to Chicago and return over the same routes serving no intermediate points. Applicant intends to tack with its existing authority and any authority it may obtain in the future and interline with other carriers. Supporting shipper: None. Alternate route for the elimination of needless miles as well as fuel savings.

Note.—Common control may be involved.

MC 35320 (Sub-5-25TA), filed May 12, 1980. Applicant: T.I.M.E.-DC, INC., 2598 74th Street, P.O. Box 2550, Lubbock, TX 79408. Representative: Kenneth G. Thomas (same address as applicant). Common; regular. *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 Milwaukee, WI and its commercial zone and Denver, CO and its commercial zone. From Milwaukee, WI over Interstate Hwy 94 to its junction with U.S. Hwy 151, then over U.S. Hwy 151 to its junction with Interstate 380, then over Interstate Hwy 380 to its junction with Interstate Hwy 80 to its junction with Interstate Hwy 76, then over Interstate Hwy 76 to Denver and return over the same route. Supporting shippers: None. Alternate route for the elimination of needless miles as well as fuel savings.

Note.—Applicant intends to tack with its existing authority and any authority it may obtain in the future and interline with other carriers. Common control may be involved.

MC 47583 (Sub-5-6TA), filed May 9, 1980. Applicant: TOLLIE FREIGHTWAYS, INC., 1020 Sunshine Road, Kansas City, Kansas 66115. Representative: D. S. Hults, P.O. Box 225, Lawrence, Kansas 66044. *Insulation and insulating materials (except in bulk),* from the facilities of the Rigid-Wrap Division of E O Wood Co., located at or near Ft. Worth, TX to points in AL, AR, KS, LA, MO, MS, NE, NM, OK, TN, and WV. Restricted to traffic originating at the above named facilities and destined to points in the named destination states. Supporting shipper: Rigid-Wrap Division of E O Wood Co., P.O. Box 7416, 712 N. Beach, Ft. Worth, TX 76111.

MC 61231 (Sub-5-2TA), filed May 12, 1980. Applicant: EASTER ENTERPRISES, INC., d.b.a. Ace Lines, Inc., P.O. Box 1351, Des Moines, IA 50305. Representative: William L. Fairbank, 1980 Financial Center, Des Moines, IA 50309. (1) *Cleaning machines and cleaning compounds,* (2) *materials and supplies* used in the distribution of the commodities in (1) above, (a) between Britt, IA, Moline, IL, and Kansas City, MO, and (b) between Britt, IA, and Wichita, KS. Supporting shipper: Britt Tech Corporation, Britt, IA 50423.

MC 67234 (Sub-5-4TA), filed May 12, 1980. Applicant: United Van Lines, Inc., One United Drive, Fenton, MO 63026. Representative: B. W. LaTourette, Jr., 11 S. Meramec, Suite 1400, St. Louis, MO 63105. *Vending machines* from Pinedale,

CA on the one hand, to all points in the United States, on the other (excluding AK, HA, MT, ID, UT, AZ, NV, WA & OR). Supporting shipper: The Vendo Company, 10500 Barkley, Overland Park, KS 66212.

MC 80730 (Sub-5-1TA), filed May 14, 1980. Applicant: MAGNOLIA TRANSPORTATION CO., INC., 5121 Oates Road, P.O. Box 24458, Houston, TX 77012. Representative: Lester R. Gutman, Suite 805, 666 Eleventh Street NW., Washington, DC 20001. (1) *Machinery, equipment, materials and supplies used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products, and machinery, materials, equipment and supplies used in, or in connection with, the construction, operation, repair, servicing, maintenance and dismantling of pipe lines including the stringing and picking up thereof,* (2) *machinery, equipment, materials, and supplies use in, or in connection with the construction, operation, repair, servicing, maintenance, and dismantling of pipe lines, other than pipe lines used for the transmission of natural gas, petroleum, their products and by-products, water, or sewage, restricted to the transportation of shipments moving to or from pipe line rights-of-way, and* (3) *earth drilling machinery and equipment, and machinery, equipment, materials, supplies and pipe incidental to, used in, or in connection with (a)* the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, *(b)* the completion of holes or wells drilled, *(c)* the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites, and *(d)* the injection or removal of commodities into or from holes or wells; between points in LA, on and south of I-10, and Zachary, IA, on the one hand, and, on the other, points in MS, AL, FL and GA. There are nine (9) supporting shippers.

MC 96992 (Sub-5-3TA), filed May 14, 1980. Applicant: HIGHWAY PIPELINE TRUCKING CO., P.O. Box 1517, Edinburg, TX 78539. Representative: Kenneth R. Hoffman, P.O. Box 2165, Austin, TX 78768. *Such commodities as are dealt in or used by manufacturers of photographic products* from Laredo, TX to the facilities of Eastman Kodak Co. at Rochester, NY. Restricted to the use of vehicles equipped with mechanical refrigeration. Intend to interline with other carriers. Supporting shipper: Eastman Kodak Co. Rochester, NY.

MC 100666 (Sub-5-5TA), filed May 14, 1980. Applicant: MELTON TRUCK LINES, INC., P.O. Box 7666, Shreveport, LA 71107. Representative: Paul L. Caplinger (same address as applicant). *Metal articles* from Greene County, MO to points in AL, AR, IA, IL, KS, KY, LA, MN, MO, NE, ND, OK, TN, TX and WI. Supporting shipper: Ozark Building Systems, Inc., P.O. Box 4942-GS, Springfield, MO.

MC 102567 (Sub-5-9-TA), filed May 12, 1980. Applicant: McNAIR TRANSPORT, INC., 4295 Meadow Lane, P.O. Drawer 5357, Bossier City, LA 71111. Representative: Joe C. Day, Vice President, Traffic, 13403 Northwest Fwy., Suite 130, Houston, TX 77040. *Chemicals, liquid, in bulk, in tank vehicles,* from ICI Americans plantsite at Baton Rouge, LA, to points in AL, AR, MS, OK, and TX. Supporting shipper: ICI Americans, New Murphy Rd. and Concord Pike, Wilmington, DE 19897.

MC 106398 (Sub-5-27TA), filed May 12, 1980. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, Oklahoma 74120. Representative: Gayle Gibson, National Trailer Convoy, Inc., 705 South Elgin, Tulsa, Oklahoma 74120. *Lumber and lumber mill products,* from (1) Fredonia, AZ, to points in TX, NM, OK and MO, and from (2) points in CA, to points in AZ, UT, CO, NM, TX, OK, NE, MO, IL, IN, MI, OH, TN and LA. Supporting shipper: Southwestern Sales, Inc., P.O. Box 25783, Albuquerque, NM 87125.

MC 106398 (Sub-5-28TA), filed May 14, 1980. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, Oklahoma 74120. Representative: Gayle Gibson, National Trailer Convoy, Inc., 705 South Elgin, Tulsa, Oklahoma 74120. *Paper products, plastic products and accessories,* from Norwood and Cincinnati OH, to points in NY, PA, NJ, NC, SC, TN, FL, TX, IN, IL, MA, WI, VA, WV, GA and AL. Supporting shipper: The C. W. Zumbiel Company, 2339 Harris Avenue, Cincinnati, OH 45212.

MC 106398 (Sub-5-29TA), filed May 14, 1980. Applicant: NATIONAL TRAILER CONVOY, INC., 705 South Elgin, Tulsa, Oklahoma 74120. Representative: Gayle Gibson, National Trailer Convoy, Inc., 705 South Elgin, Tulsa, Oklahoma 74120. *Steel products and accessories,* from the facilities of Dixie Electric Manufacturing Company at or near Birmingham, AL, to points in TX, IN, OR, GA, TN, MS, AR, MO, IL, KY, NC and SC. Supporting shipper: Dixie Electric Manufacturing Company, P.O. Box 6298, Birmingham, AL 35127.

MC 112713 (Sub-5-5TA), filed May 13, 1980. Applicant: YELLOW FREIGHT SYSTEM, INC., 10990 Roe Avenue, Overland Park, KS 66207. Representative: Robert E. DeLand (same as Applicant). *Common;* Regular. *General Commodities, except Classes A and B explosives, household goods as defined by the Commission, commodities of unusual value, those requiring special equipment and commodities in bulk,* serving the facilities of Zodiac of North America, as an off-route point in connection with carrier's otherwise authorized. Applicant intends to tack the authority sought with its authority in MC-112713. Supporting shipper: Zodiac of North America, 11 Lee Street, Annapolis, MD 21401.

MC 113908 (Sub-5-8TA), filed May 12, 1980. Applicant: ERICKSON TRANSPORT CORP., 2255 North Packer Road, P.O. Box 10068 G.S., Springfield, MO 65804. Representative: B. B. Whitehead (same address as applicant). *Soybean Oil, in bulk,* from Lincoln, NE, and Stuttgart & Helena, AR to Carthage, MO. Supporting shipper: Inland Products, Inc., P.O. Box 430, 545 North Main, Carthage, MO 64836.

MC 114725 (Sub-5-3TA), filed May 12, 1980. Applicant: WYNNE TRANSPORT SERVICE, INC., 2222 North 11th Street, Omaha, Nebraska 68110. Representative: Donald F. Swerczek, 2222 North 11th Street, Omaha, Nebraska 68110. *Chemicals, in bulk, in tank vehicles,* from all points in the Continental United States to Omaha, NE. Supporting shipper(s): Nashua Corporation, 3838 South 108th Street, Omaha, Nebraska 68144.

MC 119399 (Sub-5-14TA), filed May, 1980. Applicant: CONTRACT FREIGHTERS, INC., P.O. Box 1375, 2900 Davis Boulevard, Joplin, Missouri 64801. Representative: Thomas P. O'Hara (same address as applicant). *Glassware,* from Sapulpa, OK to points in CO, IL, IN, KS, MO. Supporting shipper(s): Bartlett-Collins Company, P.O. Box 1288, Sapulpa, OK 74066.

MC 119493 (Sub-5-20TA), filed May 12, 1980. Applicant: MONKEM COMPANY, INC., P.O. Box 1196, Joplin, Missouri 64801. Representative: Thomas D. Boone, Traffic Manger, Monkem Company, Inc., P.O. Box 1196, Joplin, Missouri 64801. *Furniture, furniture parts, and materials and supplies used in the manufacturing and distribution thereof (except commodities in bulk)* between facilities of O'Sullivan Industries, Inc. in MO on the one hand and points in the U.S. (except AK & HI on the other hand. Supporting shipper: Robert Howarth, Controller, O'Sullivan

Ind., Inc., 19th & Gulf Streets, Lamar, MO 64759

MC 119700 (Sub-5-4TA), filed May 13, 1980 Applicant: STEEL HAULERS, INC., 306 Ewing Avenue, Kansas City, MO 64125. Representative: Frank W. Taylor, Jr., Suite 600, 1221 Baltimore Avenue, Kansas City, MO 64105. *Iron and steel articles,* from the facilities of Nucor Steel Divison at or near Norfolk, NE, to Springfield, MO. Supporting shipper: Central States Stamping, 2958 E. Divison, for steel Supply of the Ozarks, 2332 E. Division, Springfield, MO 65802.

MC 119700 (Sub-5-3TA), filed May 13, 1980. Applicant: STEEL HAULERS, INC., 306 Ewing Avenue, Kansas City, MO 64125. Representative: Frank W. Taylor, Jr., Suite 600, 121 Baltimore Avenue, Kansas City, MO 64105. *Iron and steel articles,* from the facilities of Tennessee Forging Steel, Inc., at or near Newport, AR, to points in IA, IL, IN, LA, MI, MO, MS, OH, TX and WI. Supporting shipper: Tennessee Forging Steel, Inc., d.b.a. Newport Steel, Hwy 67 North & Van Dyke Road, Newport, AR 72112.

MC 119988 (Sub-5-10TA), filed May 13, 1980. Applicant: GREAT WESTERN TRUCKING CO., INC., P.O. box 1384, Lufkin, TX 75901. Representative: E. Larry Wells, P.O. box 45538, Dallas, TX 75245. *Refrigerators and electronic sound equipment* from San Diego, CA to all points in the U.S. (except AK, HI and CA). Supporting shipper: Sanyo E and E Corp., 4000 Ruffin Road, San Diego, CA 92123.

MC 119988 (Sub-5-11TA), filed May 13, 1980. Applicant: GREAT WESTERN TRUCKING CO., INC., P.O. Box 1384, Lufkin, TX 75901. Representative: Hugh T. Matthews, 2340 Fidelity Union Tower, Dallas, TX 75201. *Spent batteries,* from points in the United States (except AK and HI) to the facilities of RSR Corporation at or near Indianapolis, IN; Los Angeles, CA; and Middletown, NY. Supporting shipper: RSR Corporation, 1111W. Mockingbird, Dallas, TX 75247.

MC 120761 (Sub-5-32TA), filed May 12, 1980. Applicant: NEWMAN BROS. TRUCKING COMPANY, 6559 Midway Road, P.O. Box 18728, Fort Worth, TX 76118. Representative: Glint Oldham, 1108 Continental Life Building, Fort Worth, TX 76102. *Air conditioners, air conditioning equipment, and accessories, materials and supplies used in connection with air conditioners and air conditioning equipment,* from the facilities of General Electric Company, CAC Division, at or near Fort Smith, AR to points in the United States (except AK and HI). Supporting shipper: General Electric Company, CAC Division, 4811 So. Zero St., Fort Smith, AR 72903.

MC 123987 (Sub-5-3TA), filed May 12, 1980. Applicant: JEWETT SCOTT TRUCK LINE, INC., P.O. Box 267, Mangum, OK 73554. Representative: Jewett Scott Jr., P.O. Box 267, Mangum, OK 73554. *Wire products, material, equipment and supplies used in the manufacture of wire products,* between Madill, OK on the one hand, on the other, points in AR, KS, MO, IL, IA, IN, NE, TX, AZ, CO, LA, NM, ND, SD and WY. Supporting shipper: Oklahoma Steel and Wire Company, Inc., P.O. Box 220, Madill, OK.

MC 126118 (Sub-5-17TA), filed May 12, 1980. Applicant: CRETE CARRIER CORPORATION, P.O. box 81228, Lincoln, NE 68501. Representative: David R. Parker, P.O. Box 81228, Lincoln, NE 68501. *Such commodities as are dealt in by manufacturers and distributors of pet food (except commodities in bulk, in tank vehicles),* from Dodge City, KS and its commercial zone to points in IL, IN, IA, MO, NE, OH and WI. Supporting shipper: Consolidated Pet Foods, Inc., Gene Bedford, Vice President of Administration, 1450 Cottonwood St., Denver, CO 80204.

MC 128273 (Sub-5-9TA), filed May 12, 1980. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, KS 66701. Representative: Elden Corban, P.O. Box 189, Fort Scott, KS 66701. *Diatomaceous earth in bags,* from Maricopa, CA, to points in AZ, CO, ID, MT, NV, NM, OR, TX, UT, WA and WY. Restricted to traffic which originates at the facilities owned or utilized by Lowe's, Inc. Supporting shipper: Lowe's, Inc., 348 S. Columbia St., South Bend, IN 46601.

MC 129908 (Sub-5-19TA), filed May 15, 1980. Applicant: AMERICAN FARM LINES, INC., 8125 S.W. 15th Street, Oklahoma City, OK 73107. Representative: John S. Odell, P.O. Box 75410, Oklahoma City, OK 73147. *Aluminum Foil, with or without paper or plastic or cellulose film backing; wrappers, packets or pouches, laminated construction, NOI; Boxes, fiberboards, O/T corregated, KDF; miscellaneous packaging materials; aluminum sheet* from the facilities of RJR Archer, Inc., Winston-Salem, NC to the states of AZ, AR, CA, CO, IL, IN, KS, KY, LA, MO, OK, OR, TN, TX and WA. Supporting shipper: RJR Archer, Inc., Reynolds Bldg., 4th & Main Streets, Winston-Salem, NC 27102.

MC 134286 (Sub-5-8TA), filed May 12, 1980. Applicant: ILLINI EXPRESS, INC., P.O. Box 1564, Sioux City, IA 51102. Representative: Julie Humbert (same address as above). *(1) Household appliances and (2) Materials and supplies used in the manufacture and distribution of (1) above (except commodities in bulk in (1) and (2) above),* from the facilities of Edison Products Corporation at Edison, NJ, to points in FL. Supporting shipper: Edison Products Corporation, Route 27 at Vineyard Road, P.O. Box 337, Edison, NJ 08817.

MC 134286 (Sub-5-9TA), filed May 12, 1980. Applicant: ILLINI EXPRESS, INC., P.O. Box 1564, Sioux City, IA 51102. Representative: Julie Humbert (same address as above). *General commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk),* from points in Bradford, Columbia, Franklin, Lackawanna, Lehigh, Luzerne, Lycoming, Montour, North Hampton, North Umberland, Schuyl, Tioga, and Wayne Counties, PA, and Broome, Cayuga, Chemung, Chenango, Cortland, Onondaga, Schuyler, Seneca, Steuben, Tioga, Tompkins, and Yates Counties, NY, to points in IL, TX, CA, OR, WA, MO, OH, and MI. Restricted to transportation originating at or destined to the facilities utilized by either the Northeastern Pennsylvania Shipper's Co-Op Association, Inc., or of its members; and restricted to shipments on bills of lading of shipper's associations. Supporting shipper: Northeastern Pennsylvania Shipper's Co-Op Association, Inc., Nelson Building, W. Eighth Street, West Wyoming, PA 18644.

MC 134755 (Sub-5-4TA), filed May 12, 1980. Applicant: CHARTER EXPRESS, INC., P.O. Box 3772, Springfield, Missouri 65804. Representative: S. Christopher Wilson, P.O. Box 3772, Springfield, Missouri 65804. *(1) Crockpots, machinery, small kitchen appliances, iron and steel articles, earthenware, household appliances, electric heaters, pumps, kitchen utensils, glassware, and fans, and (2) equipment, materials, and supplies used in the manufacture and sale of those items in (1) (except commodities in bulk)* between points in Missouri on the one hand, and on the other hand, points in the United States (except AK and HI). Supporting shipper: Rival Manufacturing Company, 3600 Benington Street, Kansas City, Missouri 64129.

MC 135797 (Sub-5-32TA), filed May 12, 1980. Applicant: J. B. HUNT TRANSPORT, INC., Post Office Box 130, Lowell, Arkansas 72745. Representative: Paul R. Bergant, Esq. (address same as applicant). *Foodstuffs (except in bulk),* from the facilities of M&M/MARS, Snack-master Division at Albany, GA, to AZ, CA, CO, FL, IL, IN, LA, MA, MD, MI, MN, MO, NC, NJ, OH, OR, PA, TN,

TX, UT and to points therein. Supporting shipper: M&M/MARS, Snack-Master Division, P.O. Box 3289, Albany, GA 31706.

MC 135797 (Sub-5-33TA), filed May 14, 1980. Applicant: J. B. HUNT TRANSPORT, INC., Post Office Box 130, Lowell, Arkansas 72745. Representative: Paul R. Bergant, Esq. (address same as applicant). (1) *Such commodities as are produced by manufacturers of air conditioning units, furnaces; stoves and* (2) *materials, equipment ans supplies used in the manufacture and distribution of the commodities named in (1) above,* between points in and east of MN, IA, NE, CO, OK and TX and points in CA. Restricted to traffic originating at or destined to the facilities of the Carrier Corporation. Supporting shipper: Carrier Corporation, P.O. Box 4800, Syracuse, NY 13221.

MC 136786 (Sub-5-21TA), filed May 12, 1980. Applicant: ROBCO TRANSPORTATION, INC., 4475 N.E. 3rd Street, Des Moines, Iowa 50313. Representative: Stanley C. Olsen, Jr., Gustafson & Adams, P.A., 7400 Metro Boulevard, Suite 411, Edina, Minnesota 55435. *Milk food products (except in bulk, and except frozen foods), plastic articles, rubber articles and drugs* from Sturgis, MI and Columbus, OH to points in CA, 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: Ross Laboratories, Inc., 625 Cleveland Avenue, Columbus, OH 43216.

MC 136786 (Sub-5-22TA), filed May 12, 1980. Applicant: ROBCO TRANSPORTATION, INC., 4475 N.E. 3rd Street, Des Moines, Iowa 50313. Representative: Stanley C. Olsen, Jr., Gustafson & Adams, P.A., 7400 Metro Boulevard, Suite 411, Edina, Minnesota 55435. *Canned goods* from the facilities of Skyland Foods Corporation at or near Delta, CO to points in AR, AZ, CA, IA, IL, KS, LA, MO, NE, NV, NM, OK and TX. Supporting shipper: Skyland Foods Corporation, P.O. Box 250, Delta, Colorado 81416.

MC 136786 (Sub-5-23TA), filed May 12, 1980. Applicant: ROBCO TRANSPORTATION, INC., 4475 N.E. 3rd Street, Des Moines, Iowa 50313. Representative: Stanley C. Olsen, Jr., Gustafson & Adams, P.A., 7400 Metro Boulevard, Suite 411, Edina, Minnesota 55435. *1) Malt beverages and 2) empty beverage containers and materials and supplies used in and dealt with by breweries* between points of entry on the International Boundary Line between the United States and Canada located at points in MI, NY and VT, on the one hand, and, on the other, points in UT. Supporting shipper: Molson's Brewery (Ontario) Limited, 640 Fleet Street, Toronto, Canada.

MC 139457 (Sub-5-3TA), filed May 13, 1980. Applicant: G. L. SKIDMORE, d.b.a. JELLY SKIDMORE TRUCKING COMPANY, P.O. Box 38, Paris, TX 75460. Representative: Paul D. Angenend, P.O. Box 2207, Austin, TX 78768. *Contract* irregular *Canned Foodstuffs,* from the facilities of the Owatonma Canning Company at or near Owatonna, MN, to points in CO, NM and TX. Supporting shipper: Owatonma Canning Company, Owatonna, MN.

MC 139850 (Sub-5-1TA), filed May 12, 1980. Applicant: FOUR STAR TRANSPORTATION, INC., P.O. Box 77, Underwood, IA 51576. Representative: James F. Crosby, James F. Crosby & Associates, 7363 Pacific Street, Suite 210B, Omaha, NE 68114. *Meats, and packinghouse products,* from Omaha, NE and Harlan, IA to the facilities of Goehring Meat, Inc., Reno, NV and Lodi, CA. Supporting shipper: Goehring Meat, Inc., P.O. Box 147, Lodi, CA 95240.

MC 141865 (Sub-5-3TA), filed May 14, 1980. Applicant: ACTION DELIVERY SERVICE, INC., 2401 West Marshall Drive, Grand Prairie, TX 75051. Representative: A. William Brackett, 1108 Continental Life Buidling, Fort Worth, TX 76102. *Contract;* Irregular. *Glassware and glass containers and enclosures therefor,* from (1) the warehouse and facilities of Barlett-Collins Company located at or near Sapulpa, OK to points in TX, KS, AR, MO, LA, IN, and CO under a contract or contracts with Barlett-Collins Company; (2) the warehouse and facilities of Ball Corporation located at or near Okmulgee, OK to points in AR, LA, and TX under a contract or contracts with Ball Corporation; (3) the warehouse and facilities of Midland Glass Company, Inc., located at or near Henryetta, OK to points in TX, IN, IL and IA under a contract or contracts with Midland Glass Company, Inc.; and (4) the warehouse and facilities of Kerr Glass Company located at or near Sand Springs, OK to points in KS, LA and TX under a contract or contracts with Kerr Glass Company. Supporting shippers: Barlett-Collins Company, P.O. Box 1288, Sapulpa, OK 74066; Ball Corporation, 345 South High Street, Muncie, IN 47302; Midland Glass Company, Inc., P.O. Box 557, Cliffwood, NJ 07721; and Kerr Glass Manufacturing Corporation, P.O. Box 97, Sand Springs, OK 74063.

MC 143978 (Sub-5-1TA), filed May 12, 1980. Applicant: EMERSON DELIVERY, INC., P.O. 652, Cedar Rapids, IA 52406. Representative: James M. Hodge, 1980 Financial Center, Des Moines, IA 50309. *Contract* irregular *Machine parts,* between the facilities of FMC Corporation at Bannockburn, IL, on the one hand, and, on the other, points in the United States in and east of ND, SD, NE, CO, OK and TX, under continuing contract(s) with FMC Corporation. Supporting shipper: FMC Corporation, 2800 Lake Side Drive, Bannockburn, IL 60015.

MC 144622 (Sub-5-26), filed May 12, 1980. Applicant: GLENN BROTHERS TRUCKING, INC., P.O. Box 9343, Little Rock, AR 72219. Representative: J. B. Stuart, P.O. Box 179, Bedford, TX 76021. *Such commodities as are dealt in by wholesale, retail, discount stores (except commodities in bulk and articles requiring specialized equipment)* between Columbus, Maryville and Vermilion, OH on the one hand and on the other hand, points in the United States (except AK and HI). Supporting shipper: O. M. Scott, 333 N. Maple Street, Marysville, OH 43040.

MC 144622 (Sub-5-27TA), filed May 19, 1980. Applicant: GLENN BROTHERS TRUCKING, INC., P.O. Box 9343, Little Rock, AR 72219. Representative: J. B. Stuart, P.O. Box 179, Bedford, TX 76021. *Such merchandise as is dealt in by retail, wholesale and discount stores (except commodities in bulk)* between St. Joseph County, MI on the one hand and on the other hand, points in the U.S. (except AK and HI). Supporting shipper: Ross Laboratories, 625 Cleveland Avenue, Columbus, OH 43216.

MC 144622 (Sub-5-28TA), filed May 15, 1980. Applicant: GLENN BROTHERS TRUCKING, INC., P.O. Box 9343, Little Rock, AR 72219. Representative: J. B. Stuart, P.O. Box 179, Bedford, TX 76021. *Containers, container closures, glassware, container components, scrap materials, equipment & supplies used in the manufacture, sale and distribution of the foregoing commodities (except commodities in bulk, in tank vehicles, and those which because of size and weight require the use of special equipment)* between points in TX, TN, AR, Kansas City, KS; restricted to movement from, to, or between the facilities of Glass Container Corporation. Supporting shipper: Glass Containers Corporation, 1301 South Keystone Avenue, Indianapolis, IN 46203.

MC 144682 (Sub-5-3TA), filed May 12, 1980. Applicant: R. R. STANLEY, 1738 Empire Central, Dallas, TX 75235. Representative: D. Paul Stafford, P.O. Box 45538, Dallas, TX 75245. *Foodstuffs (except commodities in bulk),* from (1) Fresno County, CA, to points in ID, OR, UT, and WA. (2) From Sherman, TX to

points in AZ. Supporting shipper(s): Anderson Clayton Foods, P.O. Box 226165, Dallas, TX 75266.

MC 145152 (Sub-5-6TA), Filed May 12, 1980. Applicant: BIG THREE TRANSPORTATION, INC., P.O. Box 706, Springdale, AR 72764. Representative: Paul M. Daniell, P.O. Box 872, Atlanta, GA 30301. (1) *Containers, container ends and closures,* (2) *commodities manufactured or distributed by manufacturers and distributors of containers when moving in mixed loads with containers and* (3) *materials, equipment and supplies used in the manufacture and distribution of containers, container ends, and closures, (except commodities in bulk)* between all points in the U.S. (except AK and HI) restricted to the transportation of traffic originating at or destined to the facilities of Libbey Glass Div. of Owens-Illinois, Inc. Supporting shipper: Libbey Glass Div. of Owens-Illinois, Inc. of Toledo, OH.

MC 146765 (Sub-5-2TA), filed May 13, 1980. Applicant: DAYTON ENTERPRISES, INC., 110 First Avenue, Clarence, IA 52216. Representative: Donald S. Mullins, 1033 Graceland Avenue, DesPlaines, IL 60016. *Furnaces;* from St. Paul, MN, to all points in the United States, except points in AK, HI, and MN. Supporting shipper: Applied Air Systems, 2475 Doswell Ave., St. Paul, MN.

MC 147196 (Sub-5-4TA), filed May 12, 1980. Applicant: ECONOMY TRANSPORT, INC., P.O. Box 50262, New Orleans, LA 70150. Representative: Donald A. Larousse, P.O. Box 50262, New Orleans, LA 70150. *Contract* irregular; *chemicals, cleaning compounds, detergents and drilling mud additives (except commodities in bulk) in barrels, pails, bags, boxes or cartons* from the facility of Cole Chemical and Distributing Co., Houston, TX to all points in the following states: AL, AR, CA, CO, CT, IL, IN, GA, IA, LA, MA, MI, MS, MO, NY, NJ, NC, OK, SC, TN, WY, WV, WA. Supporting shipper: Cole Chemical & Distributing Company, 13301 Old Beaumont Highway, Houston, TX, 77067.

MC 147388 (Sub-5-3TA), filed May 12, 1980. Applicant: EARLY BIRD FREIGHT LINES, INC., Rural Route 1, Box 49, St. Libory, NE 68872. Representative: Lavern R. Holdeman, Peterson, Bowman & Johanns, P.O. Box 81849, Lincoln, NE 68501 *Plastic articles (except in bulk),* between Traverse City, MI, on the one hand, and, on the other, Grand Island, NE, and Dallas, TX, and points in their respective commercial zones, restricted to traffic originating at or destined to GIA, Inc., a division of Burwood Industries. Supporting shipper: GIA, Inc., Steven S. Stauffer, Plant Manager, P.O. Box 2095, Grand Island, NE, 68801.

MC 148326 (Sub-5-1TA), filed May 12, 1980. Applicant: THIES TRANSPORTATION, INC., P.O. Box 49, Great Bend, KS 67530. Representative: William B. Barker, 641 Harrison Street, P.O. Box 1979, Topeka, KS 66601. *Contract;* Irregular. *Toilet preparations, household and industrial cleaning products, brooms, brushes, mops, insect repellents, grooming aids, medicated sprays and promotional materials* (except in bulk), from Great Bend, KS to Des Moines, IA; Oklahoma City, OK and Dallas, TX. Supporting shipper: The Fuller Brush Company, P.O. Box 729, Westport Addition, Great Bend, KS 67530.

MC 148594 (Sub-5-1TA), filed May 13, 1980. Applicant: WESTERN CARGO CARRIERS, INC., 2345 Grand Avenue, P.O. Box 23428, Kansas City, MO 64141. Representative: Frank W. Taylor, Jr., Suite 600, 1221 Baltimore Ave., Kansas City, MO 64105. *Contract,* irregular, *General commodities, except those of unusual value, classes A and B explosives, commodities in bulk, commodities injurious to other lading, and household goods as defined by the Commission,* between the facilities of Hallmark Cards, Inc., at Kansas City, MO, on the one hand, and, on the other, points in CA, under continuing contract with Hallmark Cards, Inc., of Kansas City, MO. Supporting shipper: Hallmark Cards, Inc., Liberty, MO.

MC 148703 (Sub-5-1TA), filed December 18, 1979. Applicant: HUGH MADEWELL & BILLY MADEWELL, INC., P.O. Box 386, Jones, OK 73049. Representative: Ray K. Babb, Jr., 1108 N.W. 16th, Oklahoma City, OK 73106. *Corrosive scrap metal, materials and supplies used in the manufacture of lead ingots and lead ingots,* between the facilities of Refined Metals Corporation in Memphis, TN, Birmingham, AL, St. Louis and Kansas City, MO, Burlington, IA, Dallas, TX, Oklahoma City, OK, Logansport, IN, Lonoke, AR, and Jacksonville, FL. Supporting shipper(s): Refined Metals Corporation, 1108 N.W. 16th, Oklahoma City, OK 73106.

MC 150496 (Sub-5-2TA), filed May 13, 1980. Applicant: P.A.M. TRANSPORT, INC., P.O. Box 188, Tontitown, AR 72770. Representative: Paul A. Maestri, Post Office Box 188, Tontitown, AR 72770. *Such commodities as are dealt in or used by wholesale and retail discount and variety stores, (except in bulk).* From points in CT, DE, FL, GA, IN, IA, ME, MD, MA, MI, MN, NE, NH, NJ, NY, NC, ND, OH, PA, RI, SC, SD, VT, VA, WV and WI to points in AL, AR, IL, KS, KY, LA, MO, MS, OK, TN and TX. Restricted to traffic originating at or destined to the facilities of Wal-Mart Stores, Inc. Supporting shipper: Wal-Mart Stores, Inc., P.O. Box 116, Bentonville, AR 72712.

MC 150578 (Sub-5-2TA), filed May 12, 1980. Applicant: STEVENS TRANSPORT, A DIVISION OF STEVENS FOODS, INC., 2944 Motley Drive Mesquite, TX 75150. Representative: Jackson Salasky, P.O. Box 45538, Dallas, TX 75245. *Alcoholic beverages and wines in packages,* from NY, NJ, IL, KY, CA, Fairless Hills and Philadelphia, PA, New Orleans, LA, Detroit and Allenpark, MI, Lawrenceburg, IN, Lynchburg & Tallahoma, TN, St. Louis and Weston, MO, Landsdown, MD, and Boston, MA, to TX, Little Rock, AR, Shreveport, Lafayette, and Harahan, LA, and Phoenix and Tucson, AZ. Supporting shipper(s): Glazer's Wholesale Drug Company, Inc., 508 Park Avenue, Dallas, Texas.

MC 150578 (Sub-5-3TA), filed May 13, 1980. Applicant: STEVENS TRANSPORT, A DIVISION OF STEVENS FOODS, INC., 2944 Motley Drive Mesquite, TX 75150. Representative: Jackson Salasky, P.O. Box 45538, Dallas, TX 75245. *Merchandise as dealt in by wholesale and retail chain grocery and food business houses,* from WI, CA, FL, and Milan, IN, Austin, IN, Elwood, IN, St. Louis, MO, Minneapolis, MN, Chicago, IL, Dunkirk, NY, and Atlanta, GA, to points in the state of TX, Van Buren, AR, Albuquerque, NM, Shreveport, LA, Monroe, LA, Oklahoma City, OK, Tulsa and Durant, OK, and Concordia, KS. Supporting shipper(s): Federated Foods, Inc., 13750 Omega Road, Farmers Branch, TX 75240.

MC 150578 (Sub-5-4TA), filed May 13, 1980. Applicant: STEVENS TRANSPORT, A DIVISION OF STEVENS FOODS, INC., 2944 Motley Drive Mesquite, TX 75150 Representative: Jackson Salasky, P.O. Box 45538, Dallas, TX 75245. *Meat, meat products, meat by-products, and articles distributed by meat packinghouses as described in Sections A & C to Appendix I to the Report in Descriptions in Motor Carrier Certificates 61 M.C.C. 209 and 766 (except commodities in bulk) frozen or unfrozen,* from San Antonio, TX, to CA, Chicago, IL, Williamsburg, VA, Colorado Springs, CO, Landover, MD, Bayonne, NJ, New Orleans, LA, Gulfport, MS, and Laredo, TX, for 180 days. Supporting shippers(s):The Roegelein Company, P.O. Box 1698, San Antonio, TX 78296.

MC 150604 (Sub-5-1TA), filed May 12, 1980. Applicant: LEAMON DARRELL PITTMAN, 1504 Broadview Drive, Oklahoma City, OK 73127. Representative: (Same as above). *Contract* irregular; *aerial devices, bodies and other equipment manufactured by UEC Manufacturing Company of Oklahoma City, OK, by flatbed trailer and equipment used in the manufacturing process by UEC Manufacturing Company* from Oklahoma City, OK to all UEC Manufacturing Company dealer points across the United States. Supporting shipper: UEC Manufacturing Company, P.O. Box 18879, Oklahoma City, OK 73154.

MC 150802 (Sub-5-1TA), filed May 13, 1980. Applicant: NORTHWEST IOWA EXPRESS, INC., 4311 Tyler, Sioux City, IA 51108. Representative: Mayer Kanter, 232 Davidson Bldg., Sioux City, IA 51101. *Silica sand,* from Garnavillo, IA, and Ottawa, MN, to South Sioux City, NE. Supporting shipper: Sioux City Foundry, 801 Division, Sioux City, IA 51105.

MC 150804 (Sub-5-1TA), filed May 12, 1980. Applicant: M & M CARTAGE, INC., 1621 E. 17th Street, Des Moines, IA 50316. Representative: James M. Hodge, 1980 Financial Center, Des Moines, IA 50309. *Contract carrier* irregular (1) *Hydrants and faucets, and* (2) *parts and packaging materials for the commodities names in* (1) above, between the facilities of Woodford Manufacturing Co. at Des Moines, IA, Denver and Colorado Springs, CO, under continuing contract(s) with Woodford Manufacturing Co. Supporting shipper(s): Woodford Manufacturing Co., 2121 Waynoka Road, Colorado Springs, CO 80932.

MC 150806 (Sub-5-2TA), filed May 12, 1980. Applicant: WECO, INC., 500 Scott Street, P.O. Box 5128, Kansas City, KS 66119. Representative: Erle W. Francis, Esq., 719 Capitol Federal Bldg., Topeka, KS 66603. *Contract;* Irregular. *Foods Stuffs (viz) Bread Making Compound, Edible Flour, Fatty Acids Esters, and Mono-Di or Triglycerides of fact forming fatty acids,* from the facilities of Patco Products at or near Grandview, MO. to all points and places in the United States except those located in AK, HI and MO. Supporting shipper: C. J. Patterson Co. (Patco Division), 13830 Botts Road, Grandview, MO 64030.

MC 150807 (Sub-5-1TA), filed May 13, 1980. Applicant: DONALD WILKINSON, d.b.a. WILCO BUS SERVICE, 2035 Delaware, Dubuque, IA 52001. Representative: Carl E. Munson, 469 Fischer Building, Dubuque, IA 52001. *Common,* regular; transporting *passengers* in commuter service, as follows: From Galena, IL, over US Hwy 20 to Dubuque, IA, serving the intermediate points of East Dubuque, IL. From Dubuque, IA, over US Hwy 52 to junction IA Hwy 386. Thence over IA Hwy 386 to plant site of John Deere Dubuque Works, and return. From Benton, WI, over WI Hwy 11 to junction WI Hwy 35, serving intermediate point of Hazel Green, WI. Thence over WI Hwy 35 to junction IL Hwy 35. Thence over IL Hwy 35 to junction US Hwy 20, serving the intermediate point of East Dubuque, IL. From East Dubuque, IL, over US Hwy 20 to Dubuque, IA. From Dubuque, IA, over US Hwy 52 to junction IA Hwy 386. Thence over IA Hwy 386 to the plant site of John Deere Dubuque Works, and return. Areas to be served in above are East Dubuque, IL (including Mt. Vernon Subdivision and Pioneer Acres along US Hwy 20, near East Dubuque, IL), Galena, IL, Dubuque, IA, John Deere Works near Dubuque, IA, Benton and Hazel Green, WI. Supporting shipper: There are 44 individuals supporting this application at time of submittal.

MC 150808 (Sub-5-1TA), filed May 12, 1980. Applicant: ROBERT MALADY, d.b.a. MALADY TRUCK SERVICE, 2115 Salisbury St., St. Louis, MO 63107. Representative: Ernest A. Brooks II, 1301 Ambassador Bldg., St. Louis, MO 63101. (1) *Glass containers,* from the facilities of Midland Glass Company, Inc., at Terre Haute, IN, to St. Louis, MO; and, (2) *Materials and supplies* used in the manufacture and distribution of glass containers (except in bulk), from the St. Louis, Mo.-East St. Louis, IL. Commercial Zone, to Terre Haute, IN. Supporting shipper: Midland Glass Co., Inc., P.O. Box 557, Cliffwood, NJ 07721.

MC 150809 (Sub-5-1TA), filed May 12, 1980. Applicant: CENTURY CONCRETE CO., Highway 38 North, Monticello, IA 52310. Representative: Carl E. Munson, 469 Fischer Building, Dubuque, IA 52001. *Contract* irregular *cement, dry, in bulk,* from Rock Island, IL, and Buffalo, IA, to Galena, Stockton and Warren, IL, and Dubuque and Epworth, IA, under contract with Flynn Ready Mix Inc. Supporting shippers: Flynn Ready Mix Inc., Dubuque, IA 52001 and of Epworth, IA 52045.

MC 150811 (Sub-5-1TA), filed May 14, 1980. Applicant: LEONARD SAMPLE, d.b.a. SUPREME TRANSPORT CO., 3022 Bel Air Drive, Council Bluffs, IA 51501. Representative: William L. Fairbank, 1980 Financial Center, Des Moines, IA 50309. *Meat and packinghouse products.* From Omaha and Schuyler, NE; Oakland, IA and Sioux Falls, SD, to Concord, Manchester and Nashua, NH and Lowell, MA and points in their commercial zones. Supporting shipper: Nashua Beef Co., Inc., 22 East Hollis Street, Nashua, NH 03060.

MC 150812 (Sub-5-1TA), filed May 4, 1980. Applicant: FROST TRANSPORTATION, INC., P.O. Box 3400, Shreveport, LA 71103. Representative: Joseph F. Hoary, 121 S. Main St., Taylor, PA 18517. *Contract* Irregular (1) *Bakery products, materials, supplies and equipment used in the manufacture, sale and distribution of bakery products* between Longview, TX on the one hand, and, on the other hand, Beaverton, OR. (2) *Bakery Products,* from Longview, TX and Beaverton, OR to Buena Park, CA, Milwaukee, OR, Fosteria, OH, Elk Grove Village, IL, Kansas City, MO, Kansas City, KS, San Jose, CA, Orangeburg, SC, Foxboro, MA, Columbus, OH, Sparks, NV, Anaheim, CA, Los Angeles, CA, Waltham, MA, Minneapolis, MN, Denver, CO, Des Plaines, IL, Morrow, GA, Pittsburgh, PA, Mechanicsburg, PA, Milpitas, CA, Santa Cruz, CA, Memphis TN, Atlanta, GA, Louisville, KY and Nashville, TN and their commercial zones. (3) *Such products used in the manufacture of bakery goods* from Vernon, CA, Louisville, KY, Richmond, IN, Burlingame, CA, Fresno, CA, Dallas, TX, New Orleans, LA, Muncy, IN and Atlanta, GA, Fosteria, OH, Harvey, LA, Los Angeles, CA, Supreme, LA, Cedar Rapids, IA, Tucson, AZ and Atlanta, GA to Longview, TX and Beaverton, OR. Supporting shipper(s): Grandma's Foods, Inc., 6220 SW 112th St., Beaverton, OR 97075.

MC 150812 (Sub-5-2TA), filed May 14, 1980. Applicant: FROST TRANSPORTTION, INC., P.O. Box 3400, Shreveport, LA 71103. Representative: Joseph F. Hoary, 121 S. Main St., Taylor, PA 18517. *Contract* Irregular *General Commodities (except household goods, commodities in bulk, commodities which because of their size or weight require special equipment and Classes A and B explosives)* (1) Between the facilities of Gould, Inc. at Eau Claire, WI, Lake City, MN, St. Louis, MO, Salem, IN, Valley View, OH, Santa Clara, CA, El Monte, CA, Cleveland, OH, Oxnard, CA, Andover, MA, Rolling Meadows, IL, Victor, NY, Downey, CA, Greensburg, PA, Chalfont, PA, Colmar, PA, Springhouse, PA, Bland, VA, Florence, SC, Fort Washington, PA, Horsham, PA, Philadelphia, PA, West Columbia, SC, Woodruff, SC, Norristown, PA, Atlanta, GA, Dallas, TX, Dayton, Oh, Fallcroft, PA, Manitowoc, WI, Portland, OR, Chicago, IL, East Brunswick, NJ, Los Angeles, CA,

Glen Burnie, MD, Tucker, GA, Fort Worth, TX, San Diego, CA, Melville, NY, Farmingdale, NY, Angola, IN, Milan, OH, Napoleon, OH, Bridgeport, OH, Caldwell, OH, McConnellsville, OH, Chandler, AZ, City of Industry, CA, Dunmore, PA, Farmers Branch, TX, Lynchburg, VA, Memphis, TN, Orlando, FL, Salem, OR, Shreveport, LA, St. Paul, MN, Zanesville, OH, Fort Smith, AR, Kankakee, IL, Trenton, NJ, Frisco, TX, Omaha, NE, Vicksburg, MS, Eagan, MN, Bedford, OH, Belle Fontaine, OH, Bellmawr, NJ, Finksburg, MD, Jacobus, PA, Lancaster, PA, Marysville, OH, Plantsville, CT, Plymouth Meeting PA, Spartanburg, SC, Tampa, FL, Urbana, OH, Westminster, MD, Wilmington, NC, Newburyport, MA, LaVergne, TN, Lexington, TN, McMinnville, TN, Watertown, NY, Lincoln, NE; (2) From the above described points to points in the US (except AK and HI) and return. Supporting shipper(s): Gould, Inc., 10 Gould Center, Rolling Meadows, IL 60008.

MC 145955 (Sub-No. 5–1TA), filed April 14, 1980. Applicant: CENTRAL TRUCK SERVICE, INC., 4440 Buckingham Avenue, Omaha, NE 68107. Representative: Arlyn L. Westergren, Westergren & Hauptman, P.C., Suite 106, 7101 Mercy Road, Omaha, NE 68106. *Meats and packinghouse products (except hides and commodities in bulk).* From the facilities of Spencer Foods, Inc. at Oakland, IA to Chicago, IL. Supporting shipper: Spencer Foods, Inc., P.O. Box 544, Schuyler, NE 68661.

MC 140717 (Sub-5–10TA), filed April 23, 1980 . Applicant: JULIAN MARTIN, INC., Highway 25 West, P.O. Box 3348, Batesville, AR 72501. Representative: Timothy C. Miller, Suite 301, 1307 Dolley Madison Blvd., McLean, VA 22101. *Contract;* Irregular. *Meat, meat products and meat by-products and articles distributed by meat packing houses* as described in Sections A and C of Appendix I to the report in *Description in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from points in IA, and Fairmont, MN, Sedalia, MO, Lincoln, NE, Cincinnati, OH, Oklahoma City, OK and San Antonio, TX, to Greenville, MS, under a continuing contract with Distribuco, Inc., of Denver, CO. Supporting shipper: Distribuco, Inc., P.O. box 280, Greenville, MS 38701.

MC 140717 (Sub-5–10TA), filed April 23, 1980. (republication) Applicant: JULIAN MARTIN, INC., Highway 25 West, P.O. Box 3348, Batesville, AR 72501. Representative: Timothy C. Miller, Suite 301, 1307 Dolley Madison Blvd., McLean, VA 22101. *Contract;* Irregular. *Meat, meat products and meat by-products and articles distributed by meat packing houses* as described in Sections A and C of Appendix I to the report in *Description in Motor Carrier Certificates,* 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from points in IA, and Fairmont, MN, Sedalia, MO, Lincoln, NE, Cincinnati, OH, Oklahoma City, OK and San Antonio, TX, to Greenville, MS, under a continuing contract with Distribuco, Inc., of Denver, CO. Supporting shipper: Distribuco, Inc., P.O. box 280, Greenville, MS 38701.

MC 129032 (Sub-5–3TA), filed April 10, 1980. (republication) Applicant: TOM INMAN TRUCKING, INC., 5656 South 129th East Avenue, Tulsa, OK 74121. Representative: Larry J. Kramer, 5656 South 129th East Avenue, Tulsa, OK 74121. *Sugar,* from Supreme, LA to the facilities of Bunte Candies, Inc. at Oklahoma City, OK. Applicant intends to tack this authority with presently held authority. Supporting shipper: Bunte Candies, Inc., 129 East California, Oklahoma City, OK 73126.

MC 136786 (Sub-5–18TA), filed May 15, 1980. (republication) Applicant: ROBCO TRANSPORTATION, INC., 4475 N.E. 3rd Street, Des Moines, IA 50313. Representative: Stanley C. Olsen, Jr., Gustafson & Adams, P.A., 7400 Metro Boulevard, Suite 411, Edina, MN 55435. *Foodstuffs, except in bulk, in tank vehicles,* from the facilities of Aunt-Jane's Foods, Inc., at or near Croswell, MI to points in CT, DC, DE, MD, MA, ME, NH, NJ, NY, PA, RI, and VT. Supporting shipper: Aunt Jane's Foods, Inc., 55 East Sanborn Avenue, Croswell, MI 48422.

MC 112713 (Sub-5–3TA), filed April 14, 1980. (republication) Applicant: YELLOW FREIGHT SYSTEM, INC., P.O. Box 7270, Overland Park, KS 66207. Representative: R. E. DeLand, P.O. box 7270, Overland Park, KS 66207. Common; Regular. *General Commodities (except Classes A and B explosives, commodities in bulk, household goods as defined by the Commission, commodities of unusual value, and those requiring special equipment),* between Beaumont, TX and Baton Rouge, LA serving all intermediate points and their commercial zones and serving the off-route point of Abbeville, LA, and its commercial zone. From Beaumont, TX over U.S. Hwy 90 to Baton Rouge, LA and return over the same route. Supporting shippers: 32 supporting shippers.

MC 3062 (Sub-5–2TA), filed April 10, 1980 (republication). Applicant: INMAN FREIGHT SYSTEM, INC., 321 N. Spring Ave., Cape Girardeau, MO 63701. Representative: G. H. Boles (same address as applicant). Common, Regular. *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 Cairo, IL and Paducah, KY, over U.S. Highway 60, serving all intermediate points. Applicant intends to tack this authority with presently held authority and to interline at Evansville, IN, St. Louis, MO, Memphis, TN, and Decatur and Springfield, IL. Supporting shippers: Central Service, Credence Speakers, and Tele-Service, Kevil, KY 42053.

The following applications were filed in Region 6. Send protests to: Interstate Commerce Commission, Region 6 Motor Carrier Board, P.O. Box 7413, San Francisco, CA 94120.

MC 149195 (Sub-65–TA), filed May 12, 1980. Applicant: ARCADIAN MOTOR CARRIERS, 1831 Simpson, Kingsburg, CA. 93631 Representative: James F. Hauenstein (same address as applicant). (1) *Labels, plain, gummed, or lithographed, printed or not printed in packages.* (2) *Bottle filling and labeling machines.* (3) *Material and supplies used in the manufacturing or distribution of the commodities in* (1) *and* (2) *above.* (Restricted to traffic originating at or consigned to the facilities of Avery Label), from Azusa, CA to points in the United States in the east of MT, WY, CO, and NM, for 180 days. Supporting shipper: Avery Label, 777 East Foothill Blvd., Azusa, CA.

MC 150292 (Sub-6–1TA), filed May 12, 1980. Applicant: WALTER J. FREDERICKS and EVERT FREDERICKS, d.b.a. AURORA PACIFIC TRUCKING, 12966 Maple Leaf Court, NE, Aurora, OR 97002. Representative: Philip G. Skofstad, 1525 NE Weidler, Portland, OR 97232. *Contract Carrier,* Irregular routes: *Taco shells, corn and flour tortillas, taco sauce and seasoning, tortilla chips and mesa mix,* from McMinnville, OR, to points in ND, SD, MN, CO, OK, IL, and IA, and from Brenda, CA to Rapid City, SD, and Minneapolis, MN, for the account of Diane's Foods, Inc., for 180 days. Supporting shipper: Diane's Foods, Inc., P.O. Box 419, McMinnville, OR 97128.

MC 150608 (R–6–1TA), filed May 12, 1980. Applicant: CHEYENNE ROAD TRANSFER LTD, an Alberta, Canada Corporation, 232 38th Avenue NE, Calgary, Alberta, Canada T2E 2N2. Representative: Grant J. Merritt, 4444 IDS Center, Minneapolis, MN 55402. (1) *Soda ash, soda ash derivatives and potassuim sulphate;* (2) *Potash and potassium choloride* from: (1) points in

MT, UT and WY to ports of entry on the international boundary line between the U.S. and Canada located in ND and MT. (2) from ports of entry on the international boundary line between the U.S. and Canada located in ND and MT to points in MT, UT and WY, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Prairie Industrial Chemicals, Ltd., 2302 Hanselman Avenue, Saskatoon, Saskachewan, S7L 5Z3 Canada.

MC 136605 (Sub-6-8TA), filed May 12, 1980. Applicant: DAVIS TRANSPORT, INC., P.O. Box 8058, Missoula, MT 59807. Representative: Allen P. Felton (same address as applicant). *Railroad Ties* from the State of Idaho and Polson, MT to the U.S.-Canadian boundary in the State of MT, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: J & D Lumber Company, Route 1, Box 43, Polson, MT 59860.

MC 136605 (Sub-6-9TA), filed May 12, 1980. Applicant: DAVIS TRANSPORT, INC., P.O. Box 8058, Missoula, MT 59807. Representative: Allen P. Felton (same address as applicant). *Rigid Poly Urethane Insulation Board,* from the facilities of Apache Building Products Company, located at or near Salt Lake City, Utah to points in the States of WA, OR, CA, AZ, NV, KS, ID, MT, WY, CO, NM, TX, OK, SD, ND, NE for 180 days. Supporting shipper: Apache Building Products Company, 20 East Union Avenue, North Salt Lake, UT 84054.

MC 148087 (Sub-6-1TA), filed May 9, 1980. Applicant: BIG K CORPORATION, d.b.a. DIAMOND TRANSPORT, P.O. Box 35, Kanosh, UT 84637. Representative: Irene Warr, 430 Judge Building, Salt Lake City, UT 84111. *Drilling fluids used in the development and production of petroleum products, geo-thermal energy and minerals* between UT and AZ, restricted against the transportation of petroleum and petroleum products, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Home Petroleum Corporation, 2600 N. Loop W. Suite 400, Houston, TX 77092.

MC 115827 (Sub-6-9TA), filed May 12, 1980. Applicant: W. J. DIGBY, INC., 6015 East 58th Avenue, Commerce City, CO 80022. Representative: Howard Gore (same address as applicant). *Diamaceous earth in bags* from Maricopa, CA to points in and west of MT, WY, CO, NM, and TX (except AK and HI). Restricted to the transportation of traffic originating at the facilities used by Lowe's, Inc. at or near Maricopa, CA and destined to the named destinations, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Lowe's, Inc., 348 South Columbia Street, South Bend, IN 46601.

MC 117823 (Sub-6-1TA), filed May 9, 1980. Applicant: DUNKLEY REFRIGERATED TRANSPORT, INC, 1915 South 900 West Street, Salt Lake City, UT 84104. Representative: Jeffrey A. Knoll, 5565 East 52nd Avenue, Commerce City, CO 80022. *Frozen foods,* (except in bulk) from points in CA to points in ID, OR and WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shippers: There are seven (7) supporting shippers. Their statements may be examined at the regional office listed.

MC 149394 (Sub-6-1TA), filed May 12, 1980. Applicant: EAGLE FREIGHTLINES CORPORATION, 1005 N. College, Ft. Collins, CO 80524. Representative: William J. Lippman, Steele Park, Suite 330, 50 South Steele Street, Denver, CO 80209. *Contract carrier,* Irregular routes: *Meat and meat by-products* from Fort Morgan, CO to New York City and Rochester, NY, Boston and Springfield, MA, Sharron and Philadelphia, PA, Port Elizabeth, NJ, Baltimore, MD, and Washington, DC, for 180 days. Supporting shipper: Sterling Colorado Beef Company, Post Office Box 1728, Sterling, CO 80751.

MC 125996 (Sub-6-1TA), filed May 12, 1980. Applicant: GOLDEN TRANSPORTATION, INC., 2200 South 400 West, Salt Lake City, UT 84115. Representative: John P. Rhodes, P.O. Box 5000, Waterloo, IA 50704. *Frozen potato products,* from Pasco, Quincy, Connell, Richland, and Moses Lake, WA; Portland and Hermiston, OR; Clearfield, UT; Nampa and American Falls, ID to points in IA, Rock Island, IL and Omaha, NE, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): Benolken Brokerage and Unifoods, Inc., P.O. Box 1006, Clive, IA 50053.

MC 144130 (Sub-6-2TA), filed May 12, 1980. Applicant: RUSSELL GRILLS d.b.a. GRILLS TRUCKING, 19919 82nd Avenue, Langley, B.C., Canada. Representative: James T. Johnson, 1610 IBM Building, Seattle, WA 98101. *Contract carrier,* irregular routes: *flat glass* and *flat glass products* from Lathrop, CA to ports of entry on the US-Canada boundary line in WA, restricted to traffic moving under continuing contract or contracts with Libbey-Owens-Ford Company, Toledo, OH, for 180 days. Supporting shipper: Libbey-Owens-Ford Company, 811 Madison Ave., Toledo, OH 43695.

MC 98320 (Sub-6-2TA), filed May 12, 1980. Applicant: JACKSON-ROCK SPRINGS STAGES, INC., 514 Lewis Street, Rock Springs, WY 82901. Representative: James P. Zanetti, 514 Lewis Street, Rock Springs, WY 82901. *Passengers and their baggage in charter operations* between points in Sweetwater, Teton, and Sublette counties in WY and points in NV, OR, and MT for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper(s): There are 18 supporting shippers. Their statements may be examined at the Regional Office listed.

MC 150787 (Sub-6-1TA), filed May 9, 1980. Applicant: LAKE TAHOE TRANSPORTATION SYSTEMS, INC., 1000 Emerald Bay Rd., P.O. Box 10616, So. Lake Tahoe, CA 95731. Representative: William A. Piper, 310 Columbine Trail, P.O. Box 18 30, So. Lake Tahoe, CA 95706. *Passengers and their baggage,* between points and places in El Dorado, Placer, Alpine and Calaveras Counties, CA, and Douglas County, Washoe County and Carson City, NV for 180 days. Restricted to service to be performed in vehicles having a passenger capacity of not more than 15 persons. Supporting shipper(s): Lake Tahoe KOA, Box 11552, Tahoe Paradise, CA 97508; El Dorado County Lake Tahoe Airport, Box TD, South Lake Tahoe, CA 95731; Sahara Tahoe Hotel, Stateline, NV.

MC 138026 (Sub-6-3TA), filed May 12, 1980. Applicant: LOGISTICS EXPRESS, INC., Etiwanda and Slover Avenues, Fontana, California 92335. Representative: David P. Christianson of Knapp, Grossman & Marsh, 707 Wilshire Boulevard, Suite 1800, Los Angeles, California 90017. *Compressed Gases,* between Los Angeles County, CA, and San Mateo County, CA, on the one hand, and, on the other, AZ, UT, OR and WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Air Products & Chemicals, Inc., 2021 East Rosecrans Boulevard, El Segundo, CA 90245.

MC 150793 (Sub-6-1TA), filed May 12, 1980. Applicant: MARINE TRANSPORT SERVICE, INC., P.O. Box 4523, Portland, OR 97208. Representative: Robert R. Hakanson (same as applicant). *Contract carrier:* irregular routes: (1) *General commodities,* except Class A & B explosives, in containers or trailers, having prior or subsequent movement by water, and empty containers, trailers or chassis, between the facilities of Marine Intermodal Cooperative Association in CA, OR and WA on the one hand, and, on the other, points in CA, ID, OR and WA, for 180 days. Supporting shipper: Marine Intermodal Cooperative Association, P.O. Box 3471, Portland, OR.

MC 142686 (Sub-6-7TA), filed May 12, 1980. Applicant: MID-WESTERN

TRANSPORT, INC., 10506 S. Shoemaker Avenue, Santa Fe Springs, CA 90670. Representative: Joseph Fazio (same as applicant). *Contract Carrier,* Irregular Routes: *Aluminum, Aluminum articles, materials and supplies used in the manufacture and distribution thereof,* Between the facilities of Howmet Aluminum Corporation, located at points in the United States on the one hand, and, on the other, points in the United States, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Howmet Aluminum Corporation, 475 Steamboat Road, Greenwich, Conn. 06830.

MC 97710 (Sub-6-1TA), filed May 8, 1980. Applicant: PETERS TRUCK LINES, INC., 905 South Main Street (P.O. Box 218), Yreka, CA 96097. Representative: John Paul Fischer, Silver, Rosen, Fischer & Stecher, 256 Montgomery Street, San Francisco, CA 94104. *Common,* regular routes: *General commodites* (except those of unusual value, Classes A and B explosives, commodities in bulk in tank vehicles, and used household goods as defined by the Commission), between Modesto, CA and Tulare, CA, over U.S. Hwy 99 to Tulare, CA and return over the same route, serving all intermediate and off-route points in the CA counties of Merced, Madera, Kings, Fresno and Tulare, for 180 days. An underlying ETA seeks 90 days authority. Supporting shippers: There are 24 shippers. Their statements may be examined at the Regional office listed.

Note.—Applicant intends to tack and interline.

MC 138875 (Sub-6-11TA), filed May 12, 1980. Applicant: SHOEMAKER TRUCKING COMPANY, 11900 Franklin Rd., Boise, ID 83709. Representative: F. L. Sigloh, (same address as applicant). *Chemicals (except commodities in bulk),* between points in ID, OR, UT, WA and WY. for 180 days. Supporting shippers(s): Great Western Chemical Company, 808 S.W. 15th Ave, Portland, OR 97205.

MC 128246 (Sub-6-4TA), filed May 12, 1980. Applicant: SOUTHWEST TRUCK SERVICE, a California corporation, P.O. Box AD, Watsonville, CA 95076. Representative: Albert C. Parolini (same as Applicant). *Glassware,* from Sapulpa, OK to points in IL, MN and WI for 180 days. Supporting shippers: E. L. Graham, Traffic Manager, Bartlett-Collins Co., P.O. Box 1288, Sapulpa, OK 74066.

MC 113271 (Sub-6-2TA), filed May 12, 1980. Applicant: TRANSYSTEMS INC., P.O. Box 399, Black Eagle, MT 59414. Representative: Ray F. Koby, P.O. Box 2567, Great Falls, MT 59403. *Solar panels and materials, equipment and supplies used or useful in the manufacture, distribution and installation of solar panels,* between Great Falls, MT and points in the U.S. except AK and HI, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Sun Wise, Inc., North Park Industrial Park, Great Falls, MT 59401.

MC 147805 (Sub-6-1TA), filed May 12, 1980. Applicant: CLIFFORD PIERCE, WILLIAM PARKS, GORDON KEATS, a partnership, d.b.a. VALLEY FREIGHT, P.O. Box 6303, Modesto, CA 95355.Representative: James H. Gulseth, of Loughran & Hegarty, 100 Bush St., 21st Floor, San Francisco, CA 94104. *General Commodities* (except classes A & B explosives, household goods, commodities in bulk, and commodities requiring special equipment), between points in Stanislaus and Merced Counties, CA and Oakdale, Stockton, Tracy, Tracy Defense Depot, Sharpe Army Depot, Stockton Airport, Ripon and Lathrop, CA, on the one hand, and, on the other, air freight terminals located in the San Francisco Airport Terminal Zone, for 180 days. Restricted to transportation of traffic having a prior or subsequent movement by air. An underlying ETA seeks 90 days authority. Supporting shippers: There are nine shippers. Their statements may be examined at the Regional office listed.

MC 26396 (Sub-6-23TA), filed May 9, 1980. Applicant: THE WAGGONERS TRUCKING, P.O. Box 31357, Billings, MT 59107. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501. *Pipe, pipe fittings and irrigation equipment,* from York, NE and Garden City, KS to points in and west of MN, IA, MO, AR and LA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Kroy Industries, Inc., Box 309, York, NE 68467.

MC 141804 (Sub-6-39TA), filed May 12, 1980. Applicant: WESTERN EXPRESS, division of INTERSTATE RENTAL, INC., 4015 Guasti Road, P.O. Box 3488, Ontario, CA 91761. Representative: Frederick J. Coffman (same as applicant). *Chemicals, NOI, ink and waste chemicals, NOI except in bulk,* between Rolling Meadows and Chicago, IL on the one hand, and, on the other, points in the U.S. (except AK and HI), for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: James P. Connelly, Physical Distribution Manager, Philip A. Hunt Chemical Corporation, Palisades Park, NJ 07650.

MC 150779 (Sub-6-1TA), filed May 8, 1980. Applicant: DWIGHT E. BUEL, d.b.a. ADVENTURE UNLIMITED, Box 1063, Soquel, CA 95073. Representative: Dwight E. Buel, 5613 Branciforte Dr., Santa Cruz, CA 95060. *Passengers and their baggage, in escorted tour service,* in 15 passenger vans; Beginning and ending in Santa Cruz, CA between points in CA, OR, WA, ID, WY, SD, NE, CO, UT, and AZ for 180 days. Supporting shippers: There are 18 supporting shippers. Their statements may be examined at the Regional ICC office.

MC 135989 (Sub-6-2TA), filed May 7, 1980. Applicant: COAST EXPRESS, INC., 14280 Monte Vista Avenue, Chino, CA 91710. Representative: William J. Lippman, Steele Park, Suite 330, 50 South Steele Street, Denver, CO 80209. *Contract carrier,* irregular routes: (1) *Drilling tools, equipment, and parts,* and (2) *corrugated cartons and boxes;* From Irvine, CA to Denver, CO and Dallas, TX under continuing contract(s) with Smith Tool, Division of Smith International, Inc. for 180 days. Supporting shipper: Smith Tool, Division of Smith International, Inc., 17871 Van Karman Ave., Irvine, CA.

MC 113678 (Sub-6-10TA), filed May 7, 1980. Applicant: CURTIS, INC., 4810 Pontiac Street, Commerce City, CO 80022. Representative: Roger M. Shaner (same address as above). *Meats, meat products and meat by-products, and articles distributed by meat packinghouses* (except in bulk) from Maricopa County, AZ, to points in UT for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Cudahy Company, Phoenix, Arizona.

MC 109689 (Sub-6-6TA), filed May 8, 1980. Applicant: W. S. HATCH CO., P.O. Box 1825, Salt Lake City, UT 84110. Representative: Mark K. Boyle, Attorney at Law, 10 West Broadway, No. 400, Salt Lake City, UT 84101. *Catalyst,* in bulk, from Salt Lake City, UT to points and places in the United States, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Filtrol Corp., 5959 West Century Blvd., Los Angeles, CA 90045.

MC 145579 (Sub-6-2TA), filed May 8, 1980. Applicant: D. IRVIN TRANSPORT LTD., Box 8, Station T, Calgary, Alberta, Can. T2H 2G7. Representative: Charles E. Johnson, P.O. Box 1982, Bismarck, ND 58501. *Aluminum Beams and Sheets and Steel Scaffolding,* from Ports of Entry on the International Boundary Line between Can. and the U.S. to points in the U.S. except AK and HI, and vice versa, for 180 days. Underlying ETA seeks 90 day authority. Supporting shipper: Aluma Systems, Inc., 4800 Dufferin Street, Suite 200, Downs View, Ontario, Can. M3H 5S9.

MC 133816 (Sub-6-2TA), filed May 8, 1980. Applicant: K & K WHOLESALE CO., P.O. Box 328, Lowell, OR 97452.

Representative: Howard E. Speer, 835 East Park Street, Eugene, OR 97401. *Sand, bulk or sacked,* from points in Clark County, NV, to points in those 18 Oregon counties located west of the eastern boundary of Multnomah, Clackamas, Marion, Linn, Lane, Douglas and Jackson Counties, OR, for 180 days. Supporting shipper: Valley Iron & Steel Co., Inc., 29579 Awbrey Lane, Eugene, OR 97402.

MC 148874 (Sub-6-1TA), filed May 8, 1980. Applicant: PROFICIENT FOOD CO., 17872 Cartwright Road, Irvine, CA 92705. Representative: Floyd L. Farano, 2555 East Chapman Avenue, Suite 415, Fullerton, CA 92631; Alan F. Wohlstetter, Denning & Wohlstetter, 1700 K Street, N.W., Washington, D.C. 20006. *Contract carrier:* irregular route; (1) *Beer in bottles, cans and kegs,* from Phoenix, AZ to points in Los Angeles, Orange, Riverside, San Diego and San Bernardino Counties, CA and return of empty containers. (2) *Empty beer kegs and empty pallets* from Los Angeles, Orange, Riverside, San Diego, and San Bernardino Counties, CA, to Phoenix, AZ, for 180 days. Supporting shipper: Carling National Breweries, Inc., 150 South 12th Street, Phoenix, AZ 85034.

MC 59488 (Sub-6-1TA), filed May 2, 1980. Applicant: SOUTHWESTERN TRANSPORTATION CO., a corporation, P.O. Box 990, Burlingame, CA 94010. Representative: Lloyd M. Roach, P.O. Box 226187, Dallas, TX 75266. *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) from and to St. Louis, MO, and from and to points served direct by Transport Motor Express, Inc., in IL, IN, OH, PA, WV, and KY, over the shortest distance between the points described in Item 10480 of ICC MWB 101-B, for 180 days. Applicant intends to tack with existing authority at St. Louis, MO, and to interline with other carriers at major junction points. An underlying ETA seeks 90 days authority. Purpose of this application is to substitute a single-line service for joint-line service over St. Louis, MO, to and from points previously served by Transport Motor Express, Inc. There are no supporting shippers as this application is filed as authorized in MC 109.

MC 26396 (Sub-6-22TA), filed May 9, 1980. Applicant: THE WAGGONERS TRUCKING, P.O. Box 32357, Billings, MT 59107. Representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, NE 68501. *Pipe, pipe fittings and irrigation equipment,* from York, NE and Garden City, KS to points in the U.S. (except AK and HI) for 180 days. Supporting shipper: Kroy Industries, Inc., Box 309, York, Nebraska 68467.

MC 145999 (Sub-6-1TA), filed May 8, 1980. Applicant: WESTERN DRYWALL TRANSPORT, INC., d.b.a. WESTERN DIRECT TRANSPORT, 2001 Broadway, Vallejo, CA 94590. Representative: James C. Waddell, 2001 Broadway, Vallejo, CA 94590. *Gypsum Wallboard and Materials and supplies used in the installation of Gypsum Wallboard,* from Clark County, NV to points in CA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: U.W.S. Material and Supply Co., 930 N. Ninth St., San Jose, CA 95112.

MC 141804 (Sub-6-37TA), filed May 9, 1980. Applicant: WESTERN EXPRESS, Division of Interstate Rental, Inc., 4015 Guasti Road, P.O. Box 3488, Ontario, CA 91761. Representative: Frederick J. Coffman (same address as applicant). *Paper and paper products, plastic articles, candles, toys, ceramics, novelties and furniture stock,* between points in OH, KY, TN, AR, UT and NC. Restricted to traffic originating at or destined to the facilities of American Greetings Corporation, for 180 days. An underlying ETA seeks 90 days authority. Supporting Shipper: Thos. A. McKernan, Assistant Transportation Manager, American Greetings Corporation, 10500 American Road, Cleveland, OH 44144.

MC 141804 (Sub-6-38TA), filed May 9, 1980. Applicant: WESTERN EXPRESS, Division of Interstate Rental, Inc., 4015 Guasti Road, P.O. Box 3488, Ontario, CA 91761. Representative: Frederick J. Coffman (same address as applicant). *Electronic appliances* (i.e. televisions, hifi equipment, etc.) from points in WA and OR to all points in the U.S. (except AK and HI), for 180 days. Supporting shipper: Walker J. Schofield, Traffic Coordinator, Hitachi Sales Corporation of America, 401 W. Artesia Blvd., Compton, CA 90220.

MC 297 (Sub-6-1TA), filed May 8, 1980. Applicant: WOODLAND TRUCK LINE, INC., 635 Park Street, P.O. Box 70, Woodland, Washington 98674. Representative: Lawrence V. Smart, Jr., 419 N.W. 23rd Avenue, Portland, Oregon 97210. *Paper and paper articles,* from the facilities of Longview Fibre Co. at or near Longview, WA to points in ID, for 180 days. An underlying ETA seeks 90 day authority. Supporting shipper: Longview Fibre Co., P.O. Box 639, Longview, Washington 98632.

MC 120098 (Sub-6-1TA), filed April 7, 1980. Applicant: UINTAH FREIGHTWAYS, 1030 South Redwood Road, Salt Lake City, UT 84104. Representative: William S. Richards, P.O. Box 2465, Salt Lake City, UT 84110. *General Commodities, Common Carrier,* regular route, between Grant Junction, CO. and Denver, CO., over U.S. Hwys 6 and 24 (I-70) to junction I-70 and U.S. 40; thence over U.S. 40 (I-70) to Denver, CO, serving no intermediate points for 180 days. Applicant seeks to tack and interline at Grand Junction, CO., and to interline at Denver, CO. There are five shippers. Their statements may be examined at the Regional Office listed.

MC 150657 (Sub-6-1TA), filed May 14, 1980. Applicant: B.L.S. LIMOUSINE SERVICE INC., 11242 Playa Court, Culver City, CA 90230. Representative: Fred Altman, 11242 Playa Court, Culver City, CA 90230. *Passengers, Baggage, and Equipment* in Charter Service between Culver City, CA and Las Vegas, NV, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Southern California Golf Service, 10592 Ayers Ave., Rancho Park, CA 90064.

MC 142176 (Sub-6-1TA), filed May 12, 1980. Applicant: AARON TAYLOR and JIMMY COSENTINO, a general partnership, d.b.a. CALIFORNIA FREIGHT TRANSPORT, 4417 North Brawley, Fresno, CA 93711. Representative: Edward L. Fanucchi, Quinlan, Kershaw, Fanucchi & Hoffman, Attorneys at Law, 2409 Merced Street, Suite No. 3, Fresno, CA 93721. *Empty reels for aluminum wire/cable and full reels,* empty reels from Fresno, CA to Longview, WA and full reels from Longview, WA to Fresno, CA, for 180 days. Supporting shipper: Reynolds Metals Co., 3224 North Weber, Fresno, CA 93705.

MC 144621 (Sub-6-4TA), filed May 14, 1980. Applicant: CENTURY MOTOR LINES, INC., P.O. Box 15246, 1720 East Garry Ave., Santa Ana, CA 92705. Representative: Charles J. Kimball, Kimball, Williams & Wolfe, P.C., 350 Capitol Life Center, 1600 Sherman St., Denver, CO 80203. (1) *Candy and confectionery products,* from Los Angeles, Richmond, Baldwin Park, CA; San Antonio, TX; Macon, GA, and their commercial zones to Cambridge and Boston, MA and their commercial zones, for 180 days. Supporting shipper: New England Confectionery Company, 254 Massachusetts Ave., Cambridge, MA 02139.

MC 134599 (Sub-6-18TA), filed May 13, 1980. Applicant: INTERSTATE CONTRACT CARRIER CORP., P.O. Box 30303, Salt Lake City, UT 84127. Representative: Mr. Richard A. Peterson, P.O. Box 81849, Lincoln, NE 68501. *Contract Carrier; Irregular routes;* transporting *tires and tire assemblies* from the facilities of the Armstrong

Rubber Company, at or near Knoxville, TN to Vernon, City of Industry, Commerce, Union City, and San Jose, CA and points in their respective commercial zones under continuing contract(s) with the Armstrong Rubber Company, for 180 days. Applicant seeks underlying ETA for 90 days authority. Supporting shipper: The Armstrong Rubber Co., 500 Sargent Drive, West Haven, CT 06507.

MC 119634 (Sub-6-3TA), filed May 12, 1980. Applicant: DICK IRVIN, INC., 218 12th Ave. North, P.O. Box F, Shelby, MT 59474. Representative: Clyde N. Christey, Ks Credit Union Bldg., 1010 Tyler, Suite 110L, Topeka, KS 66612. *Dry Urea,* From the facilities of Cominco American, Inc. at or near Borger, TX to points in OK, CO, KS, NE, MT and WY, for 180 days. Supporting shipper: Cominco American Inc., Rt. 3, Beatrice, NE 68310.

MC 142487 (Sub-6-1TA), filed May 14, 1980. Applicant: JOHN H. KOOY TRUCKING, INC., 3926 Shelby Road, Lynnwood, WA 98036. Representative: James T. Johnson, 1610 IBM Building, Seattle, WA 98101. *Malt beverages,* from Fairfield, CA to the facilities of Crown Distributing Co., Inc. at Everett, WA, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Crown Distributing.Co., Inc., 3326 Papne, Everett, WA.

MC 148876 (Sub-6-1TA), filed May 12, 1980. Applicant: MAGNUM FREIGHT LINES, INC., 4841 Eastern Ave., Bell, CA 90201. Representative: Gary W. Wigand, 13031 San Antonio Dr., Suite 214, Norwalk, CA 90650. *General Commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the commissions, commodities in bulk and those requiring special equipment) moving on bills of lading issued by ABC-Trans National Transport, Inc., a freight forwarder as defined in Section 10102(8) of the Interstate Commerce Act, from points in TX, NM, NE, AZ, WA and OR to points in CA; and, from points in CA to points in OR and WA, for 180 days. Supporting shipper: ABC-Trans National Transport, Inc., 2110 Alhambra, Los Angeles, CA 90031.

MC 127922 (Sub-6-1TA), filed May 14, 1980. Applicant: NELLO PISTORESI & SON, INC., P.O. Box 432, Toppenish, WA 98948. Representative: George R. LaBissoniere, 15 S. Grady Way, Suite 233, Renton, WA 98055. *Meat and meat products* from Yakima and Toppenish, WA, to points in OR, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Washington Beef Producers, P.O. Box 9344, Yakima, WA 98909.

MC 52709 (Sub-6-7TA), filed May 14, 1980. Applicant: RINGSBY TRUCK LINES, INC., 3980 Quebec St., P.O. Box 7240, Denver, CO 80207. Representative: Rick Barker (same address as applicant). *General commodities* (except those of unusual value, commodities in bulk, and those requiring special equipment), from Brooklyn, NY and its commercial zone, to Denver, CO, Kansas City, MO, and Omaha, NE, and points in their respective commercial zones, for 180 days. Restricted to shipments moving on freight forwarder's bills of lading issued by Inter State Express, Inc. An underlying ETA seeks 90 days authority. Supporting shipper: Inter State Express, Inc., 120 Apollo St., Brooklyn, NY 11222.

MC 126514 (Sub-6-2TA), filed May 13, 1980. Applicant: SCHAEFFER TRUCKING, INC., 5200 West Bethany Home Road, Glendale, AZ 85301. Representative: Lewis P. Ames, Esq., Shimmel, Hill, Bishop & Gruender, P.C., 111 West Monroe, 10th Floor, Phoenix, AZ 85003. *Sorter machines and parts thereof,* from Santa Ana, CA to the facilities of Nashua Corporation at Nashua Corporation at Nashua and Merrimack, NH, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Nashua Corporation, 44 Franklin Street, Nashua, NH 03061.

MC 126514 (Sub-6-3TA), filed May 13, 1980. Applicant: SCHAEFFER TRUCKING, INC., 5200 West Bethany Home Road, Glendale, AZ 85301. Representative: Lewis P. Ames, Esq., Shimmel, Hill, Bishop & Gruender, P.C., 111 West Monroe, 10th Floor, Phoenix, AZ 85003. *Film, plastic, chemicals, materials, equipment and supplies used or useful in the manufacture and distribution of microfilm and microfiche, (except in bulk)* (1) between Santa Clara County, CA, on the one hand, and, on the other, Holyoke, MA; Pinebrook, NJ; Chicago, Springfield and Elk Grove, IL; Pittsburgh. Mechanicsburg and Philadelphia, PA; New Orleans, LA; Greer and Hartsville, SC; Richmond and Hopewell, VA; Dover, DE; Baltimore, MD; Wooster, OH; and Indianapolis, IN (and points in their respective commercial zones); and (2) from Holyoke, MA to points in IL, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Xidex Corporation, 305 Soquel Way, Sunnyvale, CA 94083.

MC 126514 (Sub-6-5TA), filed May 13, 1980. Applicant: SCHAEFFER TRUCKING, INC., 5200 West Bethany Home Road, Glendale, AZ 85301. Representative: Lewis P. Ames, Esq., Shimmel, Hill, Bishop & Gruender, P.C., 111 West Monroe, 10th Floor, Phoenix, AZ 85003. *Such commodities as are dealt in by retail and wholesale drug, variety and grocery stores and materials, supplies and equipment (except commodities in bulk)* used by the manufacturer of such commodities (1) between Andover and Boston, MA, on the one hand, and, on the other, points in TX, CA, and WA; (2) between Los Angeles, CA and IL, for 180 days. Supporting shipper: The Gillette Company, Prudential Tower Building, Boston, MA 02199.

MC 26396 (Sub-6-24TA), filed May 12, 1980. Applicant: THE WAGGONERS TRUCKING, P.O. Box 31357, Billings, MT 59107. Representative: Barbara S. George (same address as applicant). *Iron and steel articles,* from the facilities of Nucor Corp., at or near Norfolk, NE to points in the U.S. (except AK and HI), for 180 days. Supporting shipper: Nucor Cold Drawn-Vulcraft Division Nucor Corporation, P.O. Box 94, Norfolk, NE 68701.

MC 141871 (Sub-6-2TA), filed May 12, 1980. Applicant: WNI, Inc., 8560 S.W. Salish Lane, Wilsonville, OR 97070. Representative: Matthew J. Reid, Jr., P.O. Box 2298, Green Bay, WI 54306. *Canned and bottles beverages* (Non Alcoholic) from Tukwila, WA to points in Or, for 180 days. An underlying ETA seeks 90 days authority. Supporting shipper: Shasta Beverages, Inc., 1227 Andover Park, Tukwila, WA 98188.

MC 124679 (Sub-6-11TA), filed May 14, 1980. Applicant: C. R. ENGLAND AND SONS, INC., 975 West 2100 South, Salt Lake City, UT 84119. Representative: Michael L. Bunnell (same as applicant). *Toodstuffs* from Lewisville, ID to points in CA for 180 days. Supporting shipper: Idaho Fresh Pak, P.O. Box 130, Lewisville, ID 83431.

Note.—Applicant holds motor contract carrier authority in number MC-128813 and sub numbers thereunder, therefore dual operations may be involved.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 80-15991 Filed 5-27-80; 8:45 am]

BILLING CODE 7035-01-M

Permanent Authority Decisions; Decision-Notice

Correction

In FR Doc. 80-12516 appearing at page 27840 in the issue of Thursday, April 24, 1980, on page 27846, the second column, first complete paragraph, first line, "MC 14150 (Sub-17F)" should be corrected to read "MC 141450 (Sub-17F)".

The document No. was incorrectly printed 80-12515. It should have read "80-12516".

BILLING CODE 1505-01-M

[Docket No. AB-55 (Sub-No. 38F)]

Seaboard Coast Line Railroad Company Abandonment between Dunnellon and Mincoll, Fla.; Notice of Findings

Notice is hereby given pursuant to 49 U.S.C. 10903 that by a Certificate and Decision decided March 7, 1980, a finding, which is administratively final, was made by the Commission, Review Board Number 5, stating that, subject to the conditions for the protection of railway employees prescribed by the Commission in *Oregon Short Line R. Co.-Abandonment Goshen,* 360 I.C.C. 91 (1979), and further that SCL shall keep intact all of the right-of-way underlying the track, including all the bridges and culverts for a period of 120 days from March 7, 1980, to permit any state or local government agency or other interested party to negotiate the acquisition for public use of all or any portion of the right-of-way, the present and future public convenience and necessity permit the abandonment by the Seaboard Coast Line Railroad Company of a portion of a line of railroad known as the Dunnellon Spur, Jacksonville Division, extending from railroad milepost SR-759.80 near Dunnellon, FL, to milepost SR-768.70 at Mincoll, FL, a distance of 8.90 miles in Citrus County, FL. A certificate of public convenience and necessity permitting abandonment was issued to the Seaboard Coast Line Railroad Company. Since no investigation was instituted, the requirement of Section 1121.38(a) of the Regulations that publication of notice of abandonment decisions in the Federal Register be made only after such a decision becomes administratively final was waived.

Upon receipt by the carrier of an actual offer of financial assistance, the carrier shall make available to the offeror the records, accounts, appraisals, working papers, and other documents used in preparing Exhibit I (§ 1121.45 of the Regulations). Such documents shall be made available during regular business hours at a time and place mutually agreeable to the parties.

The offer must be filed and served no later than 15 days after publication of this Notice. The offer, as filed, shall contain information required pursuant to Section 1121.38(b) (2) and (3) of the Regulations. If no such offer is received, the certificate of public convenience and necessity authorizing abandonment shall become effective July 14, 1980.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 80-16176 Filed 5-27-80; 8:45 am]

BILLING CODE 7035-01-M

[Docket No. AB-26 (Sub-No. 17F)]

Southern Railway Company Abandonment Between Climax and Ramseur in Guilford and Randolph Counties, N.C.; Notice of Findings

Notice is hereby given pursuant to 49 U.S.C. 10903 that by a decision decided April 4, 1980, a finding, which is administratively final, was made by the Commission, Review Board Number 5, stating that, subject to the conditions for the protection of railway employees prescribed by the Commission in *Oregon Short Line Railroad Co.-Abandonment Goshen,* 360 I.C.C. 91 (1979), the present and future public convenience and necessity permit the abandonment by the Southern Railway Company of its line of railroad between milepost CR-0.0 near Climax, NC, and milepost CR-18.7 at the end of the line near Ramseur, NC, a distance of approximately 19 miles in Guilford and Randolph Counties, NC. A certificate of abandonment will be issued to the Southern Railway Company based on the above-described finding of abandonment, 30 days after publication of this notice, unless within 30 days from the date of publication, the Commission further finds that:

(1) a financially responsible person (including a government entity) has offered financial assistance (in the form of a rail service continuation payment) to enable the rail service involved to be continued; and

(2) it is likely that such proffered assistance would:

(a) Cover the difference between the revenues which are attributable to such line of railroad and the avoidable cost of providing rail freight service on such line, together with a reasonable return on the value of such line, or

(b) Cover the acquisition cost of all or any portion of such line of railroad.

If the Commission so finds, the issuance of a certificate of abandonment will be postponed for such reasonable time, not to exceed 6 months, as is necessary to enable such person or entity to enter into a binding agreement, with the carrier seeking such abandonment, to provide such assistance or to purchase such line and to provide for the continued operation of rail services over such line. Upon notification to the Commission of the execution of such an assistance or acquisition and operating agreement, the Commission shall postpone the issuance of such a certificate for such period of time as such an agreement (including any extensions or modifications) is in effect. Information and procedures regarding the financial assistance for continued rail service or the acquisition of the involved rail line are contained in the Notice of the Commission entitled "Procedures for Pending Rail Abandonment Cases" published in the Federal Register on March 31, 1976, at 41 FR 13691, as amended by publication of May 10, 1978, at 43 FR 20072. All interested persons are advised to follow the instructions contained therein as well as the instructions contained in the above referenced decision.

Agatha L. Mergenovich,

Secretary.

[FR Doc. 80-16175 Filed 5-27-80; 8:45 am]

BILLING CODE 7035-01-M

[Released Rates Application No. MC-1512]

Wycoff Co., Inc.

AGENCY: Interstate Commerce Commission.

ACTION: Notice, Released Rates Application No. MC-1512.

SUMMARY: Wycoff Company, Incorporated, seeks authority to amend Released Rates Order No. MC-799 to eliminate the reference to geographic scope in order to publish rates based on released value of $50.00 per shipment or 50 cents per pound, whichever is greater, on shipments weighing 500 pounds or less to all territories which the applicant is authorized to serve.

ADDRESSES: Anyone seeking copies of this application should contact counsel for the applicant: Thompson, Hine & Flory, 900 17th Street, NW., Washington, D.C. 20006.

FOR FURTHER INFORMATION CONTACT: Mr. Harold Ward, Bureau of Traffic, Interstate Commerce Commission, Washington, D.C. 20423, Tel. (202) 275-7447.

SUPPLEMENTARY INFORMATION: Relief is sought from 49 U.S.C. 10730 and 11707.

Agatha L. Megenovich,

Secretary.

[FR Doc. 80-16174 Filed 5-27-80; 8:45 am]

BILLING CODE 7035-01-M

INTERNATIONAL TRADE COMMISSION

[Investigation No. 337-TA-52; Order No. 1]

Certain Apparatus for the Continuous Production of Copper Rod; Advisory Opinion Proceeding

I. Background

On May 9, 1980, Southwire Company filed with the Commission a motion for extension of time to file written submissions. Southwire requested that the Commission extend the time for its submission to twenty days following the date on which (1) Southwire's metallurgical expert is qualified under the protective order, or (2) Southwire's outside counsel has received all additional information requested, whichever is later.

On May 14, 1980, Krupp filed a response to that motion.

II. Order

Having considered the motion by Southwire Company of May 9, 1980, requesting extension of time for filing written submissions and having considered Krupp's response to that motion, the Commission hereby orders: That the time for all respondents to file written submissions regarding Krupp's request for an advisory opinion is extended to June 2, 1980.

III. Discussion

The Commission is extending the time for filing written submissions until June 2, 1980, twenty days after the Commission and Southwire received substantially all of the information requested by Southwire in its May 6, 1980, letter to a Commission staff attorney. The Commission does not agree that expert examinations or testimony are necessary for an advisory opinion proceeding such as this.

The matters before the Commission for decision are matters of law. To the extent that the Commission needs to conduct collateral inquiry to give answers, the questions are not properly before it in an advisory opinion proceeding. An advisory opinion proceeding must take the facts as stipulated by the petitioner and render its opinion on the basis of the stipulations. Any variation from the stipulated facts when actual importation takes place in the present case will affect the integrity of the advisory opinion.

By order of the Commission.

Issued: May 19, 1980.

Kenneth R. Mason,

Secretary.

[FR Doc. 80-16036 Filed 5-27-80; 8:45 am]

BILLING CODE 7020-02-M

DEPARTMENT OF JUSTICE

Office of Juvenile Justice and Delinquency Prevention

National Advisory Committee for Juvenile Justice and Delinquency Prevention; Meeting

Notice is hereby given that the National Advisory Committee for Juvenile Justice and Deliquency Prevention (NAC) will meet June 11-14, 1980, at The Shoreham Hotel in Washington, D.C. The meeting is open to the public.

Beginning at 9:00 a.m. Wednesday, June 11, 1980, the NAC's Executive Committee will hold a special training and orientation session for new NAC appointees continuing until 5:00 p.m. Both the training and swearing-in ceremony to be held during the meeting period are contingent upon the appointment of the new members.

On Thursday, June 12, the full NAC will convene at 9:00 a.m. for the swearing-in of new NAC members. This will be followed by a welcome address, Executive Committee Report and a report from the Administrator of OJJDP, Mr. Ira M. Schwartz. At 10:45 a.m. the four NAC Subcommittees will convene: The Subcommittee to Advise the Administrator, The Subcommittee on the Concentration of Federal Effort, The Subcommittee on Standards, and The Subcommittee to Advise the National Institute for Juvenile Justice and Deliquency Prevention. The Subcommittees will recess at 12:00 noon for an NAC luncheon with invited guests, and they will resume from 1:30 p.m. until 3:45 p.m. Issues under consideration will include Reauthorization of the Juvenile Justice and Deliquency Prevention Act; implementation of the NAC's *Standards for Juvenile Justice;* current research on the Juvenile Awareness Program and other aversion programs; and the NAC's workplan for FY 81.

After visting local juvenile institutions and alternative programs, the NAC will recess at 6:00 p.m. until 9:00 a.m. Friday, June 13. The Subcommittees will resume following announcements until 2:30 p.m. The NAC will convene and discuss the Third Annual State Advisory Group Conference and their FY 81 Workplan, site visits to the juvenile facilities, and Reauthorization.

Public commentary will be held at 5:00 p.m. Friday, with the NAC recessing at 6:00 p.m.

After resuming at 9:00 a.m. Saturday, June 14, the Subcommittee chairs will deliver their reports and agenda topics for the August and November meetings will be discussed. The meeting will adjourn at 12:30 p.m., at which time an Executive Committee meeting will be held until 1:30 p.m. The purpose of this meeting will be to finalize the agenda for the August 1980 meeting.

For further information contact Mr. James C. Shine, Executive Assistant and Special Counsel, Office of Juvenile Justice and Deliquency Prevention, 633 Indiana Avenue, N.W., Washington, D.C. 20531, (202) 724-7751.

Ira M. Schwartz,

Administrator, Office of Juvenile Justice and Deliquency Prevention.

[FR Doc. 80-16058 Filed 5-27-80; 8:45 am]

BILLING CODE 4410-18-M

METRIC BOARD

Public Forum

Notice is hereby given that the United States Metric Board will hold a Public Forum on Thursday, June 19, 1980, from 9:00 a.m. to 1:00 p.m. The Forum will be held in conjunction with the Metric Board's regular June meeting. Notice of the regular meeting appears in the Sunshine Meeting section of this issue. The Forum will be held at the Mayflower Park Hotel, 4th and Olive, Seattle, Washington 98101, in the Plymouth Room.

The purpose of the Forum will be to allow Board Members to receive comments about increased metric usage and voluntary metric conversion from individuals and from representatives of groups or organizations. The public is invited and encouraged to provide oral or written comments and ask questions of the Board from 11:00 a.m. to 1:00 p.m. Those who wish to participate may also submit comments or questions to Mr. William DeReuter, Office of Public Awareness and Education, United States Metric Board, The Magazine Building, 1815 North Lynn Street, Suite 600, Arlington, VA 22209.

Louis F. Polk,

Chairman, United States Metric Board.

[FR Doc. 80-16111 Filed 5-27-80; 8:45 am]

BILLING CODE 6320-94-M

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (80-42)]

NASA Advisory Council (NAC), Aeronautics Advisory Committee (AAC); Meeting

The NAC Aeronautics Advisory Committee will meet on June 16–17, 1980, in the Activities Center, Langley Research Center, Hampton, VA. The meeting will be open to the public.

The Committee was established to advise NASA senior management through the NAC in the area of aeronautical research and technology. The Chairperson is Dr. Robert G. Loewy. There are currently 80 members on the Committee. Following is the approved agenda for the meeting:

Agenda

June 16, 1980

8:00 a.m.—Registration.
8:30 a.m.—Opening Remarks.
9:00 a.m.—Review of Committee Activities.
10:45 a.m.—Overview of the NASA Aeronautical Research and Technology (R&T) Long Range Plan.
1:00 p.m.—Subcommittees' Consideration of the NASA Aeronautical R&T Long Range Plan Elements and Potential Enhancements.
10:00 p.m.—Adjourn.

June 17, 1980

8:00 a.m.—Continuation of the Subcommittees' Consideration of the NASA Aeronautical R&T Long Range Plan Elements and Potential Enhancement.
1:00 p.m.—Reports by Subcommittee Chairpersons of Recommendations and Comments on NASA Aeronautical R&T Long Range Plan Elements.
4:30 p.m.—Summary Discussion.
5:00 p.m.—Adjourn.

For further information, contact Mr. C. Robert Nysmith, Executive Secretary of the Committee, Code RP-4, NASA Headquarters, Washington, DC 20546, telephone 202/755-3252.

Russell Ritchie,

Deputy Associate Administrator for External Relations.

May 21, 1980.

[FR Doc. 80-16057 Filed 5-27-80; 8:45 am]

BILLING CODE 7510-01-M

NATIONAL COMMISSION ON UMEMPLOYMENT COMPENSATION

Meeting

The National Commission on Unemployment Compensation will hold its twenty-sixth meeting June 16–17, 1980, in the Washington, D.C., area. The exact time, place, and agenda will be published in a future Federal Register.

All remaining NCUC meetings will be held in the Washington, D.C., area. The dates are as follows: June 16–17, 1980; June 28–30, 1980; July 25–26, 1980; August 5–6, 1980; and August 26, 1980.

Telephone inquiries and communications concerning any of these meetings should be directed to: Roger Webb, Deputy Executive Director, National Commission on Unemployment Compensation, 1815 N. Lynn Street, Room 440, Rosslyn, Virginia 22209, (703) 235-2782.

Signed at Washington, D.C., this 20th day of May 1980.

Roger Webb,

Deputy Executive Director, National Commission on Unemployment Compensation.

[FR Doc. 80-16153 Filed 5-27-80; 8:45 am]

BILLING CODE 4510-30-M

NUCLEAR REGULATORY COMMISSION

[Docket No. 50-325]

Carolina Power & Light Co.; Issuance of Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 27 to Facility Operating License No. DPR-71, issued to Carolina Power & Light Company (the licensee) for operation of the Brunswick Steam Electric Plant, Unit No. 1 (the facility), located in Brunswick County, North Carolina. The amendment is effective as of its date of issuance.

The amendment revised TABLE 4.7.5-1 HYDRAULIC SNUBBER INSPECTION SCHEDULE to provide a one time extension for the inaccessible snubber inspection interval of ten days to May 26, 1980.

The application for amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of the amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of the amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of the amendment.

For further details with respect to this action, see (1) the application for amendment dated May 9, 1980, (2) Amendment No. 27 to License No. DPR-71, and (3) the Commission's related Safety Evaluation. These items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. 20555, and at the Southport-Brunswick County Library, 109 West Moore Street, Southport, North Carolina 28461. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland this 16th day of May 1980.

Thomas A. Ippolito,

Chief, Operating Reactors Branch #2, Division of Licensing.

[FR Doc. 80-16125 Filed 5-27-80; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-247]

Consolidated Edison Co. of New York; Proposed Issuance of Amendment to Facility Operating License

The United States Nuclear Regulatory Commission (the Commission) has under consideration an application by Consolidated Edison Company of New York (the Licensee) to expand spent fuel storage capacity from 482 to 980 fuel assemblies. This application has been made for the Indian Point Nuclear Generating Plant, Unit No. 2, located in Buchanan, Westchester County, New York, which the licensee operates under Facility Operating License No. DPR-26.

Prior to approval of this application for increased spend fuel storage capacity, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act) and the Commission's regulations.

By June 27, 1980 the licensee may file a request for a hearing with respect to approval of the application for increase in spent fuel storage capacity and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written petition for leave to intervene. Requests for a hearing and petitions for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board, designated by the Commission or by the Chairman of the Atomic Safety and

Licensing Board Panel, will rule on the request and/or petition and the Secretary or the designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As requested by 10 CFR 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) the nature of the petitioner right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend his petition, but such an amended petition must satisfy the specificity requirements described above.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, the petitionr shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each contention set forth with reasonable specificity. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

A request for a hearing or a petition for leave to intervene shall be filed with the Secretary of the Commission, United States Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Section, or may be delivered to the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner or respresentative for the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at (800) 325-6000 (in Missouri (800) 342-6700). The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to Steven A. Varga: (petitioner's name and telephone number); date petition was mailed); Indian Point Nuclear Generating Plant, Unit No. 2; and (publication date and page number of this Federal Register notice). A copy of the petition should also be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Joseph D. Block, Esquire, Executive Vice President, Administrative, Consolidated Edison Company of New York, Inc., 4 Irving Place, New York, New York 10003, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the Atomic Safety and Licensing Board designated to rule on the petition and/or request, that the petitioner has made a substantial showing of good cause for the granting of a late petition and/or request. That determination will be based upon a balancing of the factors specified in 10 CFR 2.714(a)(i)-(v) and 2.714(d).

For further details with respect to this action, see the licensee application for increase in spent fuel storage capacity dated September 7, 1979, and the Final Design Report dated May 6, 1980 which are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the White Plains Public Library, 100 Martine Avenue, White Plains, New York 10601.

Dated at Bethesda, Maryland this 19th day of May, 1980.

For the Nuclear Regulatory Commission.

Steven A. Varga,

Chief, Operating Reactors Branch No. 1, Division of Licensing.

[FR Doc. 80-16127 Filed 5-27-80; 8:45 am]

BILLING CODE 7590-01-M

[Docket Nos. 50-329 OM, 50-330 OM]

Consumers Power Co. (Midland Plant, Units 1 and 2); Amended Hearing on Order for Modification of CP

May 20, 1980.

On March 20, 1980 the Commission published a Notice of Hearing, 45 FR 18214, on certain issues relative to an Order Modifying Construction Permits of the Acting Director of Nuclear Reactor Regulation and the Director of Inspection and Enforcement dated December 6, 1979, which would prohibit Consumers Power Company from performing certain soil-related activities pending approval of amendments to the construction permits Nos. CPPR 81 and CPPR 82 which authorize the construction of two pressurized water reactors in Midland, Michigan. Consumers Power Company requested a hearing on the Order. The Order of December 6, 1979 was not published in the Federal Register. This Atomic Safety and Licensing Board, which has jurisdiction of this matter pursuant to the Notice of Hearing (45 FR at 18214), has determined that there should be a publication of the December 6, 1979 Order, which is attached hereto. In addition to the information published previously, notice is given that by June 27, 1980 any person whose interest may be affected by this proceeding may file a petition for leave to intervene. The petitions for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. If a petition for leave to intervene is filed, this Atomic Safety and Licensing Board will rule on the petition.

As required by 10 CFR § 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding and how that interest may be affcted by the results of the proceeding. The petition should explain specifically the reasons why intervention should be permitted with particular reference to the following factors: (1) the nature of the petitioner's righ under the Atomic Energy Act, as amended, to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, or other time set by the board, the petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each contention set forth with reasonable specificity. A petitioner who fails to file such a supplement which satisfies these requirements with respect

to at least one contention will not be permitted to participate as a party.

Any person who has filed a petition for leave to intervene or who has been admitted as a party may amend his petition, but such an amended petition must satisfy the specificity requirements described above. Such amended petitions may be filed no later than 15 days prior to the first pre-hearing conference or other time set by the board.

Nontimely filings of petitions for leave to intervene, amended petitions, or supplemental petitions will not be entertained absent a determination by the Atomic Safety and Licensing Board that the petitioner has made a substantial showing of good cause for the granting of a late petition. That determination will be based upon a balancing of the factors specified in 10 CFR § 2.714(a)(i)-(v) and § 2.714(d).

A petition for leave to intervene must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Branch or may be delivered to the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., by June 27, 1980. A copy of the petition should also be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to Michael I. Miller, Esq., Isham, Lincoln and Beale, One First National Plaza, Chicago, Illinois 60690, attorney for the Permittee.

Documents pertaining to this proceeding are available for examination in the Commission's Public Document Room, and in the custody of Mrs. Averill Packard, The Grace Dow Memorial Library, 1710 West St. Andrews Rd., Midland, Michigan. These documents include the Appendices A and B of the Order Modifying Construction Permits, reports and correspondence referred to in the order, and the Answer to Notice of Hearing dated April 16, 1980 by Consumers Power Company.

Any questions or requests for additional information regarding the content of this notice should be addressed to the Chief Hearing Counsel, Office of the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555.

Bethesda, Md., May 20, 1980.

For the U.S. Nuclear Regulatory Commission.

Ivan W. Smith,

Chairman, Atomic Safety and Licensing Board.

[Docket Nos. 50-329, 50-330]

Order Modifying Construction Permits

In the Matter of Consumers Power Company (Midland Nuclear Power Plant, Units 1 and 2).

I

The Consumers Power Company (the Licensee) is a holder of Construction Permits No. CPPR-81 and No. CPPR-82 which authorize the construction of two pressurized water reactors in Midland, Michigan. The construction permits expire on October 1, 1981 and October 1, 1982, for Unit 2 and Unit 1 respectively.

II

On August 22, 1978, the Licensee informed the NRC Resident Inspector at the Midland site that unusual settlement of the Diesel Generator Building had occurred. The Licensee reported the matter under 10 CFR 50.55(e) of the Commission's regulations by telephone on September 7, 1978. This notification was followed by a series of interim reports dated September 29, 1978, November 7, 1978, December 21, 1978, January 5, 1979, February 23, 1979, April 3, 1979, June 25, 1979, August 10, 1979, September 5, 1979, and November 2, 1979.

Following the September 1978 notification, inspectors from the Region III, Office of Inspection and Enforcement, conducted an investigation over the period of October 1978 through January 1979. This investigation revealed a breakdown in quality assurance related to soil construction activities under and around safety-related structures and systems in that (1) certain design and construction specifications related to foundation-type material properties and compaction requirements were not followed; (2) there as a lack of clear direction and support between the contractor's engineering office and construction site as well as within the contractor's engineering office; (3) there was a lack of control and supervision of plant fill placement activities which contributed to inadequate compaction of foundation material; (4) corrective action regarding noncomformances related to plant fill was insufficient or inadequate as evidenced by repeated deviations from specification requirements; and (5) the FSAR contains inconsistent, incorrect, and unsupported statements with respect to foundation type, soil properties and settlement values. The details of these findings are described in the inspection reports 50-329/78-12, 50-330/78-12 (November 14, 1978) and 50-329/78-20, 50-330/78-20 (March 19, 1979) which were sent to the Licensee on November 17, 1978 and March 22, 1979 respectively.

The items of noncompliance resulting from the NRC investigation are described in Appendix A to this Order. In addition, as described in Appendix B to this Order, a material false statement was made in the FSAR in that the FSAR falsely stated that "All fill and backfill were placed according to Table 2.5-9." This statement is material in that this portion of the FSAR would have been found unacceptable without further Staff analysis and questions if the Staff had known that Category I structures had been placed in fact on random fill rather than controlled compacted cohesive fill as stated in the FSAR.

As a result of questions raised during the NRC investigation of the Diesel Generator Building settlement, additional information was necessary to evaluate the impact on plant safety caused by soil conditions under and around safety-related structures and systems in and on plant fill, and the Licensee's related quality assurance program. On March 21, 1979, the Director, Office of Nuclear Reactor Regulation, formally requested under 10 CFR 50.54(f) of the Commission's regulations information concerning these matters to determine whether action should be taken to modify, suspend or revoke the construction permit. Additional information was requested by the Staff in letters dated September 11, 1979 and November 19, 1979. The Licensee responded to these letters, under oath, in letters dated April 24, 1979, May 31, 1979, July 9, 1979, August 10, 1979, September 13, 1979, and November 13, 1979. The Licensee has not yet responded to the November 19, 1979 requests.

Several of the Staff's requests were directed to the determination and justification of acceptance criteria to be applied to various remedial measures taken and proposed by the licensee. Such criteria, coupled with the details of the remedial action, are necessary for the Staff to evaluate the technical adequacy and proper implementation of the proposed action. The information provided by the licensee fails to provide such criteria. Therefore, based on a review of the information provided by the Licensee in response to the Staff questions, the Staff cannot conclude at this time that the safety issues associated with remedial action taken or planned to be taken by the Licensee to correct the soil deficiencies will be resolved. Without the resolution of these issues the Staff does not have reasonable assurance that the affected safety-related portions of the Midland facility will be constructed and operated without undue risk to the health and safety of the public.

III

Under the Atomic Energy Act of 1954, as amended, and the Commission's regulations, activities authorized by construction permits or portions thereof may be suspended should the Commission find information which would warrant the Commission to refuse to grant a construction permit on an original application. We have concluded that the quality assurance deficiencies involving the settlement of the Diesel Generator Building and soil activities at the Midland site, the false statement in the FSAR, and the unresolved safety issue concerning the adequacy of the remedial action to correct the deficiencies in the soil construction under and around safety-related structures and systems are adequate bases to refuse to grant a construction permit and that, therefore, suspension of certain activities under

Construction Permits No. CPPR-81 and No. CPPR-82 is warranted until the related safety issues are resolved.

IV

Accordingly, pursuant to the Atomic Energy Act of 1954, as amended, and the Commission's regulations in 10 CFR Parts 2 and 50, it is hereby ordered that, subject to Part V of this Order, Construction Permits No. CPPR-81 and No. CPPR-82 be modified as follows:

(1) Pending the submission of an amendment to the application seeking approval of the remedial actions associated with the soil activities for safety-related structures and systems founded in and on plant fill material and the issuance of an amendment to Construction Permits No. CPPR-81 and No. CPPR-82 authorizing the remedial action, the following activities are prohibited:

(a) Any placing, compacting, or excavating soil materials under or around safety related structures and systems.

(b) Physical implementation of remedial action for correction of soil-realted problems under and around these structures and systems, including but not limited to:

(i) Dewatering systems,

(ii) Underpinning of service water building,

(iii) Removal and replacement of fill beneath the feedwater isolation valve pit area,

(iv) Placing caissons at the ends of the auxiliary building electrical penetration areas,

(v) Compaction and loading activities.

(c) Construction work in soil materials under or around safety-related structures and systems such as field installation of conduits and piping.

(2) Paragraph (1) above shall not apply to any exploring, sampling, or testing of soil samples associated with determining actual soil properties on site which has the approval of the Director of Region III, Office of Inspection and Enforcement.

V

The licensee or any person whose interest is affected by this Order may within 20 days of the date of this Order request a hearing with respect to all or any part of this Order. In the event a hearing is requested, the issues to be considered will be:

(1) Whether the facts set forth in Part II of this Order are correct; and

(2) Whether this Order should be sustained.

This order will become effective on the expiration of the period which a hearing may be requested, or in the event a hearing is requested, on the date specified in an Order made following the hearing.

Dated at Bethesda, Maryland, this 6th day of December, 1979.

For the Nuclear Regulatory Commission.

Edson G. Case,

Acting Director, Office of Nuclear Reactor Regulations.

Victor Stello, Jr.,

Director, Office of Inspection and Enforcement.

[FR Doc. 80-16128 Filed 5-27-80; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-409]

Dairyland Power Coop.; Issuance of Amendment to Provisional Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 20 to Provisional Operating License No. DPR-45, issued to Dairyland Power Cooperative (the licensee), which revised the Technical Specifications for operation of the LaCrosse Boiling Water reactor (LACBWR) located in Vernon County, Wisconsin. The amendment is effective as of its date of issuance.

The amendment allows a second extension to the current Cycle 6 operation by changing the fuel depletion limit on the lead fuel from 15,600 WD/MTU for all fuel assemblies to 15,600 MWD/MTU for any non-peripheral fuel assembly.

The application for the amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act) and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated April 1, 1980, (2) Amendment No. 20 to License No. DPR-45 and (3) the Commission's related Safety Evaluation. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the LaCrosse Public Library, 800 Main Street, LaCrosse, Wisconsin 54601. A copy of items (2) and (3) may be obtained upon request addressed to the U.S. Nuclear Regulatory Commision, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 13th day of May, 1980.

For the Nuclear Regulatory Commission.

Dennis M. Crutchfield,

Chief, Operating Reactors Branch #5, Division of Licensing.

[FR Doc. 80-16121 Filed 5-27-80; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 40-2061]

Source Material License No. STA-583, Kerr McGee Chemical Corp.; Establishment of Local Public Document Room

Notice is hereby given that the Nuclear Regulatory Commission (NRC) has designated the West Chicago Public Library as the official NRC Local Public Document Room for materials relating to the proposed decommissioning of the Kerr McGee Chemical Corporation (Licensee) Rare Earths Facility in West Chicago, Illinois.

All documents related to the licensee's proposed decommissioning and all subsequent documents will be available for inspection and copying at the West Chicago Public Library, 322 East Washington Street, West Chicago, Illinois 60185. The Library's hours of operation are 10:00 am to 9:00 pm Monday through Thursday, and 10:00 am to 5:00 pm Friday and Saturday. Self-service reproduction facilities are available to the public at the cost of 15¢ per printed page.

For further information interested parties in the Chicago area may contact the LPDR directly through Mrs. Kay Sauer, Reference Librarian, telephone number (312) 231-1552. Parties outside the service area of the LPDR may address their requests for records to the NRC's Public Document Room at 1717 H Street N.W., Washington, D.C. 20555 telephone number (202) 634-3273. The cost of ordering records from the NRC Public Document Room is 8¢ per page, plus tax and postage.

Questions concerning the availability of documents, NRC's licensing procedures, or other questions concerning the Local Public Document Room Program should be addressed to Mrs. Jona L. Souder, Chief, Local Public Document Room Branch, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, telephone number (301) 492-7536.

Dated at Bethesda, Maryland, this 20 day of May, 1980.

For the Nuclear Regulatory Commission.

Joseph M. Felton,

Director, Division of Rules and Records, Office of Administration.

[FR Doc. 80-16122 Filed 5-27-80; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 27-39 SC]

Nuclear Engineering Co., Inc., (Sheffield, Illinois Low-Level Radioactive Waste Disposal Site); Order Setting Prehearing Conference

May 19, 1980.

A prehearing conference is hereby scheduled to commence at 9:00 a.m. on June 26, 1980 in the County Board Room (Room 103), Peoria County Courthouse, Main Street, Peoria, Illinois, for the following purposes:

1. Simplification, clarification, and specification of the issues.
2. Amendment to pleadings.
3. Obtaining stipulations and admissions.
4. Determine who the parties to the proceeding are and their standing.
5. Setting a schedule for discovery.
6. Setting a schedule for hearing.
7. Any other matter which may aid in the orderly disposition of this proceeding.

Bethesda, Maryland, May 19, 1980.

Atomic Safety and Licensing Board

Andrew C. Goodhope,

Chairman.

[FR Doc. 80-16124 Filed 5-27-80; 8:45 am]

BILLING CODE 7590-01-M

[Dockets Nos. 50-277 and 50-278]

Philadelphia Electric Co., et al.; Issuance of Amendments to Facility Operating Licenses

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment Nos. 69 and 68 to Facility Operating License Nos. DPR-44 and DPR-56, issued to Philadelphia Electric Company, Public Service Electric and Gas Company, Delmarva Power and Light Company, and Atlantic City Electric Company which revised Technical Specifications for operation of the Peach Bottom Atomic Power Station, Units Nos. 2 and 3 (the facility) located in York County, Pennsylvania. The amendments are effective as of the date of issuance.

The amendments revise the Technical Specifications to (1) correct typographical errors, (2) delete obsolete notes regarding inerting makeup systems, (3) revise the specification regarding inoperable power supply equipment by deleting specific reporting requirements which are inherently specified by Administrative Controls and (4) clarify the NRC staff's requirements for reactor mode switch refuel position interlocks, station fire hose hydrostatic test pressure, and minimum shift crew composition requirements.

The application for the amendments complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendments. Prior public notice of these amendments was not required since the amendments do not involve a significant hazards consideration.

The Commission has determined that the issuance of these amendments will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of these amendments.

For further details with respect to this action, see (1) the application for amendments dated April 15, 1980, (2) Amendments Nos. 69 and 68 to License Nos. DPR-44 and DPR-56, and (3) the Commission's letter to the licensee dated May 16, 1980. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C. and at the Government Publications Section, State Library of Pennsylvania, Education Building, Commonwealth and Walnut Streets, Harrisburg, Pennsylvania. A copy of items (2) and (3) may be obtained upon request addressed to the U. S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 16th day of May, 1980.

For the Nuclear Regulatory Commission.

Robert W. Reid,

Chief, Operating Reactors Branch #4, Division of Licensing.

[FR Doc. 80-16126 Filed 5-27-80; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 50-206]

Southern California Edison Co. and San Diegeo Gas and Electric Co.; Issuance of Amendment to Provisional Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has issued Amendment No. 48 to Provisional Operating License No. DPR-13, issued to Southern California Edison Company and San Diego Gas and Electric Company (the licensees), which revised the Appendix B Technical Specifications for operation of the San Onofre Nuclear Generating Station Unit No. 1 (the facility) located in San Diego County, California. The amendment is effective as of its date of issuance.

The amendment exempts the continuous temperature recording position of the ocean thermal monitoring program in the Appendix B Environmental Technical Specifications (ETS), Section 3.1.1.a(5) from the non-routine reporting requirements in ETS Section 5.6.3.b(3)(a); reduces, for reporting purposes, the data retrieval rate for the temperature recording system from 98 to 80 percent; and requires failures to achieve the 80 percent data retrieval rate to be reported in the Annual Operating Report.

The application for amendment complies with the standards and requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission's rules and regulations. The Commission has made appropriate findings as required by the Act and the Commission's rules and regulations in 10 CFR Chapter I, which are set forth in the license amendment. Prior public notice of this amendment was not required since the amendment does not involve a significant hazards consideration.

The Commission has determined that the issuance of this amendment will not result in any significant environmental impact and that pursuant to 10 CFR 51.5(d)(4) an environmental impact statement or negative declaration and environmental impact appraisal need not be prepared in connection with issuance of this amendment.

For further details with respect to this action, see (1) the application for amendment dated October 2, 1979, and (2) Amendment No. 48 to License No. DPR-13, including the Commission's transmittal letter. All of these items are available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the Mission Viejo Branch Library, 24851 Chrisanta Drive, Mission Viejo, California. A single copy of item (2) may

be obtained upon request addressed to the U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Director, Division of Licensing.

Dated at Bethesda, Maryland, this 16th day of May, 1980.

For the Nuclear Regulatory Commission.

Dennis M. Crutchfield,

Chief, Operating Reactors Branch #5, Division of Licensing.

[FR Doc. 80-16120 Filed 5-27-80; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 70-2909]

Westinghouse Electric Corp.; Establishment of Local Public Document Room

Notice is hereby given that the Nuclear Regulatory Commission has designated the Prattville Public Library as the official Local Public Document Room (LPDR) for materials relating to Westinghouse Electric Corporation's (Westinghouse) application for a special nuclear materials license authorizing Westinghouse to acquire, deliver, receive, possess, use and initially transfer special material for its Alabama Nuclear Fuel Fabrication Plant (ANFFP) in Prattville, Alabama.

Westinghouse's initial submissions and all subsequent documents will be available for inspection and copying at the Prattville Public Library located at 220 Doster Road, Prattville, Alabama 36067. The Library's hours of operation are 8:00 a.m. to 5:00 p.m. Monday, Wednesday, and Friday, and 8:00 a.m. to 8:00 p.m. Tuesday and Thursday, with Saturday hours of 10:00 a.m. to 2:00 p.m. Self-service reproduction facilities are available at the cost of 20¢ per printed page.

For further information interested parties in the Prattville area may contact the LPDR directly through Mrs. Shirley Laseter, Director, telephone number (205) 365-3396. Parties outside the service area of the LPDR may address their requests for records to the NRC's Public Document Room at 1717 H Street N.W., Washington, D.C. 20555, telephone number (202) 634-3273. The cost of ordering records from the NRC Public Document Room is 8¢ per page, plus tax and postage.

Questions concerning the availability of documents, NRC's licensing procedures, or other questions concerning the Local Public Document Room Program should be addressed to Mrs. Jona L. Souder, Chief, Local Public Document Room Branch, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, telephone number (301) 492-7536.

Dated at Bethesda, Maryland, this 20th day of May, 1980.

For the Nuclear Regulatory Commission.

Joseph M. Felton,

Director, Division of Rules and Records, Office of Administration.

[FR Doc. 80-16123 Filed 5-27-80; 8:45 am]

BILLING CODE 7590-01-M

OFFICE OF MANAGEMENT AND BUDGET

Mandatory Information Requirements for Federal Assistance Program Announcements

AGENCY: Office of Management and Budget, Executive Office of the President.

ACTION: Notice of Information Requirements for Program Announcements.

SUMMARY: This notice contains information relating to the requirements for Federal assistance program announcements pursuant to Pub. L. 95-220, The Federal Program Information Act.

EFFECTIVE DATE: July 1, 1980.

FOR FURTHER INFORMATION CONTACT: Robert Brown, Branch Chief Federal Program Information Branch, Office of Management and Budget, 726 Jackson Place, N.W., Room 6001, Washington, DC 20503, (202) 395-6182 concerning the Catalog of Federal Domestic Assistance (CFDA) and Tom Snyder, Senior Management Analyst, Intergovernmental Affairs, Federal Assistance Information Branch, (202) 395-6911 for OMB Circular No. A-95 coordination.

SUPPLEMENTARY INFORMATION: To enable the Director of the Office of Management and Budget (OMB) to carry out the responsibilities mandated by the Federal Program Information Act and to assist A-95 clearinghouses in the review process, notice is hereby given that all Federal assistance program announcements are required to contain the following information:

(1) The official program number and title as outlines by OMB Circular No. A-89.

(2) A statement as to the applicability of OMB Circular No. A-95 regarding State and local clearinghouse review of Federal and Federally-assisted programs and projects.

Federal assistance program announcements include, but are not limited to, entries published as Final Regulations and Amendments under the Rules and Regulations section and as notices of any kind pertaining to ongoing programs under the Notices section.

Federal program offices are advised to coordinate the required program number and title with their internal agency representative for the CFDA as prescribed by OMB Circular No. A-89 and, for A-95 applicability, with their agency A-95 representative.

Documents placed on public inspection at the Office of the Federal Register the day before publication will be subject to monitoring by the OMB in coordination with the Office of the Federal Register. If a Federal assistance program announcement does not contain this essential information OMB will request that the document be withdrawn from the publication process until the required information is included.

David R. Leuthold,

Budget and Management Officer.

[FR Doc. 80-15387 Filed 5-27-80; 8:45 am]

BILLING CODE 3110-01-M

POSTAL RATE COMMISSION

[Docket No. R80-1]

Postal Rate and Fee Changes, 1980

May 21, 1980.

Take notice that pursuant to the Presiding Officer's Order Establishing Procedural Schedule, dated 5/16/80, hearings in the proceeding in Docket No. R80-1 will commence on July 8, 1980, at 9:30 a.m., Hearing Room, Postal Rate Commission, 2000 L Street, N.W., Suite 500, Washington, D.C. 20268.

Copies of the complete procedural schedule in the above-referenced proceeding are available to all interested parties in the Commission's Docket Room at the above-listed address, or by calling the Docket Room at Area Code 202-254-3800.

David F. Harris,

Secretary.

[FR Doc. 80-16064 Filed 5-23-80; 8:45 am]

BILLING CODE 7715-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 11174; 811-2883]

Contrarion Option Fund, Inc.; Filing of Application Pursuant to Section 8(f) of the Act for an Order Declaring That Applicant Has Ceased To Be an Investment Company

May 19, 1980.

Notice is hereby given that Contrarian Option Fund, Inc., 12955 Biscayne Blvd. No. 406, North Miami, Florida 33181 ("Applicant"), registered under the

Investment Company Act of 1940 ("Act") as an open-end, diversified management investment company, filed an application on March 31, 1980, pursuant to Section 8(f) of the Act, 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 is incorporated under the laws of the State of Maryland. It registered under the Act on November 30, 1978, and on the same date it filed a registration statement under the Securities Act of 1933 ("1933 Act") covering 50,000 shares of common stock. Such registration statement under the 1933 Act has not become effective nor has any public offering commenced. Thus, Applicant has no assets, outstanding securities or shareholders.

Section 8(f) of the Act provides, in pertinent part, that whenever the Commission, on its own motion or upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the effectiveness 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 June 13, 1980 at 5:30 p.m., submit to the Commission is 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(s) at the address(es) stated above. Proof of such service (by affidavit, or in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. 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.

George A. Fitzsimmons,

Secretary.

[FR Doc. 80-16054 Filed 5-27-80; 8:45 am]

BILLING CODE 8010-01-M

[Rel. No. 11175; 812-4154]

Energy Fund Inc., Guardian Mutual Fund, Inc., The Partners Fund, Inc., and Neuberger & Berman; Filing of Application Pursuant to Section 17(b) of the Act for an Order Exempting Proposed Transactions From Section 17(a) of the Act, Pursuant to Section 17(d) of the Act and Rule 17d-1 Thereunder for an Order Permitting Joint Transactions and Pursuant to Section 6(c) of the Act for an Order Granting Exemption From Section 18(f)(1) of the Act

May 19, 1980.

Notice is hereby given that Energy Fund Incorporated ("Energy Fund"), Guardian Mutual Fund, Inc. ("Guardian Fund"), and The Partners Fund, Inc. ("Partners Fund") (collectively "Funds"), 522 Fifth Avenue, New York, New York 10036, each registered under the Investment Company Act of 1940 ("Act") as a diversified, open-end, management investment company, and Neuberger and Berman ("N&B"), which serves as sub-adviser and principal broker for each of the Funds (the Funds and N&B are hereinafter referred to collectively as "Applicants"), filed an application on July 11, 1977, and amendments thereto on December 22, 1978, June 27, 1979, and November 21, 1979, for an order pursuant to Section 17(b) of the Act, exempting from the provisions of Section 17(a) of the Act proposed portfolio securities loans by the Funds to N&B, for an order pursuant to Section 17(d) of the Act and Rule 17d-1 thereunder, permitting the Funds and N&B to enter into a joint arrangement with respect to certain portfolio securities loans, and for an order pursuant to Section 6(c) of the Act, exempting the Funds' portfolio securities loans from the provisions of Section 18(f) of the Act to the extent that such loans might be deemed to result in the creation of a "senior security." 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.

Applicants state that N&B is a broker-dealer partnership registered under the Securities Exchange Act of 1934, and is a member of the National Association of Securities Dealers, Inc., as well as member firm of the New York Stock Exchange and other principal exchanges. Applicants further state that N&B and its partners directly or indirectly own all of the stock of Neuberger and Berman Management Incorporated ("Management"), the investment adviser to each of the Funds.

The application states that on January 18, 1977, January 25, 1977 and November 1, 1977, respectively, the stockholders of Energy Fund, Guardian Fund and Partners Fund approved the making of portfolio securities loans by the Funds under the following conditions: (1) at the time of the loan, the Fund will receive from the borrower collateral, consisting of cash or securities issued or guaranteed by the United States Government or its agencies, or any combination thereof, at least equal to 100% of the market value of the securities loaned; (2) the borrower must agree to add to the collateral to cover increases in the market value of loaned securities; (3) the borrower must agree (a) that the Fund is to receive all dividends, interest or other distributions on loaned securities and (b) to pay the Fund a reasonable return on such loan either in the form of a loan fee or premium which gives proper weight to prevailing interest rates or from the retention by the Fund of part or all of the earnings and profits realized by the Fund from the investment of the cash collateral; (4) the Fund will not be required to pay any fees in connection with a loan, except (a) reasonable fees to a custodian, and (b) fees to a loan broker (other than N&B) provided: (i) the broker has disclosed to the Fund that it is possible to loan portfolio securities without incurring such fees, (ii) the Fund's Board of Directors, or either a committee thereof or an investment officer of the Fund, acting within the general guidelines established by the Fund's Board of Directors, has determined that such fee is reasonable and is based solely on the services rendered by such loan broker and (iii) if under the terms of a specific loan transaction there is to be a Collateral Fee (discussed below), such fee will be determined by a formula described below for transactions in which N&B is involved, or the Fund's Board of Directors, or either a committee thereof or an investment officer of the Fund, acting within general guidelines established by the Fund's Board of Directors, shall separately consider (before making such a payment to comply with the terms governing the

transaction) the reasonableness of any such payment and the reasonableness of the return to the Fund after giving effect to such a payment; (5) in the event the management of a Fund has knowledge that a material event will occur affecting an investment on a loan and in respect of which the holder of such investment will be entitled to vote or consent, the Fund will call the loan in time to vote or consent or will otherwise obtain rights to vote or consent; (6) a Fund will not make a portfolio securities loan when, immediately thereafter and as a result of the loan, portfolio securities with a market value of 10% or more of the Fund's total net assets would be subject to such loans; and (7) the Fund will make appropriate disclosure regarding portfolio securities loans in any prospectus it may be required to provide under the Securities Act of 1933, and effect such loan only in accordance with the policies set forth in the proxy statement utilized in connection with the annual meeting of shareholders, unless otherwise authorized by vote of the shareholders.

Applicants represent that in making such portfolio securities loans, the Funds seek to realize additional income by lending a portion of the securities in their portfolios to brokerage firms and financial institutions which may wish to borrow securities to complete transactions for which they have contracted. According to the application, brokerage firms and financial institutions, which from time to time may wish to borrow securities, will normally prefer to borrow securities from other brokerage firms and, therefore, the supply of securities available from institutions generally exceeds the borrowing demand from brokerage firms. The application states that institutions desiring to make portfolio securities loans generally apprise those brokerage firms to which they are willing to make such loans of the securities in their portfolio available for loan and the amount which they are willing to pay a borrower of securities ("Collateral Fees") out of the interest that the institution expects to earn on the cash collateral put up by the borrower for the portfolio securities loan. Applicants state that, as a general rule, it is not possible for institutions to obtain competitive bids from brokerage firms as to the Collateral Fees for their borrowings. Therefore, loans by an institution will normally be on the terms posted by the institution which attempts to set a posted rate which will maximize its income from portfolio securities loans.

The application states that a brokerage firm that wishes to borrow securities will often use the services of another brokerage firm which acts as a finder rather than contact the lender directly, and that the finder may sometimes assume a principal function, borrowing from a lending institution and relending to the borrowing brokerage firm. According to the application, (i) if the finder acts as agent, it will receive compensation from the borrowing broker out of the Collateral Fee received by the borrowing broker, and (ii) if the finder acts as principal in performing its function as a finder, it will receive a markup by paying the borrowing broker a lower Collateral Fee than it receives from the lending institution. Applicants state that whether the finder acts as a principal or as an agent, the net interest income retained by the lender would be unaffected.

Sections 17(a), and 17(d); Rule 17d-1

Section 17(a) of the Act provides, in pertinent part, that it shall be unlawful for any affiliated person of a registered investment company or any affiliated person of such person to borrow money or other property from such registered company, with certain exceptions, not relevant here. Section 17(b) of the Act provides that the Commission, upon application, shall exempt a proposed transaction from the provisions of Section 17(a) of the Act if evidence establishes that the terms of the proposed transaction, including the consideration to be paid or received, are reasonable and fair and do not involve overreaching on the part of any person concerned, and that the proposed transaction is consistent with the policy of each registered investment company concerned and with the general purposes of the Act. Section 2(a)(3) of the Act provides, in part, that an affiliated person of another person means, if such other person is an investment company, any investment adviser thereof or any member of an advisory board thereof.

Section 17(d) of the Act and Rule 17d-1 thereunder, taken together, provide, in part, that it is unlawful for an affiliated person of a registered investment company, or any affiliated person of such person, acting as principal, to effect any transaction in which such investment company is a joint participant, unless an application respecting such joint transaction has been filed and granted by the Commission. Rule 17d-1 provides, in part, that in passing upon such applications, the Commission will consider (1) whether the participation of the investment company in such transaction on the basis proposed is consistent with the provisions, policies and purposes of the Act, and (2) the extent to which such participation is on a basis different from or less advantageous than that of other participants.

Applicants state that because of the relationships between the Funds and N&B, N&B is an affiliated person of each of the Funds and that Applicants therefore have requested an order pursuant to Section 17(b) of the Act exempting the proposed portfolio securities loans to N&B from the provisions of Section 17(a) of the Act. Applicants further state that where N&B acts as finder in connection with a portfolio securities loan by a Fund, it might be considered to be a joint and several participant with the Fund and that such transaction may be prohibited by Section 17(d) of the Act.

Applicants submit that the terms of the proposed portfolio securities loans are consistent with the provisions of Sections 17(b) and 17(d) of the Act and Rule 17d-1. According to the application, the Funds believe they will be disadvantaged in maximizing the potential of their portfolio securities loans if they are not permitted to take advantage of opportunities to lend their portfolio securities to N&B and in loans arranged by N&B as finder. The application states that it is the belief of N&B that among New York Stock Exchange firms, which constitute the principal borrowers of securities, it is the largest such borrower. The application further states that the Funds have noted the competition among an increasing number of institutions to lend their portfolio securities to the relatively limited number of brokerage firms which are substantial borrowers of securities and believe that their relatively small size and concentration in securities which are widely held and easily borrowed may place them at a disadvantage in attempting to establish lending relationships with other major borrowers of securities. Applicants state that the Funds have advised a group of large New York Stock Exchange firms which meet the criteria established by the Funds' Boards of Directors of their willingness to make portfolio securities loans, but that this has resulted in almost no loans actually being made. Applicants further state that N&B, on the other hand, has indicated its willingness to give the Funds "most favored nation" treatment as described below.

Applicants state the Funds' Boards of Directors have considered the possibility of employing one or more persons to pursue increasing the Funds'

portfolio securities loan business but that the Boards have decided, as a business judgment, that such action would not be desirable. Applicants also state that the Funds' Boards of Directors have deemed it unreasonable that N&B should regularly borrow securities from the Funds without any Collateral Fee or act as a finder without any compensation and thereby forego the compensation it could obtain by doing business with other parties. According to the application, the Boards of Directors have concluded that the plan proposed would materially benefit the Funds, that the participation of the Funds in portfolio securities loans with N&B is fair and reasonable and will not involve overreaching on the part of any person, that the consideration which would be received by N&B would represent fair compensation for the services provided, and that such compensation when viewed together with other compensation paid by the Funds to Management and N&B would not result in an unreasonable level of compensation.

The application states that the Funds believe that the ability to engage in portfolio securities loans with N&B would operate to the benefit of the Funds, and therefore the Boards of Directors of the Funds have approved a plan which would permit N&B to borrow portfolio securities from the Funds and act as a finder in arranging portfolio securities loans for the Funds. According to the application the provisions of the proposed plan are as follows:

(1) Management of each of the Funds will continue to maintain a group of brokerage firms other than N&B to which that Fund is willing to make portfolio securities loans, using criteria approved by the Fund's Board of Directors. The continued eligibility of N&B as a borrower would be subject to its continuing to meet such criteria. Firms to which the Funds are willing to make portfolio securities loans will be provided with information on the Funds' portfolio securities available for loan and the Collateral Fees which the Funds are willing to pay such firms (hereinafter referred to as "Posted Rates").

(2) All brokerage firms to which portfolio securities loans are made, including N&B, will be required to execute a loan agreement.

(3) Each day the Funds will establish their Posted Rates in the following manner: at the beginning of each day, N&B will advise the Funds of names of three registered investment companies (other than the Funds) which as of the close of business the preceding day had the largest market value of securities on loan to N&B as well as the Collateral Fees currently being paid by such investment companies on securities loans to N&B. The Funds' Posted Rate for such day would be fixed by averaging such three Collateral Fee rates and rounding to the nearest ⅛ percent. N&B represents that in determining the registered investment companies from which it will borrow securities, the Collateral Fee is only one factor considered and that the Collateral Fees charged on outstanding loans are revised when appropriate to reflect changes in interest rates. The application states that such investment companies will not be selected with a view to influencing the Funds' Posted Rates, and that the formula or method for setting the Posted Rate may be changed to produce a lower Posted Rate, but that under no circumstances will the Funds pay N&B a Collateral Fee greater than their Posted Rate.

(4) When N&B desires to borrow a security which a Fund has indicated a willingness to lend, N&B will offer to borrow such security from the Fund at the Fund's Posted Rate before attempting to borrow the security from any other institution or firm unless such other institution or firm has indicated a willingness to and will in fact lend the security on terms which provide for the payment of a Collateral Fee which is ⅛ of 1 percent or more higher than the Posted Rate of the Fund.

(5) In situations where N&B borrows securities from a Fund in order to relend them to others, or acts as a finder in connection with a securities loan by a Fund, the compensation to N&B will not exceed that which is customary for performing such functions and any excess over the customary compensation will be turned over to the Fund (such compensation presently is at the rate of 1 percent, expressed as a percentage on an annual basis). In addition: (a) N&B will provide the Funds with relevant information as to the prevailing customary rate; (b) if at any time the customary rate declines below 1 percent, N&B would apply such lower rate to transactions with the Funds; and (c) N&B would not increase the applicable rate without the prior approval and concurrence of a majority of the disinterested directors of the Funds.

(6) If, during any month, a Fund is involveed in a securities loan transaction with or through N&B where, because of the shortness of the period during which the loan is outstanding, or similar circumstances, the Fund's expenses exceed its income from the transaction, N&B would reimburse the Fund for such loss.

(7) In all securities loan transactions involving N&B, the collateral posted by N&B will be in the form of cash.

(8) Each of the Funds would maintain a committee of disinterested directors which would meet on approximately a quarterly basis to review information relating to securities loans by their Fund in which N&B has been involved to determine whether there has been compliance by N&B with the above terms and conditions and whether such terms continue to be fair and equitable. The Funds will also have the right to have their auditors examine the records of N&B relating to its stock loan transactions.

Section 18 (f)

Section 18(f)(1) of the Act, generally, makes it unlawful for any registered open-end investment company to issue any class of senior security or to sell any senior security of which it is the issuer, except under certain circumstances not here relevant. Section 18(g) of the Act, in pertinent part, defines the term "senior security" to include any bond, debenture, note, or similar obligation or instrument constituting a security and evidencing indebtedness, and states that "senior security representing indebtedness" means any senior security other than stock.

According to the application, the obligation of the Funds to return collateral depostied with them in connection with portfolio securities loans may be deemed to constitute a senior security. Therefore, Applicants request an order of exemption from Section 18(f)(1) of the Act, pursuant to Section 6(c) of the Act, to permit the Funds to make portfolio securities loans in accordance with the terms and conditions set forth in the application. Applicants submit that, because a Fund may not make any profolio securities loan if immediately thereafter and as a result of such loan portfolio securities with a market value of 10% or more of its total net assets would be subject to such loans, there is no danger of excessive leveraging of investments as a result of portfolio securities loans.

Section 6(c) of the Act provides, in part, that the Commission may, upon application, conditionally or unconditionally exempt any person, security or transaction or any class or classes of persons, securities or tranactions, from any of the provisions of the Act or of any rule or regulation thereunder, 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.

Applicants submit that: (i) the requested exemption from Section 18(f) of the Act is 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; (ii) the terms and conditions of the portfolio securities loans transactions between the Funds and N&B are reasonable and fair and do not involve overreaching on the part of any person concerned; and (iii) participation by the Funds in portfolio securities loans to N&B will enable the Funds to maximize the potential of their portfolio securities loan activity and thereby work to the benefit of the Funds' stockholders.

Notice is further given that any interested person may, not later than June 13, 1980, 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 Applicants 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'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.

By the Commission.

George A. Fitzsimmons,

Secretary.

[FR Doc 80-16053 Filed 5-27-80; 8:45 am]

BILLING CODE 8010-01-M

[Rel. No. 21583; 70-6462]

Hartford Electric Light Co.; Proposed Issuance and Sale of Preferred Stock at Competitive Bidding

May 20, 1980.

Notice is hereby given that The Hartford Electric Light Company ("HELCO"), Seldon Street, Berlin, Connecticut 06037, an electric and gas subsidiary of Northeast Utilities, a registered holding company, has filed an application and an amendment thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating Section 6(b) of the Act and Rule 50 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the application, which is summarized below, for a complete statement of the proposed transaction.

HELCO proposes to issue and sell for the best price obtainable, subject to the competitive bidding requirements of Rule 50, 500,000 shares of its Preferred Stock, 1980 Series, with a par value of $50 per share. The dividend rate of the Preferred Stock, 1980 Series (which shall be a multiple of 0.08%) and the price to be paid to HELCO (which shall not be less than $50 nor more than $51.375 per share) will be determined by the competitive bidding. HELCO will publicly invite written proposals for the purchase of the Preferred Stock, 1980 Series, at least six days prior to entering into any contract or agreement for the sale of such stock.

The special terms of the Preferred Stock, 1980 Series, will be established by a resolution of the company's Board of Directors amending HELCO's Certificate of Incorporation to reflect the provisions of such preferred stock. The terms shall include a provision that none of the Preferred Stock, 1980 Series, shall be redeemed prior to July 1, 1985, if such redemption is for the purpose of or in anticipation of refunding such preferred stock through the use, directly or indirectly, of funds borrowed by the company or of the proceeds of the issue by the company of shares of any stock ranking prior to or on a parity with the Preferred Stock, 1980 Series, as to dividends or assets, if such borrowed funds or such shares have an effective interest cost or effective dividend cost to the company, as the case may be, of less than the effective dividend cost to the company of the Preferred Stock, 1980 Series. The Preferred Stock, 1980 Series, will also be entitled to the benefit of a cumulative sinking fund requiring the company, to the extent any funds of the company are legally available therefor, to redeem or purchase on July 1 in each year commencing July 1, 1986, 20,000 shares of such preferred stock. The company has the noncumulative option to purchase or redeem for said sinking fund up to an additional 20,000 shares of the preferred stock in any such year. The Preferred Stock, 1980 Series, will be redeemable for the sinking fund at $50 per share, plus accrued dividends to the date of redemption.

The net proceeds from the sale of the Preferred Stock, 1980 Series, will be used to repay a portion of HELCO's short-term borrowings, estimated to total $44,000,000 at the time of such sale. Such short-term borrowings were applied to finance the company's construction program. As of March 31, 1980, HELCO's 1980-1981 construction program expenditures, including allowance for funds used during construction and nuclear fuel, were expected to total about $152,200,000 ($66,300,000 in 1980 and $85,900,000 in 1981) of which $16,000,000 had been expended as of that date.

The fees and expenses paid or to be incurred in connection with the proposed transaction are to be filed by amendment. It is stated that the Connecticut Division of Public Utility Control has jurisdiction over the issue of the new preferred stock by HELCO. No other state commission and no federal commission, other than this Commission, has juridiction over the proposed transaction.

Notice is further given that any interested person may, not later than June 16, 1980, 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 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 applicant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as amended or as it may be further amended, may be granted 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.

George A. Fitzsimmons,

Secretary.

[FR Doc. 80-16048 Filed 5-27-80; 8:45 am]

BILLING CODE 8010-01-M

[Rel. No. 11176; 812-4666]

Sigma Government Securities Fund, Inc.; Application Pursuant to Section 6(c) of the Act for Order of Exemption from Rules 2a-4 and 22c-1 Under the Act

May 19, 1980.

Notice is hereby given that Sigma Government Securities Fund, Inc., Greenville Center, 3801 Kennett Pike, Wilmington, DE 19807 ("Applicant"), registered under the Investment Company Act of 1940 ("Act") as an open-end, diversified management investment company, filed an application on April 21, 1980 for an order of the Commission, pursuant to Section 6(c) of the Act, exempting Applicant from the provisions of Rules 2a-4 and 22c-1 under the Act to the extent necessary to permit Applicant to compute its net asset value per share for the purposes of sales, redemptions and repurchases of its shares to the nearest one cent on a share value of one dollar. Applicant represents that in all other respects its portfolio securities will be valued in accordance with the views of the Commission set forth in Investment Company Act Release No. 9786 (May 31, 1977) ("IC-9786"). 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 is a corporation incorporated under the laws of the State of Delaware on April 9, 1980. Applicant states that its investment objective is to seek as high a level of current income as is consistent with the principle of preservation of capital and maintenance of liquidity. Applicant intends to limit its investments to short-term United States Government securities, including United States Treasury bills, notes and other obligations issued, or guaranteed by the United States Government, its agencies or instrumentalities, or repurchase agreements pertaining to such securities. Applicant will not invest in any security the maturity of which is more than one year from the date of its acquisition by Applicant.

In calculating its total net assets to determine the offering price of its shares each day, Applicant indicates that all securities for which market quotations are readily available will be valued at the most recent bid price or yield equivalent as obtained from one or more market makers for such securities, except that any such securities maturing within sixty days from the date of acquisition, or which subsequently are within sixty days of maturity may be valued at cost, plus or minus any amortized discount or premium. All other securities and assets will be valued at fair value as determined in good faith in accordance with consistently applied procedures established by and under the general supervision of Applicant's Board of Directors.

Rule 22c-1 under the Act provides, in part, that no registered investment company issuing any redeemable security shall sell, redeem, or repurchase any such security except at a price based on the current net asset value of such security which is next computed after receipt of a tender of such security for redemption or of an order to purchase or sell such security. Rule 2a-4 under the Act provides, as here relevant, that "current net asset value" of a redeemable security issued by a registered investment company used in computing its price for the purposes of distribution and redemption shall be determined with reference to (1) current market value for portfolio securities with respect to which market quotations are readily available and (2) for other securities and assets, fair market value as determined in good faith by the board of directors of the registered company. In IC-9786 the Commission expressed its view that it is inconsistent with Rule 2a-4 for certain money market funds to "round-off" calculations of their net asset value per share to the nearest one cent on a share value of $1.00, because such a calculation might have the effect of masking the impact of changing values of portfolio securities and therefore might not "reflect" its portfolio valuation as required by Rule 2a-4.

Section 6(c) of the Act provides, in part, that the Commission may, upon application, exempt any person, security, or transaction or any class or classes of persons, securities or transactions from any provision or provisions of the Act and the rules thereunder, 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 states that it wishes to attract individual and institutional investors. Applicant alleges that it understands that many of these investors require a money market fund which maintains a constant net asset value per share and pays dividends which do not fluctuate on account of daily changes in the values of its portfolio securities. Applicant states that computing the net asset value per share to the nearest one cent on a share value of $1.00 will eliminate the periodic fluctuation in Applicant's net asset value per share which may occur and which may well cause Applicant's shareholders at the appropriate time to realize unwanted nominal capital gains and losses upon redemption of their shares. Applicant further states that its Board of Directors have determined in good faith that this method of calculating the net asset value per share under such circumstances is appropriate and will be in the best interests of Applicant's shareholders.

Applicant represents that, to the extent necessary, Applicant's Board of Directors will consider the advisability of temporarily suspending payment of dividends, or making a capital gains or other distribution, to maintain a $1.00 price per share, if the net asset value per share declines to a value below $.996 or rises to a value of above $1.004, respectively. In addition, Applicant states that to maintain the stability of its price per share Applicant will adhere to the following conditions:

1. The Board of Directors of Applicant, in supervising Applicant's operations and delegating special responsibilities involving portfolio management to Applicant's investment adviser, undertake—as a particular responsibility within the overall duty of care owed to Applicant's shareholders—to assure to the extent reasonably practicable taking into account current market conditions affecting Applicant's investment objective, that the price per share of Applicant's shares as computed for purposes of distribution, redemption and repurchase rounded to the nearest one cent, will not deviate from $1.00;

2. Applicant will maintain a dollar-weighted average portfolio maturity appropriate to its objectives of maintaining a stable price per share, and Applicant will not (i) purchase an instrument with a remaining maturity of greater than one year or (ii) maintain a dollar-weighted average portfolio maturity in excess of 120 days; and

3. Applicant will limit its portfolio investments, including repurchase agreements, to those U.S. dollar denominated instruments which the Board of Directors determines present minimal credit risks, and which are of "high quality" as determined by any major rating service or, in the case of any instrument that is not rated, of

comparable quality as determined by the Board of Directors.

Notice is further given that any interested person may, not later than June 13, 1980 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(s) at the address(es) stated above. Proof of such service (by affidavit, or in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. 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.

George A. Fitzsimmons,

Secretary.

[FR Doc. 80-16051 Filed 5-27-80; 8:45 am]

BILLING CODE 8010-01-M

[Rel. No. 11177, 812-4665]

Sigma Money Market Fund, Inc.; Application Pursuant to Section 6(c) of the Act for Order of Exemption From Rules 2a-4 and 22c-1 Under the Act

May 19, 1980.

Notice is hereby given that Sigma Money Market Fund, Inc., Greenville Center, 3801 Kennett Pike, Wilmington, DE 19807 ("Applicant"), registered under the Investment Company Act of 1940 ("Act") as an open-end, diversified management investment company, filed an application on April 21, 1980, for an order of the Commission, pursuant to Section 6(c) of the Act, exempting Applicant from the provisions of Rules 2a-4 and 22c-1 under the Act to the extent necessary to permit Applicant to compute its net asset value per share for the purposes of sales, redemptions and repurchases of its shares to the nearest one cent on a share value of one dollar. Applicant represents that in all other respects its portfolio securities will be valued in accordance with the views of the Commission set forth in Investment Company Act Release No. 9786 (May 31, 1977) ("IC-9786"). 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 is a corporation incorporated under the laws of the State of Delaware on April 9, 1980. Applicant states that its investment objective is to seek as high a level of current income as is consistent with the principle of preservation of capital and maintenance of liquidity. Applicant intends to invest exclusively in marketable securities issued or guaranteed by the United States Government or its agencies or instrumentalities, certificates of deposit, banker's acceptances, commercial paper, short-term corporate obligations and repurchase agreements. Applicant indicates that it will not invest in any security the maturity of which is more than one year from the date of its acquisition by Applicant.

In calculating its total net assets to determine the offering price of its shares each day, Applicant indicates that it intends to value all of its portfolio securities for which market quotations are readily available at the most recent bid price or yield equivalent as obtained from one or more market makers for such securities except that any such securities maturing within sixty days from the date of acquisition or which subsequently are within sixty days of maturity, may be valued at cost, plus or minus any amortized discount or premium. All other securities and assets will be valued at fair value as determined in good faith in accordance with consistently applied procedures established by and under the general supervision of Applicant's Board of Directors.

Rule 22c-1 under the Act provides, in part that no registered investment company issuing any redeemable security shall sell, redeem, or repurchase any such security except at a price based on the current net asset value of such security which is next computed after receipt of a tender of such security for redemption or of an order to purchase or sell such security. Rule 2a-4 under the Act provides, as here relevant, that "current net asset value" of a redeemable security issued by a registered investment company used in computing its price for the purposes of distribution and redemption shall be determined with reference to (1) current market value for portfolio securities with respect to which market quotations are readily available and (2) for other securities and assets, fair market value as determined in good faith by the board of directors of the registered company. In IC-9786 the Commission expressed its view that it is inconsistent with Rule 2a-4 for certain money market funds to "round-off" calculations of their net asset value per share to the nearest one cent on a share value of $1.00, because such a calculation might have the effect of masking the impact of changing values of portfolio securities and therefore might not "reflect" its portfolio valuation as required by Rule 2a-4.

Section 6(c) of the Act provides, in part, that the Commission may, upon application, exempt any person, security, or transaction or any class or classes of persons, securities or transactions from any provision or provisions of the Act and the rules thereunder, 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 states that it wishes to attract individual and institutional investors. Applicant alleges that it understands that many of these investors require a money market fund which maintains a constant net asset value per share and pays dividends which do not fluctuate on account of daily changes in the values of its portfolio securities. Applicant states that computing the net asset value per share to the nearest one cent on a share value of $1.00 will eliminate the periodic fluctuation in Applicant's net asset value per share which may occur and which may well cause Applicant's shareholders at the appropriate time to realize unwanted nominal capital gins and losses upon redemption of their shares. Applicant further states that its Board of Directors have determined in good faith that this method of calculating the net asset value per share under such circumstances is appropriate and will be in the best interests of Applicant's shareholders.

Applicant represents that, to the extent necessary, Applicant's Board of Directors will consider the Advisability of temporarily suspending payment of dividends, or making a capital gains or other distribution, to maintain a $1.00 price per share, if the net asset value per share declines to a value below $.966 or rises to a value of above $1.004, respectively. In addition, Applicant

states that to maintain the stability of its price per share Applicant will adhere to the following conditions:

1. The Board of Directors of Applicant, in supervising Applicant's operations and delegating special responsibilities involving portfolio management to Applicant's investment adviser, undertake—as a particular responsibility within the overall duty of care owed to Applicant's shareholders—to assure to the extent reasonably practicable taking into account current market conditions affecting Applicant's investment objective, that the price per share of Applicant's shares as computed for purposes of distribution, redemption and repurchase, rounded to the nearest once cent, will not deviate from $1.00;

2. Applicant will maintain a dollar-weighted average portfolio maturity appropriate to its objectives of maintaining a stable price per share, and Applicant will not (i) purchase an instrument with a remaining maturity of greater than one year or (ii) maintain a dollar-weighted average portfolio maturity in excess of 120 days; and

3. Applicant will limit its portfolio investments, including repurchase agreements, to those U.S. dollar denominated instruments which the Board of Directors determines present minimal credit risks, and which are of "high quality" as determined by any major rating service or, in the case of any instrument that is not rated, of comparable quality as determined by the Board of Directors.

Notice is further given that any interested person may, not later than June 13, 1980 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(s) at the address(es) stated above. Proof of such service (by Affidavit, or in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. 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.

George A. Fitzsimmons,

Secretary.

[FR Doc. 80-16050 Filed 5-27-80; 8:45 am]

BILLING CODE 8010-01-M

[Rel. No. 11178; 811-2048]

Varifund, Inc.; Filing of Application Pursuant to Section 8(f) of the Act for Order Declaring That Applicant has Ceased To Be an Investment Company

May 19, 1980.

Notice is hereby given that Varifund, Inc., 7911 Herchel Avenue No. 401, La Jolla, California 92037, ("Applicant"), registered under the Investment Company Act of 1940 ("Act") as an open-end, non-diversified management investment company, filed an application on January 7, 1980, pursuant to Section 8(f) of the Act, 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 registered under the Act on March 20, 1970, but did not file a registration statement under the Securities Act of 1933 and has therefore never engaged in a public offering of shares of its common stock.

The application states that Applicant does not have any assets or debts or other liabilities currently outstanding, and that it is not a party to any litigation or administrative proceeding. The application further states that Applicant was dissolved as a corporation under applicable state law in 1978, and that it is not engaged in and does not propose to engage in any business activities other than those necessary for the winding-up of its affairs. Finally, Applicant states that it did not within the last eighteen months transfer any of its assets to a separate trust the beneficiaries of which were or are security holders of Applicant since it never had any assets or operations.

Section 8(f) of the Act provides, in pertinent part, that whenever the Commission, on its own motion or upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the effectiveness 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 June 12, 1980, 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 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.

George A. Fitzsimmons,

Secretary.

[FR Doc. 80-16049 Filed 5-27-80; 8:45 am]

BILLING CODE 8010-01-M

[Rel. No. 34-16818; File No. SR-CBOE-80-6]

Chicago Board Options Exchange, Inc.; Self-Regulatory Organizations; Proposed Rule Change

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934, 15 U.S.C. 78s(b)(1), as amended by Pub. L. No. 94-29, 16 (June 4, 1975), notice is hereby given that on April 21, 1980, the above-mentioned self-regulatory organization filed with the Securities and Exchange Commission a proposed rule change as follows:

Text of the Proposed Rule Change

CHAPTER XIII

Net Capital Requirements

Minimum Requirements

Rule 13.1 [Every member organization doing business with the public or which maintains accounts for

any other member, broker or dealer shall have the net capital at all times necessary to comply with the following conditions:]

Each member or member organization subject to Rule 15c3-1 promulgated under the Securities Exchange Act of 1934 shall comply with the capital requirements prescribed therein and with the additional requirements of this Chapter 13.

[(a) Its aggregate indebtedness (as hereinafter defined) to all other persons shall not exceed 1,500 per centum of its net capital.]

[(b) If it was registered as a broker or dealer with the Securities and Exchange Commission before August 13, 1971, it shall have and maintain net capital of not less than $15,000 commencing July 31, 1973, and $25,000 commencing July 31, 1974.]

[(c) If it becomes registered as a broker or dealer with the Securities and Exchange Commission on or after August 13, 1971, its aggregate indebtedness to all other persons for 12 months after becoming registered shall not exceed 800 per centum of its net capital, and it shall have and maintain net capital of not less than $25,000.]

[The Exchange may grant a specific temporary exemption to a particular member organization due to unusual circumstances, and the Exchange may at any time or from time to time prescribe greater requirements than the foregoing in the case of a particular member organization.]

[Rule 13.2 The provisions of Rule 13.1 shall not apply to any member organization in good standing and subject to the capital rules of the American Stock Exchange, the Boston Stock Exchange, the Midwest Stock Exchange, the New York Stock Exchange, the Pacific Stock Exchange, or the PBW Stock Exchange, so long as such member organization is thereby exempted from the provision of the net capital rule of the Securities and Exchange Commission.]

[Rule 13.3 deleted—a copy of this rule is attached as Exhibit 1]

"Early Warning" Notification Requirements

Rule 13.[4]*2* [Every member organization qualified to do business with the public whether or not such member organization is exempt under Rule 13.2 from the provisions of Rule 13.1, shall promptly notify the Exchange in writing whenever either such member organization's aggregate indebtedness is in excess of 1200 per centum of its net capital or its net capital is less than 120 per centum of the minimum net capital required of it under Rule 13.1 or under the rules of another national securities exchange to whose net capital rules the member organization is subject. Such member organization shall file with the Exchange reports of SEC Form X-17A-11 as required by the rules and regulations of the Securities and Exchange Commission. In addition, every member organization subject to the net capital requirements of another national securities exchange shall notify the Exchange in writing whenever such member organization's aggregate indebtedness exceeds, or its net capital is less than, the "early warning" standards specified by such other exchange, and the member shall thereafter file with the Exchange such reports and financial statements as may be required by an officer of the Exchange.]

Every member or member organization subject to the reporting or notification requirements of Rule 17a-11 promulgated under the Securities Exchange Act of 1934 or the "early warning" reporting, business restriction or business reduction requirements of another national securities exchange, registered securities association or registered securities clearing organization shall promptly notify the Exchange in writing and shall thereafter file with the Exchange such reports and financial statements as may be required by an officer of the Exchange.

Rule 13. [5]*3* [no change].

Statement of Basis and Purpose

The basis and purpose of the foregoing proposed rule change is as follows:

The purpose of the proposed rule change is to incorporate by reference the net capital requirements of Rule 15c3-1 promulgated under the Securities Exchange Act of 1934. In June of 1975, the Securities and Exchange Commission adopted a number of substantive amendments to its existing net capital rule which, among other changes, removed the exemption from its requirement which had been available to members of the national security exchanges thereby making all brokers and dealers, except for certain exchange specialists and market makers, subject to the provisions of the rule (the "Uniform Net Capital Rule"). Since the adoption of the Uniform Net Capital Rule, numerous amendments to the rule, both technical and substantive which affect the manner by which a member computes its net capital, have been adopted by the Commission. The CBOE believes that the proposed rule change will ensure that the Net Capital Requirements of the CBOE are constant, and do not conflict, with the Commission's requirements and definitions.

The basis under the Act for the proposed rule change is Section 6(b)(5), in that the rule change would enhance the ability of the Exchange to promote just and equitable principles of trade and to protect investors and the public interest.

No comments on this proposed rule change have been solicited or received from members.

The Exchange does not believe that the proposed rule change will impose any burden on competition.

On or before July 2, 1980, or within such longer period (i) as the Commission may designate up to 90 days of such date if it finds such longer period to be appropriate and publishes its reasons for so finding or (ii) as to which the above-mentioned self-regulatory organization consents, the Commission will

(A) By order approve such proposed rule change, or

(B) Institute proceedings to determine whether the proposed rule change should be disapproved.

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 Commission's Public Reference Room, 1100 L Street, NW., 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 referenced in the caption above and should be submitted on or before June 18, 1980.

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

Dated: May 20, 1980.

George A. Fitzsimmons,

Secretary.

[FR Doc. 80-16055 Filed 5-27-80; 8:45 am]
BILLING CODE 8010-01-M

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Loan Area No. 1816, Amdt. No. 2]

Louisiana; Declaration of Disaster Loan Area

The above numbered Declaration (see 45 FR 26544) Amendment #1 (see 45 FR

28031) are amended in accordance with the President's declaration of April 9, 1980, to include Assumption, Jefferson, Lafourche, Orleans, St. Bernard and St. Charles Parishes. The Small Business Administration will accept applications for disaster relief loans from disaster victims in the above named parishes and adjacent parishes within the State. All other information remains the same, i.e., the termination dates for filing applications for physical damage is close of business on June 13, 1980, and for economic injury until the close of business on January 12, 1981.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: April 30, 1980.

A. Vernon Weaver,

Administrator.

[FR Doc. 80-16075 Filed 5-27-80; 8:45 am]

BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area No. 1837]

Michigan; Declaration of Disaster Loan Area

Monroe and Wayne Counties and adjacent counties within the State of Michigan constitute a disaster area as a result of damage caused by flooding, high winds and wave action which occurred on April 14, 1980. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on July 21, 1980, and for economic injury until the close of business on February 23, 1981, at:

Small Business Administration, District Office, 477 Michigan Avenue, McNamara Building, Room 515, Detroit, Michigan 48226.

or other locally announced locations.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: May 21, 1980.

A. Vernon Weaver,

Administrator.

[FR Doc. 80-16076 Filed 5-27-80; 8:45 am]

BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area No. 1840]

Michigan; Declaration of Disaster Loan Area

As a result of the President's major disaster declaration, I find that the following 2 counties: Kalamazoo and Van Bruen Counties and adjacent counties within the State of Michigan, constitute a disaster area because of damage resulting from severe storms and tornadoes beginning on or about May 13, 1980. Eligible persons, firms and organizations may file application for loans for physical damage until the close of business on July 17, 1980, and for economic injury until close of business on February 16, 1981, at:

Small Business Administration, District Office, 477 Michigan Avenue—McNamara Building, Room 515, Detroit, Michigan 48226.

or other locally announced locations.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: May 21, 1980.

A. Vernon Weaver,

Administrator.

[FR Doc. 80-16077 Filed 5-27-80; 8:45 am]

BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area No. 1839]

Missouri; Declaration of Disaster Loan Area

As a result of the President's major disaster declaration, I find that Pettis County and adjacent counties within the State of Missouri constitute a disaster area because of damage resulting from severe storms and tornadoes beginning on or about May 12, 1980. Eligible persons, firms and organizations may file application for loans for physical damage until the close of business on July 14, 1980, and for economic injury until close of business on February 16, 1981, at:

Small Business Administration, District Office, 12 Grande Bldg.—5th Floor, 1150 Grande Avenue, Kansas City, Missouri 64106.

or other locally announced locations.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: May 21, 1980.

A. Vernon Weaver,

Administrator.

[FR Doc. 80-16078 Filed 5-27-80; 8:45 am]

BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area No. 1838]

Wisconsin; Declaration of Disaster Loan Area

The area south of Highway 77 in sections 17–19, 20, 21, 27, 28, 29, 32, 33, 34 and 35 of Chicog Township and into sections 2, 3, 4, 5, 8, 9, 10, 11, 13, 15, 16, 17, 20, 21, 22, 23, 24, 25, 26, 27, 28, 35 and 36 of Casey Township, Washburn County, Wisconsin, constitutes a disaster area because of damage resulting from a fire which occurred on April 22–26, 1980. Eligible persons, firms and organizations may file application for loans for physical damage until the close of business on July 21, 1980, and for economic injury until the close of business on February 23, 1981, at:

Small Business Administration, District Office, 212 East Washington Avenue—Room 213, Madison, Wisconsin 53703.

or other locally announced location.

(Catalog of Federal Domestic Assistance Program Nos. 59002 and 59008)

Dated: May 21, 1980.

A. Vernon Weaver,

Administrator.

[FR Doc. 80-16079 Filed 5-27-80; 8:45 am]

BILLING CODE 8025-01-M

[Declaration of Disaster Loan Area No. 1835]

North Carolina; Declaration of Disaster Loan Area

The corner of North Main and Cornelius Streets in the Town of Cornelius, Mecklenberg County, North Carolina, constitutes a disaster area as a result of a fire which occurred on April 9, 1980.

Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on July 14, 1980, and for economic injury on February 13, 1981, at: Small Business Administration, District Office, 230 South Tryon Street, Suite 700, Charlotte, North Carolina 28202, or other locally announced locations.

(Catalog of Federal Domestic Assistance Programs Nos. 59002 and 59008)

Dated: May 13, 1980.

A. Vernon Weaver,

Administrator.

[FR Doc. 80-16060 Filed 5-27-80; 8:45 am]

BILLING CODE 8025-01-M

DEPARTMENT OF STATE

Office of the Secretary

[Public Notice CM-81302]

Advisory Committee on the Law of the Sea; Partially Closed Meeting

In accordance with Section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463] as amended by Pub. L. 94-409 Section 5(c), notice is hereby given that the Advisory Committee on the Law of the Sea will meet in closed sessions on Monday, June 30 and in both open and closed sessions on Tuesday, July 1, 1980. The open sessoin of the meeting will convene July 1 at 2:30 p.m. in the Loy Henderson Conference Room, U.S. Department of State, 21st and C. Streets, NW., Washington, D.C.

The purpose of the closed meeting is to discuss specific conference issues and formal planning and policy preparations for the U.S. Delegation to the resumed Ninth Session of the Third United Nations Conference on the Law of the Sea to be held in Geneva beginning July 28, 1980. During these closed sessions, documents classified under the provisions of Executive Order 12065 will be discussed.

These documents relate to the issue which the United States will be negotiating at the Conference. The documents are exempt under 5 U.S.C. 552 b (c) (1), and may be withheld from disclosure in the public interest.

The issues cover such subjects as freedom of navigation on the high seas and in international straits, national security interests, the nature of a deep seabeds mining regime and proposed deep seabed mining legislation, the breadth of the continental margin, the jurisdictional status of the economic zone, fisheries, vessel source pollution, scientific research, dispute settlement, and other related topics involving U.S. national security matters. Premature disclosure of the contents of these contents could adversely affect our foreign relations interests and jeopardize the chances of obtaining a timely and satisfactor Law of the Sea Treaty.

The open session of the Advisory Committee meeting will discuss all principal agenda issues to be considered during the Third United Nations Conference on the Law of the Sea, including those issues stated above, but will not, examine the classified items discussed during the closed session.

The Advisory Committee on the Law of the Sea represents a broad cross-section of industries, professions, academic disciplines and other public groups. As such, it will comprehensively review the proposals which will come before the Conference.

At the open session, beginning at 2:30 p.m., July 1, the general public attending may participate in the discussion subject to instructions of the Chairman.

As entrance to the State Department is controlled, members of the public who wish to attend the open session should contact Marsha Bellavance and provide their name and affiliation to facilitate their attendance. Ms. Bellavance's telephone number is (202) 632-0041.

Dated: May 13, 1980.

Alan D. Berlind,

Director, Office of the Law of the Sea Negotiations.

[FR Doc. 80-16117 Filed 5-27-80; 8:45 am]

BILLING CODE 4710-10-M

[Public Notice CM-8/301]

Shipping/Coordinating Committee, Committee on Ocean Dumping; Meeting

The Committee on Ocean Dumping, a subcommittee of the Shipping Coordinating Committee, will hold an open meeting at 9:30 a.m. on Thursday, June 12, 1980 in Room 1101 West Tower, Waterside Mall, Environmental Protection Agency, 401 M Street SW., Washington, D.C.

The purpose of the meeting is to review the proceedings of the April 1980 meeting of the Ad Hoc Scientific Group on Dumping under the Convention on the Prevention of Marine Pollution by Dumping of Wastes and Other Matter. Also under discussion will be significant items agreed to by the Contracting Parties for the agenda of the Fifth Consultative Meeting of Contracting Parties to the Convention, scheduled to be held in London September 22-26, 1980.

Requests for further information should be directed to Ms. Norma Hughes, Executive Secretary, Ocean Dumping Committee (WH-548), Environmental Protection Agency, Washington, D.C. 20460. Ms. Hughes may be reached by telephone on (202) 472-2836.

The Chairman will entertain comments from the public as time permits.

Dated: May 14, 1980.

John Todd Stewart,

Chairman, Shipping Coordinating Committee.

[FR Doc. 16119 Filed 5-27-80; 8:45 am]

BILLING CODE 4710-09-M

VETERANS ADMINISTRATION

Career Development Committee; Renewal

This is to give notice in accordance with the Federal Advisory Committee Act (Pub. L. 92—463) of October 6, 1972, that the Career Development Committee has been renewed by the Administrator of Veterans Affairs for a two-year period beginning May 18, 1980 through May 18, 1982.

Dated: May 21, 1980.

By direction of the Administrator.

Rufus H. Wilson,

Deputy Administrator.

[FR Doc. 80-16061 Filed 5-27-80; 8:45 am]

BILLING CODE 8320-01-M

Clinical Addition, Veterans Administration Medical Center, Biloxi, Miss.; Proposed Action

The Veterans Administration proposes the construction of a four (4) story (with possible vertical expansion of one additional floor in the future) clinical addition of approximately 67,000 net square feet. The addition will be a free standing building with enclosed inpatient access from building no. 1 on all four floors.

The VA has determined that this project is a "Critical Action" as defined by E.O. 11988 and as such should avoid being sited within the 500 year floodplain. The Flood Insurance Study (FIS) dated December 1977 for this geographical area, does not delineate the extent of Zone B (500 year) on VA property as a Federal holding and therefor additional data was obtained from the Federal Insurance and Hazard Mitigation Office, Federal Emergency Management Agency, Atlanta, Georgia, and the Corps of Engineers, Mobile District. The 500 year flood *elevation* was estimated to determine the probable flood hazard and the impact of the proposed project on the floodplain. Available data indicates a portion of the proposed site of the clinical addition lies *below* the 500 year flood elevation. However, a determination has been made by the VA that the proposed project will not adversely affect the floodplain. The potential for flooding will be considered in the design of the building by elevating the structure above the base flood level using open works for support.

Accepted floodproofing and other flood protection measures shall be applied for the new construction. Project alternatives have been considered in the planning process, particularly those which site the building outside the 500 year floodplain. Functionally, the clinical addition must be connected to building no. 1, and have direct emergency access as well as an efficient outpatient entrance. Alternative sites adjacent to building no. 1 were unable to satisfy these critical requirements and therefore siting in the floodplain is the only practicable alternative.

This proposed action is considered in compliance with the state and local 100 year floodplain protection standards by virtue of its design with respect to the critical action (500 year) flood elevation.

In view of the proposed design incorporating accepted flood protection measures mentioned above, it is the determination of the VA that there will be no significant increase in the elevation of flood waters due to this project.

The VA is soliciting comments from state and local levels. The comment period will be open for 30 days following the publication of this notice in the Federal Register. This Notice of Proposed Action is in compliance with the announcement requirements of Executive Order 11988, Floodplain Management Guidelines (February 1978). Comments on this action should be addressed to:

Mr. William A. Salmond, Acting Assistant Administrator for Construction (08), Veterans Administration, 810 Vermont Avenue, N.W., Washington, D.C. 20420.

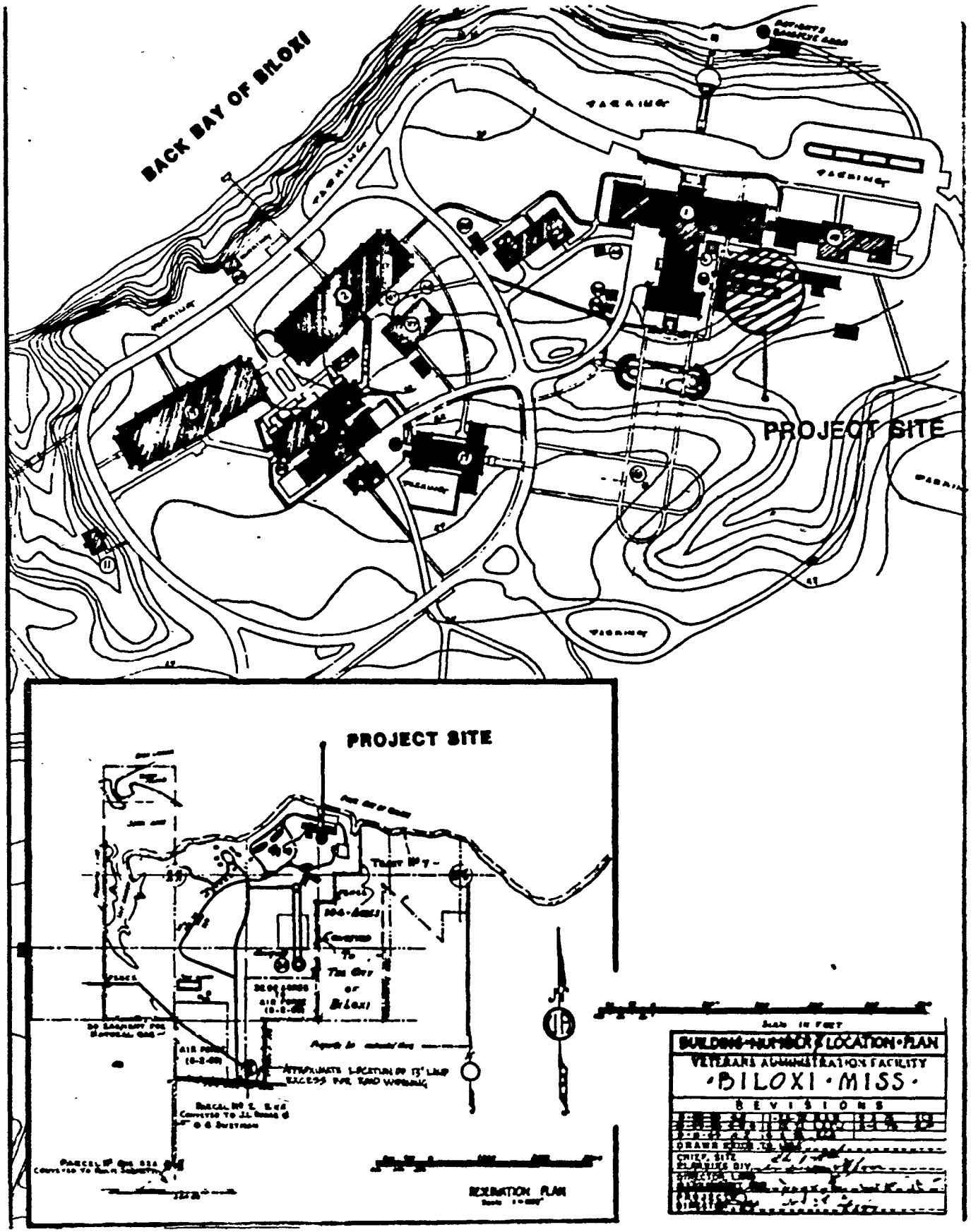
Dated: May 21, 1980.

By direction of the Administrator.

Maury S. Crallé, Jr.,

Associate Deputy Administrator.

BILLING CODE 8320-01-M



BILLING CODE 8320-01-C

[FR Doc. 80-16082 Filed 5-27-80; 8:45 am]

Sunshine Act Meetings

Federal Register
Vol. 45, No. 104
Wednesday, May 28, 1980

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).

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[M-281, May 22, 1980]

CIVIL AERONAUTICS BOARD.

TIME AND DATE: 9:30 a.m, May 29, 1980.

PLACE: Room 1027 (open), room 1012 (closed), 1825 Connecticut Avenue, NW., Washington, D.C. 20428.

SUBJECT:

1. Ratification of Items adopted by notation.
2. Docket 33136, North Central-Southern Merger Case, petition of Southern Airways Employee Merger Ass'n for order directing arbitration, under labor protective provisions in Board approval order, of dispute with Republic Airlines over change in fringe benefits (memo No. 8734-E, OGC).
3. Docket 30697, Caribbean Area Service Investigation (OGC).
4. Docket 26973, Application of Aeromar, C. por A. for renewal and amendment of its foreign air carrier permit (OGC, BIA, BCP).
5. Docket 35508, FITNESS INVESTIGATION OF PACIFIC ALASKA AIRLINES, Order on Remand (memo No. 9449-A, OGC).
6. Semiannual agenda of Significant Rules under Development or Review (OGC).
7. Docket 37403, Nonpublic investigation into the activities of Alaska Airlines, Inc., Alaska Northwest Properties, Inc., Ronald F. Cosgrave, Bruce R. Kennedy, and Keith J. Kennedy (memo No. 9461-A, BCP).
8. Docket 37723, Nonpublic investigation into the activities of Western Air Lines, Inc. and Dominic P. Renda relating to the Wild Card Route Case, Docket 35752 (BCP).
9. Notice of Proposed Rulemaking to prohibit tariffs from automatically becoming part of the passenger/airline contract, regardless of passenger knowledge of their terms and to set guidelines for any notice given by a carrier to its passengers of the terms and condition of air service (memo No. 9709, BCP, BDA, OGC).
10. Docket 30452. Application for prior approval of UATP-1976 agreements concerning industry credit card plan (BDA).
11. Dockets 37982 and 33262, Interim Rule on Fare Flexibility between U.S. mainland, Puerto Pico/Virgin Islands Rate Making entity (BDA, OEA, OGC, BCP).
12. Docket 34681, A final 419 subsidy rate for Air North for service for Upstate New York points (memo No. 8486-M, BDA, OGC, OC, OCCR).
13. Docket 38046, Application of Pennsylvania Commuter Airlines, Inc., for Compensation for losses at Clearfield-Philipsburg, Pennsylvania (BDA).
14. Docket 37949, Application of Southwest Airlines Co. for an exemption pursuant to section 416 of the Act, to implement a new program of ticket sales and agent compensation (BDA).
15. Docket 35307, Notice of intent of Ozark Air Lines to suspend service at Clarksville, Tennessee-Ft. Campbell, Hopkinsville, Kentucky (BDA).
16. Docket 36140, Notice of Air Midwest of its intention to suspend service at Enid and Ponca City, Oklahoma (BDA).
17. Docket 37706, Eastern's notice to suspend all service at Lexington-Frankfort, Kentucky (memo No. 9696, BDA, OCCR).
18. Dockets 37973 and 37974 Western's notices to terminate service at Spokane/Milwaukee, Docket 38090, Western's exemption application to terminate at Milwaukee and Spokane (BDA, OCCR).
19. Docket 37498, Nor East's notice to terminate service at New Bedford, MA (BDA, OCCR).
20. Docket 37945, Notice of intent of Frontier Airlines, under section 401(j)(1), to reduce service below essential and implement an alternate service plan at Fort Smith, Arkansas (memo No. 9695, BDA).
21. Docket 34774, Request for Instructions on Carrier Selection at Stillwater and McAlester, Oklahoma and Paris, Texas (BDA).
22. Docket 37911, Coleman Air Transport's petition for decertification (BDA).
23. Docket 27573, Petition of Mexicana Airlines to delay introduction of new IATA air waybills for an additional 30 days (BDA).
24. Docket 37854, Application of Travel-Go-Around Airlines, Inc. for transatlantic supplemental cargo authority (memo No. 9707, BIA, OGC, BALJ)
25. Docket 37442, Additional Northeast/Ohio Valley-Florida Show-Cause Proceeding (BDA).
26. Docket 36485, Air Pacific Limited's application for a renewed and amended foreign air carrier permit for the transportation of persons, property, and mail to continue its operations in the Pacific Islands and to extend operations on one route to Guam and Japan and another to Honolulu, the mainland United States, and Canada (memo No. 9703, BIA, OGC, BALJ).
27. Docket 35190, Air Nauru's application for an amended foreign air carrier permit to operate between Nauru and Hong Kong via Ponape, Truk, Guam, Saipan, Palau, Taipei and Manila (memo No. 9706, BIA, OGC, BALJ).
28. Docket 35028, Pan American's application to add several Middle East points on a permissive basis to its Route 132 (BIA, OGC, BALJ).
29. Recommendation for the Aviation Negotiations with Uruguay BIA).

STATUS: Open (items 1-28), closed (item 29).

PERSON TO CONTACT: Phyllis T. Kaylor, the Secretary (202) 673-5068.

[S-1043-80 Filed 5-23-80; 3:27 pm]

BILLING CODE 6320-01-M

2

FEDERAL MARITIME COMMISSION.

TIME AND DATE: June 4, 1980, 2 p.m.

PLACE: Hearing Room One, 1100 L Street NW., Washington, D.C. 20573.

STATUS: Open.

MATTERS TO BE CONSIDERED:

1. Notice of Proposed Rulemaking Concerning Tariff Filing Regulations Applicable to the Transportation of Used Household Goods and Personal Effects by Common Carriers and Conference of Such Carriers in the Foreign and Domestic Commerce of the United States.
2. Informal Docket No. 684(I): James Botosh Import Company v. Seatrain Pacific Services, S.A.—Review of Settlement Officer's Decision.
3. Informal Docket No. 705(I): 3M v. Torm Line—Review of Settlement Officer's Decision.
4. Informal Docket No. 766(I): Dow Corning Corporation v. Atlantic Container Line—Review of Settlement Officer's Decision.

CONTACT PERSON FOR MORE INFORMATION: Francis C. Hurney, Secretary (202) 523-5725.

[S-1045-80 Filed 5-23-80; 3:53 pm]

BILLING CODE 6730-01-M

3

INTERSTATE COMMERCE COMMISSION.

TIME AND DATE:

Session 1: 9 a.m.-12 noon June 2, 1980.
Session 2: 1:30 p.m.-4:30 p.m. June 2, 1980.
Session 3: 9 a.m.-12 noon June 3, 1980.

PLACE: Conference Room B, Departmental Auditorium Between 12th and 14th Streets on Constitution Avenue NW., Washington, D.C. 20423.

STATUS: Railroad cost seminar.

MATTERS TO BE DISCUSSED: Six Papers Evaluating the Uniform Railroad Costing System Will Be Presented and Discussed.

CONTACT PERSON FOR MORE INFORMATION: Jack Ventura, Chief, Rail Cost and Pricing Branch, Office of Policy and Analysis, Telephone: (202) 275-0810.

[S-1044-80 Filed 5-23-80; 3:44 pm]

BILLING CODE 7035-01-M

4

LEGAL SERVICES CORPORATION.

Appropriations and audit Committee Meeting.

TIME AND DATE: 10:00 a.m.—5:00 p.m., Monday, June 9, 1980.

PLACE: Eighth floor conference room, 733 15th Street NW., Washington, D.C.

STATUS: Open meeting.

MATTERS TO BE CONSIDERED:

1. Adoption of agenda.
2. Approval of minutes of November 12, 1979 meeting.
3. Report on status of fiscal year 1981 budget request and reauthorization.
4. Corporation budget review and budget development process.
5. Report on second quarter fiscal year 1980 budget review and fiscal year 1980 consolidated operating budget.
6. Preliminary discussion of process of setting fiscal year 1982 budget request mark.
7. Allocation of 1979 unexpended funds and unallocated investment income.
8. Report on cost variation study.
9. Selection of corporation auditor for fiscal year 1980 and fiscal year 1981.
10. Status of legal services institute.
11. Quality improvement project demonstration grants.
12. Other business.

CONTACT PERSON FOR MORE INFORMATION: Dellanor Young, Office of the President, telephone (202) 272-4040.

Issued: May 23, 1980.

Dan J. Bradley,

President.

[S-1041-80 Filed 5-23-80; 2:58 pm]

BILLING CODE 6820-35-M

5

UNITED STATES METRIC BOARD:

TIME AND DATE: 2 p.m., Thursday, June 19, 1980; 8:30 a.m., Friday, June 20, 1980.

PLACE: The meeting on June 19 and 20 will be held in the Plymouth Room of the Mayflower Park Hotel, 405 Olive Way, Seattle, Washington 98101.

STATUS: Thursday, June 19th is open to the public. Friday, June 20th, this meeting is closed under exemption of 5 U.S.C. 552b(c)(9)(B). The Board will meet to discuss fiscal year 1981 supplementary budget and fiscal year 1982 budget.

MATTERS TO BE CONSIDERED: June 19:

Approval of Agenda.
Review/Approval of Minutes—April 1980 Board Meeting.
Metric Status Study. Results of Metric Status Survey.
Consumer Program. Discussion of proposed Agency Consumer Program.
National Metric Week. Report on National Metric Week activities, May 5-9, 1980.
Fiscal year 1980 Annual Report. Report on theme, concept and internal approval procedures.
Reports. Each committee chairperson and senior staff will give a status report of activities within their jurisdiction.
Agenda items for future Board meetings.

June 20: Closed session.

SUPPLEMENTARY INFORMATION: Notice of a Public Forum to be held by the U.S. Metric Board on June 19, 1980 which will provide individuals and groups the opportunity to comment on metric conversion appears elsewhere in this issue.

CONTACT PERSON FOR MORE INFORMATION: Ms. Lu Verne Hall, 703/235-1933.

Louis F. Polk,

Chairman, United States Metric Board.

[S-1037-80 Filed 5-22-80; 3:12 pm]

BILLING CODE 6820-94-M

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NUCLEAR REGULATORY COMMISSION.

TIME AND DATE: May 23, 28 and 29, 1980.

PLACE: Commissioners conference room, 1717 H Street NW., Washington, D.C.

STATUS: Open/closed.

MATTERS TO BE CONSIDERED: Friday, May 23:

3 p.m.

1. Affirmation Session (approximately 10 minutes, public meeting) (rescheduled from May 22).
   a. Review of ALAB-502 (Rochester Gas and Electric).
   b. UCS Petition on Fire Protection and Electrical Connectors.
   c. Role of Staff in Waste Confidence Proceeding.
2. Time Reserved for Discussion and Vote on Affirmation Items (if required) (Approximately 15 minutes, public meeting).

Wednesday, May 28 (revised):

2 p.m.

1. Discussion of Management-Organization and Internal Personnel Matters (approximately 2 hours, closed—Exemptions 2 and 6) (Rescheduled from May 22).
2. Affirmation of OGC Document on Motion to Quash Subpoenas Issued by I&E (new title) (Approximately 5 minutes, public meeting).
3. Time Reserved for Discussion and Vote on Affirmation Item (approximately 30 minutes, closed—Exemption 10) (If necessary).

Thursday, May 29:

2 p.m.

1. Oral Presentations in Seabrook Seismic Issue (approximately 2 hours, public meeting) (Rescheduled from May 23).
2. Affirmation Session (approximately 10 minutes, public meeting).
   a. Notice for Comment on Financial Qualifications.
   b. Proposed Rulemaking on Reactor Siting.
   c. Indian Point Order.
3. Time Reserved for Discussion and Vote on affirmation Items (if required) (approximately 15 minutes, public meeting).

CONTACT PERSON FOR MORE INFORMATION: Waltee Magee (202) 634-1410.

AUTOMATIC TELEPHONE ANSWERING SERVICE FOR SCHEDULE UPDATE: (202) 634-1498.

Those planning to attend a meeting should reverify the status on the day of the meeting.

Dated: May 22, 1980.

Roger M. Tweed,

Office of the Secretary.

[S-1042-80 Filed 5-23-80; 3:26 pm]

BILLING CODE 7590-01-M

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SECURITIES AND EXCHANGE COMMISSION.

Notice is hereby given, pursuant to the provisions of the Government in the Sunshine Act, Pub. L. 94-409, that the Securities and Exchange Commission will hold the following meetings during the week of May 27, 1980, in Room 825, 500 North Capitol Street, Washington, D.C.

Closed meetings will be held on Tuesday, May 27, 1980, at 9 a.m. and on Wednesday, May 28, 1980, immediately following the open meeting at 10 a.m.

The Commissioners, their legal assistants, the Secretary of the Commission, and recording secretaries will attend the closed meetings. Certain staff members who are responsible for the calendared matters may be present.

The General Counsel of the Commission, or his designee, has certified that, in his opinion, the items to be considered at the closed meetings may be considered pursuant to one or more of the exemptions set forth in 5 U.S.C. 552b(c)(4)(8)(9)(A) and (10) and 17 CFR 200.402(a)(4)(8)9)(i) and (10).

Commissioners Loomis, Evans, Pollack and Friedman determined to hold the aforesaid meetings in closed session.

The subject matter of the closed meeting scheduled for Tuesday, May 27, 1980, at 9 a.m. will be:

Formal orders of investigation.
Litigation matters.

Institution of administrative proceeding of an enforcement nature.
Institution and settlement of administrative proceedings of an enforcement nature.
Regulatory matters bearing enforcement implications.
Freedom of Information Act appeal.
Proposed order in administrative proceeding of an enforcement nature.

The subject matter of the closed meeting scheduled for Wednesday, May 28, 1980, immediately following the 10 a.m. open meeting, will be:

Institution of administrative proceeding of an enforcement nature.
Regulatory matter bearing enforcement implications.

The subject matter of the open meeting scheduled for Wednesday, May 28, 1980, will be:

1. Consideration of certain interpretive issues under the accounting provisions of the Foreign Corrupt Practices Act and of the Commission's outstanding rule proposals to require inclusion in Forms 10-K, and in annual reports to security holders furnished pursuant to the proxy rules, statements of management on internal accounting control and to require that such management statements be examined and reported on by independent pubic accountants. For further information, please contact James J. Doyle at (202) 272-2130 or Frederick Wade at (202) 272-2439.

2. Consideration of whether to adopt (1) amendments to Securities Exhange Act Rule 17a-19 and the description of Form X-17A-19 at 17 CFR § 249.635 to eliminate the exemption from filing notice when a change occurs in the status of a broker-dealer's membership in a self-regulatory organization and to modify the provision regarding when the self-regulatory organization files the notice; and (2) an amendment to Securities Exchange Act Rule 17a-5(b), with a conforming amendment to Rule 17a-19, to make a financial filing requirement applicable to all registered national securities associations and their members. For further information, please contact Ellen C. Kerrigan at (202) 272-3113.

3. Consideration of whether to allocate regulatory responsibilities filed under 17 CFR 240.17d-2 between the National Association of Securities Dealers, Inc. and each of the following: Boston Stock Exchange, Inc., Cincinnati Stock Exchange, Inc. Midwest Stock Exchange, Inc., and Pacific Stock Exchange, Inc. For further information, please contact Elizabeth S. York at (202) 272-2376 or Ellen C. Kerrigan at (202) 272-3113.

4. Consideration of whether to authorize the publication of a release that would solicit comments on the feasibility of establishing certain defined classes of small issuers for puposes of modifying certain reporting and other obligations under the Securities Exchange Act of 1934, and to publish certain statistical data with respect to those companies that are subject to that Act. For further information, please contact Paula Chester at (202) 272-2644, and for information regarding the application of empirical data and analysis, please contact Hugh Haworth at (202) 523-5631.

At times changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any, matters have been added, deleted or postponed, please contact: Nancy Wojtas at (202) 272-2178.

May 21, 1980.

[S-1040-80 Filed 5-23-80; 11:35 pm]

BILLING CODE 8010-01-M

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UNITED STATES RAILWAY ASSOCIATION.

TIME AND DATE: 9 a.m., June 5, 1980.

PLACE: 955 L'Enfant Plaza North, S.W., board room, room 2-500, fifth floor, Washington, D.C.

STATUS: Parts of this meeting will be open to the public. The rest of the meeting will be closed to the public.

MATTERS TO BE CONSIDERED BY THE BOARD OF DIRECTORS: Portions closed to the public (9 a.m.):

1. Consideration of internal personnel matters.
2. Review of Conrail proprietary and financial information for monitoring and investment purposes.
3. Litigation report.

Portions open to the public (10:30 a.m.):

4. Election of Officers.
5. Approval of minutes of the May 1, 1980 Board of Directors meeting.
6. Consideration of Conrail third quarter investment commitment request.
7. Consideration of Conrail drawdown requests for June and July.
8. Consideration of 211(h) loan program.
9. Contract Actions (extensions and approvals).
10. Quarterly review of MKT financial information.
11. Report on Conrail monitoring.
12. Legislative report.
13. FRA presentation of 401 Study.

Portions closed to the public:

14. Review of Delaware and Hudson Railway Company proprietary and financial information. (Closed to the Public.)
15. Deferral of interest for Delaware and Hudson Railway Company.

CONTRACT PERSON FOR MORE INFORMATION: Alex Bilanow (202) 426-4250.

[S-1039-M Filed 5-23-80; 11:04 am]

BILLING CODE 8240-01-M

federal register

Wednesday
May 28, 1980

Part II

Department of Commerce

National Telecommunication and Information Administration

Grants for Planning and Construction of Public Telecommunications Facilities; Acceptance of Applications for Filing

DEPARTMENT OF COMMERCE

National Telecommunications and Information Administration

Grants for Planning and Construction of Public Telecommunications Facilities; Notice of Acceptance of Applications for Filing

I. New Applications and Major Amendments to Deferred Applications

Notice is hereby given that the following described applications for Federal financial assistance are accepted for filing under provisions of Title III, Part IV of the Communications Act of 1934, as amended (47 U.S.C. Sections 390–94) and in accordance with 15 CFR 2301. All of the applications listed in this section were postmarked on or before midnight January 9, 1980. The "DATE RECEIVED" indicates the date that the application was actually received at NTIA.

The acceptance of applications for filing is a procedure designed for making preliminary determinations of eligibility, and for providing the opportunity for public comments on applications. Acceptance of an application does not preclude subsequent return or disapproval of an application if it is found to be not in accordance with the provisions either of the Act, or 15 CFR 2301, or if the applicant fails to file any additional information requested by the Public Telecommunications Facilities Division. Acceptance for filing does not assure an application of being funded; it merely qualifies it to compete for funding with other applications which have also been accepted for filing.

Applicants submitting the following applications are required to publish notice of acceptance of the application pursuant to § 2301.11 of the Public Telecommunications Facilities Program rules.

BILLING CODE 3510-12-M

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ALASKA

FILE NO. 1095CRB, AURORA COMMUNITY BDCSTG., BOX 1900, ANCHORAGE, AK 99510. SIGNED BY: JOHN SUDDOCK, PRES-BD OF DIRECTORS. GRANT REQUESTED: $111959. TOTAL PROJECT COST: $149412. DATE RECEIVED: 800109. TO IMPROVE PUBLIC RADIO STATION KSKA-FM OPERATING ON 103.1 MHZ, ANCHORAGE, ALASKA.

FILE NO. 1141CTN, METLAKATLA INDIAN COMMUNITY, BOX 8, METLAKATLA, AK 99926. SIGNED BY: STANLEY R.PATTERSON, MAYOR. GRANT REQUESTED: $108180. TOTAL PROJECT COST: $144240. DATE RECEIVED: 800109. TO EXTEND THE CABLE SYSTEM OF THE METLAKATLA INDIAN COMMUNITY TO REACH ALL RESIDENTIAL LOCATIONS LEADING TO AND INCLUDING THE COMMUNITY OF ANNETTE, AND ESTABLISH LOCAL PRODUCTION CAPABILITY TO PROGRAM THE PUBLIC ACCESS CHANNELS.

FILE NO. 903CRB, NARROWS BROADCASTING CORP., BOX 149, PETERSBURG, AK 99833. SIGNED BY: LESLIE JO WESTPHAL, PRES AND CHAIR. GRANT REQUESTED: $30231. TOTAL PROJECT COST: $44481. DATE RECEIVED: 800109. TO IMPROVE FM RADIO STATION KFSK OPERATING ON 100.9 MHZ, PETERSBURG, ALASKA.

FILE NO. 1130CRB, SAND POINT BRDCSTG INC., BOX 151, SAND POINT, AK 99661. SIGNED BY: GARY FERGUSON, PRES. GRANT REQUESTED: $201693. TOTAL PROJECT COST: $268925. DATE RECEIVED: 800109. TO ACTIVATE AN AM RADIO STATION OPERATING ON 840 KHZ AT SAND

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POINT, ALASKA TO SERVE SHUMAGIN ISLANDS, LOWER ALASKA PENINSULA, AND OUTER ALEUTIANS.

FILE NO. 987CRB, RAVEN RADIO FDN., BOX 936, SITKA, AK 99835. SIGNED BY: MARIKA PARTRIDGE, PRES. GRANT REQUESTED: $165378. TOTAL PROJECT COST: $220504. DATE RECEIVED: 800109. TO ACTIVATE AN FM PUBLIC RADIO STATION OPERATING ON 104.7 MHZ AT SITKA TO SERVE THE CITY AND BOROUGH OF SITKA INCLUDING MT. EDGECUMBE AND OUTLYING BUSH COMMUNITIES.

ALABAMA

FILE NO. 918CRB, JACKSONVILLE STATE UNIV., BOX 124, JACKSONVILLE, AL 36265. SIGNED BY: ERNEST STONE, BOARD OF TRUSTEES. GRANT REQUESTED: $14800. TOTAL PROJECT COST: $19800. DATE RECEIVED: 790919. TO EXTEND THE SIGNAL OF FM RADIO STATION, WLJS, 91.9 MHZ, LOCATED IN JACKSONVILLE, ALABAMA TO PROVIDE FIRST SERVICE TO CALHOUN COUNTY.

ARKANSAS

FILE NO. 975CRB, HENDERSON STA UNIV., H-2961, ARKADELPHIA, AR 71923. SIGNED BY: DR MARTIN GARRISON, PRES. GRANT REQUESTED: $57951. TOTAL PROJECT COST: $77268. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF FM RADIO STATION KSWH OPERATING ON 91.1 MHZ IN ARKADELPHIA, ARKANSAS PROVIDING FIRST SERVICE TO CLARK, HOT SPRING, GARLAND, DALLAS, AND NEVADA COUNTIES.

FILE NO. 919CRB, CAVE CITY PUBLIC SCHOOLS, BOX 125, CAVE CITY, AR 72521. SIGNED BY: JOEL KUGELMASS, SUPT. GRANT REQUESTED: $62281. TOTAL PROJECT COST: $83042. DATE RECEIVED: 790606. TO ACTIVATE AN FM RADIO STATION WITH REQUESTED CALL LETTERS KCCA OPERATING ON 88.9 MHZ AND PROVIDING FIRST SERVICE TO THE CAVE CITY AREA IN NORTHEAST ARKANSAS.

FILE NO. 1231CTB, ARK ETV COMMISSION, 350 S DONAGHEY, CONWAY, AR 73032. SIGNED BY: LEE REAVES, DIR. GRANT REQUESTED: $300000. TOTAL PROJECT COST: $400000. DATE RECEIVED: 800118. TO IMPROVE THE ARKANSAS STATE TV NETWORK OF 5 STATIONS BY EQUIPPING NEW ORIGINATION CENTER IN CONWAY.

FILE NO. 1224PRB, OZARK PUBLIC BROADCASTING, BOX 547, EUREKA SPRINGS, AR 72632. SIGNED BY: ED JEFFORDS, SECY/TREAS,OPB, INC., GRANT REQUESTED: $28114. TOTAL PROJECT COST: $36224. DATE RECEIVED: 800118. TO PLAN FOR THE EXPANSION OF COMMUNITY

BASED RADIO STATION KESP-FM IN EUREKA SPRINGS, ARKANSAS TO COVER UNSERVED AREAS OF THE OZARKS IN NW ARKANSAS, SW MISSOURI, AND NE OKLAHOMA, TOTALING 15 COUNTIES.

FILE NO. 892CRB, BD. OF TRUSTEES, UNIV. OF ARKANSAS, 406 ADMINISTRATION BLDG., FAYETTEVILLE, AR 72701. SIGNED BY: CHARLES BISHOP, PRES. GRANT REQUESTED: $90000. TOTAL PROJECT COST: $120000. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF RADIO STATION KUAF-FM, OPERATING ON 88.9 MHZ AND IMPROVE THE LOCAL ORIGINATION CAPABILITY, THEREBY STRENGTHENING THE STATION'S PROGRAM SERVICE TO 4 COUNTIES IN NORTHWEST ARKANSAS, 2 COUNTIES IN EASTERN OKLAHOMA, AND 2 COUNTIES IN SOUTWEST MISSOURI, ALL OF THEM RURAL.

FILE NO. 1064CTN, FAYETTEVILLE OPEN CHANNEL, 309-B W DICKSON ST., FAYETTEVILLE, AR 72701. SIGNED BY: MARTIN YOFFE, COORDINATOR. GRANT REQUESTED: $72,854. TOTAL PROJECT COST: $107,795. DATE RECEIVED: 800109. TO ESTABLISH A TV PRODUCTION CENTER TO PROVIDE COMMUNITY ACCESS AND LOCAL PROGRAMS FOR THE FAYETTEVILLE, ARKANSAS OPEN CABLE CHANNEL AND 26 OTHER CABLE SYSTEMS COVERING A 15 COUNTY AREA.

ARIZONA

FILE NO. 874PRB, PAPAGO TRIBE OF ARIZONA, SELLS, AZ 85634. SIGNED BY: MAX NORRIS, CHAIRMAN. GRANT REQUESTED: $36120. TOTAL PROJECT COST: $36120. DATE RECEIVED: 800109. PLAN TO ESTABLISH RADIO STATION AND TELECOMMUNICATIONS CENTER TO PROVIDE FIRST LOCAL PROGRAMMING TO INDIAN RESERVATION, TO PROVIDE NONBROADCAST VIDEO PRODUCTION FACILITIES FOR DISSEMINATION TO REMOTE AREAS.

FILE NO. 1204CTB, KAET-TV, TEMPE, AZ 85281. SIGNED BY: JACK G.PENICK, VICE PRES, BUSINESS AFFAIRS. GRANT REQUESTED: $98962. TOTAL PROJECT COST: $131950. DATE RECEIVED: 800109. REQUEST IS FOR 3 TRANSLATORS TO PROVIDE FIRST SERVICE TO RESIDENTS OF PRESCOTT, COTTONWOOD, SEDONA, AND FLAGSTAFF AREAS OF NORTHERN ARIZONA.

FILE NO. 1227CTN, ARIZONA STA UNIV., TEMPE, AZ 85281. SIGNED BY: JACK G PENICK, VICE PRES, BUSINESS AFFAIRS. GRANT REQUESTED: $226328. TOTAL PROJECT COST: $282910. DATE RECEIVED: 800118. REQUEST IS FOR CONSTRUCTION OF FOUR CHANNEL ITFS SYSTEM TO OPERATE WITHIN MARICOPA COUNTY, ARIZONA. SYSTEM WILL BE OPERATED BY ARIZONA STATE UNIV. AND DELIVER INSTRUCTIONAL PROGRAMS AND COURSES. ALSO SERVICE TO MUNICIPAL PROFESSIONAL GROUPS, AND INDUSTRY. SATELLITE DISH IS REQUESTED FOR RECEIPT OF SATCOM SYSTEM PROGRAMS.

FILE NO. 1107CRB, ARIZONA STA UNIV., TEMPE, AZ 85281. SIGNED BY: JACK PENICK, VICE PRES FOR BUSINESS AFFAIRS. GRANT REQUESTED: $197535. TOTAL PROJECT COST: $282335. DATE RECEIVED: 800109. REQUEST TO CONSTRUCT SECOND SERVICE RADIO STATION TO OFFER FINE ARTS SERVICE TO APPROX 1.3 MILLION PEOPLE WITHIN A 55 MILE RADIUS OF PHOENIX AND SCOTTSDALE, AZ.

FILE NO. 1213CTB, UNIVERSITY OF ARIZONA, TUCSON, AZ 85721. SIGNED BY: SHERWOOD CARR, CONTRACTING OFFICER. GRANT REQUESTED: $765324. TOTAL PROJECT COST: $1265324. DATE RECEIVED: 800109. REQUESTS $765,324 FOR THE REPLACEMENT OF OBSOLETE AND UNRELIABLE ORIGINATION EQUIPMENT REQUIRED TO BE MORE RESPONSIVE TO THE NEEDS OF THE COMMUNITY.

FILE NO. 1260PTN, SOUTHWEST ALTERNATIVES INST., BOX 355, TUCSON, AZ 85722. SIGNED BY: FRANK MILAN, PRES. GRANT REQUESTED: $186796. TOTAL PROJECT COST: $186796. DATE RECEIVED: 800109. PLAN TO ESTABLISH A PUBLIC ACCESS SYSTEM CAPABLE OF TELECONFERENCING, DISSEMINATING SKILLS AND TRAINING INTERACTIVE DATA MANAGEMENT PRODUCTION, CERTIFICATION OF EQUIPMENT OPERATORS WITHIN THE COLLEGE AND THE LARGER COMMUNITY AND MULTI-OPTION DISTRIBUTION MODES. SYSTEM WOULD TIE INTO HOMES, INSTITUTIONS AND COMMUNITY CENTERS.

FILE NO. 1240PTB, PIMA COUNTY CMTY COLL DISTRICT, 2202 WEST ANKLAM RD., TUCSON, AZ 85709. SIGNED BY: S.JAMES MANILLA,

PRES. GRANT REQUESTED: $24791. TOTAL PROJECT COST: $24791. DATE RECEIVED: 800109. PROPOSAL SEEKS ASSISTANCE IN ORGANIZING AND ESTABLISHING A CONSORTIUM TO PLAN AND COORDINATE THE USE OF EDUCATIONAL TELECOMMUNICATIONS SERVICES IN TUCSON AND PIMA COUNTIES OF ARIZONA. IT IS ANTICIPATED THAT THIS CONSORTIUM WILL INCLUDE REPRESENTATIVES OF THE EDUCATIONAL INSTITUTIONS IN THE AREA AS WELL AS LOCAL MUNICIPAL SERVICES, LIBRARIES AND MEDICAL FACILITIES.

CALIFORNIA

FILE NO. 1150CTN, CITY OF BREA, BREA, CA 92621. SIGNED BY: WAYNE D. WEDIN, CITY MGR. GRANT REQUESTED: $695283. TOTAL PROJECT COST: $1770826. DATE RECEIVED: 800109. TO PURCHASE ORIGINATION EQUIPMENT FOR STUDIO AND MOBILE PRODUCTION UNIT TO EXTEND SERVICE TO FULLERTON AND YORBA LINDA VIA CABLE TV.

FILE NO. 1247CTN, CALIFORNIA STA UNIV., CHICO, W FIRST & NORMAL STS., CHICO, CA 95929. SIGNED BY: JOHN MORGAN, VICE PRES., ACADEMIC AFFAIRS. GRANT REQUESTED: $395061. TOTAL PROJECT COST: $526748. DATE RECEIVED: 800109. EXTENSION OF ITFS SYSTEM TO A NEW SECONDARY CENTER BY MID BAND HEAD-END CABLE FEED-UPGRADE. PRIMARY LEARNING CENTERS TO PROVIDE ACCESS ANALOG-DIGITAL DATA TRANSMISSION DEVICES, DEVELOP SLOW SCAN TV FACILITIES AT EACH PRIMARY LEARNING CENTER, DEVELOP PORTABLE MICROWAVE TO LINK MOUNTAIN TOP TRANSMITTERS FROM REMOTE AREAS, AND DEVELOP CAPTIONING CAPABILITY.

FILE NO. 856CRB, ROUND VALLEY INTER-TRIBAL CNCL, BOX 727, COVELO, CA 95428. SIGNED BY: ANNABELLE F WHIPPLE, SECY., BD OF DIRECTORS. GRANT REQUESTED: $252230. TOTAL PROJECT COST: $344107. DATE RECEIVED: 800109. REQUEST IS FOR CONSTRUCTION OF FIRST SERVICE PUBLIC RADIO STATION TO PROVIDE AND MAINTAIN A RELIABLE SOURCE OF ENTERTAINMENT, NEWS AND PUBLIC SERVICES TO THE ROUND VALLEY INDIAN RESERVATION.

FILE NO. 908CTB, REDWOOD EMPIRE PUBLIC TV INC., 7246 HUMBOLDT HILL RD., BOX 13, EUREKA, CA 95501. SIGNED BY: MARGE CUSTIS, PRES. GRANT REQUESTED: $36000. TOTAL PROJECT COST: $48000. DATE RECEIVED: 800109. REQUEST IS FOR REPLACEMENT OF A BADLY DAMAGED AND UNSAFE ANTENNA TOWER AND TRANSMISSION LINE.

FILE NO. 1058PTN, COLLEGE OF THE REDWOODS DIST., EUREKA, CA 95501. SIGNED BY: GILBERT D. SAUNDERS, VICE PRES, BUSINESS. GRANT REQUESTED: $41500. TOTAL PROJECT COST: $45443. DATE RECEIVED: 800114. PLAN TO PROVIDE BETTER DELIVERY OF INFORMATION BY EDUCATIONAL INSTITUTIONS, HEALTH CARE FACILITIES AND SOCIAL AGENCIES. UPGRADE PRESENT ORIGINATION CAPACITY TO ACCEPTABLE STANDARDS. PROVIDE MOBILE ORIGINATION FACILITIES TO PROMOTE PUBLIC PARTICIPATION IN PROVISION OF PROGRAMMING FOR NON-ENGLISH SPEAKING MINORITIES.

FILE NO. 934PTBN, INYO CO SUPT. OF SCHOOLS, 131 S JACKSON, PO DRAWER G, INDEPENDENCE, CA 93526. SIGNED BY: JANET WATKINS, SUPT. OF SCHOOLS. GRANT REQUESTED: $15000. TOTAL PROJECT COST: $15000. DATE RECEIVED: 800109. TO INVESTIGATE FEASIBILITY OF ESTABLISHING ETV SYSTEMS IN SCHOOLS TO PROVIDE HIGHER EDUCATION COURSES AND TO EVALUATE EXISTING COMMERCIAL TELECOMMUNICATIONS SERVICES IN RESPECT TO CAPABILITIES OF PROVIDING PUBLIC TELECOMMUNICATIONS AND TO MAKE RECOMMENDATIONS FOR ESTABLISHING NON-COMMERCIAL PUBLIC BROADCASTING FACILITIES FOR THE RESIDENTS OF INYO COUNTY.

FILE NO. 1056PTN, UNIVERSITY OF CA, PACIFIC CTR TELEPRODUCTION, IRVINE, CA 92717. SIGNED BY: E. L. BRADT, MGR., CONTRACTS AND GRANTS. GRANT REQUESTED: $22375. TOTAL PROJECT COST: $31169. DATE RECEIVED: 800114. PROVIDE SYSTEMATIC PLANNING FOR A CENTRALIZED UNIVERSITY FACILITY AND TO IDENTIFY OTHER LOCAL, REGIONAL, AND STATE ENTITIES WHICH WOULD PARTICIPATE IN A CONSORTIUM AND IN COORDINATION PLANNING.

FILE NO. 1067CRB, LONG BEACH UNIFIED SCHOOL DIST., 701 LOCUST AVE., LONG BEACH, CA 90813. SIGNED BY: GERALD R MENEFEE, DEPUTY SUPT., BUSINESS. GRANT REQUESTED: $11543. TOTAL PROJECT COST: $15390. DATE RECEIVED: 800109. REQUEST IS FOR SCA EQUIPMENT TO SERVE 75 SCHOOL LOCATIONS AND 55000 STUDENTS IN THE LONG BEACH UNIFIED SCHOOL DISTRICT. PROJECT WILL PERMIT RECEPTION IN THE SCHOOLS OF SPECIALIZED INSTRUCTIONS AND EMERGENCY SAFETY PROGRAMS.

FILE NO. 828PTBN, CHILDRENS HOSPITAL OF LOS ANGELES, 4650 SUNSET BLVD., BOX 54700, LOS ANGELES, CA 90027. SIGNED BY: DONALD COOK, CHIEF EXECUTIVE OFFICER. GRANT REQUESTED: $147015. TOTAL PROJECT COST: $147015. DATE RECEIVED: 800107. PROJECT IS TO WRITE AND IMPLEMENT A FIVE YEAR PLAN TO ESTABLISH AND EXTEND A PUBLIC TELECOMMUNICATIONS SYSTEM TO HANDICAPPED PERSONS. IDENTIFY FACILITIES, MANPOWER, MANAGEMENT, PROGRAMMING, AND FUNDING; AND PROJECT THE EXTENSION OF SERVICES FOR AT LEAST THREE DISTRIBUTION METHODS TO SERVICE THE DISABLED.

FILE NO. 857PRTBN, COMMUNITY TV OF SO CALIFORNIA, 4401 SUNSET BLVD., LOS ANGELES, CA 90027. SIGNED BY: WILLIAM J. LAMB, SR., VICE PRESIDENT AND CHIEF OP OFF. GRANT REQUESTED: $102510. TOTAL PROJECT COST: $143580. DATE RECEIVED: 800109. PROPOSE TO DEVELOP A COMPREHENSIVE PLAN TO ASSEMBLE ALL PUBLIC TELECOMMUNICATIONS FACILITIES NECESSARY TO SERVE THE GROWING NEEDS OF THE GREATER LOS ANGELES AREA. PLAN WOULD PROVIDE EXTENDED TELECOMMUNICATIONS SERVICES INCLUDING CABLE TELEVISION AND VIDEO DISC.

FILE NO. 852PTN, ASIAN AMERICAN STUDIES CENTRAL, 313 S SAN PEDRO ST., 4TH FLOOR, LOS ANGELES, CA 90013. SIGNED BY: STEVEN J TATSUKAWA, ADMINISTRATIVE DIR. GRANT REQUESTED: $40873. TOTAL PROJECT COST: $49643. DATE RECEIVED: 800109. PLAN TO DEVELOP THE LONG TERM CAPABILITY OF PRODUCING AND DISSEMINATING PROGRAMMING FOR BOTH TV AND CABLE AIMED AT FILLING THE NEEDS OF THE ASIAN AMERICAN ETHNIC GROUPS IN LOS ANGELES, SAN FRANCISCO, SEATTLE, SAN JOSE, AND SACRAMENTO.

FILE NO. 1229CTN, EDUCATIONAL TV CENTER, 324 MIDDLEFIELD RD., MENLO PARK, CA 94025. SIGNED BY: DAVID GREEN. GRANT REQUESTED: $52500. TOTAL PROJECT COST: $105150. DATE RECEIVED: 800116. REQUESTS CONSTRUCTION OF AN ITFS REPEATER ATOP MT DIABLO IN EASTERN CONTRA-COSTA COUNTY, AND THE EASTERN PORTION OF ALAMEDA COUNTY. THE NEW REPEATER WILL PROVIDE A WIDE VARIETY OF EDUCATIONAL AND COMMUNITY SERVICES.

FILE NO. 1216CRB, SADDLEBACK COMTY COLLEGE DIST, 28000 MARGUERITE WAY, MISSION VIEJO, CA 92692. SIGNED BY: DR ROBERT A. LOMBARDI, SUPT/PRES. GRANT REQUESTED: $15703. TOTAL PROJECT COST: $20938. DATE RECEIVED: 800109. REQUEST IS FOR A TRANSLATOR TO EXTEND SERVICE TO THE PRESENTLY UNSERVED COASTAL AND LAGUNA BEACH AREAS OF ORANGE COUNTY.

FILE NO. 932CTB, INDIAN WELLS VALLEY TV BOOSTER, BOX 562, RIDGECREST, CA 93555. SIGNED BY: JAMES REIGER, PRES. GRANT REQUESTED: $4600. TOTAL PROJECT COST: $5750. DATE RECEIVED: 800109. CONSTRUCTION PROJECT IS FOR TRANSLATORS TO PROVIDE FIRST SERVICE PUBLIC TELEVISION TO THE INDIAN WELLS VALLEY AREAS OF THE MOJAVE DESERT.

FILE NO. 1002CTB, CENTRAL CA EDUC TV, INC., BOX 6, SACRAMENTO, CA 95801. SIGNED BY: MARILYN SHEARER, DIR OF DEVELOPMENT. GRANT REQUESTED: $43783. TOTAL PROJECT COST: $58378. DATE RECEIVED: 800109. ESTABLISH A MICROWAVE INTERCONNECT BETWEEN THE STATE CAPITOL BUILDING IN SACRAMENTO AND THE STUDIOS OF KVIE, CH 6. CONSTRUCTION OF THE MICROWAVE LINK WOULD ENABLE PTV STATIONS KQED SAN FRANCISCO, KIXE REDDING, AND KEET EUREKA, AND THE NORTHERN CALIFORNIA PTV NETWORK RECIPIENTS TO VIEW STATE GOVERNMENT PROCEEDINGS FROM THE CAPITOL.

FILE NO. 894PRBN, ASSOC. OF CA PUBLIC RADIO STATIONS, SENATOR HOTEL, SUITE 12, SACRAMENTO, CA 95814. SIGNED BY: THOMAS R MCMANUS, PRES. GRANT REQUESTED: $49260. TOTAL PROJECT COST: $49260. DATE RECEIVED: 800109. TO ASCERTAIN SPECIFIC NEED FOR SERVICE TO THE VAST UNSERVED AREAS OF THE STATE, AND TO DESIGN STATEWIDE SYSTEM COMPOSED OF RADIO-REPEATERS AND OTHER DISTRIBUTION SYSTEMS.

FILE NO. 1012PTB, CENTRAL CALIF. EDUC. TV, INC., BOX 6, SACRAMENTO, CA 95801. SIGNED BY: MARILYN SHEARER, DIR OF DEV. GRANT REQUESTED: $50000. TOTAL PROJECT COST: $50000. DATE RECEIVED: 800109. PLAN FOR ALTERNATIVE METHODS FOR EXPANDING AN EXISTING DELIVERY SYSTEM TO INCLUDE PRE K-12 INSTRUCTIONAL PROGRAMMING, TELECONFERENCING AND STAFF DEVELOPMENT CAPABILITIES. TO STUDY EXISTING AND ALTERNATIVE DELIVERY SYSTEMS.

FILE NO. 878PTN, AMERICAN RIVER COLLEGE, SACRAMENTO, CA 95841. SIGNED BY: DR MARC E. HALL, ASSISTANT CHANCELLOR. GRANT REQUESTED: $47600. TOTAL PROJECT COST: $47600. DATE RECEIVED: 800109. PLAN TO DETERMINE THE FEASIBILITY OF ESTABLISHING AN ITFS SYSTEM WITH A RURAL SATELLITE CAMPUS, TO RESEARCH AND ASSESS OTHER COMMUNITIES AND LOCATIONS WITHIN THE DISTRICT, TO DETERMINE NEEDS AND INTERESTS, AND TO EXPLORE EXISTING ITFS SYSTEMS IN CALIF. TO COMPLEMENT AND COORDINATE PROGRAM OFFERINGS.

FILE NO. 1226PRB, OPERATION SECOND CHANCE, INC., SAN BERNARDINO, CA 92401. SIGNED BY: WESLEY B JEFFERSON, CHIEF, OPERATING OFFICE. GRANT REQUESTED: $25000. TOTAL PROJECT COST: $42250. DATE RECEIVED: 800118. PLAN TO STUDY AND ACCESS THE VARIOUS NEEDS OF THE SAN BERNARDINO AREA AND MINORITY COMMUNITIES IN TERMS OF LOCAL ORGANIZATION PROGRAMS THAT INTERFACE WITH VARIOUS GOVERNMENTAL, PRIVATE AND PUBLIC ENTITIES, AND EXPLORE THE PROPER TECHNOLOGY. PROPOSE MULTI-MEDIA STUDIO PROJECT TO PROVIDE TRAINING, UNDERSTANDING AND NURTURE BETTER COMMUNICATION AND AWARENESS BETWEEN GOVERNMENTS, SCHOOLS AND MINORITY COMMUNITIES.

FILE NO. 1123PTB, SAN DIEGO STA UNIV FDN., 5300 CAMPANILE DR., SAN DIEGO, CA 92182. SIGNED BY: LAWRENCE B. FEINBERG, ASSOC. DEAN, GRAD DIV. GRANT REQUESTED: $50000. TOTAL PROJECT COST: $52287. DATE RECEIVED: 800109. TO CONDUCT DETAILED STUDIES THROUGHOUT SAN DIEGO COUNTY TO DETERMINE ACTUAL SIGNAL MEASUREMENTS

AND COVERAGE AREAS. MAKE DETAILED SOLUTION PLANS INCLUDING SITES FOR ESTABLISHING NEW FACILITIES AND REQUIRED EQUIPMENT AND STUDY THE EXTENSION OF SERVICE TO UNSERVED AREAS OF THE COUNTY.

FILE NO. 1160PRB, KQED, 500 EIGHTH ST., SAN FRANCISCO, CA 94103. SIGNED BY: JENNIFER B. ARPS, DIR OF ADM AND CHIEF, FIN OFFICE. GRANT REQUESTED: $50278. TOTAL PROJECT COST: $50278. DATE RECEIVED: 800118. PLAN TO ESTABLISH A NEW PUBLIC TELECOMMUNICATIONS SERVICE TO UNDERSERVED SEGMENTS OF THE POPULATION THROUGH SCA. SERVICES WILL BE PROVIDED TO MEET THE NEEDS OF THE PRINT HANDICAPPED AND LARGE MINORITY POPULATION OF THE KQED-FM COVERAGE AREA.

FILE NO. 1021CTB, ISLAND VIEW COMTY VIDEO, INC., 628 W CANA PERDIDO ST., SANTA BARBARA, CA 93101. SIGNED BY: EDWIN PAUL ALLEN JR., PRES. GRANT REQUESTED: $1000000. TOTAL PROJECT COST: $1115000. DATE RECEIVED: 800109. CONSTRUCT A PRODUCTION FACILITY WITH MOBILE CAPABILITY FOR THE PURPOSE OF ESTABLISHING INTRA-COMMUNITY COMMUNICATIONS IN SANTA BARBARA COUNTY.

FILE NO. 1248PRB, WESTERN BILINGUAL RADIO, INC., 4010 FINLEY AVE., BOX 7159, SANTA ROSA, CA 95401. SIGNED BY: HUGO MORALES, STEERING COMMITTEE REPRESENTATIVE. GRANT REQUESTED: $97040. TOTAL PROJECT COST: $97040. DATE RECEIVED: 800109. REQUEST PLANNING GRANT TO IDENTIFY UNSERVED BILINGUAL AND SPANISH SPEAKING AUDIENCES AND IDENTIFY MOST FEASABLE METHOD OF SERVING EACH

SPECIFIC AUDIENCE, IE; RADIO, SATELLITE REPEATERS, MICROWAVE, ETC.

FILE NO. 1104CTB, HONEY LAKE TV CORP., 320 N MESA ST., SUSANVILLE, CA 96130. SIGNED BY: EDWARD ZANGGER, PRES. GRANT REQUESTED: $24382. TOTAL PROJECT COST: $32509. DATE RECEIVED: 800109. PROJECT WILL PROVIDE FIRST SERVICE ETV TO HONEY LAKE, CA. TRANSLATORS WILL PROVIDE SERVICE TO RURAL SCHOOLS, TO CALIFORNIA CORRECTIONAL FACILITIES WITH 1200 INMATES, AND TO THE SIERRA ARMY DEPOT.

FILE NO. 1007PTN, VISALIA UNIFIED SCHOOL DIST., 1717 N MCAULIFF, VISALIA, CA 93277. SIGNED BY: ROBERT LINE, SUPT. GRANT REQUESTED: $30024. TOTAL PROJECT COST: $30024. DATE RECEIVED: 800109. TO PLAN TO ASSESS, EVALUATE, AND DESIGN A PUBLIC TELECOMMUNICATIONS FACILITY FOR USE BY THE VISALIA SCHOOL DISTRICT. VARIOUS DEPARTMENTS WILL DISSEMINATE INFORMATION TO THE PUBLIC. PROJECT PROPOSES A LIMITED OUTPUT FM RADIO STATION AND CLOSED CIRCUIT CABLE TELEVISION SYSTEM.

COLORADO

FILE NO. 993CRB, ASPEN CENTER FOR PUBLIC RADIO, BOX 361, ASPEN, CO 81611. SIGNED BY: LOUIS K. LOEWENSTEIN, PRESIDENT. GRANT REQUESTED: $80000. TOTAL PROJECT COST: $109905. DATE RECEIVED: 800109. TO ACTIVATE A PUBLIC RADIO STATION OPERATING ON 89.9 MHZ IN ASPEN, CO. SERVING RESIDENTS AND SEASONAL VISITORS TO PITKIN COUNTY.

FILE NO. 1161CTB, GARFIELD CO COMMISSIONERS, BOX 640, GLENWOOD SPRINGS, CO 81601. SIGNED BY: FIAVIN CERISE, CHAIRMAN. GRANT REQUESTED: $40101. TOTAL PROJECT COST: $53468. DATE RECEIVED: 790720. TO ESTABLISH TRANSLATORS IN GLENWOOD SPRINGS, COLORADO TO BRING IN THE PUBLIC TV SIGNAL OF KRMA FROM DENVER.

FILE NO. 1238CTB, MESA COUNTY, BOX 897, GRAND JUNCTION, CO 81502. SIGNED BY: MAXINE ALBERS, CHAIRMAN. GRANT REQUESTED: $48069. TOTAL PROJECT COST: $64092. DATE RECEIVED: 800109. TO CONSTRUCT A TRANSLATOR SYSTEM THAT WILL BRING TO MESA COUNTY IN COLORADO THE PUBLIC SIGNAL OF KRMA-TV, DENVER.

FILE NO. 1100CRB, UNIV. OF NO COLORADO, CARTER HALL, GREELEY, CO 80639. SIGNED BY: RICHARD BOND, PRES. GRANT REQUESTED: $12465. TOTAL PROJECT COST: $16620. DATE RECEIVED: 800109. TO ACTIVATE A FIRST RADIO READING SERVICE FOR THE PRINT HANDICAPPED UTILIZING THE SCA CHANNEL OF KUNC-FM TO SERVE THE GREELEY AREA

AND THE SCA CHANNEL OF KCFR-FM TO SERVE THE DENVER METROPOLITAN AREA.

FILE NO. 1010PTBN, UNIV. OF NORTHERN COLORADO, GREELEY, CO 80639. SIGNED BY: RICHARD R. BOND, PRES. GRANT REQUESTED: $39749. TOTAL PROJECT COST: $39749. DATE RECEIVED: 800109. TO PLAN FOR THE UTILIZATION OF TELECOMMUNICATIONS TECHNOLOGY FOR THE DELIVERY OF CULTURAL, EDUCATIONAL AND INFORMATIONAL SERVICES IN GREELEY AND THE SURROUNDING AREA.

FILE NO. 1016CTB, CITY OF OURAY, BOX 468, OURAY, CO 81427. SIGNED BY: MARGARET PETTY, MAYOR. GRANT REQUESTED: $49683. TOTAL PROJECT COST: $66244. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF KTSC-TV, PUEBLO THROUGH TRANSLATORS TO BRING EDUCATIONAL TELEVISION PROGRAMMING TO RESIDENTS OF TWO RURAL COUNTIES IN WESTERN COLORADO-GUNNISON AND OURAY.

FILE NO. 1242CRB, NORTH FORK VALLEY PUBLIC RADIO, BOX 538, PAONIA, CO 81428. SIGNED BY: DAVID C. JOHNSTON, PRES. GRANT REQUESTED: $89121. TOTAL PROJECT COST: $118828. DATE RECEIVED: 800109. TO EXPAND THE BROADCAST SIGNAL OF PUBLIC RADIO STATION KVNF-FM, OPERATING ON 90.9 MHZ AT PAONIA, COLORADO, TO PROVIDE FIRST COVERAGE TO PARTS OF DELTA AND MONTROSE COUNTIES IN WESTERN COLORADO.

FILE NO. 997CTB, JACKSON COUNTY, 396 LAFEVER ST., BOX 337, WALDEN, CO 80480. SIGNED BY: OLIVER MEYRING, CHAIRMAN, BD OF CO COMMISSIONERS. GRANT REQUESTED: $31149. TOTAL PROJECT COST: $41533. DATE RECEIVED: 800109. TO PROVIDE THE RESIDENTS OF JACKSON COUNTY, COLORADO WITH A FIRST PUBLIC TELEVISION SERVICE BY USING TRANSLATOR STATIONS TO RE-TRANSMIT THE SIGNAL OF KRMA-TV, DENVER, COLORADO.

CONNECTICUT

FILE NO. 801CRB, UNIV. OF CONN. AT BRIDGEPORT, 244 UNIVERSITY AVE., BRIDGEPORT, CT 06602. SIGNED BY: HENRY MINOT, GEN MGR. GRANT REQUESTED: $39714. TOTAL PROJECT COST: $52952. DATE RECEIVED: 800109. IMPROVE AND UPGRADE EQUIPMENT TO STATE-OF-THE-ART AT WPKN-FM IN BRIDGEPORT, CONNECTICUT.

FILE NO. 846CTN, CHILDRENS TV WKSHP OF N HAVEN, 7 LINSLEY ST., N HAVEN, CT 06473. SIGNED BY: THEODORE W. ROGERS, DIR OF OPERATIONS. GRANT REQUESTED: $61448. TOTAL PROJECT COST: $111488. DATE RECEIVED: 800109. TO ESTABLISH PRODUCTION FACILITIES TO DEVELOP CHILDREN'S PROGRAMMING TO BE DISTRIBUTED BY CABLE IN NORTH HAVEN, CONNECTICUT.

FILE NO. 860PTN, CITY OF NEW BRITAIN, BOX 512, NEW BRITAIN, CT 06051. SIGNED BY: WILLIAM J. MCNAMARA, MAYOR. GRANT REQUESTED: $15000. TOTAL PROJECT COST: $20000. DATE RECEIVED: 800109. TO CONDUCT COMPREHENSIVE PLANNING FOR A REGIONAL FACILITY THAT WILL UTILIZE CABLE PUBLIC ACCESS CHANNELS IN FIVE CITIES INCLUDING AND AROUND NEW BRITAIN, CONNECTICUT.

DISTRICT OF COLUMBIA

FILE NO. 818PTN, BOOKER T WASHINGTON FDN., 2000 K ST., SUITE 800, WASHINGTON, DC 20006. SIGNED BY: EDWARD E. WALLACE, VICE PRESIDENT FOR ADMIN. GRANT REQUESTED: $114522. TOTAL PROJECT COST: $114522. DATE RECEIVED: 800109. TO PLAN FOR A PRODUCTION/DISTRIBUTION AND TRAINING CENTER TO BE OPERATED BY AND SERVE MINORITIES IN THE REGIONAL AREA OF THE DISTRICT OF COLUMBIA, MARYLAND AND NORTHERN VIRGINIA.

FILE NO. 1027PRB, FEMINIST RADIO NETWORK, BOX 5537, WASHINGTON, DC 20016. SIGNED BY: LYNN CHADWICK, PRES. GRANT REQUESTED: $48240. TOTAL PROJECT COST: $48240. DATE RECEIVED: 800109. THE PROPOSAL REQUESTS PLANNING FUNDS TO EXPLORE THE POSSIBILITIES OF RADIO PRODUCTION FACILITIES WITH PRIORITY ACCESS FOR WOMEN TO PRODUCE PROGRAMMING FOR AND ABOUT WOMEN. THE FEMINIST RADIO NETWORK PROPOSES TO DO THE PLANNING FOR SUCH FACILITIES JOINTLY WITH WESTERN PUBLIC RADIO, AN AFFILIATE BASED IN SAN FRANCISCO, CA.

FILE NO. 870CTN, APPALACHIAN REGIONAL COMMISSION, 1666 CONNECTICUT AVE., WASHINGTON, DC 20235. SIGNED BY: HAROLD E MORSE, DIR COMM SERVICE NETWORK. GRANT REQUESTED: $308767. TOTAL PROJECT COST: $803767. DATE RECEIVED: 800109. CONSTRUCTION REQUEST IS FOR THE PURCHASE OF TWENTY-TWO COMPLETE EARTH STATIONS, TWENTY SETS OF EQUIPMENT TO OUTFIT EXISTING CABLE SYSTEMS, AND OTHER

ORIGINATION EQUIPMENT. THE EARTH STATIONS WILL BE PLACED AT COLLEGES, REGIONAL EDUCATION SERVICE AGENCIES, AND HOSPITALS THAT CURRENTLY SERVE AS RECEIVE SITES FOR AESP. THE CABLE MODIFICATION EQUIPMENT WILL BE INSTALLED AT CABLE TV SYSTEMS THROUGHOUT THE REGION.

FILE NO. 978PRB, NAT ALLIANCE SPANISH SPKG PEOPLE, 1701 16TH ST NW, WASHINGTON, DC 20009. SIGNED BY: MIGUEL A. SANDOVAL, PRES. GRANT REQUESTED: $50466. TOTAL PROJECT COST: $50466. DATE RECEIVED: 800109. REQUEST FUNDS TO PLAN A NON-COMMERCIAL EDUCATIONAL RADIO STATION IN THE DISTRICT OF COLUMBIA TO PROVIDE TELECOMMUNICATIONS SERVICES TO THE SPANISH SPEAKING COMMUNITIES OF WASHINGTON AND SURROUNDING AREAS.

FILE NO. 1223CRB, NATL FED OF CMTY BROADCASTERS, 1000 11TH ST N.W., WASHINGTON, DC 20001. SIGNED BY: THOMAS J. THOMAS, PRES. GRANT REQUESTED: $29320. TOTAL PROJECT COST: $39319. DATE RECEIVED: 800118. PROPOSES TO CONSTRUCT TAPE DUPLICATION AND PRODUCTION FACILITIES FOR NATIONAL DISTRIBUTION OF PUBLIC RADIO PROGRAMS. THE FACILITIES WILL BE LOCATED AT THE NFCB PROGRAM SERVICE IN CHAMPAIGN, ILLINOIS.

FILE NO. 1084CRB, AMERICAN UNIV., WASHINGTON, DC 20016. SIGNED BY: JOHN MCKINLEY, V.P., FINANCE & BUSINESS. GRANT REQUESTED: $94417. TOTAL PROJECT COST: $125890. DATE RECEIVED: 800109. REQUESTS FUNDING FOR BACK-UP TRANSMITTER FOR REDUNDANT PURPOSES

AND STATE-OF-THE-ART PRODUCTION EQUIPMENT. REQUEST ALSO INCLUDES REMOTE EQUIPMENT TO EXPAND ABILITY TO PRODUCE PROGRAMS FROM COMMUNITY LOCATIONS.

FILE NO. 1137PRB, NATIONAL PUBLIC RADIO, 2025 M ST, N.W., WASHINGTON, DC 20036. SIGNED BY: BILLY B. OXLEY, SR., VICE PRESIDENT FOR DISTRIBUTION. GRANT REQUESTED: $413000. TOTAL PROJECT COST: $644700. DATE RECEIVED: 800109. PROPOSES TO ESTABLISH A CENTRAL SERVICE FOR EARTH TERMINAL PLANNING, DESIGN, AND COSTING FOR PUBLIC TELECOMMUNICATIONS ENTITIES THAT INTEND TO USE THE PUBLIC RADIO SATELLITE INTER-CONNECTION SYSTEM.

FILE NO. 920CRB, PACIFICA FDN, 5316 VENICE BLVD., LOS ANGELES, CA 90019. SIGNED BY: JOEL KUGELMASS, EXEC DIR. GRANT REQUESTED: $56294. TOTAL PROJECT COST: $75058. DATE RECEIVED: 800109. PROPOSE TO CONSTRUCT DUAL STUDIOS IN WASHINGTON, DC FOR PURPOSE OF EXPANDING ITS NEWS AND RELATED SERVICES TO A NATIONWIDE AUDIENCE.

FLORIDA

FILE NO. 1219CTB, PUBLIC BRDCSTG FDN OF PALM BEACH, 505 S CONGRESS AVE., BOYNTON BEACH, FL 33435. SIGNED BY: SAMUEL A.MARANTZ, PRES. GRANT REQUESTED: $564176. TOTAL PROJECT COST: $817235. DATE RECEIVED: 800109. TO FULLY ACTIVATE A NEW PUBLIC TV STATION ON CH 42 IN BOYNTON BEACH, FL BY PROVIDING FIRST LOCAL ORIGINATION CAPACITY FOR THIS UNSERVED AREA.

FILE NO. 832CRB, SCHOOL BD OF BROWARD COUNTY, 1320 S W 4TH ST., FT. LAUDERDALE, FL 30574. SIGNED BY: WILLIAM T. MCFATTER, SUPT OF SCHOOLS. GRANT REQUESTED: $59448. TOTAL PROJECT COST: $79265. DATE RECEIVED: 800109. TO ACTIVATE AN FM RADIO STATION OPERATING ON 88.5 MHZ AT PIPER HIGH SCHOOL IN SUNRISE, FLORIDA, WEST OF FT. LAUDERDALE, TO SERVE CITIES OF SUNRISE, TAMARAC, PORTIONS OF LAUDER HILL, PLANTATION, AND WEST BROWARD CO. WITH LOCAL PROGRAMMING.

FILE NO. 1230CRB, INDIAN RIVER COMMUNITY COLLEGE, 3209 VIRGINIA AVE., FT. PIERCE, FL 33450. SIGNED BY: HERMAN A.HEISE, PRES. GRANT REQUESTED: $135715. TOTAL PROJECT COST: $180953. DATE RECEIVED: 800116. TO ACTIVATE AN FM RADIO STATION OPERATING ON 88.3 MHZ IN FT. PIERCE, FLORIDA AND PROVIDING FIRST SERVICE TO THE FOUR-COUNTY DISTRICT OF INDIAN RIVER, ST LUCIE, MARTIN, AND OKEECHOBEE ON FLORIDA'S CENTRAL EAST COAST.

FILE NO. 965CTB, UNIV. OF FLORIDA, WUFT-TV, 433A STADIUM BLDG., GAINESVILLE, FL 32611. SIGNED BY: ANTHONY E RANDAZZO, ACTING ASSOC DIR., DIV OF RESEARCH. GRANT REQUESTED: $277641. TOTAL PROJECT COST: $370188. DATE RECEIVED: 800109. TO IMPROVE THE LOCAL PRODUCTION CAPABILITY OF PUBLIC TV STATION WUFT, OPERATING ON CH 5 IN ORDER TO BETTER SERVE THE CITIZENS OF NORTH CENTRAL FLORIDA.

FILE NO. 847CRB, UNIV. OF FLA, 433A STA BLDG., GAINESVILLE, FL 32611. SIGNED BY: PATRICIA L.SCHMIDT, ACT ASST DIR DIV OF RESEARCH. GRANT REQUESTED: $35797. TOTAL PROJECT COST: $47730. DATE RECEIVED: 800109. TO IMPROVE RADIO STATION WUFT-FM, WHICH IS UNDER CONSTRUCTION AND WILL OPERATE ON 89.1 MHZ IN GAINESVILLE, FLORIDA BY PROVIDING SATELLITE RECEPTION FOR NPR PROGRAMS, THEREBY ACHIEVING FULL SERVICE STATUS.

FILE NO. 1079CRB, BASCOMB MEMORIAL BDCSTG FDN., INC., BOX WDNA, LUDLAM BR, MIAMI, FL 33155. SIGNED BY: RAYMOND MEYERS, PRES AND GEN MGR. GRANT REQUESTED: $355219. TOTAL PROJECT COST: $507456. DATE RECEIVED: 800109. TO ACTIVATE A FULL SERVICE RADIO STATION WDNA ON 88.9 MHZ IN MIAMI, FLORIDA AND ESTABLISH SCA CAPABILITIES AND SERVICES WHICH WILL PROVIDE LOCAL PROGRAMMING TO MINORITIES, WOMEN, HANDICAPPED AND THE PUBLIC AT LARGE.

FILE NO. 1184CRB, THE SCHOOL BD OF DADE COUNTY, 1410 N E 2ND AVE., MIAMI, FL 33132. SIGNED BY: DR. J. L. JONES, SUPT.

GRANT REQUESTED: $117067. TOTAL PROJECT COST: $156090. DATE RECEIVED: 800109. TO IMPROVE AND EXTEND FM RADIO STATION WLRN OPERATING ON 91.3 MHZ IN MIAMI, FL BY UPGRADING TRANSMITTER AND EXTENDING ITS SCA SERVICES TO VISUALLY HANDICAPPED AND SCHOOLS.

FILE NO. 1259CTN, THE SCHOOL BD OF DADE COUNTY, 1410 N E 2ND AVE., MIAMI, FL 33132. SIGNED BY: DR. J. L. JONES, SUPT. GRANT REQUESTED: $193125. TOTAL PROJECT COST: $257500. DATE RECEIVED: 800109. TO EXTEND AND IMPROVE THE FACILITIES OF TV STATION WLRN OPERATING ON CHANNEL 17 IN MIAMI BY INTERCONNECTING THE MAJOR LOCAL CABLE SYSTEMS AND INTERCONNECTING PLANNED INSTRUCTIONAL TV FIXED SERVICE SYSTEMS IN BROWARD AND PALM BEACH COUNTIES.

FILE NO. 1228CTB, COMMUNITY TV FDN OF SO FLA, INC., 14901 N E SESAME ST., NORTH MIAMI, FL 33181. SIGNED BY: GEORGE DOOLEY, PRES. GRANT REQUESTED: $152,812. TOTAL PROJECT COST: $203,750. DATE RECEIVED: 800118. TO EXTEND THE SIGNAL OF TV STATION WPBT, CH 2 IN NORTH MIAMI, FL BY CONSTRUCTING A MICROWAVE DISTRIBUTION SYSTEM TO PROVIDE FIRST SERVICE FOR CABLE SYSTEMS IN PALM BEACH, RIVIERA BEACH, STUART, FORT PIERCE AND VERO BEACH.

FILE NO. 889CTB, FLA CENTRAL E COAST EDUC TV, INC., 11510 E COLONIAL DR., ORLANDO, FL 32817. SIGNED BY: STEPHEN M. STECK, PRES. GRANT REQUESTED: $438834. TOTAL PROJECT COST: $585112. DATE RECEIVED: 800109. TO SIGNIFICANTLY INCREASE THE CAPABILITY

OF TV STATION, WMFE, CH 4 IN ORLANDO, FLORIDA TO DELIVER LOCAL PROGRAMMING, THROUGH BOTH CABLE AND BROADCAST, TO THE COMMUNITY OF EAST CENTRAL FLORIDA.

FILE NO. 1217CRB, FLORIDA CENTRAL EAST COAST ED TV, 11510 EAST COLONIAL DR., ORLANDO FL 32817. SIGNED BY: STEPHEN M. STECK, PRES. GRANT REQUESTED: $34116. TOTAL PROJECT COST: $63638. DATE RECEIVED: 800109. TO IMPROVE FM RADIO STATION WMFE OPERATING ON 90.7 MHZ IN ORLANDO, FLORIDA BY PROVIDING FIRST LOCAL REMOTE ORIGINATION CAPACITY.

FILE NO. 800CRB, GULF COAST COMMUNITY COLLEGE, 5230 WEST HIGHWAY 98, PANAMA CITY, FL 32401. SIGNED BY: CHARLES T. WOOTEN, STATION MANAGER. GRANT REQUESTED: $67678. TOTAL PROJECT COST: $90238. DATE RECEIVED: 791227. TO IMPROVE FM RADIO STATION WKGC IN PANAMA CITY, OPERATING ON 90.7 MHZ BY UPGRADING LOCAL PRODUCTION EQUIPMENT TO STATE-OF-THE-ART.

FILE NO. 821CRB, THE FLORIDA A&M UNIVERSITY, BOX 6202, TALLAHASSEE, FL 32307. SIGNED BY: DR WALTER L. SMITH, UNIVERSITY PRESIDENT. GRANT REQUESTED: $101113. TOTAL PROJECT COST: $134861. DATE RECEIVED: 800108. TO EXTEND THE SIGNAL AND IMPROVE LOCAL PRODUCTION CAPABILITY OF FM RADIO STATION WAMF, OPERATING ON 90.3 MHZ IN TALLAHASSEE, FLORIDA BY INCREASING POWER FROM 10 W TO 100 KW AND UPGRADING STUDIO EQUIPMENT.

FILE NO. 1075CRB, THE UNIV. OF SOUTH FLORIDA, 4202 FOWLER AVE., TAMPA, FL 33620. SIGNED BY: DR. E.V. JOHNANNINGMEIER, ACTING DIR., SPONSORED RESEARCH. GRANT REQUESTED: $41250. TOTAL PROJECT COST: $55000. DATE RECEIVED: 800109. TO EXTEND THE SCA SERVICES OF RADIO STATION WUSF OPERATING ON 89.7 MHZ IN TAMPA, FLORIDA BY PROVIDING SPECIALIZED PROGRAMMING TO AN INCREASED NUMBER OF THE BLIND AND HANDICAPPED.

FILE NO. 1207CRB, NATHAN B STUBBLEFIELD FDN., 305 SOUTH BLVD., TAMPA, FL 33606. SIGNED BY: PHYLLIS HAMM, VICE PRES. GRANT REQUESTED: $39225. TOTAL PROJECT COST: $52300. DATE RECEIVED: 800109. TO IMPROVE RADIO STATION WMNF-FM OPERATING ON 88.5 MHZ IN TAMPA, FL BY UPGRADING LOCAL PRODUCTION CAPABILITY TO STATE-OF-THE-ART TO STRENGTHEN SERVICE TO MINORITIES.

FILE NO. 1140CTN, UNIV. OF SOUTH FLORIDA, 4202 FOWLER AVE., TAMPA, FL 33620. SIGNED BY: DR ERWIN V. JOHANNINGMEIER, ACTING DIR/SPONSORED RESEARCH. GRANT REQUESTED: $132941. TOTAL PROJECT COST: $177255. DATE RECEIVED: 800109. TO ESTABLISH AN INSTRUCTIONAL TELEVISION FIXED SERVICE FOR THE TAMPA, ST PETERSBURG AREA IN FLORIDA TO BE PROVIDED BY WUSF-TV IN TAMPA.

GEORGIA

FILE NO. 1103CTB, WGTV, UNIV. OF GEORGIA, ATHENS, GA 30601. SIGNED BY: FRED C. DAVIDSON, PRES. GRANT REQUESTED: $246450. TOTAL PROJECT COST: $328600. DATE RECEIVED: 800109. TO AUGMENT THE PRODUCTION CAPABILITY OF WGTV IN ATHENS, GEORGIA.

FILE NO. 942PTN, CITY OF ATLANTA, 68 MITCHELL ST, SW, ATLANTA, GA 30303. SIGNED BY: MAYNARD JACKSON, MAYOR. GRANT REQUESTED: $96480. TOTAL PROJECT COST: $96480. DATE RECEIVED: 800109. TO PLAN FOR PUBLIC AND GOVERNMENTAL USES OF CABLE TV IN ATLANTA, GEORGIA.

FILE NO. 907CRB, RADIO FREE GEORGIA BROADCASTING FDN., BOX 5332, ATLANTA, GA 30307. SIGNED BY: CHRISTINE A. CARROLL, GEN MGR. GRANT REQUESTED: $95884. TOTAL PROJECT COST: $127845. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF WRFG-FM, RADIO FREE GEORGIA, TO THE ENTIRE CITY OF ATLANTA.

FILE NO. 1128CRB, CLARK COLLEGE, 240 CHESTNUT ST., ATLANTA, GA 30314. SIGNED BY: ELIAS BLAKE, JR. PRES. GRANT REQUESTED: $161063. TOTAL PROJECT COST: $234771. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF FM RADIO STATION, WCLK, IN ATLANTA, GEORGIA, TO PROVIDE PROGRAMMING TO A SPECIFIC MINORITY POPULATION.

FILE NO. 1208CTN, TRI-COUNTY REGIONAL LIBRARY, BOX 277, ROME, GA 30161. SIGNED BY: EMILY C. PAYNE, DIR. GRANT REQUESTED: $122086. TOTAL PROJECT COST: $162781. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF THE TRI-COUNTY LIBRARY'S PRODUCTION FACILITY BY UTILIZING A CABLE SYSTEM IN CHATTANOOGA COUNTY, GEORGIA AND TO IMPROVE EXISTING FACILITIES FOR FLOYD AND BARTOW COUNTIES.

FILE NO. 957CRB, SAVANNAH STA COLLEGE, SAVANNAH, GA 31404. SIGNED BY: CLYDE W. HALL, ACTING PRES. GRANT REQUESTED: $82335. TOTAL PROJECT COST: $102335. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF THE SAVANNAH COLLEGE RADIO STATION BY INCREASING POWER.

HAWAII

FILE NO. 1049CTB, HAWAII PUBLIC BRDCSTG AUTH., 2350 DOLE ST., HONOLULU, HI 96822. SIGNED BY: TERUO IHARA, BD CHAIRMAN. GRANT REQUESTED: $254679. TOTAL PROJECT COST: $339572. DATE RECEIVED: 800109. REQUEST IS FOR FUNDS FOR REPLACEMENT OF BADLY WORN AND OBSOLETE THREE-QUARTER INCH TAPE MACHINES USED FOR RECORDING PBS SATELLITE PROGRAMMING. DUE TO TIME ZONE DIFFERENCES THESE MACHINES HAVE BEEN SUBJECT TO UNUSUALLY HEAVY USAGE. THE AQUISITION OF FOUR ONE INCH VTRS WOULD PERMIT AN INCREASE IN QUALITY.

IOWA

FILE NO. 971CTN, KIRKWOOD COMMUNITY COLLEGE, BOX 2068, CEDAR RAPIDS, IA 52406. SIGNED BY: BILL E. STEWART, SUPT/PRES. GRANT REQUESTED: $996894. TOTAL PROJECT COST: $1329192. DATE RECEIVED: 800109. TO ESTABLISH AND EXTEND AN INTERACTIVE MICROWAVE SYSTEM THAT INCLUDES ITFS AND CABLE ACCESS CHANNELS AND WILL BRING EDUCATIONAL SERVICES TO A SEVEN COUNTY AREA AROUND CEDAR RAPIDS.

FILE NO. 901CTN, STA EDUC RADIO & TV FACILITIES BD, BOX 1758, DES MOINES, IA 50306. SIGNED BY: ROD THOLE, EXEC DIR. GRANT REQUESTED: $118500. TOTAL PROJECT COST: $158000. DATE RECEIVED: 800109. TO ESTABLISH A MICROWAVE LINK BETWEEN KDIN-TV AND A CABLE SYSTEM TO PROVIDE AUGMENTED AND SPECIALIZED PROGRAMMING.

FILE NO. 1089CRB, URBAN COMMUNITY BDCSTG., 1365 16TH ST., DES MOINES, IA 50314. SIGNED BY: JO ANNA CHEATOM, EXEC. DIR. GRANT REQUESTED: $101400. TOTAL PROJECT COST: $143800. DATE RECEIVED: 800109. TO EXPAND THE SERVICE OF KUCB WHICH PROVIDES SPECIALIZED PROGRAMMING TO THE BLACK POPULATION OF THE DES MOINES AREA.

FILE NO. 1040CTN, IOWA CITY PUBLIC LIBRARY, 307 E COLLEGE, IOWA CITY, IA 52240. SIGNED BY: LOOY EGGERS, DIR. GRANT REQUESTED: $36880. TOTAL PROJECT COST: $79628. DATE RECEIVED:

800109. TO ESTABLISH A CABLE ACCESS FACILITY WHICH WOULD PROVIDE LOCAL PROGRAMMING TO IOWA CITY.

FILE NO. 1024CRB, WESTERN IOWA TECH COMTY COLLEGE, 4647 STONE AVE, BOX 265, SIOUX CITY, IA 51102. SIGNED BY: ROBERT KISER, SUPT. GRANT REQUESTED: $28062. TOTAL PROJECT COST: $46551. DATE RECEIVED: 800109. TO AUGMENT THE SERVICES OF KWIT OF SIOUX CITY, IOWA, BY CONSTRUCTING MOBILE FACILITIES.

FILE NO. 1030CRB, AFRO-AMERICAN COMMUNITY BDCSTG., 527 COTTAGE ST., WATERLOO, IA 50703. SIGNED BY: JIMMIE PORTER, EXEC DIR. GRANT REQUESTED: $77250. TOTAL PROJECT COST: $103000. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF KBBG-FM OPERATED BY AFRO-AMERICAN COMMUNITY BROADCASTING, INC. IN WATERLOO, IOWA.

IDAHO

FILE NO. 1236CRB, UNIV. OF IDAHO, STUDENT UNION BLDG., MOSCOW, ID 83843. SIGNED BY: DEAN VETTRUS, STUDENT UNION MGR. GRANT REQUESTED: $9954. TOTAL PROJECT COST: $13359. DATE RECEIVED: 800118. TO EXTEND THE SIGNAL OF FM RADIO STATION KUOI, OPERATING ON 89.3 MHZ, MOSCOW, IDAHO TO SERVE NORTHERN IDAHO.

ILLINOIS

FILE NO. 872CTB, CENTRAL EDUC NETWORK ASSOC., 5400 N ST. LOUIS AVE, CHICAGO, IL 60625. SIGNED BY: JOHN A. MONTGOMERY, PRES. GRANT REQUESTED: $145341. TOTAL PROJECT COST: $193788. DATE RECEIVED: 800109. TO IMPROVE ORIGINATION AND PRODUCTION EQUIPMENT AT THE LINCOLN, NEBRASKA, OPERATIONS CENTER OF THE CENTRAL EDUCATIONAL NETWORK, CHICAGO, ILLINOIS WHICH SERVES A 12 STATE MID-WESTERN AREA.

FILE NO. 1244CTB, CHICAGO EDUC TV ASSN., 5400 NORTH ST. LOUIS AVE, CHICAGO, IL 60625. SIGNED BY: JOHN C. RAHMANN, STATION MGR. GRANT REQUESTED: $435750. TOTAL PROJECT COST: $581000. DATE RECEIVED: 800109. TO STRENGTHEN LOCAL ORIGINATION FACILITIES FOR TELEVISION ON STATION WTTW, CH 11, CHICAGO, ILLINOIS BY ACQUIRING PRODUCTION EQUIPMENT THAT WILL INCREASE THE FLEXIBILITY AND DIVERSITY IN PROGRAMMING FOR THE TRI-STATE AREA SURROUNDING METROPOLITAN CHICAGO.

FILE NO. 1196CRB, SOUTHERN ILLINOIS UNIV., BOX 73, EDWARDSVILLE, IL 62026. SIGNED BY: EARL S. BEARD, ACTING VICE PRES & PROVOST. GRANT REQUESTED: $20000. TOTAL PROJECT COST: $26720. DATE RECEIVED: 800109. TO IMPROVE PUBLIC TELECOMMUNICATIONS FACILITIES AT RADIO STATION WSIE 88.7 MHZ, SOUTHERN ILLINOIS UNIV, EDWARDSVILLE BY COMPLETING PROGRAM ORIGINATION FACILITIES USED WITH SATELLITE TRANSMISSION SERVICES FOR THE EDWARDSVILLE AREA.

FILE NO. 900PTN, BLACK HAWK COLLEGE, 6600 34TH AVE., MOLINE, IL 61265. SIGNED BY: DR CHARLES CARLSEN, PROVOST. GRANT REQUESTED: $16000. TOTAL PROJECT COST: $21520. DATE RECEIVED: 800109. TO PLAN FOR THE ACTIVATION OF PUBLIC TELECOMMUNICATIONS SERVICES USING COMMUNITY CABLE SYSTEMS TO REACH COMMUNITIES IN ROCK ISLAND, WHITESIDE, AND HENRY COUNTIES, ILLINOIS AND SCOTT AND CLINTON COUNTIES IN IOWA.

FILE NO. 1134CRB, ILLINOIS STATE UNIVERSITY, 310 MEDIA CENTER, NORMAL, IL 61761. SIGNED BY: ROBERT E. MCADAM, DIR., OFFICE OF RESEARCH/GRANTS. GRANT REQUESTED: $22500. TOTAL PROJECT COST: $30000. DATE RECEIVED: 800109. TO IMPROVE THE NONCOMMERCIAL, PUBLIC BROADCAST FACILITIES OF STATION WGLT-FM 89.1 MHZ, ILLINOIS STATE UNIVERSITY, NORMAL, ILLINOIS, THROUGH THE ACQUISTION OF SATELLITE RECEIVE FACILILTIES TO SERVE THE COMMUNITIES OF BLOOMINGTON, INDIANA - NORMAL, ILLINOIS AREA.

FILE NO. 909PTN, OAK PARK AND RIVER FOREST HS, 201 N SCOVILLE AVE., OAK PARK, IL 60302. SIGNED BY: DR JOHN C SWANSON, SUPERINTENDENT. GRANT REQUESTED: $50500. TOTAL PROJECT COST: $54250. DATE RECEIVED: 800109. TO PLAN FOR A PRODUCTION FACILITY UTILIZING THE COMMUNITY CABLE SYSTEM OF OAK PARK, ILLINOIS.

FILE NO. 1243CTB, SO ILLINOIS UNIV. AT CARBONDALE, BOX 430, OLNEY, IL 62450. SIGNED BY: FRANK E HORTON, VICE PRESIDENT. GRANT REQUESTED: $432858. TOTAL PROJECT COST: $816305. DATE

RECEIVED: 800109. TO REPLACE THE TRANSMITTER AND IMPROVE ORIGINATION EQUIPMENT FOR PUBLIC TELEVISION STATION WUSI-TV, CH 16, A SERVICE OF SOUTHERN ILLINOIS UNIVERSITY EMAINATING FROM ONLEY, ILLINOIS, TO IMPROVE BROADCAST SERVICES TO SOUTHERN ILLINOIS AND INDIANA.

FILE NO. 1026CTB, THE UNIV. OF ILLINOIS, 354 ADMINISTRATION BLDG., URBANA, IL 61801. SIGNED BY: LINDA S. WILSON, SECY, RESEARCH BOARD. GRANT REQUESTED: $321870. TOTAL PROJECT COST: $429160. DATE RECEIVED: 800109. TO IMPROVE TELEVISION STATION WILL CH 12, UNIV. OF ILLINOIS, URBANA, ILLINOIS BY UPGRADING EXISTING ORIGINATION AND TEST EQUIPMENT TO ENABLE MORE RELIABLE AND IMPROVED QUALITY IN PROGRAM SERVICES TO THE CHAMPAIGN, DECATUR, URBANA AND SPRINGFIELD AREA.

INDIANA

FILE NO. 952CTB, METRO INDIANAPOLIS TV ASSN, INC., 1440 N MERIDIAN, INDIANAPOLIS, IN 46202. SIGNED BY: FRANK MEEK, EXEC. VICE PRESIDENT. GRANT REQUESTED: $184125. TOTAL PROJECT COST: $245500. DATE RECEIVED: 800109. TO EXEND THE SIGNAL OF TELEVISION STATION WFYI-TV, CHANNEL 20, INDIANAPOLIS, INDIANA TO PROVIDE PUBLIC TELEVISION SERVICES TO UNSERVED CENTRAL INDIANA TOWNS AND TO IMPROVE THE QUALITY OF SIGNAL TO COMMUNITIES ALREADY SERVED IN THE INDIANAPOLIS METROPOLITAN AREA.

FILE NO. 939CRB, BUTLER UNIVERSITY, 4600 SUNSET AVE., INDIANAPOLIS, IN 46208. SIGNED BY: LOUIS F. CHENETTE, DEAN. GRANT REQUESTED: $251061. TOTAL PROJECT COST: $334749. DATE RECEIVED: 800109. TO ACTIVATE SUB-CARRIER CHANNEL SERVICES FOR THE BLIND AND PROVIDE STEREO BROADCAST SERVICES TO FM RADIO STATION WAJC OPERATING ON 104.5 MHZ, INDIANAPOLIS, INDIANA BY ADDING PRODUCTION AND RECEPTION FACILITIES TO BETTER SERVE THE METRO INDIANAPOLIS, INDIANA AREA.

KANSAS

FILE NO. 811CTB, SOUTHWEST KANSAS PUBLIC TV, 401 CAMPUS DRIVE, GARDEN CITY, KS 67846. SIGNED BY: BRYCE RODERICK, II, CHAIRPERSON. GRANT REQUESTED: $608634. TOTAL PROJECT COST: $2170074. DATE RECEIVED: 800109. TO ACTIVATE A TELEVISION STATION LOCATED IN GARDEN CITY, KANSAS THAT WOULD SERVE SOUTHWEST KANSAS RESIDENTS.

FILE NO. 999CTB, SHERIDAN CO., 929 9TH ST., HOXIE, KS 67740. SIGNED BY: KEITH CALDWELL, CHAIRMAN. GRANT REQUESTED: $44114. TOTAL PROJECT COST: $58819. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF KSMH-TV IN HAYS, KANSAS, TO THE RESIDENTS OF SHERIDAN COUNTY IN NORTH WESTERN KANSAS.

FILE NO. 888CRN, UNIVERSITY OF KANSAS AUDIO READER NETWORK, 1150 W 11TH ST., LAWRENCE, KS 66045. SIGNED BY: CAROLYN HALLENBECK, DIR OF RESEARCH SUPPORT. GRANT REQUESTED: $23400. TOTAL PROJECT COST: $31200. DATE RECEIVED: 800114. TO PROVIDE ADDITIONAL SCA RECEIVERS TO EXTEND THE UNIVERSITY OF KANSAS' AUDIO-READER NETWORK TO ELDERLY RESIDENTS IN THE METROPOLITAN AREAS OF KANSAS.

FILE NO. 1085CTN, WASHBURN UNIV. OF TOPEKA, 1700 COLLEGE, TOPEKA, KS 66621. SIGNED BY: JOHN HENDERSON, PRES. GRANT REQUESTED: $180000. TOTAL PROJECT COST: $278110. DATE RECEIVED: 800109.

TO ESTABLISH A PRODUCTION FACILITY TO PROVIDE LOCAL PROGRAMMING AND EDUCATIONAL COURSES THROUGH A CABLE SYSTEM IN TOPEKA, KANSAS.

FILE NO. 1092CTN, WICHITA PUBLIC SCHOOLS, USD 259, 428 SO BROADWAY, WICHITA, KS 67202. SIGNED BY: DR. ALVIN E. MORRIS, SUPT. OF SCHOOLS. GRANT REQUESTED: $240241. TOTAL PROJECT COST: $375826. DATE RECEIVED: 800109. TO ESTABLISH A LOCAL PRODUCTION FACILITY TO PRODUCE CULTURAL AND EDUCATIONAL PROGRAMMING THAT WOULD BE DISTRIBUTED TO THE METROPOLITAN AREA OF WICHITA THROUGH CABLE TELEVISION.

FILE NO. 1102CTB, KANSAS PUBLIC TELECOMM SERVICE, 352 N BROADWAY, BOX 288, WICHITA, KS 67201. SIGNED BY: ZOEL PARTENEAU, PRES & GEN MGR. GRANT REQUESTED: $89193. TOTAL PROJECT COST: $118924. DATE RECEIVED: 800109. TO ESTABLISH A SECOND SERVICE CHANNEL WHICH WOULD BE DISTRIBUTED THROUGH CABLE SYSTEMS IN MID-KANSAS.

KENTUCKY

FILE NO. 885PRTB, WESTERN KENTUCKY UNIV., ACADEMIC COMPLEX 153, BOWLING GREEN, KY 42101. SIGNED BY: PAUL B. COOK, ASST TO THE PRES FOR RESOURCES. GRANT REQUESTED: $26905. TOTAL PROJECT COST: $35874. DATE RECEIVED: 800109. TO PLAN FOR A NEW TV STATION PROVIDING LOCAL ORIGINATION AND TO CONDUCT A STATEWIDE SEARCH FOR FM FREQUENCIES.

FILE NO. 1087PTN, FRANKLIN CO BD OF EDUCATION, 916 E MAIN ST., FRANKFORT, KY 40601. SIGNED BY: DR. EDWARD WRIGHT, SUPT. GRANT REQUESTED: $15050. TOTAL PROJECT COST: $17908. DATE RECEIVED: 800109. TO PLAN FOR THE CONSTRUCTION OF AN ITFS SYSTEM THAT INTERCONNECTS FRANKLIN COUNTY, KENTUCKY SCHOOLS AND CABLE SYSTEMS.

FILE NO. 1094PRB, NO KENTUCKY UNIV., LOUIS B NUNN DR., HIGHLAND HGTS, KY 41076. SIGNED BY: A. D. ALBRIGHT, PRES. GRANT REQUESTED: $29374. TOTAL PROJECT COST: $37741. DATE RECEIVED: 800109. TO ESTABLISH A FIRST SERVICE RADIO STATION TO SERVE HIGHLAND HEIGHTS, KENTUCKY.

FILE NO. 1172CTB, KENTUCKY AUTHORITY FOR ETV, 600 COOPER DR. LEXINGTON, KY 40502. SIGNED BY: VIRGINIA G. FOX, ASSOC. EXEC. DIR. GRANT REQUESTED: $1107412. TOTAL PROJECT COST: $1476550. DATE RECEIVED: 800116. TO IMPROVE SERVICES BY DEVELOPING COMPREHENSIVE REMOTE CONTROL CAPABILITY FOR ALL OF KENTUCKY'S 12 ETV TRANSMITTERS.

FILE NO. 850CRB, UNIV. OF LOUISVILLE FDN., INC., 2301 S 3RD ST., LOUISVILLE, KY 40208. SIGNED BY: HERBERT GARFINKEL, VICE PRES., ACADEMIC AFFAIRS. GRANT REQUESTED: $37500. TOTAL PROJECT COST: $51550. DATE RECEIVED: 800109. TO EXPAND SCA SERVICES OF WUOL-FM OF THE UNIVERSITY OF LOUISVILLE TO OFFER PROGRAMMING TO THE BLIND AND OTHER EDUCATIONAL COMMUNITY AUDIENCES.

FILE NO. 849CTN, UNIV. OF LOUISVILLE FDN., INC., LOUISVILLE, KY 40208. SIGNED BY: HERBERT GARFINKEL, VICE PRES FOR ACADEMIC AFFAIRS. GRANT REQUESTED: $80272. TOTAL PROJECT COST: $107254. DATE RECEIVED: 800109. TO IMPROVE ITFS SYSTEM BASED AT THE UNIVERSITY OF LOUISVILLE, KENTUCKY AND SERVING AREA CAMPUSES.

FILE NO. 930CRB, KY WESLEYAN COLLEGE, 3000 FREDERIC ST., OWENSBORO, KY 42301 SIGNED BY: DR. LUTHER W.WHITE, III, PRES. GRANT REQUESTED: $36985. TOTAL PROJECT COST: $49314. DATE RECEIVED: 800109. TO ACTIVATE A RADIO STATION TO SERVE OWENSBORO AND DAVIES COUNTY IN KY.

FILE NO. 927CTN, EASTERN KY UNIV., RICHMOND, KY 40475. SIGNED BY: J. C. POWELL, PRES. GRANT REQUESTED: $71234. TOTAL PROJECT COST: $94979. DATE RECEIVED: 800109. TO ACTIVATE A CATV PRODUCTION STUDIO TO PROVIDE LOCAL ORIGINATION OPPORTUNITIES TO RESIDENTS OF RICHMOND, KY.

FILE NO. 877PRB, APPALSHOP, INC., BOX 743, WHITESBURG, KY 41858. SIGNED BY: DEE DAVIS, PRES. GRANT REQUESTED: $30456. TOTAL PROJECT COST: $33501. DATE RECEIVED: 800109. TO PLAN FOR AN FM RADIO STATION TO PROVIDE FIRST SERVICE TO WHITESBURG, KY, AND SURROUNDING AREA.

LOUISIANA

FILE NO. 825CTB, LOUISIANA EDUCATIONAL TV AUTH., 2618 WOODDALE BLVD., BATON ROUGE, LA 70805. SIGNED BY: A.FRED FREY, EXECUTIVE DIRECTOR. GRANT REQUESTED: $633961. TOTAL PROJECT COST: $984614. DATE RECEIVED: 800109. TO IMPROVE THE LOUISIANA TV NETWORK'S PROGRAMMING SERVICE TO ENTIRE STATE OF 3.6 MILLION PEOPLE BY SECURING MOBILE PRODUCTION FACILITIES.

FILE NO. 882CTB, GREATER NEW ORLEANS EDUC TV FDN., 916 NAVARRE AVE., BOX 24026, NEW ORLEANS, LA 70184. SIGNED BY: WILLIAM S.HART, PRES. GRANT REQUESTED: $886836. TOTAL PROJECT COST: $1182448. DATE RECEIVED: 800109. TO ACTIVATE A REPEATER TV STATION ON CHANNEL 11 TO BE LOCATED IN HOUMA, LOUISIANA PROVIDING FIRST SERVICE TO THE CITIES OF HOUMA, THIBODAUX, AND MORGAN PLUS THE SURROUNDING RURAL AREAS.

FILE NO. 1041PRB, LA ST UNIV. IN SHREVEPORT, 8515 YOUREE DR., SHREVEPORT, LA 71115. SIGNED BY: A.J HOWELL, ACTING CHANCELLOR. GRANT REQUESTED: $49959. TOTAL PROJECT COST: $49959. DATE RECEIVED: 800109. TO PLAN FOR THE ESTABLISHMENT OF A FULL SERVICE PUBLIC RADIO STATION TO PROVIDE FIRST SERVICE TO THE GREATER SHREVEPORT, LOUISIANA AREA.

MASSACHUSETTS

FILE NO. 1152CRB, UNIV. OF MASS., HAMPSHIRE HOUSE, AMHERST, MA 01003. SIGNED BY: ROBERT S.GOLDFARB, GEN MGR. GRANT REQUESTED: $27914. TOTAL PROJECT COST: $37218. DATE RECEIVED: 800118. TO AUGMENT WFCR'S CURRENT BROADCAST CAPABILITY BY EQUIPPING A MOBILE VAN TO PROVIDE LIVE COVERAGE OF EVENTS IN THE BOSTON/AMHERST AREA.

FILE NO. 1096CRB, BOSTON UNIV., 630 COMMONWEALTH AVE., BOSTON, MA 02215. SIGNED BY: CHARLES W.SMITH, VICE PRES, FINANCE. GRANT REQUESTED: $100367. TOTAL PROJECT COST: $133823. DATE RECEIVED: 800109. TO ESTABLISH A MICROWAVE LINK TO REGIONAL SATELLITE TRANSMITTER AND TO PROVIDE BACK UP TRANSMITTER FOR WBUR.

FILE NO. 1206PTB, WGBH EDUCATIONAL FDN., 125 WESTERN AVE., BOSTON, MA 02134. SIGNED BY: DAVID O.IVES, PRES. GRANT REQUESTED: $127326. TOTAL PROJECT COST: $127326. DATE RECEIVED: 800109. TO PLAN THE MOST EFFECTIVE MEANS OF PROVIDING CAPTIONED PROGRAMMING FOR THE DEAF TO CABLE TV SYSTEMS AND TO DESIGN A TELETEXT BROADCASTING SERVICE.

FILE NO. 1135CRB, TECHNOLOGY BRDCSTG CORP., 3 AMES ST., CAMBRIDGE, MA 02142. SIGNED BY: KENNETH T.POGRAN, PRES. GRANT REQUESTED: $26334. TOTAL PROJECT COST: $35112. DATE RECEIVED: 800109.

TO IMPROVE THE FACILITIES OF WMBR-FM BY ADDING A CONTROL/PRODUCTION ROOM.

FILE NO. 1059CRB, UNIV. OF MASS, BOSTON, DORCHESTER, MA 02125. SIGNED BY: CARL S FINN, ASSOC DIR., GRANTS AND CONTRACTS. GRANT REQUESTED: $74957. TOTAL PROJECT COST: $99957. DATE RECEIVED: 800114. TO ACTIVATE AN ALTERNATE SERVICE RADIO STATION TO SERVE DORCHESTER AND BOSTON, MASSACHUSETTS.

FILE NO. 855CTN, DEAF COMMUNICATIONS INST., BETHANY HILL, FRAMINGHAM, MA 01701. SIGNED BY: JOHN P. FITZPATRICK, EXECUTIVE DIR. GRANT REQUESTED: $561908. TOTAL PROJECT COST: $741908. DATE RECEIVED: 800109. TO EXTEND A COMPUTER-BASED MESSAGE NETWORK FOR THE DEAF IN EASTERN, MASSACHUSETTS.

FILE NO. 1115CRB, TALKING INFORMATION CENTER, INC., BOX 487, MARSHFIELD, MA 02050. SIGNED BY: RONALD BERSANI, EXEC DIR. GRANT REQUESTED: $46759. TOTAL PROJECT COST: $126928. DATE RECEIVED: 800109. TO PROVIDE ADDITIONAL SCA RECEIVERS FOR THE TALKING INFORMATION CENTER OF MARSHFIELD, MASSACHUSETTS.

FILE NO. 1156PRTN, TRUSTEES OF TUFTS COLLEGE, BALLOU HALL, MEDFORD, MA 02155. SIGNED BY: CARLA WEMGREN RICCI, DIR., OFFICE OF GOVT RESOURCES. GRANT REQUESTED: $48189. TOTAL PROJECT COST: $75268. DATE RECEIVED: 800118. TO PLAN FOR A TELECOMMUNICATIONS SERVICE FOR THE HANDICAPPED TO SERVE THE GREATER BOSTON AREA.

FILE NO. 1023CTB, THE CLARKE SCHOOL FOR THE DEAF, ROUND HILL RD., NORTHAMPTON, MA 01060. SIGNED BY: DR GEORGE T. PRATT. GRANT REQUESTED: $177401. TOTAL PROJECT COST: $340040. DATE RECEIVED: 800109. TO CONSTRUCT A CAPTIONING PRODUCTION FACILITY TO DISTRIBUTE PROGRAMMING FOR THE DEAF VIA CABLE IN NORTHAMPTON, MASSACHUSETTS.

FILE NO. 1201PTB, WGBY-TV, 44 HAMPDEN ST., SPRINGFIELD, MA 01103. SIGNED BY: STEPHEN W. SMITH, GEN MGR. GRANT REQUESTED: $12392. TOTAL PROJECT COST: $12392. DATE RECEIVED: 800109. TO PLAN FOR FIRST TV SERVICE TO WESTERN MA VIA TRANSLATOR FROM WBGY-TV IN SPRINGFIELD, MASSACHUSETTS.

MARYLAND

FILE NO. 914CTN, COMTY COMMUNICATIONS RESEARCH, BOX 2523, BALTIMORE, MD 21215. SIGNED BY: LESTER L. GREEN, PRES. GRANT REQUESTED: $106534. TOTAL PROJECT COST: $142045. DATE RECEIVED: 800109. CONSTRUCT A PHONE LINE TELEVISION NETWORK AND CABLE DISTRIBUTION SYSTEM. THE PHONE LINE TV NETWORK WILL SERVE THE MULTI-PURPOSE CENTERS THROUGHOUT BALTIMORE CITY. ALSO REQUESTED IS A SATELLITE EARTH STATION TO RECEIVE PROGRAMMING FROM THE COMMUNITY SERVICE NETWORK.

FILE NO. 895CRB, WBJC COMMUNITY COLLEGE OF BALTIMORE, 2901 LIBERTY HGTS. AVE., BALTIMORE, MD 21215. SIGNED BY: H. WILLIAM HAMMOND, VICE PRES. FOR ADMIN. GRANT REQUESTED: $114409. TOTAL PROJECT COST: $152545. DATE RECEIVED: 800109. REQUEST IS FOR FUNDS TO PURCHASE STATE-OF-THE-ART OPERATING EQUIPMENT. PRESENT EQUIPMENT IS OLD AND IN POOR CONDITION. EQUIPMENT REQUESTED INCLUDES EXCITER, SCA GENERATION, ORIGINATION, TEST EQUIPMENT AS WELL AS TRANSMITTER REMOTE CONTROL SYSTEM.

FILE NO. 804PTN, COMMUNITY SUPPORT CENTER, INC., 5440 OLD TUCKER ROW, COLUMBIA, MD 21044. SIGNED BY: MICHAEL RIEMER, CHAIRPERSON, BD OF DIRECTORS. GRANT REQUESTED: $67075. TOTAL PROJECT COST: $89075. DATE RECEIVED: 800109. PLAN TO DEVELOP A STUDY IN COOPERATION WITH COMMUNITY CENTERS THAT WILL PROVIDE THE OPPORTUNITY FOR ACCESS TO CABLE SERVICES, INVESTIGATE ALTERNATIVE

MODES OF DELIVERY FOR RURAL AREAS OF THE COUNTY WHICH MAY RECEIVE DIRECT CABLE SERVICE, AND TO PLAN THE BASIC FACILITIES AND OPERATIONS OF INNOVATIVE COMMUNITY TELETEXT SERVICE.

FILE NO. 958CTN, HOWARD COMMUNITY COLLEGE, LITTLE PATUXENT PKWY., COLUMBIA, MD 21044. SIGNED BY: DR ALFRED J. SMITH, JR., PRESIDENT. GRANT REQUESTED: $176247. TOTAL PROJECT COST: $234995. DATE RECEIVED: 800109. REQUEST TV EQUIPMENT FOR LEARNING RESOURCES CENTER OF HOWARD COMMUNITY COLLEGE. UTILIZATION WILL BE FOR COMMUNITY DEVELOPMENT TRAINING AND EDUCATIONAL OFFERINGS TO THE PUBLIC. PLAN IS TO SERVE AS ONE OF THE ORIGINATING FACILITIES FOR HOWARD COUNTY CATV.

FILE NO. 966CRB, THE WASHINGTON EAR, INC., 35 UNIVERSITY BLVD. EAST, SILVER SPRING, MD 20901. SIGNED BY: MARGARET M. ROCKWELL, PRES. & CHIEF EXEC OFFICER. GRANT REQUESTED: $46260. TOTAL PROJECT COST: $61680. DATE RECEIVED: 800109. REQUEST IS FOR PURCHASE OF SCA RECEIVERS TO EXPAND SERVICE TO 300 ADDITIONAL BLIND LISTENERS. ADDITIONALLY, REQUEST IS FOR STATE-OF-THE-ART PRODUCTION EQUIPMENT TO REPLACE BADLY WORN OUT EQUIPMENT AND ENABLE PRODUCTION OF MORE SOPHISTICATED PROGRAMMING.

FILE NO. 928PRTBN, TOWSON STA UNIV., 8000 YORK RD., TOWSON, MD 21204. SIGNED BY: PAUL WISDOM, VICE PRES., INST DEV. GRANT REQUESTED: $31279. TOTAL PROJECT COST: $40173. DATE RECEIVED: 800108. PLAN TO STUDY FEASIBILITY OF PUBLIC PROGRAMMING AND

THE RAMIFICATIONS OF COMMITMENT UPON UNIVERSITY FACULTY AND STAFF. DETERMINE TYPES OF COMMUNITY AND PUBLIC PROGRAMMING NEEDED, THE CAPACITY AND SUITABILITY OF PRESENT FACILITIES TO RECOGNIZE PROGRAM NEEDS AND CONCERNS OF MINORITIES IN BALTIMORE COUNTY.

MAINE

FILE NO. 1029PTN, MAINE DEPT OF MENTAL HEALTH, RM. 411 STATION #40, AUGUSTA, ME 04333. SIGNED BY: RONALD F MARTEL, ACTING COMMISSIONER. GRANT REQUESTED: $58559. TOTAL PROJECT COST: $65833. DATE RECEIVED: 800109. TO PLAN FOR A TELECOMMUNICATIONS SYSTEM TO MEET THE EDUCATION AND TRAINING NEEDS OF THE CLIENTS OF THE DEPARTMENT OF MENTAL HEALTH.

FILE NO. 1014PRTN, PENOBSCOT TRIBAL COUNCIL, COMM BLDG, INDIAN ISLAND, OLD TOWN, ME 04468. SIGNED BY: WILFRED PEHRSON, TRIBAL GOVERNOR. GRANT REQUESTED: $32036. TOTAL PROJECT COST: $32036. DATE RECEIVED: 800109. TO PLAN FOR COMPREHENSIVE TELECOMMUNICATIONS SERVICES FOR MAINE INDIAN COMMUNITIES.

FILE NO. 992CRB, UNIV. OF MAINE, ORONO, ME 04469. SIGNED BY: WILLIAM J. SULLIVAN, VICE CHANCELLOR FOR ADMIN. GRANT REQUESTED: $104095. TOTAL PROJECT COST: $139095. DATE RECEIVED: 800109. TO UPGRADE EXISTING PRODUCTION EQUIPMENT OF THE MAINE BROADCASTING NETWORK.

FILE NO. 976PRTB, CENTER FOR VIDEO ARTS, BOX 345, PORTLAND, ME 04112. SIGNED BY: PATRICIA COREY, PRES. GRANT REQUESTED: $58030. TOTAL PROJECT COST: $58030. DATE RECEIVED: 800109. TO PLAN FOR A TELECOMMUNICATIONS FACILITY WITH LOCAL ORIGINATION TO SERVE THE STATE OF MAINE.

MICHIGAN

FILE NO. 830CTB, UNIV. OF MICHIGAN, ANN ARBOR, MI 48109. SIGNED BY: F BRINKERHOFF, VICE PRESIDENT. GRANT REQUESTED: $419917. TOTAL PROJECT COST: $559890. DATE RECEIVED: 800109. TO IMPROVE UNIVERSITY OF MICHIGAN TELEVISION STATION WFMU, CHANNEL 28, FLINT, MICHIGAN, BY ESTABLISHING A MICROWAVE INTERCONNECTING SYSTEM BETWEEN CHANNELS 28, FLINT AND ANN ARBOR, AND FOR IMPROVING ORGINATION EQUIPMENT TO SERVE THE 11 COUNTY METROPOLITAN AREA.

FILE NO. 995PTB, DETROIT EDUC. TV FDN., 7441 SECOND BLVD., DETROIT, MI 48202. SIGNED BY: JOHN T. CALDWELL, JR., PRES AND GEN MGR. GRANT REQUESTED: $25000. TOTAL PROJECT COST: $34800. DATE RECEIVED: 800109. TO PLAN FOR IMPROVED AND EXPANDED PUBLIC TELECOMMUNICATIONS FACILITIES AT TELEVISION STATION WTVS-TV, CH 56, DETROIT, MICHIGAN TO BETTER SERVE THE WAYNE, OAKLAND, MACOMB, WASHTENAW, MONROE COUNTY AREAS OF MICHIGAN.

FILE NO. 972CTB, BD OF CONTROL OF NORTHERN MI UNIV., MARQUETTE, MI 49855. SIGNED BY: DR. JOHN X. JAMRICH, PRESIDENT. GRANT REQUESTED: $75394. TOTAL PROJECT COST: $100525. DATE RECEIVED: 800109. TO AID PUBLIC TELEVISION STATION WNMU-TV, CH 13, NORTHERN MICHIGAN UNIV, MARQUETTE, MICHIGAN TO ACTIVATE CLOSED CAPTIONING SERVICE TO THE DEAF AND ACQUIRE DISSEMINATION AND ORIGINATION EQUIPMENT TO PROVIDE IMPROVED SERVICES TO THE COMMUNITIES IN THE MARQUETTE AND UPPER PENINSULA AREA.

FILE NO. 1061CTB, DELTA COLLEGE, DELTA RD., UNIVERSITY CENTER, MI 48710. SIGNED BY: DONALD J. CARLYON, PRES. GRANT REQUESTED: $773500. TOTAL PROJECT COST: $1225000. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF PUBLIC TELEVISION STATION WUCM, CHANNEL 19, DELTA COLLEGE, UNIVERSITY CENTER, MICHIGAN AND ACTIVATE INSTRUCTIONAL SERVICES VIA CABLE DISTRIBUTION MEANS TO COMMUNITIES IN SAGINAW, BAY AND MIDLAND COUNTIES.

FILE NO. 924CTN, CITY OF WESTLAND, 36601 FORD RD., WESTLAND, MI 48185. SIGNED BY: THOMAS F. TAYLOR, MAYOR. GRANT REQUESTED: $250425. TOTAL PROJECT COST: $333900. DATE RECEIVED: 800109. TO ACTIVATE A COMMUNITY-MUNICIPAL CABLE ACCESS SYSTEM SERVING THE CITY OF WESTLAND, MICHIGAN TO PROVIDE LOCAL TELEVISION PROGRAMMING FACILITIES TO MEET THE TELECOMMUNICATIONS NEEDS OF THE MUNICIPALITY AND THE AGENCIES AND INTEREST GROUPS IN IT.

MINNESOTA

FILE NO. 1035PRB, BEMIDJI STA UNIV., 14TH & BIRCHMONT DR., BEMIDJI, MN 56601. SIGNED BY: R.D. DECKER PRESIDENT. GRANT REQUESTED: $48423. TOTAL PROJECT COST: $48423. DATE RECEIVED: 800109. TO ENABLE BEMIDJI STATE UNIVERSITY STATION KBSB, 89.7 MHZ, BEMIDJI, MINNESOTA, TO PLAN FOR EXPANDED LOCAL RADIO TELECOMMUNICATION SERVICES TO COMMUNITIES IN THE BELTRAMI, CASS, CLEARWATER AND HUBBARD COUNTY AREAS.

FILE NO. 1195CTB, JOINT POWERS COMMUNICASTING BD, BOX K, EAGLE BEND, MN 56446. SIGNED BY: RICHARD W. LUNDGREN, PROJECT DIR. GRANT REQUESTED: $268866. TOTAL PROJECT COST: $393100. DATE RECEIVED: 800109. TO ACTIVATE A PUBLIC TELEVISION COMMUNICASTING SERVICE FOR THE EAGLE BEND SCHOOL DISTRICT, EAGLE BEND, MINNESOTA USING CHANNEL 45, EAGLE BEND, MINNESOTA TO PROVIDE TWO WAY COMMUNICATIONS FOR THE PEOPLE IN RURAL MINNESOTA COUNTIES. USING LOW POWER TRANSLATORS PERMITTED UNDER FEDERAL COMMUNICATIONS COMMISSION EXPERIMENTAL AUTHORITY.

FILE NO. 986CRB, NORTHERN COMMUNITY RADIO, ROUTE 3, GRAND RAPIDS, MN 55744. SIGNED BY: DON BOESE, CHAIRMAN OF THE BOARD. GRANT REQUESTED: $57249. TOTAL PROJECT COST: $76332. DATE RECEIVED: 800109. TO IMPROVE FM PUBLIC RADIO STATION KAXE, 91.7 MHZ, NORTHERN COMMUNITY RADIO, GRAND RAPIDS, MN BY FURNISHING ORIGINATION EQUIPMENT TO ENHANCE LOCAL PROGRAMMING CAPACITIES IN THE 7 COUNTY AREA OF GRAND RAPIDS.

FILE NO. 1116PTN, MINNESOTA COMTY COLLEGE SYSTEM, 1515 EAST 25TH ST., HIBBING, MN 55746. SIGNED BY: DR. JENNIS J. BAPST, PRESIDENT. GRANT REQUESTED: $26686. TOTAL PROJECT COST: $51288. DATE RECEIVED: 800109. TO AID HIBBING COMMUNITY COLLEGE, HIBBING, MINNESOTA TO PLAN FOR AN INTERACTIVE TELEVISION MICROWAVE NETWORK INTERCONNECTED TO LOCAL CABLE RESOURCES TO INCREASE PUBLIC TELECOMMUNICATIONS SERVICES TO COMMUNITIES IN THE ARROWHEAD REGION OF NORTHEASTERN MINNESOTA.

FILE NO. 829PTN, INVER HILLS COMMUNITY COLLEGE, 8445 COLLEGE TRAIL, INVER GROVES, MN 55075. SIGNED BY: WALLACE A. SIMPSON, PRESIDENT. GRANT REQUESTED: $117397. TOTAL PROJECT COST: $127397. DATE RECEIVED: 800109. TO PLAN FOR A PRODUCTION FACILITY AT INVER HILLS COMMUNITY COLLEGE, INVER GROVE HEIGHTS, MINNESOTA TO UTILIZE COMMUNITY CABLE SYSTEMS SERVING THE FIVE COUNTY METROPOLITAN ST. PAUL, MINNESOTA AREA TO PROVIDE ALTERNATIVE PUBLIC TELECOMMUNICATIONS SERVICES.

FILE NO. 1109CRB, MANKATO STA UNIV., BOX 43, MANKATO, MN 56001. SIGNED BY: MARGARET R. PRESKA, PRES. GRANT REQUESTED: $31756. TOTAL PROJECT COST: $42892. DATE RECEIVED: 800109. TO EXTEND AND IMPROVE THE SERVICES OF FM STATION KMSU-FM, 90.5 MHZ MANKATO STATE UNIVERSITY, MANKATO, MINNESOTA BY ACQUIRING MORE POWERFUL DISSEMINATION EQUIPMENT AND REPLACING OBSOLETE PRODUCTION APPARATUS NEEDED TO DELIVER SERVICES.

FILE NO. 964CRB, ROCHESTER COMMUNITY COLLEGE, HIGHWAY 14 EAST, ROCHESTER, MN 55901. SIGNED BY: CHARLES E. HILL, PRES. GRANT REQUESTED: $35282. TOTAL PROJECT COST: $52345. DATE RECEIVED: 800109. TO EXTEND PUBLIC RADIO SERVICES OF STATION KRPR-FM, ROCHESTER COMMUNITY COLLEGE, ROCHESTER, MINNESOTA, TO SERVE THE COMMUNITIES IN THE SOUTHEASTERN MINNESOTA AREA SURROUNDING ROCHESTER.

FILE NO. 819CRB, MINNESOTA PUBLIC RADIO, INC., 400 SIBLEY ST., ST PAUL, MN 55101. SIGNED BY: WILLIAM H. KLING, PRESIDENT. GRANT REQUESTED: $178495. TOTAL PROJECT COST: $237995. DATE RECEIVED: 800109. TO ACTIVATE AN AM RADIO NEWS AND INFORMATION STATION KSJM-AM, ST. PAUL, MINNESOTA, FOR MINNESOTA PUBLIC RADIO, INC. TO SERVE THE COMMUNITIES IN THE METROPOLITAN MINNEAPOLIS/ST. PAUL AREA AND TO PROVIDE FOR THE STATEWIDE NETWORK.

FILE NO. 822CTB, TWIN CITIES PUBLIC TV, INC., 164 COMO AVE., ST. PAUL, MN 55108. SIGNED BY: WILLIAM H. KOBIN, PRESIDENT & GEN MGR. GRANT REQUESTED: $369892. TOTAL PROJECT COST: $493190. DATE RECEIVED: 800109. TO IMPROVE PUBLIC TELECOMMUNICATIONS FACILITIES OF THE TWIN CITIES PUBLIC TELEVISION INC., STATION KTCI-TV, CH 17, ST PAUL, MINNESOTA, TO ENHANCE SERVICES TO THE METROPOLITIAN MINNEAPOLIS-ST PAUL AREA.

MISSOURI

FILE NO. 1000PTN, SOUTHEAST MO STA UNIV., CAPE GIRARDEAU, MO 63701 SIGNED BY: BILL W. STACY, PRES. GRANT REQUESTED: $29997. TOTAL PROJECT COST: $33733. DATE RECEIVED: 800109. TO PLAN THE ESTABLISHMENT OF A 6 COUNTY CABLE TELEVISION SYSTEM FOR SOUTHEASTERN MISSOURI AND THE IMPROVEMENT OF THE TV PRODUCTION CENTER AT THE SOUTHEAST MISSOURI STATE UNIVERSITY IN CAPE GIRARDEAU.

FILE NO. 1129CRB, UNIV. OF MISSOURI, 409 JESSE HALL, BOX 758, COLUMBIA, MO 65211. SIGNED BY: H. KENT SHELTON, ASST. VP, FINANCIAL SERV. GRANT REQUESTED: $37900. TOTAL PROJECT COST: $50537. DATE RECEIVED: 800109. TO IMPROVE RADIO STATION KBIA-FM OPERATING ON 91.3 MHZ IN COLUMBIA, MO. BY EQUIPPING A NEW RADIO NEWS FACILITY TO BETTER SERVE THE COMMUNITY.

FILE NO. 933CRB, CURATORS OF THE UNIV. OF MISSOURI, G-6 LIBRARY, ROLLA, MO 65401. SIGNED BY: H. KENT SHELTON, VICE PRESIDENT, FINANCE & COMPTROLLER. GRANT REQUESTED: $9903. TOTAL PROJECT COST: $13204. DATE RECEIVED: 800109. TO IMPROVE FM RADIO STATION KUMR OPERATING ON 88.5 MHZ IN ROLLA, MISSOURI BY REPLACING OBSOLETE EQUIPMENT NEEDED TO DELIVER SERVICES.

FILE NO. 1082CRB, DOUBLE HELIX CORP., 3226 OLIVE ST., ST. LOUIS, MO 63103. SIGNED BY: KAREN TECHNER, PRES. GRANT REQUESTED: $167000. TOTAL PROJECT COST: $223095. DATE RECEIVED: 800109.

TO ACTIVATE FM RADIO STATION KDNA OPERATING ON 88.1 MHZ IN ST. LOUIS, MISSOURI PROVIDING ALTERNATIVE PROGRAMS TO MINORITIES AND WOMEN IN THE ST. LOUIS AREA.

MISSISSIPPI

FILE NO. 851CTN, DELTA FDN., BOX 588, GREENVILLE, MS 38701. SIGNED BY: CHARLES D BANNERMAN, CHAIRMAN OF THE BD. GRANT REQUESTED: $196632. TOTAL PROJECT COST: $262176. DATE RECEIVED: 800109. TO EXTEND EDUCATIONAL AND CULTURAL PROGRAMS VIA CABLE TO THE TOWNS OF MERIGOLD, MOUND BAYOU AND WINSTONVILLE, AND IMPROVE THE LOCAL PRODUCTION CAPABILITY OF THE DELTA COMMUNITY EDUCATION NETWORK ORIGINATING IN GREENVILLE, MISSISSIPPI.

FILE NO. 994PRB, JC MAXWELL BDCSTG GROUP, INC., BOX 22624, JACKSON, MS 39205. SIGNED BY: WILLIAM C.BRENT, CHIEF EXEC OFFICER. GRANT REQUESTED: $30,300. TOTAL PROJECT COST: $69,700. DATE RECEIVED: 800109. TO PLAN FOR THE ESTABLISHMENT OF A FULL SERVICE PUBLIC RADIO STATION PROVIDING FIRST SERVICE FOR THE GREATER JACKSON, MISSISSIPPI AREA WITH A POPULATION OF 288,643, ALMOST 40 PERCENT OF WHICH ARE BLACK.

FILE NO. 1125PRB, UTICA JR COLLEGE, UTICA, MS 39175. SIGNED BY: J LOUIS STOKES, DIR. GRANT REQUESTED: $57888. TOTAL PROJECT COST: $70388. DATE RECEIVED: 800109. TO PLAN TO ESTABLISH A PUBLIC RADIO STATION PROVIDING FIRST SERVICE FOR THE UTICA, MISSISSIPPI AREA WITH 40 PERCENT BLACKS WITHIN THE COVERAGE AREA TOTALLING 388,722 PEOPLE.

MONTANA

FILE NO. 1175CTB, SWAN HILL TV DISTRICT, BOX 677, BIGFORK, MT 59911. SIGNED BY: RUSSELL E.PICKETT, PRES. GRANT REQUESTED: $25042. TOTAL PROJECT COST: $33,390. DATE RECEIVED: 800114. TO EXTEND THE SIGNAL OF KSPS-TV, SPOKANE TO RESIDENTS OF LAKE AND FLATHEAD COUNTIES OF MONTANA BY USE OF A TV TRANSLATOR STATION.

FILE NO. 844PRTB, MONTANA TELECOMM ADV CNCL, 155 SAM W MITCHELL BLDG., HELENA, MT 59601. SIGNED BY: DAVID M.LEWIS, DIR, DEPT. OF ADM. GRANT REQUESTED: $109019. TOTAL PROJECT COST: $204194. DATE RECEIVED: 800109. TO PLAN PUBLIC TELECOMMUNICATIONS FACILITIES AND SYSTEMS WHICH WILL DELIVER CURRENTLY UNAVAILABLE SERVICES TO THE MAJORITY OF MONTANANS.

FILE NO. 1037CTBN, UNIV. OF MONTANA, MISSOULA, MT 59812. SIGNED BY: RAYMOND C.MURRAY, ASSOC VP FOR RESEARCH. GRANT REQUESTED: $114900. TOTAL PROJECT COST: $153200. DATE RECEIVED: 800109. TO PROVIDE FIRST SERVICE FOR STUDIO AND REMOTE FACILITIES WHICH WILL BE READILY AVAILABLE TO A LARGE PERCENTAGE OF MONTANANS; DISTRIBUTION OF PROGRAMMING WILL BE IN COOPERATION WITH PUBLIC TV STATION KSPS, SPOKANE AND THE TELEPROMPTER CABLE TV SYSTEMS IN WESTERN AND NORTHERN MONTANA.

FILE NO. 1032CTB, TROY TV DISTRICT, BOX 487, TROY, MT 59935. SIGNED BY: IVAN L.DEMPSEY, CHAIRMAN. GRANT REQUESTED: $6325. TOTAL PROJECT COST: $8500. DATE RECEIVED: 800109. TO ACTIVE A TV TRANSLATOR STATION TO PROVIDE EDUCATIONAL TV FROM KSPS-TV IN SPOKANE WASHINGTON TO THE RESIDENTS OF TROY AND WESTERN LINCOLN COUNTIES OF MONTANA.

NORTH CAROLINA

FILE NO. 959PTN, NORTH STAR PUBLIC VIDEO, BOX 3398, DURHAM, NC 27702. SIGNED BY: RICHARD WARD, SECY-TRSR. GRANT REQUESTED: $4500. TOTAL PROJECT COST: $6500. DATE RECEIVED: 800109. TO PLAN FOR A PRODUCTION STUDIO FOR MINORITY JOURNALISTS.

FILE NO. 960CRB, FAYETTEVILLE STA UNIV., 1200 MURCHISON RD., FAYETTEVILLE, NC 28301. SIGNED BY: CHARLES A. LYONS, JR., CHANCELLOR. GRANT REQUESTED: $266762. TOTAL PROJECT COST: $355683. DATE RECEIVED: 800109. TO EXPAND WFSS-FM OF FAYETTEVILLE, NORTH CAROLINA FROM 10 WATTS TO 100 KW.

FILE NO. 985PRTB, AGENCY FOR PUBLIC TELECOMM, 417 N SALISBURY ST, RALEIGH, NC 27611. SIGNED BY: JOSEPH GRIMSLEY. GRANT REQUESTED: $100000. TOTAL PROJECT COST: $130000. DATE RECEIVED: 800109. TO PLAN INTERACTIVE PUBLIC TELECOMMUNICATIONS FACILTIIES FOR SPECIAL POPULATIONS IN WESTERN NORTH CAROLINA.

FILE NO. 961CRB, HYDE COUNTY BD OF EDUCATION, ACADEMY ST, BOX 217, SWAN QUARTER, NC 27885. SIGNED BY: D.S. COBLE, SUPT. GRANT REQUESTED: $44874. TOTAL PROJECT COST: $83176. DATE RECEIVED: 800109. TO ESTABLISH A FIRST SERVICE RADIO STATION IN THE REMOTE COUNTY OF HYDE, NORTH CAROLINA.

NORTH DAKOTA

FILE NO. 1039CRB, PRAIRIE PUBLIC TV, INC., 4500 SOUTH UNIV. DR., FARGO, ND 58103. SIGNED BY: DENNIS L. FALK, PRES. GRANT REQUESTED: $170475. TOTAL PROJECT COST: $227301. DATE RECEIVED: 800109. TO ACTIVATE AN FM RADIO STATION OPERATING ON 90.5 MHZ AT BISMARK PROVIDING FIRST PUBLIC RADIO SERVICE TO CENTRAL NORTH DAKOTA.

FILE NO. 1218CTB, PRAIRIE PUBLIC TV, INC., 4500 SOUTH UNIV. DR., FARGO, ND 58103. SIGNED BY: DENNIS L. FALK, PRES. GRANT REQUESTED: $350000. TOTAL PROJECT COST: $812999. DATE RECEIVED: 800109. TO ACTIVATE A TELEVISION STATION ON CH 4 AT WILLISTON, ND TO BRING FIRST PUBLIC TELEVISION SERVICE TO RESIDENTS OF NORTH WESTERN NORTH DAKOTA AND NORTH EASTERN MONTANA.

NEBRASKA

FILE NO. 947CTN, UNIVERSITY OF NEBRASKA, LINCOLN, BOX 83111, LINCOLN, NE 68501. SIGNED BY: LARRY K.ANDREWS, ASSIST. VICE CHANCELLOR. GRANT REQUESTED: $91087. TOTAL PROJECT COST: $121450. DATE RECEIVED: 800109. TO ENABLE THE UNIVERSITY OF NEBRASKA IN LINCOLN TO SECURE THE NECESSARY EQUIPMENT TO IMPLEMENT THE VIDEO DISC AND DELIVER TO THE PUBLIC TELECOMMUNICATIONS COMMUNITY THE UNIQUE CAPACITIES AND ADVANTAGES OF THIS NEW TECHNOLOGY.

FILE NO. 834PTB, COMMONWEALTH COMMUNICATIONS, 545 S 29TH ST., LINCOLN, NE 68510. SIGNED BY: RONALD C.KURTENBACH, MEMBER, BD OF DIRECTORS. GRANT REQUESTED: $26000. TOTAL PROJECT COST: $26000. DATE RECEIVED: 800109. TO PLAN TO ESTABLISH A SECOND PUBLIC TV STATION FOR LINCOLN, NE PROVIDING A PUBLIC ACCESS CH. TO SERVE THE MINORITIES AND OTHER CONCERNED CITIZENS AMONG THE 160,000 POPULATION IN THE COVERAGE AREA.

FILE NO. 944CTN, UNIV. OF NEBRASKA, BOX 83111, LINCOLN, NE 68501. SIGNED BY: LARRY K.ANDREWS, ASSISTANT VICE CHANCELLOR. GRANT REQUESTED: $69245. TOTAL PROJECT COST: $97747. DATE RECEIVED: 800109. TO CONSTRUCT A MICROWAVE RELAY SYSTEM, LINKING THE NEBRASKA ETV TELECOMMUNICATION CENTER IN LINCOLN WITH THE DISSEMINATING CABLE SYSTEMS IN OMAHA TO PROVIDE AN ALTERNATIVE PROGRM SERVICE.

FILE NO. 1192CRN, UNIV. OF NEBRASKA-LINCOLN, 159 NEBRASKA HALL, LINCOLN, NE 68588. SIGNED BY: DR. FRANCIS L.SCHMEHL, RESEARCH ADMINISTRATOR. GRANT REQUESTED: $17071. TOTAL PROJECT COST: $30097. DATE RECEIVED: 800109. TO ACTIVATE A STATEWIDE AUDIO TELECONFERENCING NETWORK IN NEBRASKA WITH THE PRIMARY ORIGINATION CENTER AT THE UNIVERSITY OF NEBRASKA IN LINCOLN.

FILE NO. 953CRB, SCHOOL DIST OF THE CITY OF OMAHA, 3902 DAVENPORT ST., OMAHA, NE 68131. SIGNED BY: OWEN A.KNUZTER, SUPT OF SCHOOLS. GRANT REQUESTED: $57750. TOTAL PROJECT COST: $77000. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF FM RADIO STATION KIOS OPERATING ON 91.5 MHZ IN OMAHA, NEBRASKA PROVIDING SERVICES TO THE RURAL AREAS IN EAST CENTRAL NEBRASKA AND WEST CENTRAL IOWA.

NEW HAMPSHIRE

FILE NO. 915CRB, GRANITE STA PUBLIC RADIO, INC., 77 N MAIN ST., CONCORD, NH 03301. SIGNED BY: GRAHAM CHYNOWETH, CHAIRPERSON. GRANT REQUESTED: $246041. TOTAL PROJECT COST: $328055. DATE RECEIVED: 800108. TO ESTABLISH NH'S FIRST PUBLIC RADIO STATION IN CONCORD.

FILE NO. 866CTB, UNIV. OF NEW HAMPSHIRE, BOX Z, DURHAM, NH 03824. SIGNED BY: JOHN A.LOCKWOOD, ASSOC. DIR. OF RESEARCH. GRANT REQUESTED: $827510. TOTAL PROJECT COST: $1655020. DATE RECEIVED: 800109. TO REPLACE TRANSMITTER, ANTENNA, AND TOWER OF CHANNEL 11 IN DURHAM, NEW HAMPSHIRE.

FILE NO. 867CTB, UNIV. OF NEW HAMPSHIRE, BOX Z, DURHAM, NH 03824. SIGNED BY: JOHN A.LOCKWOOD, ASSOC. DIR. OF RESEARCH. GRANT REQUESTED: $359300. TOTAL PROJECT COST: $534070. DATE RECEIVED: 800109. TO IMPROVE SERVICES OFFERED BY NEW HAMPSHIRE PUBLIC TV BY CONSTRUCTING A MOBILE TV UNIT TO BE BASED AT THE DURHAM STATION.

FILE NO. 1110PRTB, MONTSHIRE MUSEUM OF SCIENCE, INC., 45 LYME RD., HANOVER, NH 03755. SIGNED BY: ROBERT C.CHAFFEE, DIR. GRANT REQUESTED: $24830. TOTAL PROJECT COST: $24830. DATE RECEIVED: 800109. MONTSHIRE MUSEUM HAS REQUESTED $24830 TO PLAN FOR AN INTERACTIVE TELECOMMUNICATIONS SYSTEM WITH LOCAL ORIGINATION CAPABILITIES TO SERVE THE UPPER VALLEY REGION OF NEW HAMPSHIRE AND VERMONT.

NEW JERSEY

FILE NO. 886CRB, ELECTRONICS INFO & ED SERVICE, BOX 1111, BLOOMFIELD, NJ 07003. SIGNED BY: PATRICK J.HANIFIN, PRES., BD OF TRUSTEES. GRANT REQUESTED: $45075. TOTAL PROJECT COST: $60100. DATE RECEIVED: 800109. TO ESTABLISH A SCA SERVICE IN BLOOMFIELD, NEW JERSEY, WHICH WILL REACH 68306 PRINT-HANDICAPPED PERSONS.

FILE NO. 879CTB, ENGLEWOOD PUBLIC SCHOOLS, 12 TENAFLY RD., ENGLEWOOD, NJ 07631. SIGNED BY: PHILLIP LEAHY, SUPT. OF SCHOOLS. GRANT REQUESTED: $23311. TOTAL PROJECT COST: $23311. DATE RECEIVED: 800109. TO ESTABLISH A STUDIO FACILITY TO PROVIDE EDUCATIONAL AND PUBLIC PROGRAMMING TO THE RESIDENTS OF BERGEN COUNTY THROUGH CABLE TELEVISION.

FILE NO. 981CRB, CENTENARY COLLEGE FOR WOMEN, 400 JEFFERSON ST., HACKETTSTOWN, NJ 07840. SIGNED BY: FRANK C.FUGLIA, CONSULTANT. GRANT REQUESTED: $47366. TOTAL PROJECT COST: $63154. DATE RECEIVED: 800109. TO REPLACE OUTDATED EQUIPMENT FOR FM RADIO STATION WNTI WHICH IS OPERATED BY CENTENARY COLLEGE FOR WOMEN IN HACKETTSTOWN, NEW JERSEY.

FILE NO. 969CTB, MATAWAN-ABERDEEN REGIONAL SCHOOL, BROAD AND SOUTH STS., MATAWAN, NJ 07747. SIGNED BY: DR KENNETH D.HALL, SUPT. GRANT REQUESTED: $350000. TOTAL PROJECT COST: $437500.

DATE RECEIVED: 800109. TO ESTABLISH A CABLE/ACCESS TELECOMMUNICATIONS CENTER THAT WILL PROVIDE EDICATIONAL ARTS AND CULTURAL PROGRAMMING TO MATAWAN AND TO OTHER CABLE SYSTEMS IN THE STATE OF NEW JERSEY.

FILE NO. 858CTN, STATE OF NJ, DEPT. OF ENERGY, 1100 RAYMOND BLVD., NEWARK, NJ 07102. SIGNED BY: JOHN P. CLEARY, DIR. GRANT REQUESTED: $1193159. TOTAL PROJECT COST: $1643159. DATE RECEIVED: 800109. TO ESTABLISH A STATE-WIDE CABLE TELEVISION INTERCONNECT THAT WILL PROVIDE STATE AND REGIONAL PROGRAMMING OF AN EDUCATIONAL AND CULTURAL NATURE TO THE RESIDENTS OF NEW JERSEY.

FILE NO. 1203CTB, ESSEX COUNTY COLLEGE, 303 UNIV AVE., NEWARK, NJ 07102. SIGNED BY: SPENCER A.FREUND, DIR. GRANT REQUESTED: $307000. TOTAL PROJECT COST: $475000. DATE RECEIVED: 800109. TO PURCHASE A MOBILE UNIT WHICH WILL BE UTILIZED TO PRODUCE CULTURAL PROGRAMMING FOR ESSEX COUNTY, NEW JERSEY, THAT WILL BE SHOWN OVER CABLE SYSTEMS IN THE COUNTY.

FILE NO. 876PTN, TOWNSHIP OF PISCATAWAY, 455 HOES LANE, PISCATAWAY, NJ 08854. SIGNED BY: TED H.LIGHT, MAYOR. GRANT REQUESTED: $22163. TOTAL PROJECT COST: $26463. DATE RECEIVED: 800109. TO PLAN FOR A CABLE ACCESS FACILITY WHICH WILL SERVE PISCATAWAY TOWNSHIP, ELEVEN ADJOINING MUNICIPALITIES, AND THE PROPOSED STATEWIDE INTERCONNECT.

NEW MEXICO

FILE NO. 864CTN, QUOTE...UNQUOTE, INC., 814 SECOND ST., N.W., ALBUQUERQUE, NM 87102. SIGNED BY: PENNY PRITZL, SPECIAL RESOURCES. GRANT REQUESTED: $232599. TOTAL PROJECT COST: $310132. DATE RECEIVED: 800109. TO ACTIVATE THE PUBLIC ACCESS CABLE CHANNEL IN ALBUQUERQUE, NEW MEXICO BY ESTABLISHING A LOCAL ORIGINATION TV PRODUCTION CENTER.

FILE NO. 1009CTBN, CITY OF ALBUQUERQUE, 1130 UNIV BLVD., NE, ALBUQUERQUE, NM 87102. SIGNED BY: EDMUND B. KASNER, DIRECTOR, OFFICE OF RESEARCH. GRANT REQUESTED: $504164. TOTAL PROJECT COST: $672219. DATE RECEIVED: 800109. TO ACQUIRE ORIGINATION EQUIPMENT TO ACTIVATE PROGRAM SERVICE FROM KNME TV FOR THE EDUCATIONAL CHANNEL ON THE ALBUQUERQUE, NEW MEXICO CABLE TV SYSTEM.

FILE NO. 1215CRB, BD OF EDUC., CITY OF ALBUQUERQUE, 2020 COAL SE, ALBUQUERQUE, NM 87106. SIGNED BY: JOSEPH P. ROBUTAILLE. GRANT REQUESTED: $84568. TOTAL PROJECT COST: $105710. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF RADIO STATION KANW-FM OPERATING ON 89.1 MHZ IN ALBUQUERQUE, NEW MEXICO AND THEREBY PROVIDE PROGRAMMING MOSTLY TO THE INDIANS AND HISPANIC POPULATION NOT NOW SERVED BY KANW.

FILE NO. 898PRB, NAVAJO TRIBE, CROWN POINT, NM. SIGNED BY: LEONARD ARVISO, EXEC DIR. GRANT REQUESTED: $40358. TOTAL PROJECT COST: $42858. DATE RECEIVED: 800109. TO PLAN THE ESTABLISHMENT OF AN INDIAN RADIO STATION IN CROWN POINT, NEW MEXICO PROVIDING FIRST SERVICE TO THE ENTIRE NAVAJO RESERVATION WHICH INCLUDES NW NEW MEXICO, NE ARIZONA, SE UTAH, AND SW COLORADO.

FILE NO. 853CTB, GALLINA-CAPULIN TV ASSN., BOX 151, GALLINA, NM 87017. SIGNED BY: FAYE HOLLEY, PRES, GCTA. GRANT REQUESTED: $26000. TOTAL PROJECT COST: $35385. DATE RECEIVED: 800109. TO ACTIVATE A TRANSLATOR STATION PROVIDING FIRST SERVICE FOR THE GALLINA-CAPULIN AREA OF NEW MEXICO BY REBROADCASTING CHANNEL 5 IN ALBUQUERQUE, NEW MEXICO.

FILE NO. 1005CTB, REGENTS OF NM STA UNIV., BOX 3J, LAS CRUCES NM, 88003. SIGNED BY: DR JOHN J MONAGLE, DIR., ARTS & SCIENCES RESEARCH. GRANT REQUESTED: $34614. TOTAL PROJECT COST: $46152. DATE RECEIVED: 800109. TO IMPROVE THE COST EFFICIENCY OF THE BROADCAST TRANSMITTER AND THE CAPABILITY FOR LOCAL ORIGINATION FOR TV STATION KRWG IN LAS CRUCES, NM.

FILE NO. 1081PRB, ALAMO NAVAJO SCHOOL BD., INC., BOX 907, MAGDALENA, NM 87825. SIGNED BY: ABE PLUMMER, EXEC DIR. GRANT REQUESTED: $18550. TOTAL PROJECT COST: $22637. DATE RECEIVED: 800109. TO PLAN THE ESTABLISHMENT OF AN FM RADIO STATION IN

MAGDALENA, NEW MEXICO PROVIDING FIRST PUBLIC TELECOMMUNICATIONS TO THE ALAMO INDIAN RESERVATION AND MAGDALENA.

FILE NO. 1119CTB, EASTERN NM. UNIV., PORTALES, NM 88130. SIGNED BY: DUANE W RYAN, DIR OF BROADCASTING. GRANT REQUESTED: $173160. TOTAL PROJECT COST: $230880. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF KENW-TV, CH 3 IN PORTALES, NEW MEXICO BY CONSTRUCTING 3 TRANSLATORS LOCATED IN CARLSBAD, TUCUMCARI, AND THE VILLAGES OF FORREST AND MCALISTER; ALSO TO IMPROVE THE STATION'S LOCAL ORIGINATION CAPACITY.

FILE NO. 1048CRB, RAMAH NAVAJO SCHOOL BD., INC., BOX 18, RAMAH, NM 87321. SIGNED BY: LAURENCE R. MANUELITO, EXEC DIR. GRANT REQUESTED: $121696. TOTAL PROJECT COST: $164961. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF KTDB-FM IN RAMAH, NEW MEXICO, OPERATING ON 89.7 MHZ AND THEREBY PROVIDE BILINGUAL PUBLIC RADIO SERVICE TO THE ENTIRE NAVAJO RESERVATION, THE ADJOINING PUEBLOS AND MANY UNSERVED NON-INDIAN TOWNS AND VILLAGES IN THE SURROUNDING AREA.

FILE NO. 926CTN, NM INST OF MINING & TECH., SOCORRO, NM 87801. SIGNED BY: L.GUY DONARUMA, VP FOR ACADEMIC AFFAIRS. GRANT REQUESTED: $78000. TOTAL PROJECT COST: $104000. DATE RECEIVED: 800109. TO ESTABLISH TELEVISION STUDIO AT NEW MEXICO INSTITUTE OF MINING AND TECHNOLOGY IN SOCORRO; TO PROVIDE FIRST SERVICE TO THIS AREA BY CABLE CONNECTIONS WITH THE LOCAL CABLE SYSTEM AND WITH

4 KEY LOCAL PROGRAM SOURCES AND BY MICROWAVE INTERCONNECTION WITH THE STATE ETV MICROWAVE NETWORK.

NEVADA

FILE NO. 1153CTB, DUCKWATER SHOSHONE TRIBE, BOX 38, DUCKWATER, NV 89314. SIGNED BY: JERRY MILLETT, TRIBAL CHAIRMAN. GRANT REQUESTED: $26757. TOTAL PROJECT COST: $35676. DATE RECEIVED: 800118. REQUEST ASSISTANCE TO PURCHASE TRANSLATOR EQUIPMENT TO PROVIDE EDUCATIONAL TELEVISION TO SCHOOLS AND RESIDENTS RESIDING IN RURAL AND ISOLATED AREAS OF THE DUCKWATER SHOSHONE TRIBE.

FILE NO. 873CTB, WHITE PINE TV, BOX 704, ELY, NV 89301. SIGNED BY: R.E.SWAIN, CHAIRMAN. GRANT REQUESTED: $11515. TOTAL PROJECT COST: $15220. DATE RECEIVED: 800109. PROPOSE TO PROVIDE FIRST SERVICE TELEVISION TO THE CROSS TIMBERS AREA AND LUND AND PRESTON, NV BY THE INSTALLATION OF A TRANSLATOR. SIGNAL WILL BE PROVIDED BY KLVX CHANNEL 10 LAS VEGAS, NEVADA.

FILE NO. 904CTB, MINERAL TV DISTRICT, BOX 1485, HAWTHORNE, NV 89415. SIGNED BY: DERALD S. LOOMIS, JR., CHAIRMAN-TV BD. GRANT REQUESTED: $24375. TOTAL PROJECT COST: $32500. DATE RECEIVED: 800109. REQUEST IS FOR ASSISTANCE TO PROVIDE EDUCATIONAL TELEVISION TO FOUR COMMUNITIES IN MINERAL COUNTY, NEVADA VIA TRANSLATORS.

FILE NO. 1008CRB, UNIV. OF NEVADA-RENO, 106 EDUCATION BLDG., RENO, NV 89557. SIGNED BY: JOSEPH N.CROWLEY, PRES. GRANT REQUESTED: $112500. TOTAL PROJECT COST: $150000. DATE RECEIVED:

800109. REQUESTS FUNDS FOR STATE OF THE ART PRODUCTION EQUIPMENT TO EXPAND FACILITIES, ALSO FUNDS TO PURCHASE SATELLITE EARTH STATION.

NEW YORK

FILE NO. 1114CTN, INTER-MEDIA ART CENTER INC., 253 BAYVILLE AVE., BAYVILLE, NY 11709. SIGNED BY: MICHEAL ROTHBARD, DIR. GRANT REQUESTED: $168500. TOTAL PROJECT COST: $769048. DATE RECEIVED: 800109. TO EXTEND THE COVERAGE OF PRODUCTIONS PRODUCED AT THE IMAC PRODUCTION CENTER BY INCREASING PRODUCTION CAPABILITY. THE IMAC CENTER IS UTILIZED BY ARTISTS, INDEPENDENT PRODUCERS, AND COMMUNITY ORGANIZATIONS.

FILE NO. 1220PTN, SOUTHERN WEST CABLE CONSORTIUM, PONDFIELD RD, C/O BD OF EDUCATION, BRONXVILLE, NY 10708. SIGNED BY: DR JOHN E.HELRICH, CHAIRMAN. GRANT REQUESTED: $50800. TOTAL PROJECT COST: $66800. DATE RECEIVED: 800109. TO PLAN FOR A CABLE INTERCONNECT AND LOCAL PRODUCTION FACILITY WHICH WOULD SERVE THE RESIDENTS OF SOUTHERN WESTCHESTER COUNTY, NEW YORK, BY PROVIDING EDUCATIONAL AND CULTURAL PROGRAMMING.

FILE NO. 890CTN, CORNING COMMUNITY COLLEGE, CORNING, NY 14830. SIGNED BY: DR DONALD H.HANGEN, PRES. GRANT REQUESTED: $39214. TOTAL PROJECT COST: $52385. DATE RECEIVED: 800109. TO INTERCONNECT THE STUDIOS OF CORNING COMMUNITY COLLEGE TO THE CITY OF CORNING CABLE SYSTEM AND THE BOCES TRANSLATOR NETWORK AND TO UPGRADE STUDIO FACILITIES.

FILE NO. 1143CTN, DEPEW UNION FREE SCHOOL DIST., 1780 COMO PARK BLVD., DEPEW, NY 14043. SIGNED BY: JOSEPH PLESUR, DIR OF A-V SERVICES. GRANT REQUESTED: $48342. TOTAL PROJECT COST: $210391. DATE RECEIVED: 800109. TO ESTABLISH A PRODUCTION FACILITY TO PRODUCE EDUCATIONAL PROGRAMS THAT WILL BE DISTRIBUTED THROUGH CABLE TELEVISION.

FILE NO. 989CRB, STA UNIV. COLLEGE AT FREDONIA, FREDONIA, NY 14063. SIGNED BY: PERRIN W. FENSKE, DIR., SPONSORED RESEARCH. GRANT REQUESTED: $20125. TOTAL PROJECT COST: $26925. DATE RECEIVED: 800109. TO EXTEND COVERAGE AREA AND PROVIDE SCA SERVICE TO THE PRINT HANDICAPPED IN THE COVERAGE AREA OF WCUF IN FREDONIA, NEW YORK.

FILE NO. 1188CRTB, PUBLIC BDCSTG CNCL OF CENTRAL NY, 506 OLD LIVERPOOL RD., LIVERPOOL, NY 13088. SIGNED BY: RICHARD W. RUSSELL, PRES & GEN MGR. GRANT REQUESTED: $610413. TOTAL PROJECT COST: $813884. DATE RECEIVED: 800109. TO RETUNE TWO TRANSLATORS WHICH SERVE THE UTTICA AND NEDROW AREAS, IMPROVE SCA SERVICE THROUGH A LOCAL PRODUCTION FACILITY AND ADDITIONAL RECEIVERS, TO UPGRADE A STUDIO FILM CHAIN, AND IMPROVE REMOTE CAPABILITIES.

FILE NO. 816CTB, EDUCATIONAL BROADCASTING CORP., 356 WEST 58TH ST., NEW YORK, NY 10019. SIGNED BY: GERALD L. APPY, VICE PRESIDENT, COMMUNICATIONS. GRANT REQUESTED: $374250. TOTAL PROJECT COST: $600000. DATE RECEIVED: 800108. TO ESTABLISH A PRODUCTION

FACILITY IN NEW JERSEY TO PRODUCE PROGRAMMING FOR THAT STATE WHICH WILL BE BROADCAST ON WNET IN NEW YORK CITY.

FILE NO. 1090PRTBN, TRI-STATE REG PLANNING COMMSN, 1 WORLD TRADE CENTER, NEW YORK, NY 10048. SIGNED BY: FRANK T. JOHNSON, EXEC. DIR. GRANT REQUESTED: $47500. TOTAL PROJECT COST: $47500. DATE RECEIVED: 800109. TO PLAN FOR A CABLE INTERCONNECT IN THE NEW YORK, NEW JERSEY, CONNECTICUT TRI-STATE METROPOLITAN AREA, AND TO PROVIDE STATE, REGIONAL AND METROPOLITAN GOVERNMENTAL AND PUBLIC PROGRAMMING.

FILE NO. 805PTN, NEW YORK INST OF TECHNOLOGY, BOX 170, OLD WESTBURY, NY 11568. SIGNED BY: ALEXANDER SCHURE, PRES. GRANT REQUESTED: $95575. TOTAL PROJECT COST: $138455. DATE RECEIVED: 800109. TO PLAN FOR A NATIONAL TELECOMMUNICATIONS NETWORK, UTILIZING SATELLITE TECHNOLOGY, TO PROVIDE HEALTH-RELATED PROGRAMMING TO HOSPITALS, MEDICAL INSTITUTIONS, AND RURAL COMMUNITIES.

FILE NO. 1136CTN, TOWN OF BROOKHAVEN, 227 MAIN ST., PORT JEFFERSON, NY 11777. SIGNED BY: THOMAS B. WILLIAMS, DIR YOUTH BUREAU. GRANT REQUESTED: $59690. TOTAL PROJECT COST: $79587. DATE RECEIVED: 800109. TO EXTEND THE SERVICE AREA AND PRODUCTION CAPABILITY OF THE CABLE PROGRAMMING PRODUCED UNDER THE AUSPICES OF THE TOWN OF BROOKHAVEN'S YOUTH BUREAU.

FILE NO. 831CTB, ROCHESTER AREA ETV ASSN., 280 STATE ST., BOX 21, ROCHESTER, NY 14601. SIGNED BY: WILLIAM J. PEARCE, PRES AND GEN MGR. GRANT REQUESTED: $153000. TOTAL PROJECT

COST: $204100. DATE RECEIVED: 800109. TO IMPROVE THE TRANSMITTING AND STUDIO CAPABILITIES OF WXXI IN ROCHESTER, NY.

FILE NO. 938CRB, MOHAWK-HUDSON COUNCIL ON ETV, BOX 17, SCHENECTADY, NY 12301. SIGNED BY: DONALD E. SCHEIN, PRES. GRANT REQUESTED: $20133. TOTAL PROJECT COST: $26845. DATE RECEIVED: 800109. TO IMPROVE THE FACILITIES FOR SCA SERVICE TO THE PRINT-HANDICAPPED AND TO EXTEND THE SUB-CARRIER SERVICE THROUGH ADDITIONAL RECEIVERS.

FILE NO. 935CTN, MOWHAWK-HUDSON COUNCIL ON ETV, BOX 17, SCHENECTADY, NY 12301. SIGNED BY: DONALD E. SCHEIN, PRES. GRANT REQUESTED: $620905. TOTAL PROJECT COST: $827874. DATE RECEIVED: 800109. TO ACTIVATE AN EDUCATIONAL TELEVISION NETWORK UTILIZING ITFS AND CABLE SYSTEMS. THE EDUCATIONAL PROGRAMMING WOULD SERVE THE SCHOOLS AND LOCAL RESIDENTS OF SIX COUNTIES.

FILE NO. 1212CTB, CITY OF SYRACUSE, 225 CITY HALL, SYRACUSE, NY 13202. SIGNED BY: LEE ALEXANDER, MAYOR. GRANT REQUESTED: $205680. TOTAL PROJECT COST: $278030. DATE RECEIVED: 800109. TO ESTABLISH A PUBLIC TELECOMMUNICATIONS FACILITY WHICH WILL PROVIDE EDUCATIONAL, LOCAL GOVERNMENT, MEDICAL-HEALTH, AND TRAINING PROGRAMMING TO THE RESIDENTS OF SYRACUSE, NEW YORK, THROUGH CABLE TELEVISION.

FILE NO. 1151CTB, BD OF COOPERATIVE EDUC., SPRING RD., VERONA, NY 13478. SIGNED BY: ANDREW D. ROSSETTI, DIST. SUPT. GRANT REQUESTED: $53882. TOTAL PROJECT COST: $74882. DATE RECEIVED: 800118. TO EXTEND THE COVERAGE AREA OF THE PROGRAMMING PRODUCED BY THE BOARD OF CO-OPERATIVE SERVICES OF MADISON-ONEIDA COUNTIES BY INTERCONNECTING VIA MICROWAVE TO TWO LOCAL CABLE SYSTEMS.

FILE NO. 1145CTN, TELE-COMMUNITY INC., 1 MEDIA CROSSWAYS, WOODBURY, NY 11797. SIGNED BY: LAURA F. PERKINS, ACTING EXEC DIR. GRANT REQUESTED: $371807. TOTAL PROJECT COST: $495742. DATE RECEIVED: 800109. TO ESTABLISH A CABLE ACCESS PRODUCTION FACILITY WITH MOBILE CAPABILITY TO PROVIDE THE RESIDENTS OF LONG ISLAND WITH CULTURAL AND EDUCATIONAL PROGRAMMING THOUGH SEVERAL CABLE TELEVISION SYSTEMS.

FILE NO. 1006PTN, MEDIA BUS, INC., 120 TINKER ST., WOODSTOCK, NY 12498. SIGNED BY: BARTON FRIEDMAN. GRANT REQUESTED:

$23800. TOTAL PROJECT COST: $27800. DATE RECEIVED: 800109. TO PLAN FOR A LOCAL PRODUCTION CENTER WHICH WILL PROVIDE EDUCATIONAL, PUBLIC, AND GOVERNMENT ACCESS SERVICES WHICH WILL BE DISTRIBUTED THROUGH CABLE TELEVISION.

OHIO

FILE NO. 1235CTB, OHIO UNIV., 9 S COLLEGE, ATHENS, OH 45701. SIGNED BY: NEIL BUCKLEW. GRANT REQUESTED: $405803. TOTAL PROJECT COST: $625803. DATE RECEIVED: 800118. TO EXTEND THE SIGNAL OF PUBLIC TELEVISION STATION WOUB-TV, CHANNEL 20, BOWLING GREEN UNIVERSITY, ATHENS, OHIO TO REACH COMMUNITIES IN THE OHIO RIVER, APPALACHIAN VALLEY, OHIO COMMUNITIES.

FILE NO. 936CTB, BOWLING GREEN STA UNIV., TROUPE AVE., BOWLING GREEN, OH 43403. SIGNED BY: DR MICHAEL R.FERRARI, PROVOST. GRANT REQUESTED: $194250. TOTAL PROJECT COST: $259900. DATE RECEIVED: 800109. TO IMPROVE PUBLIC TELEVISION STATION WBGU-TV, CHANNEL 57, BOWLING GREEN STATE UNIVERSITY, BOWLING GREEN, OHIO THROUGH THE ACQUSITION OF ORIGINATION EQUIPMENT TO FACILITATE PROGRAMMING SERVICES TO COMMUNITIES IN N.W. OHIO, FT. WAYNE, INDIANA, AND TWO COUNTIES IN SOUTHERN MICHIGAN.

FILE NO. 813CRB, BUCKEYE BROADCASTING, INC., P.O. BOX 429, CAMBRIDGE, OH 43725. SIGNED BY: BOYER SIMCOX, PRESIDENT. GRANT REQUESTED: $227660. TOTAL PROJECT COST: $510966. DATE RECEIVED: 800109. TO ACTIVATE AN FM PUBLIC RADIO STATION ON FREQUENCY 91.7 MHZ IN CAMBRIDGE, OHIO FOR BUCKEYE BROADCASTING, INC. TO PROVIDE BROADCASTING SERVICES TO THE COMMUNITIES IN THE CAMBRIDGE, OHIO AREA AND IN THE APPALACHIAN COUNTIES OF SE OHIO.

FILE NO. 1157CRB, UNIV. OF CINCINNATI, 110 EMERY HALL, CINCINNATI, OH 45221. SIGNED BY: ALBERT C.YATES, UNIV. DEAN FOR GRAD EDUCATION. GRANT REQUESTED: $157182. TOTAL PROJECT COST: $209577. DATE RECEIVED: 800118. TO EXTEND THE SIGNAL OF PUBLIC, NONCOMMERCIAL FM RADIO STATION WGUC, 90.0 MHZ, UNIVERSITY OF CINCINNATI, OHIO TO SERVE COMMUNITIES IN THE TRI-STATE AREA OF SOUTHWESTERN OHIO, NORTHERN KENTUCKY AND SOUTHEASTERN INDIANA.

FILE NO. 931PTN, OHIO EDUC TV NETWORK COM, 2470 N STAR RD., COLUMBUS, OH 43221. SIGNED BY: DAVE L FORNSHELL, EXECUTIVE DIRECTOR. GRANT REQUESTED: $84922. TOTAL PROJECT COST: $84922. DATE RECEIVED: 800109. TO PLAN FOR A PUBLIC TELECOMMUNICATION FACILITY TO SERVE ALL OHIO COMMUNITIES WITH A STATEWIDE TELETEXT SERVICE UTILIZING THE OHIO PUBLIC TELEVISION NETWORK SYSTEM; PLANNING WILL BE CONDUCTED BY THE OHIO EDUCATIONAL TELEVISION NETWORK COMMISSION, COLUMBUS, OHIO.

FILE NO. 1249PTN, RUSSEL-ROBINSON COMMUNICASTING, 804 HEYL AVE., COLUMBUS, OH 43206. SIGNED BY: UMAHON RUSSEL, SERV COORDINATOR. GRANT REQUESTED: $101645. TOTAL PROJECT COST: $112938. DATE RECEIVED: 791023. TO PLAN FOR A PUBLIC TELECOMMUNICATIONS ORIGINATION FACILITY CAPABLE OF PROVIDING SPECIALIZED TELEVISION PROGRAMS FOR MINORITIES THROUGH A PROGRAM DISTRIBUTION SERVICE UTILIZING LOCAL DISSEMINATION MEANS.

FILE NO. 905PTB, UNIV. REGIONAL BROADCASTING, INC., 3440 OFFICE PARK DR., DAYTON, OH 45439. SIGNED BY: CLAIR R.TETTEMER, PRES AND GEN MGR. GRANT REQUESTED: $23820. TOTAL PROJECT COST: $23820. DATE RECEIVED: 800109. TO PLAN FOR AN EXPANSION OF THE SERVICE AREA AND SPECIALIZED PROGRAMMING FOR PUBLIC TELEVISION STATION WPTU, CH 14 OXFORD, OHIO OPERATED BY UNIVERSITY REGIONAL BROADCASTING, INC., DAYTON, OHIO.

FILE NO. 899CRB, THE MIAMI UNIV., WMUB, SPRING AND OAK STS., OXFORD, OH 45056. SIGNED BY: LLOYD GOOGIN, VP, FINANCE AND BUSINESS AFFAIRS. GRANT REQUESTED: $80500. TOTAL PROJECT COST: $107677. DATE RECEIVED: 800109. TO EXPAND AND IMPROVE PUBLIC RADIO STATION WMUB, 88.5 MHZ MIAMI UNIVERSITY, OXFORD, OHIO BY REPLACING DISSEMINATION AND ORIGINATION FACILITIES TO PROVIDE PROGRAMMING SERVICES TO COMMUNITIES IN WEST-CENTRAL OHIO AND SOUTHEASTERN INDIANA.

FILE NO. 810CTB, THE GREATER TOLEDO ETV FDN., 415 N SAINT CLAIR ST., TOLEDO, OH 43604. SIGNED BY: ROBERT D.SMITH, PRES. AND GEN MGR. GRANT REQUESTED: $173258. TOTAL PROJECT COST: $241011. DATE RECEIVED: 800109. TO EXPAND THE PUBLIC BROADCASTING SERVICE OF THE GREATER TOLEDO ETV FOUNDATION'S RADIO STATION WGTE-FM, TOLEDO, OHIO TO THE COMMUNITIES OF NORTHWEST OHIO AND EASTERN INDIANA BY ACTIVATING A REPEATER STATION ON CHANNEL 217 AT LIMA, OHIO.

FILE NO. 1117CTN, THE UNIV. OF TOLEDO, 2801 W BANCROFT, TOLEDO, OH 43606. SIGNED BY: DR WILLIAM N.FREE, VICE PRES, ACADEMIC AFFAIRS. GRANT REQUESTED: $252900. TOTAL PROJECT COST: $337200. DATE RECEIVED: 800109. TO ACTIVATE PUBLIC TELECOMMUNICATIONS SERVICES AT THE UNIVERSITY OF TOLEDO, TOLEDO, OHIO TO BRING SPECIALIZED TELEVISION SERVICE PROGRAMMING TO THE TOLEDO AREA USING COMMUNITY CABLE CHANNELS.

FILE NO. 1146CTB, CENTRAL STATE UNIVERSITY, WILBERFORCE, OH 45384. SIGNED BY: LIONEL NEWSOM, PRESIDENT. GRANT REQUESTED: $150000. TOTAL PROJECT COST: $200000. DATE RECEIVED: 800109. TO IMPROVE INSTRUCTIONAL AND TELEVISION PRODUCTION FACILITIES AT CENTRAL STATE UNIVERSITY, WILBERFORCE, OHIO TO FURNISH A PUBLIC TELEVISION PROGRAM TO BE DISTRIBUTED BY UNIVERSITY REGIONAL BROADCASTING, INC., DAYTON, OHIO.

OKLAHOMA

FILE NO. 820CTB, OKLAHOMA EDUCATIONAL TV AUTH., 7403 N KELLEY AVE., BOX 14190, OKLAHOMA CITY, OK 73113. SIGNED BY: ROBERT L ALLEN, EXECUTIVE DIRECTOR. GRANT REQUESTED: $828535. TOTAL PROJECT COST: $1723535. DATE RECEIVED: 800109. TO REPLACE KOED-TV'S TRANSMISSION EQUIPMENT AND PROVIDE FIRST LOCAL PRODUCTION CAPABILITY TO TULSA, OKLAHOMA.

FILE NO. 1062CRB, OKLAHOMA STA UNIV., UNIV & HESTER STS., STILLWATER, OK 74074. SIGNED BY: L. L. BOGER, PRES. GRANT REQUESTED: $13284. TOTAL PROJECT COST: $17713. DATE RECEIVED: 800109. TO IMPROVE ORIGINATION EQUIPMENT AND PROVIDE REMOTE INTERCONNECTION FOR SERVICES TO THE PRINT-HANDICAPPED.

FILE NO. 921CTB, OKLAHOMA STATE UNIV., 317 COMMUNICATIONS BLDG., STILLWATER, OK 74074. SIGNED BY: DR L. L. ROGER, PRES. GRANT REQUESTED: $87918. TOTAL PROJECT COST: $117224. DATE RECEIVED: 800109. TO PROVIDE A MOBILE UNIT THAT WOULD SERVE THE EDUCATIONAL TELEVISION SERVICES DIVISION OF OKLAHOMA STATE UNIVERSITY AND THE OKLAHOMA EDUCATIONAL TELEVISION AUTHORITY.

OREGON

FILE NO. 1083CRB, MT HOOD COMMUNITY COLLEGE, 26000 S.E. STARK ST., GRESHAM, OR 97030. SIGNED BY: DR. STEPHEN NICHOLSON, PRES. GRANT REQUESTED: $183838. TOTAL PROJECT COST: $262625. DATE RECEIVED: 800109. TO ACTIVATE A NONCOMMERICAL RADIO STATION ON 89.1 MHZ, GRESHAM, OREGON.

FILE NO. 1111PRB, KBOO FDN., 65 SW YAMHILL, PORTLAND, OR 97204. SIGNED BY: MICHAEL WELLS, STATION MGR. GRANT REQUESTED: $25408. TOTAL PROJECT COST: $25408. DATE RECEIVED: 800109. TO PLAN AN FM RADIO STATION PRIMARILY FOR RESIDENTS OF ASTORIA AND THE SURROUNDING COMMUNITY AS A REPEATER OF KBOO, PORTLAND WITH LOCAL PRODUCTION CAPABILITIES TO SERVE CLATSOP CO, OREGON AND PACIFIC AND WAHKAIKIM COUNTIES IN WASHINGTON STATE.

FILE NO. 1057CTN, CREATIVE OUTLET INC., 117 N W 5TH AVE., PORTLAND, OR 97209. SIGNED BY: ROBERT FLUG, DIR. GRANT REQUESTED: $34336. TOTAL PROJECT COST: $45782. DATE RECEIVED: 800114. TO ESTABLISH A COMMUNITY ACCESS PRODUCTION AND ORIGINATION FACILITY TO PROVIDE EXPANDED PROGRAM SERVICES TO THE WEST PORTLAND CABLED AREA OF THE CITY.

FILE NO. 1044CRB, STA BD OF HIGHER ED., 2828 S W FRONT AVE., PORTLAND, OR 97201. SIGNED BY: DONALD S. BRYANT, EXEC DIR., OEPBS. GRANT REQUESTED: $126096. TOTAL PROJECT COST: $168128.

DATE RECEIVED: 800109. TO EXPAND AND IMPROVE THE OEPBS MICROWAVE INTERCONNECTION SYSTEM BETWEEN KWAX-FM, EUGENE; KOAC, CORVALLIS; KOAP-FM, PORTLAND; AND KGOL-FM, LA GRANDE; AS WELL AS DELIVER KOAP-FM'S SCA PROGRAMMING FOR THE ELDERLY AND THE SIGHT-IMPAIRED TO EASTERN OREGON FOR RETRANSMISSION ON THE PENDLETON AND LA GRANDE RADIO STATIONS.

FILE NO. 1045CTB, STATE BD OF HIGHER ED, 2828 S W FRONT AVE., PORTLAND, OR 97201. SIGNED BY: DONALD S. BRYANT, EXEC DIR., OEPBS. GRANT REQUESTED: $9506. TOTAL PROJECT COST: $12675. DATE RECEIVED: 800109. TO IMPROVE THE OEPBS TV SIGNAL BEING RECEIVED IN DALLES COMMUNITY AND EXTEND THE OEPBS TV AND RADIO SIGNAL BY MICROWAVE LINK BETWEEN THE BLACK MT REPEATER STATION AND BLUE MT COMMUNITY COLLEGE.

FILE NO. 1214PRTBN, OREGON COMMSN ON PUB BDCSTG., 2828 S W FRONT AVE., PORTLAND, OR 97201. SIGNED BY: TRAVIS CROSS, CHAIRMAN. GRANT REQUESTED: $122123. TOTAL PROJECT COST: $181607. DATE RECEIVED: 800109. TO DEVELOP A COMPREHENSIVE PUBLIC TELECOMMUNICATIONS PLAN FOR THE STATE OF OREGON.

PENNSYLVANIA

FILE NO. 945PRB, LEHIGH VALLEY ETV CORP., MOUNTAIN DR., BETHLEHEM, PA 18015. SIGNED BY: SHELDON R. SIEGEL, PRES AND GEN MGR. GRANT REQUESTED: $32150. TOTAL PROJECT COST: $37314. DATE RECEIVED: 800109. TO PLAN FOR A FIRST PUBLIC RADIO SERVICE TO BETHLEHEM, PA.

FILE NO. 814CTN, NORTH SCHUYLKILL SCHOOL DIST., OAK AND CENTER STS., FRANCKVILLE, PA 17931. SIGNED BY: CHARLES J. GRECO, SUPERINTENDENT. GRANT REQUESTED: $199127. TOTAL PROJECT COST: $377180. DATE RECEIVED: 800107. TO INTERCONNECT LOCAL CABLE SYSTEM WITH COUNTY SCHOOLS WHICH WILL SERVE AS POINTS OF ORIGINATION.

FILE NO. 1267CTN, VENANGO VIDEO INC., 503 13TH ST., FRANKLIN, PA 16323. SIGNED BY: JEFFREY D. STERLING, EXEC DIR. GRANT REQUESTED: $12000. TOTAL PROJECT COST: $22000. DATE RECEIVED: 800114. TO EQUIP A MOBILE TV PRODUCTION VAN TO PROVIDE LOCAL CATV PROGRAMMING OPPORTUNITIES FOR RESIDENTS OF VENANGO CO, PENNSYLVANIA.

FILE NO. 806PRTB, PENNSYLVANIA PUBLIC TV NETWORK, 169 W CHOCOLATE AVE., HERSHEY, PA 17033. SIGNED BY: H. SHELDON PARKER, JR., GEN MGR. GRANT REQUESTED: $120000. TOTAL PROJECT COST: $168000. DATE RECEIVED: 800109. TO ASSESS POTENTIALITIES OF PRESENT TELECOMMUNICATIONS FACILITIES, TO IDENTIFY DUPLICATIVE SYSTEMS

AND UNSERVED GEOGRAPHIC AREAS AND TO DEVELOP A COMPREHENSIVE STATEWIDE TELECOMMUNICATIONS PLAN.

FILE NO. 1022PRN, THE PA SCHOOL FOR THE DEAF, 7500 GERMANTOWN AVE., PHILADELPHIA, PA 19119. SIGNED BY: JOSEPH P. FINNEGAN, JR., HEADMASTER. GRANT REQUESTED: $52625. TOTAL PROJECT COST: $52625. DATE RECEIVED: 800109. TO DETERMINE FEASIBILITY OF ESTABLISHING A RADIO NETWORK FOR THE DEAF IN SEVERAL LARGE NORTHEASTERN CITIES.

FILE NO. 1193CRB, UNIV. OF PENNSYLVANIA, 3451 WALNUT ST., PHILADELPHIA, PA 19104. SIGNED BY: ANTHONY MERRITT, DIR., RESEARCH ADMINISTRATION. GRANT REQUESTED: $38487. TOTAL PROJECT COST: $51316. DATE RECEIVED: 800109. TO IMPROVE FACILITIES AT WXPN-FM OF THE UNIV. OF PENN. IN PHILADELPHIA.

FILE NO. 875CTB, NORTHEASTERN PA EDUC TV ASSN, OLD BOSTON RD., PITTSTON, PA 18640. SIGNED BY: GEORGE H. TRIMEL, JR., PRES AND GEN MGR. GRANT REQUESTED: $1285057. TOTAL PROJECT COST: $1713410. DATE RECEIVED: 800109. TO ESTABLISH A TELECOMMUNICATIONS SYSTEM FOR SCRANTON-WILKES BARRE AREA OF PENNSYLVANIA UTILIZING ITFS, CABLE, CLOSED-CIRCUIT TV, SATELLITE.

FILE NO. 1063CTN, READING SCHOOL DIST., EIGHTH AND WASH STS., READING, PA 19601. SIGNED BY: DR JACK D. NEAL, SUPT OF SCHOOLS. GRANT REQUESTED: $90045. TOTAL PROJECT COST: $120045. DATE RECEIVED:

800109. TO EXTEND EDUCATIONAL TV PROGRAMMING BY READING SCHOOL DISTRICT VIA CATV & USE OF SHARED TIME ON COMMERCIAL TV STATION.

FILE NO. 1221CTB, BERKS COMTY TV INC., 1112 MUHLENBERG ST., READING, PA 19602. SIGNED BY: DONALD OLLENDORF, VICE CHAIRMAN OF THE BD. GRANT REQUESTED: $223991. TOTAL PROJECT COST: $298991. DATE RECEIVED: 800118. TO EXTEND INTERACTIVE CABLE SIGNAL BY USE OF UHF TRANSLATOR OF STATION WITF, TO NON-CABLED RURAL POPULATION BEYOND READING, PENNSYLVANIA.

FILE NO. 1019PTB, PENN STATE UNIV., 212 J O KELLER BLDG., UNIVERSITY PARK, PA 16802. SIGNED BY: DANIEL T. HOPKINS, ACTING VICE PRES. GRANT REQUESTED: $34980. TOTAL PROJECT COST: $34980. DATE RECEIVED: 800109. TO PLAN FOR THE IMPROVEMENT AND FEASIBILITY OF EXTENSION OF PENN. STATE UNIVERSITY WPSX-TV IN UNIVERSITY PARK.

RHODE ISLAND

FILE NO. 1004PTN, RHODE ISLAND COLLEGE, 600 MT PLEASANT AVE., PROVIDENCE, RI 02908. SIGNED BY: JOHN C.O'NEILL, DIR, BUR OF GRANTS. GRANT REQUESTED: $68223. TOTAL PROJECT COST: $68223. DATE RECEIVED: 800109. TO DEVELOP A STATEWIDE CABLE TV PLAN FOR RHODE ISLAND.

SOUTH CAROLINA

FILE NO. 823CTN, SOUTH CAROLINA ETV COMMISSION, DRAWER L, COLUMBIA, SC 29250. SIGNED BY: HENRY J. CAUTHEN, PRESIDENT & GEN MGR. GRANT REQUESTED: $358627. TOTAL PROJECT COST: $658627. DATE RECEIVED: 800109. TO CONSTRUCT AN ITFS SYSTEM CONNECTING CHARLESTON COUNTY S.C SCHOOLS AND VOCATIONAL CENTERS.

FILE NO. 925PRTBN, SOUTH CAROLINA ETV COMMISSION, PO DRAWER L, COLUMBIA, SC 29250. SIGNED BY: HENRY J. CAUTHEN, PRES AND GEN MGR. GRANT REQUESTED: $75000. TOTAL PROJECT COST: $136150. DATE RECEIVED: 800109. TO PLAN FOR EXTENSION OF THE STATE'S ETV NETWORK TO RURAL AREAS.

SOUTH DAKOTA

FILE NO. 1118PRTBN, CHEYENNE RIVER SIOUX TRIBE, BOX 6, EAGLE BUTTE, SD 57625. SIGNED BY: MELVIN GARREAUX, CHAIRMAN. GRANT REQUESTED: $69441. TOTAL PROJECT COST: $69441. DATE RECEIVED: 800109. TO PLAN FOR A TRIBALLY SPONSORED PUBLIC TELECOMMUNICATIONS SYSTEM ON THE CHEYENNE RIVER INDIAN RESERVATION IN NORTH CENTRAL SOUTH DAKOTA.

FILE NO. 1124PRB, AMERICAN INDIAN TREATY COUNCIL, BOX 378, PINE RIDGE, SD 57770. SIGNED BY: DAVID P. LITTLE, PROJECT DIRECTOR. GRANT REQUESTED: $15097. TOTAL PROJECT COST: $15097. DATE RECEIVED: 800109. TO PLAN FOR A NONCOMMERCIAL PUBLIC RADIO STATION ON PINE RIDGE INDIAN RESERVATION IN SOUTH DAKOTA.

TENNESSEE

FILE NO. 1239PTB, THE OTHER SCHOOL SYSTEM INC., BOX 840, NASHVILLE, TN 37202. SIGNED BY: JAMES E. ALEXANDER, PHD, EXEC DIR. GRANT REQUESTED: $30210. TOTAL PROJECT COST: $42294. DATE RECEIVED: 800109. TO PLAN FOR PRODUCTION FACILITIES TO DEVELOP TRAINING MATERIALS TO BE USED BY SECA MEMBER STATIONS FOR PARENTS AND CHILDREN.

FILE NO. 1148PTN, METRO GOV NASHVILLE/DAVIDSON CO, 607 STAHLMAN BLDG., NASHVILLE, TN 37201. SIGNED BY: RICHARD H. FULTON, MAYOR. GRANT REQUESTED: $46399. TOTAL PROJECT COST: $61399. DATE RECEIVED: 800109. TO STUDY THE PUBLIC TELECOMMUNICATIONS NEEDS OF METROPOLITAN NASHVILLE, TO DESIGN A PLAN, TO MEET THOSE NEEDS VIA CABLE, AND TO INITIATE A PILOT PROJECT.

TEXAS

FILE NO. 963PRB, TEX CONSUMER ED & COMMTY DEV COM, BOX 547, ALAMO, TX 78516. SIGNED BY: ARTURO MARISCAL, BD CHARIMAN. GRANT REQUESTED: $34800. TOTAL PROJECT COST: $64800. DATE RECEIVED: 800109. TO PLAN THE ESTABLISHMENT OF A PUBLIC RADIO STATION IN HARLINGEN, TEXAS PROVIDING FIRST RADIO SERVICE TO CAMERON, WILLACY, AND HIDALGO COUNTIES IN SOUTHERN TEXAS BENEFITING 437,000 PEOPLE.

FILE NO. 1269CTB, TEX CONSUMER ED & COMMTY DEV COM, PO BOX 547, ALAMO, TX 78516. SIGNED BY: ARTURO MARISCAL, CHAIRMAN. GRANT REQUESTED: $384000. TOTAL PROJECT COST: $661000. DATE RECEIVED: 800114. TO SECURE A TOWER TO FULLY ACTIVATE KZLN-TV, CHANNEL 60 IN HARLINGEN, TEXAS, PROVIDING FIRST SERVICE TO THE COMMUNITY OF HARLINGEN-SAN BENITO AS WELL AS THE LOWER RIO GRANDE VALLEY OF SOUTH TEXAS.

FILE NO. 1159PTN, THE UNIV. OF TEXAS AT ARLINGTON, ARLINGTON, TX 76019. SIGNED BY: W.H.NEDDERMAN, PRES. GRANT REQUESTED: $36723. TOTAL PROJECT COST: $36723. DATE RECEIVED: 800118. TO PLAN THE EXPANSION OF NONBROADCAST TV PROGRAMS THROUGH INTERCONNECTION WITH CABLE COMPANIES AND THE IMPROVEMENT OF THE PRODUCTION CENTER FOR THE UNIVERSITY OF TEXAS AT ARLINGTON, TEXAS.

FILE NO. 1144PTN, HURST-EULESS-BEDFORD IND SCHOOL, 1849 CENTRAL DR., BEDFORD, TX 76021. SIGNED BY: FORREST E.WATSON, SUPT OF SCHOOLS. GRANT REQUESTED: $39760. TOTAL PROJECT COST: $39760. DATE RECEIVED: 800109. TO PLAN THE ESTABLISHMENT OF A MULTI-TECHNOLOGICAL COMMUNICATIONS INFORMATION CENTER, BASICALLY USING AN INTERACTIVE CABLE SYSTEM LOCATED IN BEDFORD, TX AND PROPOSING TO SERVE THE SCHOOLS AND COMMUNITIES OF HURST, EULESS AND BEDFORD DIRECTLY NE OF FORT WORTH.

FILE NO. 1015PTN, REGION IV ED SERVICE CENTER, BOX 863, HOUSTON, TX 77001. SIGNED BY: DR TOM PATE, JR., EXEC DIR. GRANT REQUESTED: $86365. TOTAL PROJECT COST: $154709. DATE RECEIVED: 800109. TO PLAN TO ESTABLISH A COOPERATIVE TELECOMMUNICATIONS INSTRUCTIONAL NETWORK BY USING AN INSTRUCTIONAL TV FIXED SERVICE SYSTEM TO PROVIDE PROGRAM SERVICE TO 54 SCHOOL DISTRICTS IN A 7 COUNTY NETWORK WITH THE ORIGINATION CENTER IN HOUSTON, TEXAS.

FILE NO. 1034CTB, CENTRAL TEXAS COLLEGE, HIGHWAY 190 WEST, KILLEEN, TX 76541. SIGNED BY: PHILIP R.SWARTZ, DEPUTY CHANCELLOR. GRANT REQUESTED: $450000. TOTAL PROJECT COST: $604000. DATE RECEIVED: 800109. TO IMPROVE THE LOCAL ORIGINATION CAPABILITY OF TV STATION KNCT-CHANNEL 46 IN BELTON, TEXAS TO PRODUCE ON LOCATION PROGRAMS TO COMMUNITIES IN CENTRAL TEXAS NOT PRESENTLY SERVICEABLE WITH EXISTING STATION FACILITIES.

FILE NO. 1234CTB, MIAMI TRANSLATOR SYSTEM INC., BOX 68, MIAMI, TX 79059. SIGNED BY: MAX RAY FAULKNER, SECY/TREAS. GRANT REQUESTED: $9750. TOTAL PROJECT COST: $13000. DATE RECEIVED: 800118. TO CONSTRUCT A TV TRANSLATOR TO PROVIDE FIRST SERVICE TO MIAMI, TEXAS AND SURROUNDING AREA BY REBROADCAST OF KETA, CHANNEL 13 IN OKLAHOMA CITY.

FILE NO. 1038CTB, ODESSA COLLEGE, BOX 3752, ODESSA, TX 79760. SIGNED BY: PHILIP T SPEEGLE, PRES. GRANT REQUESTED: $60438. TOTAL PROJECT COST: $80585. DATE RECEIVED: 800109. TO SECURE A VIDEO TAPE AUTOMATION SYSTEM TO PROGRAM THE LOCAL CABLE CH 10 IN ODESSA, TX PROVIDING FIRST SERVICE AND ACCESS FOR LOCAL GOVERNMENT, EDUCATION AND PUBLIC SECTORS.

FILE NO. 1245CTN, ASSN GRAD ED & RES, N TEXAS, BOX 688, RICHARDSON, TX 75080. SIGNED BY: GILBERT A PETERS, PRES. GRANT REQUESTED: $183393. TOTAL PROJECT COST: $244850. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF 4 ITFS CHANNELS AND CONSTRUCT A SATELLITE DOWNLINK FOR THE TELECOMMUNICATIONS CENTER AT THE TEXAS ASSOCIATION FOR GRADUATE EDUCATION AND RESEARCH IN RICHARDSON, TX THEREBY PROVIDING IMPROVED TV PROGRAMMING OVER THE AGENCY'S CABLE AND ITFS NETWORKS SERVING THE DALLAS AREA.

FILE NO. 1237PTN, UNIV. OF HOUSTON VICTORIA CAMPUS, 2302-C RED RIVER, VICTORIA, TX 77901. SIGNED BY: CHRISTIAN J. BUYS, ACTING CHANCELLOR. GRANT REQUESTED: $91843. TOTAL PROJECT

COST: $91843. DATE RECEIVED: 800118. TO PLAN TO ESTABLISH AN EDUCATIONAL TELECOMMUNICATIONS SYSTEM LOCATED AT THE UNIV OF HOUSTON'S VICTORIA CAMPUS PROVIDING EDUCATIONAL TV SERVICE TO 15 COUNTIES IN SO TEXAS.

VIRGINIA

FILE NO. 809CTN, ARLINGTON PUBLIC SCHOOLS, 816 S WALTER REED DRIVE, ARLINGTON, VA 22204. SIGNED BY: LARRY CUBAN, SUPT. GRANT REQUESTED: $813804. TOTAL PROJECT COST: $964404. DATE RECEIVED: 800109. REQUESTS ASSISTANCE TO IMPROVE UPON AND EXPAND EXISTING PRODUCTION AND DISTRIBUTION SERVICES EQUIPMENT INCLUDES EDITING-ENG-EFP-HEADEND DISTRIBUTION FOR CABLE AND HOOK-UP OF MATV SYSTEMS.

FILE NO. 1028CTB, HAMPTON ROADS EDUC TELECOM ASSN., 5200 HAMPTON BLVD., NORFOLK, VA 23508. SIGNED BY: JOHN R. MORISON, EXEC VICE PRES & GEN MGR. GRANT REQUESTED: $459975. TOTAL PROJECT COST: $613300. DATE RECEIVED: 800109. REQUESTS FUNDS FOR REPLACEMENT OF OUTDATED PRODUCTION AND DISTRIBUTION SWITCHERS-FILM CHAIN-VTR'S EDITING SYSTEM AND OTHER STATE-OF-THE-ART ORIGINATION EQUIPMENT. A REMOTE PICK-UP MICROWAVE SYSTEM AND TEST EQUIPMENT ARE ALSO REQUESTED.

FILE NO. 1088PTBN, HAMPTON-ROADS EDUC TELECOMM ASSN., 5200 HAMPTON BLVD., NORFOLK, VA 23508. SIGNED BY: JOHN R. MORISON, EXEC. V.P. & GEN MGR. GRANT REQUESTED: $116150. TOTAL PROJECT COST: $116150. DATE RECEIVED: 800109. REQUESTS PLANNING FUNDS TO EXPLORE WAYS TO EXPAND THE WHRO-TV PROGRAMS SERVICES TO NEW AUDIENCES THROUGH ALTERNATIVE NONBROADCAST METHODS.

FILE NO. 880CRB, VIRGINIA VOICE FOR THE PRINT, BOX 9259, RICHMOND, VA 23227. SIGNED BY: CARLTON P. BROOKS, EXECUTIVE DIR. GRANT REQUESTED: $23850. TOTAL PROJECT COST: $31715. DATE RECEIVED: 800109. GRANT REQUEST WILL PROVIDE ADDITIONAL SCA RECEIVERS TO BE ISSUED TO PERSONS WHO ARE BLIND OR PHYSICALLY-HANDICAPPED IN BOTH METROPOLITAN AREAS TO BE SERVED, WHICH ARE RICHMOND-PETERSBURGH AND HOPEWELL-COLONIAL HGTS.

FILE NO. 956CRB, VA WESTERN COMMUNITY COLLEGE, 3095 COLONIAL AVE, SW., ROANOKE, VA 24015. SIGNED BY: HAROLD H. HOPPER, PRES. GRANT REQUESTED: $32250. TOTAL PROJECT COST: $40471. DATE RECEIVED: 800109. EXPANSION OF RADIO READING SERVICE FOR THE BLIND AND PHYSICALLY-HANDICAPPED VIA SCA RECEIVERS TO 500 ADDITIONAL PERSONS.

FILE NO. 812CTB, BLUE RIDGE ETV ASSOC., 1215 MCNEIL DR., SW, P.O. BOX 1, ROANOKE, VA 24032. SIGNED BY: E V REXRODE, JR., EXECUTIVE VP AND GEN MGR. GRANT REQUESTED: $735859. TOTAL PROJECT COST: $1235859. DATE RECEIVED: 800109. REQUESTS FUNDS TO PURCHASE AND INSTALL A REPEATER TRANSMITTER TOWER AND ASSOCIATED MICROWAVE SYSTEM TO ACTIVATE FIRST SERVICES NONCOMMERCIAL TELEVISION ON CHANNEL 52 AT MARION, VA.

FILE NO. 802CRB, CENTER FOR EXCELLENCE, INC., P.O. BOX 158, WILLIAMSBURG, VA 23185. SIGNED BY: JOHN A. CURTIS, PRESIDENT. GRANT REQUESTED: $321781. TOTAL PROJECT COST: $435856. DATE RECEIVED: 800109. REQUEST IS FOR EXTENSION OF SERVICES PROVIDED BY THE BACKBONE OF THE CENTER SYSTEM TO THE EASTERN SHORE OF VA VIA CONSTRUCTION OF A RIB STATION IN EASTVILLE-CONNECTER TO THE NEWPORT NEWS BACKBONE STATION VIA TWO-WAY FM LINK. ADDITIONALLY, A SATELLITE RECEIVER STATION TO BE ADDED IN WILLIAMSBURG WILL ALLOW RECEPTION OF NATIONAL PUBLIC RADIO FOR INCLUSION IN SCA SERVICE TO THE PRINT HANDICAPPED.

FILE NO. 1251PTN, CENTER FOR EXCELLENCE, INC., BOX 158, WILLIAMSBURG, VA 23158. SIGNED BY: JOHN A. CURTIS, PRESIDENT. GRANT REQUESTED: $72057. TOTAL PROJECT COST: $99757. DATE RECEIVED: 800107. PLAN TO IDENTIFY AND DEFINE THE MAJOR UNFILLED EDUCATIONAL, MEDICAL AND SOCIAL SERVICE NEEDS OF THE AREA AND MAKE INTENSIVE USE OF MODERN TELECOMMUNICATIONS TECHNOLOGY TO DELIVER NEEDED SERVICES.

VIRGIN ISLANDS

FILE NO. 1097CTB, VIRGIN ISLANDS PTV SYSTEM, BOX 7879, CHARLOTTE AMALIE, VI 00801. SIGNED BY: DR. ORVILLE KEAN, CHAIRMAN OF THE BOARD. GRANT REQUESTED: $331340. TOTAL PROJECT COST: $531340. DATE RECEIVED: 800109. TO IMPROVE PUBLIC TELECOMMUNICATIONS FACILITIES OF STATION WTJX-TV CHANNEL 12, CHARLOTTE AMALIE, ST. THOMAS, VIRGIN ISLANDS BY REPLACING OBSOLETE APPARATUS NEEDED TO DELIVER PROGRAM SERVICES TO THE ISLANDS OF ST. THOMAS, ST. JOHN AND ST. CROIX.

VERMONT

FILE NO. 923CTB, THE UNIV. OF VERMONT, ETHAN ALLAN AVE., WINOOSKI, VT 05404. SIGNED BY: DR ROBERT B. LAWSON, ASSOC VICE PRES FOR RESEARCH. GRANT REQUESTED: $173422. TOTAL PROJECT COST: $231230. DATE RECEIVED: 800109. TO EXPAND FACILITIES OF VT ETV TO INCLUDE REMOTE PRODUCTION CAPABILITY.

WASHINGTON

FILE NO. 979CTB, PIERCE COUNTY TV RECEPTION, BOX 28, ASHFORD, WA 98304. SIGNED BY: WESLEY SOLBERG, CHAIRMAN. GRANT REQUESTED: $15892. TOTAL PROJECT COST: $21190. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF CHANNEL 62, KTPS-TV, TACOMA BY TRANSLATOR TO PROVIDE FIRST NONCOMMERCIAL TELEVISION SERVICE TO ISOLATED COMMUNITIES IN PIERCE COUNTY, ASHFORD, ELBE, MT. RAINIER NATIONAL PARK AREA, LEWIS COUNTY, MINERAL AND PARADISE ESTATES.

FILE NO. 1017CTN, EASTERN WASH UNIV., SHOWALTER 219, CHENEY, WA 99004. SIGNED BY: SONIA S. COWEN, GRANTS ADMINISTRATOR. GRANT REQUESTED: $14964. TOTAL PROJECT COST: $19952. DATE RECEIVED: 800109. TO ESTABLISH A PRODUCTION CAPABILITY FOR THE LOCAL CABLE CONSORTIUM UTILIZING THE EDUCATIONAL CABLE CHANNELS AVAILABLE TO THE SPOKANE COMMUNITY.

FILE NO. 1131CTB, APPLE VALLEY EDUC TV ASSN., 50 N IOWA, E WENATCHEE, WA 98801. SIGNED BY: RUSSELL H. EDWARDS, PRES. GRANT REQUESTED: $70500. TOTAL PROJECT COST: $94000. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF KWSU-TV, PULLMAN USING FIVE TRANSLATORS TO REACH RESIDENTS OF CHELAN AND DOUGLAS COUNTIES IN RURAL EASTERN WASHINGTON.

FILE NO. 1241CTB, TV RECEPTION DIST #1 OF OKANOGAN CO, RT 1 BOX 109, OKANOGAN, WA 98840. SIGNED BY: RUSSELL DETRO, CHAIRMAN.

GRANT REQUESTED: $55457. TOTAL PROJECT COST: $73957. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF KSPS-TV, CHANNEL 7, SPOKANE TO NORTH CENTRAL WASHINGTON BY TRANSLATOR AND PROVIDE NONCOMMERCIAL TELEVISION PROGRAMMING TO RESIDENTS OF OKANOGAN COUNTY INCLUDING ABOUT ONE-HALF OF THE COLVILLE INDIAN RESERVATION.

FILE NO. 1210PRTBN, STATE OF WASHINGTON, 400 CAPITOL CENTER BLDG., OLYMPIA, WA 98504. SIGNED BY: DEAN COLE, DIR. GRANT REQUESTED: $100972. TOTAL PROJECT COST: $150985. DATE RECEIVED: 800109, TO PLAN COORDINATED PUBLIC TELECOMMUNICATIONS SERVICES AND FACILITIES IN WASHINGTON STATE AND TO PREPARE AND DISTRIBUTE A STATE PLAN FOR TELECOMMUNICATIONS.

FILE NO. 996CRB, THE EVERGREEN STA COLLEGE, OLYMPIA, WA 98505. SIGNED BY: DANIEL J. EVANS, PRES. GRANT REQUESTED: $32332. TOTAL PROJECT COST: $61142. DATE RECEIVED: 800109. TO BRING FIRST PUBLIC RADIO SERVICE TO AREAS OF GRAYS HARBOR AND PACIFIC COUNTIES, WASHINGTON BY EXTENDING THE SIGNAL OF KAOS-FM IN OLYMPIA, WASHINGTON BY USING FOUR FM TRANSLATORS AND CABLE SYSTEM INTERCONNECTION.

FILE NO. 1086CTB, PRESCOTT SCHOOL DIST. #402-37, BOX 65, PRESCOTT, WA 99348. SIGNED BY: LEW MOORMAN, SUPT. GRANT REQUESTED: $6942. TOTAL PROJECT COST: $9257. DATE RECEIVED: 800109. TO EXTEND THE SIGNAL OF KSPS-TV, CHANNEL 7, SPOKANE, BY TRANSLATOR TO DELIVER EDUCATIONAL TELEVISION SERVICES TO THE RURAL COMMUNITY OF PRESCOTT, WASHINGTON.

FILE NO. 1093CRTN, QUINAULT INDIAN NATION, BOX 189, TAHOLAH, WA 98587. SIGNED BY: JOSEPH B. DELACRUZ, CHAIRMAN. GRANT REQUESTED: $166331. TOTAL PROJECT COST: $221775. DATE RECEIVED: 800109. TO ASSIST IN THE CONSTRUCTION OF CABLE TELEVISION SYSTEMS WHICH WOULD DELIVER PUBLIC RADIO AND TELEVISION PROGRAMMING TO QUEETS AND TAHOLAH COMMUNITIES ON THE QUINAULT INDIAN RESERVATION.

WISCONSIN

FILE NO. 1036CRB, LAC COURTE OREILLES OJIBWA, RT 2, HAYWARD, WI 54843. SIGNED BY: FRANCIS H. LARSON, VICE PRES. GRANT REQUESTED: $241975. TOTAL PROJECT COST: $669976. DATE RECEIVED: 800109. TO ACTIVATE A PUBLIC FM RADIO STATION ON 88.9 MHZ IN HAYWARD, WISCONSIN OPERATED BY LAC COURTE OREILLES OJIBWA PUBLIC BROADCASTING CORPORATION TO PROVIDE A FIRST PUBLIC TELECOMMUNICATIONS BROADCAST SERVICE TO THE TEN COUNTY AREA SURROUNDING HAYWARD.

FILE NO. 1101PTBN, AMER CNCL FOR BETTER BDCSTS., 120 EAST WILSON ST., MADISON, WI 53590. SIGNED BY: GENEVIEVE FINNEGAN, PRES. GRANT REQUESTED: $62550. TOTAL PROJECT COST: $66000. DATE RECEIVED: 800109. TO SUPPORT PLANNING ACTIVITIES BY THE AMERICAN COUNCIL FOR BETTER BROADCASTS, MADISON, WISCONSIN TO ESTABLISH A CHILDREN'S TELEVISION PROGRAM SERVICE USING CABLE AND OTHER TELECOMMUNICATIONS SERVICES FOR WISCONSIN AND OTHER STATES.

FILE NO. 842PRB, WHITE PINE COMM BDCSTG INC., BOX 254, RHINELANDER, WI 54501. SIGNED BY: PETER D. NORDGREN, PRESIDENT. GRANT REQUESTED: $29849. TOTAL PROJECT COST: $34709. DATE RECEIVED: 800109. TO ENABLE WHITE PINE COMMUNITY BROADCASTING, INC., RHINELANDER, WISCONSIN, PLAN FOR THE ACTIVATION OF A PUBLIC RADIO STATION TO SERVE THE NORTHEAST AND NORTH CENTRAL WISCONSIN AND THE UPPER PENINSULA OF MICHIGAN AREAS.

WEST VIRGINIA

FILE NO. 1179CTB, TRUSTEES OF BETHANY COLLEGE, BETHANY, WV 26032. SIGNED BY: ROBERT A. SANDERCOX, PRES. GRANT REQUESTED: $50531. TOTAL PROJECT COST: $67375. DATE RECEIVED: 800117. ESTABLISHMENT AND IMPLEMENTATION OF A MODEL TELECOMMUNICATIONS DEMONSTRATION IN COOPERATION WITH THE NORTHERN PANHANDLE AGENCY FOR THE AGED TO PRODUCE 43 PUBLIC SERVICE PROGRAMS ON THE AGED. INSTALL NEEDED PRODUCTION EQUIPMENT AT CH 3; THE VIDEO TAPED PROGRAMS WILL BE BICYCLED TO 20 CABLE SYSTEMS AND 33 SATELLITE CENTERS.

FILE NO. 1155CRB, TRUSTEES OF BETHANY COLLEGE, BETHANY, WV 26032. SIGNED BY: ROBERT A. SANDERCOX, PRES. GRANT REQUESTED: $79598. TOTAL PROJECT COST: $102131. DATE RECEIVED: 800118. EXPAND ESTABLISHED 10 WATT RADIO STATION TO 1 KW TO SERVE ALL OF BROOKE COUNTY AND NORTHERN PANHANDLE OF WEST VA; ALSO INSTALL FIRST BROADCAST PRODUCTION STUDIO.

FILE NO. 815CRB, POCAHONTAS COMMUNICATIONS COOP., BOX 86, MARLINTON, WV 24954. SIGNED BY: GIBBS KINDERMAN, VICE PRESIDENT. GRANT REQUESTED: $103021. TOTAL PROJECT COST: $148021. DATE RECEIVED: 800108. ACTIVATION OF FIRST SERVICE 1 KW AM RADIO STATION ON 1370 KHZ AT MARLINTON, WEST VIRGINIA. PROPOSED FACILITY WILL SERVE POCAHONTAS COUNTY AND FIVE ADJACENT COUNTIES OF WEST VIRGINIA.

WYOMING

FILE NO. 1018CTB, CASPER COMTY COLLEGE DISTRICT, 125 COLLEGE DR., CASPER, WY 82601. SIGNED BY: DR TILGHMAN H. ALEY, VICE PRES. GRANT REQUESTED: $30000. TOTAL PROJECT COST: $40000. DATE RECEIVED: 800109. TO PROVIDE FIRST SERVICE PUBLIC TV TO CASPER, USING A TRANSLATOR WHICH WILL BRING PROGRAMMING FROM CH 6, KRMA, DENVER.

FILE NO. 835CTB, SUNDANCE TV ASSN., INC.,BOX 11, SUNDANCE, WY 82729. SIGNED BY: JULIUS HEWES, PRESIDENT. GRANT REQUESTED: $22060. TOTAL PROJECT COST: $29414. DATE RECEIVED: 800109. TO EXTEND PBS PROGRAMMING TO RESIDENTS OF SUNDANCE, WYOMING AND SURROUNDING AREAS BY CONSTRUCTING A TV RECEIVE-ONLY SATELLITE EARTH STATION/TRANSLATOR FACILITY.

FILE NO. 1120CTB, MAMMOTH COMTY TV & FM ASSN., BOX 255, YELLOWSTONE PARK, WY 82190. SIGNED BY: EDWARD PURKEY, PRES. GRANT REQUESTED: $27036. TOTAL PROJECT COST: $36048. DATE RECEIVED: 800109. TO EXTEND PBS PROGRAMMING TO RESIDENTS OF YELLOWSTONE PARK, WYOMING AND GARDINER, MONTANA BY CONSTRUCTING A TV RECEIVE-ONLY SATELLITE STATION/TRANSLATOR FACILITY.

BILLING CODE 3510-12-C

II. Deferred Applications

The following were submitted and accepted for filing in prior fiscal years, but have not been funded through the Public Telecommunications Facilities Program. The applicant in each case has indicated that it wants the application considered for possible Federal funding in Fiscal Year 1980 and has furnished updated data requested by the Public Telecommunications Facilities Division. It is not necessary that local newspaper notice be posted in the area served or proposed to be served under 15 CFR 2301.11.

BILLING CODE 3510-12-M

ACCEPTED FOR FILING IN 1979

AK	NEW FILE NO. 1265CRB	OLD FILE NO.471-R	KUSKOKWIM PUBLIC BDCSTG CORP	MCGRATH
AL	NEW FILE NO. 1071CTB	OLD FILE NO.740-T	ALABAMA EDUC TV COMMISSION	MOBILE
	NEW FILE NO. 990CTB	OLD FILE NO.666-T	ALA ETV COMMISSION	MONTEVALLO
	NEW FILE NO. 1262CRB	OLD FILE NO.503-R	BD OF TRUSTEES U OF ALA	TUSCALOOSA
AR	NEW FILE NO. 1185CRB	OLD FILE NO.63-P	LITTLE ROCK SCHOOL DIST	LITTLE ROCK
AZ	NEW FILE NO. 1033CRB	OLD FILE NO.562-R	PUBLIC RADIO FOR ARIZONA	PHOENIX
	NEW FILE NO. 1189PRB	OLD FILE NO.44-P	ARIZONA WESTERN COLLEGE	YUMA
CA	NEW FILE NO. 1233CRB	OLD FILE NO.475-R	FULLERTON COLLEGE	FULLERTON
	NEW FILE NO. 845PTN	OLD FILE NO.138-P	ARTISTS POST-PRODUCTION STUDIO	LONG BEACH
	NEW FILE NO. 906PTBN	OLD FILE NO.10-P	WATTS LABOR COMM ACTION COMMITT	LOS ANGELES
	NEW FILE NO. 896CRB	OLD FILE NO.563-R	GREAT SILENCE BROADCASTING	PACIFIC GROVE
	NEW FILE NO. 1050CRB	OLD FILE NO.486-R	PASADENA AREA COMTY COLLEGE	PASADENA
	NEW FILE NO. 1132PTN	OLD FILE NO.39-P	SIERRA COMTY COLLEGE	ROCKLIN
	NEW FILE NO. 1031PRTB	OLD FILE NO.50-P	SONOMA STA UNIV ACADEMIC FDN	ROHNERT PARK
	NEW FILE NO. 1164PRTN	OLD FILE NO.58-P	CALIFORNIA POSTSECONDARY ED CMSN	SACRAMENTO
	NEW FILE NO. 1025CRB	OLD FILE NO.556-R	VOCES UNIDES BILIGUAL BDCSTG FDN	SALINAS
	NEW FILE NO. 1105PTN	OLD FILE NO.156-P	MINORITIES & WOMEN TELECOMM NETW	SAN FRANCISCO
	NEW FILE NO. 1266CRB	OLD FILE NO.483-R	SAN JOSE STATE UNIV	SAN JOSE
	NEW FILE NO. 1183CTB	OLD FILE NO.722-T	SAN MATEO COUNTY CMTY COLL DIST	SAN MATEO
	NEW FILE NO. 891CRB	OLD FILE NO.432-R	SANTA MONICA COMTY COLLEGE DIST	SANTA MONICA
	NEW FILE NO. 1177PRB	OLD FILE NO.24-P	BILINGUAL BRDCSTG FDN INC	SANTA ROSA
	NEW FILE NO. 803CRB	OLD FILE NO.559-R	KCPB INC	THOUSAND OAKS
	NEW FILE NO. 1176CTB	OLD FILE NO.4-N	CITY OF YREKA	YREKA
CO	NEW FILE NO. 1003CTB	OLD FILE NO.782-T	COUNTY OF PITKIN	ASPEN
	NEW FILE NO. 1052PRTN	OLD FILE NO.151-P	COMTY FREE SCHOOL	BOULDER
	NEW FILE NO. 941CRB	OLD FILE NO.469-R	KHUM DENVER EDUC BROADCASTING	DENVER
	NEW FILE NO. 912PTN	OLD FILE NO.57-P	COMMUNITY COLLEGE OF DENVER	DENVER
	NEW FILE NO. 1253CRB	OLD FILE NO.466-R	UNIV OF DENVER COLORADO SEMINARY	DENVER
	NEW FILE NO. 970CTB	OLD FILE NO.779-T	FRONT RANGE EDUC MEDIA CORP	LAFAYETTE
	NEW FILE NO. 948CRB	OLD FILE NO.494-R	CHEYENNE MT PUBLIC BRDCSTG HOUSE	MANITOU SPRINGS
	NEW FILE NO. 1186CRB	OLD FILE NO.538-R	UNIV OF SOUTHERN COLORADO	PUEBLO
CT	NEW FILE NO. 1271CTB	OLD FILE NO.726-T	CONN EDUC TELECOMM CORP	HARTFORD
	NEW FILE NO. 1199CTB	OLD FILE NO.718-T	CONN EDUC TELECOMM CORP	HARTFORD
	NEW FILE NO. 1142PTN	OLD FILE NO.45-P	UNIV OF CONNECTICUT	STORRS
DE	NEW FILE NO. 954PTB	OLD FILE NO.7-P	DELAWARE CITIZENS COMMITTEE	OCEAN VIEW
	NEW FILE NO. 955CTB	OLD FILE NO.714-T	DELAWARE CITIZENS COMMITTEE	OCEAN VIEW
FL	NEW FILE NO. 1190PRTN	OLD FILE NO.64-P	THE SCHOOL BD OF BROWARD COUNTY	FT LAUDERDALE
	NEW FILE NO. 1165PRB	OLD FILE NO.65-P	BROWARD PUBLIC RADIO ASSOC INC	FT LAUDERDALE
	NEW FILE NO. 984CTB	OLD FILE NO.741-T	COMMUNITY TV INC	JACKSONVILLE
	NEW FILE NO. 1076CTB	OLD FILE NO.742-T	FLORIDA STA UNIV,TALLAHASSE	TALLAHASSEE
	NEW FILE NO. 1078CTB	OLD FILE NO.743-T	FLA WEST COAST PUBLIC BDCSTG	TAMPA
	NEW FILE NO. 949CTB	OLD FILE NO.654-T	UNIV OF SOUTH FLORIDA	TAMPA

GA	NEW FILE NO. 1252CRB	OLD FILE NO.509-R	EDUC TELECOMMUNICATIONS	ATLANTA
	NEW FILE NO. 1070CTB	OLD FILE NO.744-T	ATLANTA BD OF ED	ATLANTA
	NEW FILE NO. 1139PTN	OLD FILE NO.68-P	MEDICAL COLL OF GA	AUGUSTA
	NEW FILE NO. 946CRB	OLD FILE NO.508-R	GEORGIA PUBLIC RADIO	SAVANNAH
	NEW FILE NO. 916PTB	OLD FILE NO.69-P	VALDOSTA STA COLLEGE	VALDOSTA
IA	NEW FILE NO. 951PTBN	OLD FILE NO.70-P	N. TRAILS EDUC AGENCY	CLEAR LAKE
	NEW FILE NO. 1074CTB	OLD FILE NO.745-T	STA EDUC RADIO & TV FACILITY BD	DES MOINES
IL	NEW FILE NO. 827CRB	OLD FILE NO.518-R	WESTERN ILLINOIS UNIV	MACOMB
	NEW FILE NO. 1198CTB	OLD FILE NO.761-T	IL VALLEY PUBLIC TELECOMM CORP	PEORIA
	NEW FILE NO. 1191CRB	OLD FILE NO.557-R	ARGO COMMUNITY HIGH SCHOOL	SUMMIT
IN	NEW FILE NO. 1197PTB	OLD FILE NO.123-P	NORTHWEST INDIANA PUBLIC BRDCSTG	HIGHLAND
	NEW FILE NO. 929CTB	OLD FILE NO.787-T	INDIANA STA UNIV	TERRE HAUTE
	NEW FILE NO. 1254CRB	OLD FILE NO.294-R	INDIANA STA UNIV	TERRE HAUTE
KS	NEW FILE NO. 1182CRB	OLD FILE NO.511-R	HUTCHINSON COMTY JR COLLEGE	HUTCHINSON
	NEW FILE NO. 1013PTN	OLD FILE NO.71-P	KANSAS PUBLIC TELECOMM SERVICE	WICHITA
KY	NEW FILE NO. 950CRB	OLD FILE NO.480-R	WESTERN KENTUCKY UNIV	BOWLING GREEN
	NEW FILE NO. 913CTB	OLD FILE NO.728-T	BD OF EDUC OF JEFFERSON CO	LOUISVILLE
	NEW FILE NO. 1256PRN	OLD FILE NO.9-P	KENTUCKIANA RADIO INFO SVC	LOUISVILLE
	NEW FILE NO. 1054CRB	OLD FILE NO.470-R	MURRAY STA UNIV	MURRAY
	NEW FILE NO. 877PRB	OLD FILE NO.146-P	APPALSHOP INC	WHITESBURG
LA	NEW FILE NO. 854PRB	OLD FILE NO.72-P	LA STA UNIV AT ALEXANDRIA	ALEXANDRIA
	NEW FILE NO. 982PRB	OLD FILE NO.135-P	THE NATL ASSOC ADV OF MINORITY	BATON ROUGE
	NEW FILE NO. 883CTB	OLD FILE NO.637-T	GREATER NEW ORLEANS EDUC TV FDN	NEW ORLEANS
MA	NEW FILE NO. 1194CRB	OLD FILE NO.526-R	EASTERN PUBLIC RADIO NETWORK	BOSTON
	NEW FILE NO. 1156PRTN	OLD FILE NO.101-P	TRUSTEES OF TUFTS COLLEGE	MEDFORD
	NEW FILE NO. 1166PTB	OLD FILE NO.62-P	WICN PUBLIC RADIO, INC	WORCESTER
	NEW FILE NO. 1268CRN	OLD FILE NO.548R	WCUW INC	WORCESTER
MD	NEW FILE NO. 983CTN	OLD FILE NO.18-N	OLDTOWN COMMUNITY SYSTEMS	OLDTOWN
ME	NEW FILE NO. 976PRTB	OLD FILE NO.142-P	CENTER FOR VIDEO ARTS	PORTLAND
MI	NEW FILE NO. 911CRB	OLD FILE NO.493-R	OVID-ELSIE HIGH SCHOOL	ELSIE
MN	NEW FILE NO. 962CTB	OLD FILE NO.788-T	INDEPENDENT SCHOOL DIST #492	AUSTIN
	NEW FILE NO. 1127PRB	OLD FILE NO.37-P	FRESH AIR INC	MINNEAPOLIS
	NEW FILE NO. 1122CRB	OLD FILE NO.491-R	MINNESOTA PUBLIC RADIO INC	ST PAUL
MO	NEW FILE NO. 1162PTN	OLD FILE NO.77-P	SCHOOL DIST #1	BUFFALO
	NEW FILE NO. 1171PTB	OLD FILE NO.78-P	NEW WAVE CORP	COLUMBIA
	NEW FILE NO. 1154PRB	OLD FILE NO.79-P	CURATORS OF THE UNIV OF MO	COLUMBIA
	NEW FILE NO. 1055PRB	OLD FILE NO.159-P	MIDCOAST RADIO PROJECT INC	KANSAS CITY
	NEW FILE NO. 1121CTB	OLD FILE NO.749-T	SPRINGFIELD COMMUNITY TV INC	SPRINGFIELD
	NEW FILE NO. 824CTB	OLD FILE NO.750-T	CENTRAL MISSOURI STA UNIV	WARRENSBURG
MS	NEW FILE NO. 1167PTN	OLD FILE NO.76-P	MISSISSIPPI STA UNIV	MISS. STATION

MT	NEW FILE NO. 917CTB	OLD FILE NO.716-T	BAKER TV TAX DISTRICT	BAKER
	NEW FILE NO. 1073PRTBN	OLD FILE NO.8-P	MONTANA INTER-TRIBAL POLICY BD	BILLINGS
	NEW FILE NO. 1138PRTB	OLD FILE NO.150-P	FIRST AMER CMSN,TELECOMM	BILLINGS
	NEW FILE NO. 1053CTN	OLD FILE NO.3-N	MONTANA STA UNIV	BOZEMAN
	NEW FILE NO. 837CTB	OLD FILE NO.733-T	POWDER RIVER CO TV BD	BROADUS
	NEW FILE NO. 843CTB	OLD FILE NO.734-T	EAST BUTTE TV CLUB INC	CHESTER
	NEW FILE NO. 840CTB	OLD FILE NO.731-T	CIRCLE TV BOOSTER CLUB INC	CIRCLE
	NEW FILE NO. 841CTB	OLD FILE NO.732-T	ROUNDUP TV TAX DISTRICT	ROUNDUP
	NEW FILE NO. 838CTB	OLD FILE NO.725-T	MEAGHER CO TV DISTRICT	WHITE SULPHUR SP
	NEW FILE NO. 836CTB	OLD FILE NO.717-T	WOLF POINT TV DISTRICT	WOLF POINT
NC	NEW FILE NO. 1149PTBN	OLD FILE NO.42-P	W NO CAROLINA ASSOC. COMMUNITIES	CULLOWHEE
	NEW FILE NO. 1091CRB	OLD FILE NO.481-R	THE TRUSTEES OF DAVIDSON COLLEGE	DAVIDSON
	NEW FILE NO. 1232PRB	OLD FILE NO.5-P	GATES CO BD OF EDUC	GATESVILLE
	NEW FILE NO. 897CRB	OLD FILE NO.498-R	STATE UNIV OF NC	GREENSBORO
	NEW FILE NO. 985PRTB	OLD FILE NO.2-P	AGENCY FOR PUBLIC TELECOMM	RALEIGH
NE	NEW FILE NO. 943CTB	OLD FILE NO.751-T	NEBRASKA ETV COMMISSION	LINCOLN
	NEW FILE NO. 1069CRB	OLD FILE NO.514-R	UNION COLLEGE	LINCOLN
NJ	NEW FILE NO. 1133PTN	OLD FILE NO.137-P	HUDSON COUNTY AUDIO VISUALS/ AID	JERSEY CITY
	NEW FILE NO. 1261PTN	OLD FILE NO.127-P	BD OF ED LENAPE REGIONAL H.S.	MEDFORD
	NEW FILE NO. 1205PRTBN	OLD FILE NO.130-P	THEATER OF UNIVERSAL IMAGES	NEWARK
	NEW FILE NO. 1270CTB	OLD FILE NO.706-T	NEW JERSEY PUBLIC TV	TRENTON
	NEW FILE NO. 991PTN	OLD FILE NO.17-P	JOSEPH F GILCHRIST	WAYNE
NM	NEW FILE NO. 1168PRB	OLD FILE NO.83-P	NEW MEXICO STA LIBRARY	SANTA FE
NY	NEW FILE NO. 1060PRN	OLD FILE NO.139-P	BLIND ASSOC OF NY	BUFFALO
	NEW FILE NO. 967PRTB	OLD FILE NO.125-P	SOUTHERN TIER EDUC TV ASSOC INC	ENDWELL
	NEW FILE NO. 940CTB	OLD FILE NO.1-CRT	SOUTHERN TIER ETV ASSOC INC	ENDWELL
	NEW FILE NO. 974PTN	OLD FILE NO.121-P	COLUMBIA GREENE COMMUNITY COLL	HUDSON
	NEW FILE NO. 1211PTBN	OLD FILE NO.122-P	GLOBAL VILLAGE VIDEO RESOURCE	NEW YORK
	NEW FILE NO. 881CRB	OLD FILE NO.12-R	INTOUCH NETWORKS	NEW YORK
	NEW FILE NO. 1255PRB	OLD FILE NO.120-P	THE CITY COLL OF CITY UNIV NY	NEW YORK
	NEW FILE NO. 1065CTB	OLD FILE NO.785-T	EDUC BDCSTG CORP	NY
	NEW FILE NO. 1108CRB	OLD FILE NO.520-R	CITY OF NY FOR WNYS-AM	NY
	NEW FILE NO. 1098CTB	OLD FILE NO.760-T	LONG ISLAND ETV COUNCIL	PLAINVIEW
	NEW FILE NO. 884CTB	OLD FILE NO.768-T	NORTHEAST NEW YORK EDUC TV ASSOC	PLATTSBURGH
	NEW FILE NO. 977CRB	OLD FILE NO.545-R	ST LAWRENCE VALLEY ETV COUNCIL	WATERTOWN
OH	NEW FILE NO. 863CRB	OLD FILE NO.553-R	MOUNT UNION COLLEGE	ALLIANCE
	NEW FILE NO. 910CTB	OLD FILE NO.739-T	GREATER CINCINNATI TV ED FDN	CINCINNATI
	NEW FILE NO. 1080PFB	OLD FILE NO.98-P	STEPCHILD RADIO OF CINCINNATI	CINCINNATI
	NEW FILE NO. 1112CRB	OLD FILE NO.532-R	THE OHIO STA UNIV	COLUMBUS
	NEW FILE NO. 1113CTB	OLD FILE NO.776-T	THE OHIO STA UNIV	COLUMBUS
	NEW FILE NO. 1068CTB	OLD FILE NO.757-T	UNIV REGIONAL BDCSTG	DAYTON
	NEW FILE NO. 1001CTB	OLD FILE NO.755-T	NORTHEASTERN EDUC TV OF OHIO	KENT
OK	NEW FILE NO. 1072PRB	OLD FILE NO.74-P	CHOCTAW NATION OF OKLAHOMA	DURANT
OR	NEW FILE NO. 848CRB	OLD FILE NO.477-R	LANE COMMUNITY COLLEGE	EUGENE
	NEW FILE NO. 1047CTB	OLD FILE NO.704-T	OREGON EDUC BDCSTG SERVICE	PORTLAND
	NEW FILE NO. 1046CTB	OLD FILE NO.568-T	OREGON EDUC BDCSTG SERVICE	PORTLAND

PA	NEW FILE NO. 1267CTN	OLD FILE NO.20-N	VENANGO VIDEO INC	FRANKLIN
	NEW FILE NO. 807CTB	OLD FILE NO.773-T	WHYY INC	PHILADELPHIA
	NEW FILE NO. 808CRB	OLD FILE NO.536-R	WHYY INC	PHILADELPHIA
	NEW FILE NO. 1209CTB	OLD FILE NO.774-T	MET PITTSBURG PUBLIC BDCSTG	PITTSBURG
	NEW FILE NO. 875CTB	OLD FILE NO.15-N	NORTHEASTERN PA EDUC TV ASSN	PITTSTON
PR	NEW FILE NO. 988CTB	OLD FILE NO.793-T	FUNDACION EDUCATIVA ANA G MENDEZ	RIO PIEDRAS
SC	NEW FILE NO. 925PRTBN	OLD FILE NO.12-P	SOUTH CAROLINA ETV COMMISSION	COLUMBIA
TN	NEW FILE NO. 865CRB	OLD FILE NO.499-R	VOLUNTEER STATE CMTY COLL	GALLATIN
	NEW FILE NO. 1239PTB	OLD FILE NO.144-P	THE OTHER SCHOOL SYSTEM INC	NASHVILLE
TX	NEW FILE NO. 871CRB	OLD FILE NO.448-R	SO TEXAS EDUC BRDCSTG COUNCIL	CORPUS CHRISTI
	NEW FILE NO. 862CTB	OLD FILE NO.646-T	PUBLIC COMM FDN FOR N TEXAS	DALLAS
	NEW FILE NO. 861CTB	OLD FILE NO.652-T	PUBLIC COMM FDN FOR N TEXAS	DALLAS
	NEW FILE NO. 1264PRB	OLD FILE NO.87-P	DENTON CHANNEL TWO FDN INC	DENTON
	NEW FILE NO. 1200PTN	OLD FILE NO.88-P	ELGIN INDEPENDENT SCHOOL DIST	ELGIN
	NEW FILE NO. 1246CTB	OLD FILE NO.34-N	UNIV OF HOUSTON	HOUSTON
	NEW FILE NO. 817PRB	OLD FILE NO.92-P	WILEY COLLEGE	MARSHALL
UT	NEW FILE NO. 1163PRB	OLD FILE NO.104-P	UTAH STA UNIV OF AGR & APPL SCI	LOGAN
	NEW FILE NO. 1222CRB	OLD FILE NO.497-R	LISTENERS CONTY RADIO UTAH	SALT LAKE CITY
VA	NEW FILE NO. 1181CTB	OLD FILE NO.792-T	CENTRAL VA EDUC TV CORP	RICHMOND
	NEW FILE NO. 1251PTN	OLD FILE NO.114-P	CENTER FOR EXCELLENCE INC	WILLIAMSBURG
VT	NEW FILE NO. 902CRB	OLD FILE NO.561-R	VERMONT PUBLIC RADIO	WINDSOR
WA	NEW FILE NO. 1126CTB	OLD FILE NO.772-T	WASH STA UNIV	PULLMAN
	NEW FILE NO. 1263CRB	OLD FILE NO.534-R	UNIV OF WASHINGTON	SEATTLE
	NEW FILE NO. 1011CTB	OLD FILE NO.771-T	UNIV OF WASHINGTON	SEATTLE
	NEW FILE NO. 1258PRB	OLD FILE NO.34-P	SEATTLE SCHOOLS DIST#1	SEATTLE
	NEW FILE NO. 833CTB	OLD FILE NO.778-T	TACOMA SCH DIST #10	TACOMA
WI	NEW FILE NO. 887PRTB	OLD FILE NO.128-P	STATE OF WISCONSIN	MADISON
WV	NEW FILE NO. 869CRB	OLD FILE NO.566-R	W VA LIBRARY COMMISSION	CHARLESTON
	NEW FILE NO. 1257CTB	OLD FILE NO.31-N	OHIO COUNTY BD OF ED	WHEELING
WY	NEW FILE NO. 839CTB	OLD FILE NO.734-T	SHERIDAN TV TRANSLATOR INC	SHERIDAN

BILLING CODE 3510-12-C

III. American Indian Satellite Planning Application

The reactivation of application No. 1138 (Old File No. 150-P) was filed by First American's Commission for Telecommunications (FACT) on January 9, 1980. FACT sought a grant in the amount of $97,500 to plan for the construction of a project identified as the American Indian Satellite Project. The purpose of the project is to provide effective communication of educational, health and governmental information between Indian people. Because it felt that the application as submitted was inadequate, FACT subsequently requested in a letter from Lee Piper, Chairperson of FACT to Mary Dinota, Program Officer, PTFP, that its application be withdrawn so that it could "regroup and do a more thorough job next time around".

By letter dated March 21, 1980, the Wiconi Project of the South Dakota United Indian Association (Wiconi) requested a "waiver so that (it could) become the official sponsoring organization" for the project in light of FACT's decision not to prosecute the application in the current funding round. Letter from Barbara Wheeler Gilbert, Project Director, Wiconi Project to William Lucas, Associate Administrator, NTIA and Mary Dinota, dated March 21, 1980. (March 21st was the final day specified for amending or augmenting data in pending applications.) Wiconi asserts that FACT was created by the leaders of a large number of Indian organizations to apply for funding for the project.

The Deputy Chief Counsel of NTIA spoke with Lee Piper on April 17, 1980, to try to determine whether FACT endorsed Wiconi's substitution request. Piper stated that FACT did not endorse the request and she restated FACT's intention to refile the application in the FY 1981 funding round.

On April 18, 1980, Wiconi filed a petition with NTIA for extraordinary relief. Wiconi seeks the "conditional substitution" of Wiconi for FACT in order to permit the continued processing of FACT's application until the question of sponsorship is resolved. In support, Wiconi, alleges that the project was conceived by Mr. Jerry Elliot and subsequently endorsed by the leaders of approximately 100 Indian nations, tribes and organizations. Wiconi also alleges that FACT was created by these leaders to apply for a PTFP grant. When FACT withdrew its application for FY 1980, Wiconi continues, the leadership of the 100 nations, tribes and organizations were entitled to specify a new sponsoring organization and established Wiconi to continue prosecution of the application.

The request for extraordinary relief will be granted to the extent that we are conditionally accepting *FACT's* application for filing.* This action does not resolve the merits of the sponsorship allegations raised by Wiconi in its pleadings, but it enables continued processing of the funding request for the project until the issues can be resolved. In this regard, the burden is on Wiconi to establish that the leaders of the 100 groups created FACT to apply for PTFP funds for the Project. Wiconi was directed to submit a supporting brief by April 25, 1980, and to serve copies of both its March and April pleadings on FACT by overnight mail. FACT was requested to respond to Wiconi's allegations by May 6, 1980, after which NTIA will rule on the request.

In light of the nature of our provisional action, neither FACT nor Wiconi will be required to publish notice of acceptance of the application pursuant to Section 2301.11 of the PTFP rules. If Wiconi perfects its claim and we permanently accept the application for processing this year, then, of course, publication will be required.

(47 U.S.C. 390-95; 397-99)

(Catalog of Federal Domestic Assistance Program No. 11.550, Public Telecommunications Facilities Program) This notice issued in Washington, D.C.

Dated: May 20, 1980.

Henry Geller,

The Assistant Secretary for Communications and Information.

[FR Doc. 80-15939 Filed 5-27-80; 8:45 am]

BILLING CODE 3510-12-M

*We emphasize that we are *not* accepting a separate Wiconi application since to do so would constitute a waiver of the January 9, 1980, closing date for filing grant applications. *See* Section 2301.9 of the PTFP rules 15 (CFR 2301.9). We have never permitted the filing of an application after the closing date and Wiconi has not presented any facts which would indicate that we should waive the date in this case.

federal register

Wednesday
May 28, 1980

Part III

Department of the Interior

Bureau of Land Management

Potassium, Sodium, Sulphur, and Phosphate Leases: Fees, Rentals, and Royalties; Requirement of Minimum Production or Minimum Royalty Payments

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Part 3500

[Circular No. 2466]

Fees, Rentals, and Royalties; Requirement of Minimum Production or Minimum Royalty Payments in Potassium, Sodium, Sulphur, and Phosphate Leases

AGENCY: Bureau of Land Management, Interior.

ACTION: Final rulemaking.

SUMMARY: This final rulemaking will require that potassium, sodium, sulphur, and phosphate mineral leases contain a provision calling for minimum production or the payment of a specified minimum royalty. The minimum production or minimum royalty requirement is necessary to ensure a fair return to the United States for the disposition of mineral rights. The long-term intended effect of the rulemaking is to encourage production of these minerals.

DATE: Effective June 27, 1980.

ADDRESS: Any suggestions or inquiries should be addressed to: Director (520), 1800 C Street NW., Washington, D.C.

FOR FURTHER INFORMATION CONTACT: David M. Carty (202) 343-7753.

SUPPLEMENTARY INFORMATION: The principal author of this final rulemaking is David M. Carty of the Division of Mineral Resources, Bureau of Land Management, Washington, D.C., assisted by the staff of the Office of Legislation and Regulatory Management, Bureau of Land Management.

Proposed rulemaking was published on pages 12464–12466 in the Federal Register of March 7, 1979, and invited comments for 60 days ending May 7, 1979. The comment period was subsequently extended 90 days to August 7, 1979. Comments were received from 37 sources including businesses, individuals and Federal agencies. These comments have been reviewed and analyzed. The following summarizes the comments, suggestions and actions taken.

Speculation

The proposed regulation included a substantial increase in the minimum royalty which, in part, was intended to discourage speculation in minerals on public lands. It was suggested by the comments that this increase in minimum royalties would penalize the leaseholder who has invested in mining and processing facilities based on the assumption of an inexpensive source of leased reserves. It was further pointed out that the majority of these leaseholders are large, competitive organizations that might consider it prudent to drop their reserve leases because of the added costs. These dropped leases might then be picked up by a person or organization with a more speculative bent, thus defeating this particular purpose of the regulations.

The point was also made that prospecting and the development of minerals are by their very nature speculative and that the increase in minimum royalties would merely make it more expensive to pursue these activities. Additionally, there would also be a tendency to discourage those with small capitalization from entering the field which in turn would lead to reduced competition.

It was also pointed out that no documented case has been made to verify the existence of speculation in the leasing of the minerals in question.

Encouraging Production

One of the intended effects of the proposed rulemaking was to encourage mineral production. The general reaction to this in the comments was that the increase in minimum royalties would instead discourage production because the costs would be passed on to the consumer which would result in reduced demand.

The comments expressed the view that extensive, inexpensive and assured reserves are necessary to encourage the full production of these minerals.

In particular, the comments expressed the feeling that leased areas containing fringe or marginal deposits would be abandoned after fulfilling any reclamation requirements. It was further believed that such areas wouldn't be mined in the future because the installation of new production facilities would be too expensive.

The comments also expressed the fear that increasing the cost of domestic production of these minerals might lead to an increased dependence on foreign supplies.

Finally, the comments suggested that minimum royalties should be eliminated on those leased areas that have been mined out, but are still essential for access and the facilities necessary for mineral production.

Fair Return

Another purpose of the proposed rulemaking was to assure a fair return to the Federal Government. The general response to this was that the Federal Government receives a fair return for these minerals through the production royalty which is based on an annually determined value of the ore. The comments also suggested that the production royalty also provides the best means of coping with the inflationary aspect of obtaining a fair return. One comment expressed the opinion that the proposed increase in minimum royalties from the 1920 base would be in violation of the President's voluntary wage and price standards.

Royalty Alternatives

Comments suggested many alternatives to the proposed conditions of royalty payment, including:

(1) Defer increases in minimum royalties indefinitely.

(2) Allow production royalties to be credited to the minimum royalties required on nonproducing leases.

(3) Credit minimum royalties paid on nonproducing leases to the production royalties when the leases become productive.

(4) Require minimum royalties or production royalties, but not both.

(5) Exempt minimum royalties on nonproducing leases that, taken with producing leases, comprise a logical economic unit.

(6) Exempt minimum royalties where mine development is delayed by—

(a) Environmental considerations;

(b) Long-term drilling necessary to develop an acceptable mining plan;

(c) Tardy approval of a mining plan;

(d) Compliance with laws or regulations;

(e) Feasibility studies;

(f) Permit applications;

(g) Impact studies; or

(h) While constructing mining or processing facilities.

(7) Do not change minimum royalties for worked-out areas that support production facilities or access necessary for the continuation of an operation.

(8) Determine royalties on a case-by-case basis because of the disparity of minerals between areas.

Minimum Production

The preamble of the proposed rulemaking opened for comment the possibility of eliminating minimum royalties and replacing them with requirements for the minimum production of minerals. Reader reaction to this idea was generally negative on the grounds that it would place the Government in a position of deciding when and in what quantities the minerals should be produced. The comments felt that these decisions are best left to private industry because it has the ability to react to changing market demands with a rapidity that is necessary for efficient operations.

There were a number of responses to the request for comments on the legal authority for minimum production. The time and effort of those responding to this request is appreciated. However, the issue has become moot because the minimum production requirement has been deleted from the rulemaking.

Miscellaneous

A number of comments expressed the view that a Regulatory Analysis should be prepared for this rulemaking. This rulemaking was in process prior to the effective date of the Department's regulations (43 CFR Part 14) and was not covered. However, the rulemaking was considered under the guidelines applicable to Executive Order 12044 and a determination was made that the rulemaking did not fall within the requirements for a regulatory analysis set in these guidelines. The basis for the conclusion that a regulatory analysis was not needed was discussed in part in the preamble to the proposed rulemaking. With the changes made in the final rulemaking, it is clear that the provisions of existing guidelines do not require a regulatory analysis.

The comments suggested that this rulemaking incorporate the logical mining unit concept so that production royalties could be used in lieu of minimum royalties. It has been decided that logical mining units are not needed at this time, but the concept will be retained for possible future use.

The comments also suggested that a provision be added to this rulemaking which would assure that the transfer of an existing lease would not result in a change in the rates of the lease. Such a provision is unnecessary because applicable law does not provide for a rate change at the time of transfer.

The comment was made that the requirement of minimum annual production or the payment of a minimum royalty in paragraph 3503.3–2(b)(2) has questionable statutory authority as applied to sodium leases. Section 32 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 189), is considered to provide the necessary authority for this requirement.

It was suggested that subparagraph 3503.3–2(b)(2)(ii) be changed so that the lessee will be exempted from the requirement of minimum production or minimum royalties if the lessee's profit falls below 10 percent of his capital investment and operating expenses. To do this would be at cross purposes with the encouragement of production.

A comment requested that the term "commercial quantities" as used in paragraph 3503.3–2(b)(4) be defined. This paragraph has not been included in the final rulemaking, so there is no need to define the term.

One comment found paragraph 3503.3–2(b)(5) objectionable because of the feeling that it would allow the authorized officer to dictate company production schedules. Since it is customary to set minimum production at a level that will generate production royalties equal to the minimum royalties, the reduction of the minimum production level would raise the question of whether the Federal Government would then be receiving a fair return for the minerals leased. This, it would seem, is sufficient reason for the Government to become involved in setting any reduction in the previously agreed upon minimum production level. It must also be pointed out that the Government is not concerned when a lessee decides to produce at some level above the minimum production.

Another comment expressed the feeling that any mineral reserve estimates provided to fulfill the requirements of paragraph 3503.3–2(b)(5) of the proposed rulemaking should be held in strict confidence. If an applicant requests that information be held confidential and gives reasons therefor, that request will be honored to the extent possible under the provisions of the Freedom of Information Act.

There was concern expressed that paragraph 3503.3–2(b)(5) of the proposed rulemaking could be interpreted to be retroactive and that the resultant minimum royalties would prove to be an excessive burden on those unrenewed leases of the past few years that have been allowed to continue production. This paragraph has been changed to make it clear that the new minimum royalty will not be retroactive.

Changes

In light of the foregoing review of comments received and after extensive internal discussions three significant changes have been made in the final rulemaking. These changes are: (1) minimum royalties have been reduced to $2.00 per acre per year with no increase in the 10th year; (2) the requirement that a lease must achieve production in commercial quantities before it can qualify for a reduction in the minimum royalty payment has been deleted; and (3) minimum royalties will be adjusted annually in accordance with the Producer Prices and Price Indexes (Department of Labor, Bureau of Labor Statistics).

Editorial and clarification changes of the proposed regulations have been made as needed.

The Department of the Interior has determined that this document is not a significant rule and does not require a regulatory analysis under Executive Order 12044 and 43 CFR Part 14.

Under the authority of the Mineral Leasing Act of 1920 (30 U.S.C. 181 et seq.), section 3503.3–2 of Subpart 3503, Part 3500, Subchapter C, Chapter II, Title 43 of the Code of Federal Regulations is amended as set forth below.

James W. Curlin,

Acting Assistant Secretary of the Interior.

May 21, 1980.

1. Section 3503 3–2(b) is amended to read as follows:

§ 3503.3–2 General statement, royalties

* * * * *

(b) *Minimum royalty.* (1) The District Mining Supervisor shall have discretion, upon the request of the lessee, to authorize the advance payment of a minimum royalty in lieu of continued operation for any particular year.

(2) Potassium, Sodium, and Sulphur. Leases will require, beginning with the 6th full calendar year of the lease term, a minimum annual production or the payment of a minimum royalty of $2 per acre per year, as adjusted in accordance with paragraph (6) of this section, unless (i) lease production is interrupted by strikes, the elements, or casualties not attributable to the lessee, or (ii) lease operations are suspended upon a satisfactory showing that market conditions are such that the lease cannot be operated except at a loss, or (iii) lease operations are suspended by the Secretary for the reasons specified in section 39 of the Mineral Leasing Act (30 U.S.C. 209).

(3) Phosphate. Leases will require, beginning with the 4th year of the lease, a minimum annual production or the payment of a minimum royalty of $2 per acre per year, as adjusted in accordance with paragraph (6) of this section, unless (i) lease production is interrupted by strikes, the elements, or casualties not attributable to the lessee, or (ii) lease operations are suspended upon a satisfactory showing that market conditions are such that the lease cannot be operated except at a loss, or (iii) lease operations are suspended by the Secretary for the reasons specified in section 39 of the Mineral Leasing Act (30 U.S.C. 209).

(4) Provided the lessee has established minimum production as specified by the terms of the lease, the lessee may petition the District Mining Supervisor to reduce the amount of minimum production specified in the lease upon the basis of a showing by the lessee.

The petition shall include, among other relevant information (i) the operator's estimate of the tonnage of

leased minerals in the leased land; (ii) all available information as to the grade thereof; (iii) the plan of operations for the leased property and any adjoining property to be worked with it; (iv) a general statement of the method used in mining and processing the leased minerals; (v) the estimated rate of extraction; and (vi) possible absorption in the markets. Within 6 months after receiving this information, the District Mining Supervisor shall determine whether the minimum production requirement in the lease should be reduced or not. In making that determination, the District Mining Supervisor shall consider what would be a reasonable time period needed to mine the leased deposits in view of their location and the lessee's operations on adjacent lands.

(5) Any potassium, sodium, phosphate or sulphur lease renewal or readjustment after the effective date of these regulations shall require a minimum production or a minimum royalty of $2 per acre per year, as adjusted in accordance with paragraph (6) of this section, next anniversary date after renewal or readjustment.

(6) Minimum royalties due in lieu of production shall be adjusted annually in accordance with the Producer Prices and Prices Indexes (Department of Labor, Bureau of Labor Statistics). Leases issued prior to publication of these regulations shall not be affected until the next lease readjustment or renewal.

* * * * *

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federal register

Wednesday
May 28, 1980

Part IV

Department of the Interior

Fish and Wildlife Service

Coachella Valley Fringe-Toed Lizard, Reproposal of Critical Habitat

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 17

Reproposal of Critical Habitat for the Coachella Valley Fringe-Toed Lizard.

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Proposed rule.

SUMMARY: The Service reproposes Critical Habitat for the Coachella Valley fringe-toed lizard (*Uma inornata*), known only from the Coachella Valley, Riverside County, California. Threatened status and Critical Habitat were originally proposed for this species on September 28, 1978 (43 FR 44806–08). The Critical Habitat portion of this proposal was withdrawn by the Service on March 6, 1979 (43 FR 12382–84) because of the procedural and substantive changes in prior law made by the Endangered Species Act Amendments of 1978 (Pub. L. 95–632; 92 Stat. 3751). This proposed rule complies with the new requirements. This action is based on information in the Office of Endangered Species. The Coachella Valley fringe-toed lizard, eight to eleven centimeters in snout-vent length, is whitish in color with many closely set black marks forming a network of outlined circular whitish areas. No other fringe-toed lizards occur within its range of central Riverside County, California, from Whitewater and the mouth of Snow Creek south to two miles east of Indi, California. The Coachella Valley fringe-toed lizard has been extirpated from large areas within its range. It is the Service's intent to include both the listing and Critical Habitat in any final rule which may be published. If this occurs the rule if promulgated, would provide protection to all wild populations of this species. Comments and information are sought from the public.

DATES: Comments from the public must be received by July 28, 1980. Comments from the Governor of California must be received by August 26, 1980. A public meeting on this proposal will be held on June 20, 1980, and a public hearing will be held on July 7, 1980.

ADDRESSES: Interested persons or organizations are requested to submit comments to Director (OES), U.S. Fish and Wildlife Service, Department of the Interior, Washington, D.C. 20240. Comments and materials relating to this proposed rule and available for public inspection by appointment during normal business hours at the Service's Office of Endangered Species, Suite 500, 1000 North Glebe Road, Arlington, Virginia. The time and place of the public meeting and the public hearing on this proposal is presented in the table below.

FOR FURTHER INFORMATION CONTACT: For further information on this reproposal, contact Mr. John L. Spinks, Jr., Chief Office of Endanged Species (703/235–2771).

SUPPLEMENTARY INFORMATION:

Background

On November 3, 1977, the Fish and Wildlife Service published a notice in the Federal Register (42 FR 57492) to the effect that a review of the status of ten reptiles was being conducted. The Coachella Valley fringe-toed lizard was included as part of that review. Based on information received from the California Department of Fish and Game, the California State Office of the Bureau of Land Management and eight professional biologists, a proposal was published in the Federal Register (43 FR 44806–08) to list the Coachella Valley Fringe-toed lizard as Threatened and to designate its Critical Habitat. Before final action could be taken Congress passed the Endangered Species Act Amendments of 1978 (P. L. 95–632; 92 Stat. 3751). These amendments substantially modified the procedures the Service must follow when designating critical Habitat. In order to comply with the new requirements the critical Habitat portion of the proposed rulemaking was withdrawn, March 6, 1979 (44 FR 12382–84). The present proposed rule will bring the Critical Habitat proposal for the Coachella Valley fringetoed lizard into conformity with the Endangered Species Act of 1973 (87 Stat. 884; 16 U.S.C. 1531 *et seq.*), as amended.

The Coachella Valley fringe-toed lizard in known only from the Coachella Valley, Riverside County, California. Like other members of the genus *Uma*, it is adapted for living in fine wind-blown sand, and it is restricted to areas where this habitat occurs in the floor of the Coachella Valley.

At times, the Coachella Valley fringe-toed lizard has been considered a subspecies of the Colorado fringe-toed lizard (*Uma notata*). A recent study proposes reestablishing the single species *Uma notata* by lumping the Coachella Valley, the Colorado and the Mohave (*Uma scoparia*) fringe-toed lizards, but it does not address the subject of subspecies. Based on current reproductive, physiological and behavioral evidence, most experts agree on the existence of either three discrete species or three subspecies.

The Coachella Valley fringe-toed lizard is of special interest to scientists because of its morphological and behavioral adaptations to sandy habitats, and its evolutionary relationships to other closely related species.

A detailed summary of comments responding to the notice of status review, to the original proposal for listing the species and its habitat, and to this reproposal of Critical Habitat will appear if a final rule is published.

Factors Affecting the Species

In 50 CFR 424.11(b) of the Service's regulations for Listing Endangered and Threatened Species and Designating Critical Habitat (45 FR 13022–26) it is stated that:

> A species shall be listed if the Director determines on the basis of the best scientific and commercial data available to him after conducting a review of the species' status that the species is Endangered or Threatened because of any one or a combination of the following factors:
>
> (1) The present or threatened destruction, modification, or curtailment of its habitat or range;
>
> (2) Utilization for commercial, sporting, scientific, or educational purposes at levels that detrimentally affect it;
>
> (3) Disease or predation;
>
> (4) Absence of regulatory mechanisms adequate to prevent the decline of a species or degradation of its habitat; and
>
> (5) Other natural or manmade factors affecting its continued existence.

These factors, and their application to the Coachella Valley fringe-toed lizard, are as follows:

1. *The present or threatened destruction, modification, or curtailment of its habitat or range.* The historical range of the Coachella Valley fringe-toed lizard was approximately 324 square miles, which probably included about 200 square miles of suitable habitat. The results of a study funded by the California Department of Fish and Game indicated that by 1975 the historical range of this species had been reduced by 27 percent to 236 square miles. Further, suitable habitat, including marginal areas, comprised only 120 square miles or a reduction of 40 percent. Aerial photographs taken by the U.S. Army Corps of Engineers in 1979, and ground survey conducted in 1975, indicate further loss of suitable habitat. According to these surveys, A. S. England estimated that some 99 square miles of suitable habitat still remained as of 1979. These losses have occurred as a result of rapid urban and agricultural growth in the Valley since 1945, and this trend is expected to

continue at an even greater pace in the future.

In 1940, the human population in the Coachella Valley was 12,000. By 1970, it had risen to over 100,000, and has been projected to reach 139,500 to 164,000 by 1990. Population projections made for the early 1970's already have proven to be too low. These predictions were only for permanent populations, and in 1971, seasonal residents represented an additional 40 percent of the total population. At the present time, none of the lizard's habitat has been permanently preserved. An analysis of city and county general plans and county zoning has shown that all remaining habitat could eventually be developed.

Much of the habitat in the southern and eastern part of the Valley is being invaded by dense stands of Russian thistle (*Salsola iberica*), a noxious weed introduced from Europe. This is a recent phenomenon and may be having a detrimental impact on the blow-sand habitat of the fringe-toed lizard by causing stabilization, and thus, allowing other plants to invade. Tamarisk (*Tamarix aphylla*) wind-breaks have been planted throughout the Valley to protect agricultural and urban developments. A row of 40 foot trees can create a windshadow up to 1,200 feet wide on the leeward side of the windbreak, causing changes in soil movement patterns. The potential effects of these plantings on fringe-toed lizard populations are not known.

There is heavy off-road vehicle use in parts of the Valley. Studies in other areas show that this activity can have significant negative effects on densities and biomass of vertebrate populations.

2. *Utilization for commercial, sporting, scientific or educational-purposes at levels that detrimentally affect it.* Although existing State regulations prohibit collecting more than two fringe-toed lizards per day without a special permit, collecting for the pet trade has continued. This is due primarily to a sharp increase in prices paid for reptiles. During the spring of 1978, several violations involving the Coachella Valley fringe-toed lizard were issued for over-collecting without a license. The extent of this problem is not known.

3. *Disease or predation.* Not applicable.

4. *Absence of existing regulatory mechanisms adequate to prevent the decline of a species or degradation of its habitat.* To the present, nothing has been done to prevent the continued loss of Coachella Valley fringe-toed lizard habitat through conversion to urban and agricultural land uses. Although a county ordinance restricts the use of off-road vehicles on private lands without possession of written permission from the landowner, heavy use continues in certain areas and habitat conditions have deteriorated.

5. *Other natural or man-made factors affecting its continued existence.* Not applicable.

Critical Habitat

50 CFR 424.02 defines "Critical Habitat" to include (a) areas within the geographical area occupied by the species at the time that species is listed which are essential to the conservation of the species and (b) which may require special management considerations or protection; and specific areas outside the geographic area occupied by the species at the time, upon a determination by the Director that such areas are essential for the conservation of the species.

The new proposed Critical Habitat for the Coachella Valley fringe-toed lizard comprises an ara of approximately 11,920 acres (18⅝ square miles) of privately owned land in Riverside County, California, bounded to the east by Washington Street, Hidden Palms and Thousand Palms Oasis and Canyon. The town of Thousand Palms is outside the western boundary of the proposed Critical Habitat. The Southern Pacific Railroad, the Thousand Palms-Dry Camp Siding and Interstate Freeway I-10 are outside the southwestern boundary of the proposed area. A 220 KV transmission line and natural gas pipeline run through the northern part of the area.

As specified in the listing regulations (50 CFR 424.12(b)), "The Director shall consider in determining what areas are Critical Habitat those physiological, behavioral, ecological, and evolutionary requirements essential to the conservation of the species and which may require special management consideration or protection. These requirements include, but are not limited to:

(1) Space for individual and population growth and normal behavior;

(2) Food, water, air, light, minerals, or other nutritional or physiological requirements,

(3) Cover or shelter;

(4) Sites for breeding, reproduction, rearing of offspring . . . and generally,

(5) Habitats that are protected from disturbance or are representative of the historic geographical and ecological distributions of listed species."

With respect to the Coachella Valley fringe-toed lizard, the areas proposed as Critical Habitat satisfy all known criteria for the evolutionary, ecological, behavioral, and physiological requirements of the species. Nesting and successful incubation of eggs occurs within the proposed area. Shelter and hibernation sites are present in the dunes and adjacent sandy habitat. Organisms on the dunes provide food for the lizards, and the sand provides sufficient cover from disturbance and over-heating. Sufficient areas for normal growth of both the population and individual lizards are provided within the proposed Critical Habitat.

The area proposed does not include the entire habitat of this lizard, and modifications to Critical Habitat descriptions may be proposed in the future.

Effect of This Proposal if Published as a Final Rule

If the Coachella Valley fringe-toed lizard is listed as a Threatened species and this reproposal to designate Critical Habitat is published as a final rule, Regulations already published in Title 50, section 17.31 of the Code of Federal Regulations setting forth a series of general prohibitions and exceptions for all Threatened species would be applicable. These prohibitions, in part, would make it illegal for any person subject to the jurisdiction of the United States to take, import or export, ship in interstate commerce in the course of a commercial activity, or sell or offer for sale the species in interstate or foreign commerce. it also would be illegal to possess, sell, deliver, carry, transport, or ship any such species which was illegally taken. Certain exceptions would apply to agents of the Service and State conservation agencies.

Permits may be issued to carry out otherwise prohibited activities involving Threatened species under certain circumstances. Regulations governing permits for Threatened species are at 50 CFR 17.32. Such permits are available for scientific purposes or to enhance the propagation or survival of the species. In some instances, permits may be issued during a specified period of time to relieve undue economic hardship which would be suffered if such relief were not available.

If published as a final rule this reproposal would require Federal agencies not only to insure that activities they authorize, fund, or carry out, are not likely to jeopardize the continued existence of the Coachella Valley fringe-toed lizards, but would also require them to insure that their actions do not result in the destruction or adverse modification of the Critical Habitat as determined by the Director of the Service.

The Service is required to consider economic and other impacts of specifying a particular area as Critical Habitat, and a draft impact analysis has been prepared. The Service is notifying Federal agencies that may authorize, fund or carry out activities in the area under consideration in this proposed rule. These Federal agencies and other interested persons or organizations are requested to submit information on economic and other impacts of this proposed action. The Service will prepare a final impact analysis prior to the time of publishing a final rule, and will use this document as the basis for its decision whether to modify the area proposed for Critical Habitat for the Coachella Valley fringe-toed lizard.

Several activities involving Federal agencies are presently known which may have an impact on the habitat of the Coachella Valley fringe-toed lizard. These include construction of a sewer line if Department of Housing and Urban Development support is involved, construction of a 500 KV transmission line if additional Federal licenses and permits are required by the Federal Energy Regulatory Commission and the Bureau of Land Management, and possible sale of lots, homes and mobile homes using FHA/VA guaranteed loans. Outside the proposed Critical Habitat area, but in fringe-toed lizard habitat, there is a proposed northward extension of the Coachella Canal that threatens to expand greatly agricultural developments in the Valley.

The U.S. Army Corps of Engineers is investigating potential flood hazards and the feasibility of various flood control alternatives on the Whitewater River in the northwest portion of the Valley. Such control would facilitate urban expansion in the Valley. No other Federal activities are known that may impact the habitat of the Coachella Valley fringe-toed lizard.

It should be emphasized that Critical Habitat designation may not affect any of the Federal activities previously mentioned. If appropriate, the impacts will be addressed during conferral or consultation with the Service as required by Section 7 of the Endangered Species Act, as amended. Modification, and not curtailment, of the affected Federal activity has traditionally been the result of Section 7 consultations.

The following source documents were consulted in the development of this Critical Habitat proposal:

References

Adest, G.A. 1977. Genetic relationships in the genus *Uma (Iguanidae)*. Copeia 1977:47–52.

Bury, R.B., R.A. Luckenback, and S.D. Busack. 1977. Effects of off-road vehicles on vertebrates in the California desert. Wildlife Research Report No. 8, U.S. Fish and Wildlife Service, 23 pp.

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Norris, K.S. 1958. The evolution ans systematics of the iguanid genus *Uma* and its relation ot the evolution of other North American desert reptiles. Bull. Amer. Mus. Nat. Hist. 114:247–326.

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Turner, F.B., P.A. Medica, and H.O. Hill. 1978. The status of the flattailed horned lizard (*Phrynosoa m'calli*) at nine sites in Imperial and Riverside counties, California. Bureau of Land Management—Desert Planning Staff, Riverside, Calif. Preliminary Report.

Public Comments Solicited

The Director intends that the rules finally adopted will be as accurate and effective as possible in the conservation of any Endangered or Threatened species. Therefore, any comments or suggestions for the public, other concerned governmental agencies, the scientific community, industry, private interests, or any other interested party concerning any aspect of this proposed rule is hereby solicited. Comments particularly are sought concerning:

(1) Biological, commercial, or other relevant data concerning any threat (or the lack thereof) to the species included in this proposal;

(2) The location of and the reasons why any habitat of this species should or should not be designated as Critical Habitat;

(3) Additional information concerning the range and distribution of this species;

(4) Current or planned activities which may adversely modify the area which is being considered for Critical Habitat; and

(5) The foreseeable economic and other impacts of the Critical Habitat designation on federally funded or authorized projects.

Public Meetings

The Service hereby announces that a public meeting and hearing will be held on this proposed rule. The public is invited to attend this meeting or hearing and to present opinions and information on the proposal. Specific information relating to the public meeting and the hearing is set out below:

Place: Public meeting—Palm Springs Spa Hotel, 100 North Indian Avenue and Tahquitz Dr., Palm Springs, Calif.; date: June 20, 1980; time: 7:30 p.m.; subject: Proposed critical habitat determination: Coachella Valley—Fringe-toed Lizard.

Place: Public hearing—Palm Springs Spa Hotel, 100 North Indian, Avenue and Tahquitz, Dr., Palm Springs, Calif.; date: July 7, 1980; time: 7:30 p.m.

National Environmental Policy Act

A draft environmental impact assessment has been prepared in conjunction with this proposal. It is on file in the Service's Office of Endangered Species, 1000 North Glebe Road, Arlington, Virginia, and may be examined by appointment during regular business hours. A determination will be made at the time of final rulemaking as to whether this is a major Federal action which would significantly affect the quality of the human environment within the meaning of Section 102(2)(C) of the National Environmental Policy Act of 1969 (40 CFR 1500–1508).

Primary Author

The primary authors of this rule are Kathleen E. Franzreb, Office of Endangered Species, Sacramento Area Office, 2800 Cottage Way, Sacramento, California 95825, (916/484–4106) and Suzanne Mayer, Office of Endangered Species, Washington, D.C. 20240, (703/234–1975).

Regulations Promulgation

§ 17.95 [Amended]

It is proposed that 50 CFR 17.95(c), Reptiles, be amended by adding Critial Habitat of the Coachella Valley fringe-toed lizard after that of the American Crocodile as follows:

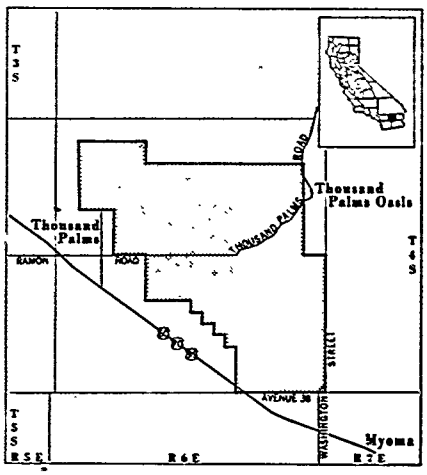
Coachella Valley Fringe-Toed Lizard

(Uma inornata)

California, Riverside County: S ½ Section 5, SE ¼ Section 6, E ½ Section, 7, all of sections 8 through 11, W ½ Section 12, W ½ Section 13, all of sections 14 through 16, E ½ Section 17, E ½ NW ¼ Section 17, E ½ SW ¼ Section

17, all of sections 21 thrugh 26, E ½ NW ¼, NW ¼ NW ¼, NW ¼ SE ¼, E ½ SE ¼, NE ¼ Section 27, all of sections 35 and 36, T4S R6E. Known primary constituent elements include areas of loose aeolian sand of extreme aridity with minimum temperature of 26° C and maximum temperature of 40° C, and sparse vegetation, mainly creosote bush, with sufficient food, primarily insects.

Coachella Valley Fringe-Toed Lizard
Riverside Co., Calif.



Dated: May 20, 1980.

Lynn A. Greenwalt,

Director, Fish and Wildlife Service.

[FR Doc. 80-16187 Filed 5-27-80; 8:45 am]

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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

REMINDERS

The "reminders" below identify documents that appeared in issues of the Federal Register 15 days or more ago. Inclusion or exclusion from this list has no legal significance.

Rules Going Into Effect Today

COMMUNITY SERVICES ADMINISTRATION

28136 4-28-80 / Uniform Federal standards; grant procurement

FEDERAL MEDIATION AND CONCILIATION SERVICE

28105 4-28-80 / Arbitration of pesticide data disputes; interim final regulations

Deadlines for Comments on Proposed Rules for the Week of June 1 through June 7, 1980

AGRICULTURE DEPARTMENT

Agricultural Marketing Service—

21261 4-1-80 / Cotton, American upland, grade standards; comments by 6-2-80

30080 5-7-80 / Virginia fire-cured tobacco, U.S. type 21; Official Standard grades; comments by 6-6-80

Commodity Credit Corporation—

23449 4-7-80 / Cotton Loan Program; comments by 6-6-80

29302 5-2-80 / 1980 crop sunflower seed price support program; comments by 6-2-80

Food and Nutrition Service—

21998 4-2-80 / Procedures for reducing, suspending or cancelling food stamp benefits; comments by 6-2-80

COMMERCE DEPARTMENT

Economic Development Administration—

21611 4-2-80 / Scope of the non-relocation prohibition; comments by 6-2-80

International Trade Administration—

21615 4-2-80 / Licensing of exports of unprocessed western red cedar; comments by 6-2-80

DEFENSE DEPARTMENT

Engineers Corps—

22112 4-3-80 / Cultural resource protection; permit processing procedures; comments by 6-6-80

Office of the Secretary—

29590 5-5-80 / Personal privacy and rights of individuals regarding their personal rights; comments by 6-4-80

DEPOSITORY INSTITUTIONS DEREGULATION COMMITTEE

31707 5-14-80 / Rules regarding public observation of meetings; comments by 6-6-80

EDUCATION DEPARTMENT

See Health, Education, and Welfare Department.

ENVIRONMENTAL PROTECTION AGENCY

26734 4-21-80 / Addition of ammonia to the Toxic Pollutant List; comments by 6-3-80

[*See also* 45 FR 803, 1-3-80]

29864 5-6-80 / Approval and Promulgation of Implementation Plans: Michigan; comments by 6-5-80

29596 5-5-80 / Colorado; approval of air quality implementation plan; comments by 6-4-80 (*See also* 45 FR 7801, 2-5-80)

21590 4-1-80 / Conformity of Federal actions to State Implementation Plans; comments by 6-2-80

30091 5-7-80 / Designation of areas for air quality planning procedures; attainment States designations; Minnesota; comments by 6-6-80

23706 4-8-80 / General Grant Regulations; revisions; comments by 6-1-80

21292 4-1-80 / Nevada; revision of State Implementation Plan; comments by 6-2-80

29595 5-5-80 / North Dakota; approval and promulgation of air quality implementation plans; comments by 6-4-80

21655 4-2-80 / Petition to add ammonia and sulfide to the list of conventional pollutants published pursuant to Section 304(a) of the Clean Water Act; comments by 6-2-80

29312 5-2-80 / Revision to Florida State Implementation Plan; comments by 6-2-80

30090 5-7-80 / State and Federal administrative orders revising the Michigan State Implementation Plan; comments by 6-6-80

29596 5-5-80 / South Dakota; approval and promulgation of air quality implementation plans; comments by 6-4-80

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

7514 2-1-80 / Interpretive guidelines on employment discrimination and reproductive hazards; comments by 6-2-80

FEDERAL COMMUNICATIONS COMMISSION

1976 1-9-80 / Children's television programming and advertising practices provisions; comments by 6-2-80

25412 4-15-80 / Continued assignment of frequencies in the 420-450 MHz band for non-Government radiolocation usage; comments by 6-2-80

31139 5-12-80 / FM Broadcast Stations in Carson City, Gardnerville-Minden and Sparks, Nevada; comments by 6-6-80

[*See also* 45 FR 16217, 3-13-80]

31139 5-12-80 / FM Broadcast Stations in Chilton, Clintonville, and Maritowac, Wisconsin; comments by 6-5-80

[*See also* 45 FR 17598, 3-19-80]

25414 4-15-80 / FM Broadcast assignment to Elkins, W. Va.; comments by 6-2-80

19575 3-26-80 / FM broadcast station in Cobleskill, N.Y., proposed changes in table of assignments; reply comments by 6-2-80

19574 3-26-80 / FM broadcast station in Livingston, Mont., proposed changes in table of assignments; reply comments by 6-2-80

19576 3-26-80 / FM broadcast station in Milbank, S. Dak.; proposed changes in table of assignments; reply comments by 6-2-80

25414 4-15-80 / Operation of automatic digital communications systems in the aeronautical enroute service; reply comments by 6-2-80

FEDERAL DEPOSIT INSURANCE CORPORATION

22955 4-4-80 / Revision of rules of practice and procedure under various statutes; comments by 6-3-80

FEDERAL HOME LOAN BANK BOARD

31122 5-12-80 / Mobile home loan consumer protection provisions; preemption of state usury ceilings; comments by 6-5-80

FEDERAL MEDIATION AND CONCILIATION SERVICE

21264 4-1-80 / Role of mediation assistance in Federal service; comments by 6-2-80

FEDERAL TRADE COMMISSION

22972 4-4-80 / Performance under automobile warranties; petition to require disclosure of warranty compensation rates; comments by 6-2-80

HEALTH AND HUMAN SERVICES DEPARTMENT

See Health, Education, and Welfare Department.

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

Education Office—

21303 4-1-80 / Direct Grant Programs, State-Administered Programs, and general regulations; comments by 6-2-80

Food and Drug Administration—

22975 4-4-80 / Additional standards for human blood and blood products, antihemophilic factor (human); comments by 6-3-80

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Community Planning and Development, Office of the Assistant Secretary—

30329 5-7-80 / Community development block grants, small cities program, energy criteria; comments by 6-6-80

INTERIOR DEPARTMENT

Fish and Wildlife Service—

13786 3-3-80 / Endangered and threatened wildlife and plants; review of status of the Columbia tiger beetle; comments by 6-2-80

34025 5-21-80 / Proposed finding of nondetriment in response to U.S. District Court injunction on export of bobcats (*Lynx rufus*); comments by 6-5-80

23370 4-4-80 / Request for information on proposals to list animals and plants in appendices to the convention on International Trade in Endangered Species of Wild Fauna and Flora; comments by 6-3-80

Indian Bureau—

29070 5-1-80 / Leasing of allotted Indian lands for mining; comments by 6-2-80

30302 5-7-80 / Referendum election to determine whether the Yurok Tribe of the Hoopa Valley Reservation desires to establish a representative interim Yurok governing committee; comments by 6-6-80

National Park Service—

29856 5-6-80 / Demonstrations and Special Events; comments by 6-5-80

Surface Mining Reclamation and Enforcement Office—

30382 5-7-80 / Abandoned mine land reclamation program; comments by 6-6-80

27955 4-25-80 / Notice of review of proposed Louisiana regulatory program under the Surface Mining Control and Reclamation Act of 1977; comments by 6-4-80

INTERSTATE COMMERCE COMMISSION

29103 5-1-80 / Railroad cost recovery procedures; comments by 6-2-80

JUSTICE DEPARTMENT

Drug Enforcement Administration—

21652 4-2-80 / Transfer of prescription information for Schedule III, IV, and V controlled substances; comments by 6-2-80

Prisons Bureau—

23367 4-4-80 / Control, custody, care, treatment and instruction of inmates; comments by 6-3-80

LABOR DEPARTMENT

Federal Contract Compliance Programs—

7514 2-1-80 / Interpretive guidelines on employment discrimination and reproductive hazards; comments by 6-2-80

Mine Safety and Health Administration—

24017 4-8-80 / Coal miners having evidence of development of pneumoconiosis; mandatory health standards; comments by 6-2-80

24008 4-8-80 / Miner participation in respirable dust sampling procedures; comments by 6-2-80

24009 4-8-80 / Respirable dust; mandatory health standards; comments by 6-2-80

PERSONNEL MANAGEMENT OFFICE

22953 4-4-80 / Retirement records disclosure provisions; comments by 6-3-80

SECURITIES AND EXCHANGE COMMISSION

29067 5-1-80 / Purchases and sales transactions between registered investment companies and certain affiliated persons; exemption; comments by 6-5-80

24500 4-10-80 / Revised procedures for processing post-effective amendments filed by investment companies; comments by 6-2-80

SMALL BUSINESS ADMINISTRATION

22971 4-4-80 / Minority small business and capital ownership development assistance provisions; comment by 6-3-80

23704 4-8-80 / Size standards; update of regulations; comments by 6-6-80

[Originally published at 45 FR 15442, 3-10-80]

TRANSPORTATION DEPARTMENT

Coast Guard—

26722 4-21-80 / Special service load line vessels; operation during hurricane season; comments by 6-5-80

Federal Highway Administration—

15188 3-10-80 / Maximum weight of trucks on interstate system highways; variable load suspension axles; dummy axles; interpretation and application of bridge formula; comments by 6-2-80

[Originally published at 44 FR 69586, 12-3-79]

Research and Special Programs Administration—

13153 2-28-80 / Transportation of wet electric storage batteries on passenger-carrying aircraft; comments by 6-1-80

Urban Mass Transportation Administration—

26298 4-17-80 / Service changes and fare changes; public hearing requirements; comments by 6-1-80

[Corrected at 45 FR 30444, 5-8-80]

TREASURY DEPARTMENT

Alcohol, Tobacco, and Firearms Bureau—

16201 3-13-80 / Grape brandy; standards of identity; extension of comment period to 6-2-80

[Originally published at 45 FR 50, 1-2-80]

Customs Service—

29247 5-1-80 / Entry and clearance of aircraft between U.S. and Cuba to Fort Lauderdale—Hollywood International Airport; interim regulations; comments by 6-2-80

Internal Revenue Service—

23400 4-4-80 / Crude Oil Windfall Profit Tax provisions; comments by 6-3-80

VETERANS ADMINISTRATION

21653 4-2-80 / Veterans education; independent study; comments by 6-2-80

Deadline for comments on Proposed Rules for the Week of June 8 through June 14, 1980

AGRICULTURE DEPARTMENT

Agricultural Marketing Service—

31118 5-12-80 / Potato Research and Promotion Plan; expenses and rate of assessment; comments by 6-12-80

Agricultural Stabilization and Conservation Service—

31393 5-13-80 / Beekeeper Indemnity Payment Program (1978-81); comments extended to 6-12-80

[*See also* 45 FR 24899, 4-11-80]

Commodity Credit Corporation—

24492 4-10-80 / Cooperative marketing associations; elibility requirements for price support; comments by 6-9-80

Federal Crop Insurance Corporation—

25068 4-14-80 / Forage production crop insurance regulations; comments by 6-13-80

25073 4-14-80 / Forage seeding crop insurance regulations; comments by 6-13-80

Office of the Secretary—

25408 4-15-80 / Natural Gas Policy Act of 1978; certification; addition of SIC 3412—metal shipping barrels, drums, kegs and pails (food related only) to list of essential agricultural uses; comments by 6-12-80

COMMERCE DEPARTMENT

National Oceanic and Atmospheric Administration—

31112 5-12-80 / Commercial Tanner Crab Fishery off the coast of Alaska; amendment to Fishery Management Plan; comment on final regulations by 7-10-80

[*See also* 45 FR 25421, 4-15-80 and 45 FR 25815, 4-16-80]

EDUCATION DEPARTMENT

[*See* Health, Education, and Welfare Department.]

ENERGY DEPARTMENT

Economic Regulatory Administration—

31682 5-13-80 / Alternative amendments to the Mandatory Petroleum Allocation Regulations modifying treatment of Alaska North Slope (ANS) crude oil under the entitlement program; comments by 6-18-80

24092 4-8-80 / Financial assistance programs for State utility regulatory commissions and eligible nonregulated electric utilities; comments by 6-9-80

[*See also* 45 FR 31408, 5-13-80]

32322 5-16-80 / Reports on impending major electric utility system emergencies, customer load reductions and/or significant service interruptions in bulk electric power supply; comment period extended to 6-9-80

[*See also* 45 FR 20109, 3-27-80]

Federal Energy Regulatory Commission—

31744 5-14-80 / Procedures governing applications for special relief under Sections 104, 106 and 109 of the Natural Gas Policy Act of 1978; comments by 6-9-80

ENVIRONMENTAL PROTECTION AGENCY

30654 5-9-80 / Approval of revision to Ohio State Implementation Plan for sulfur dioxide; comments by 6-11-80

30456 5-8-80 / Maryland State implementation plan; proposed revisions; comments by 6-9-80

FEDERAL COMMUNICATIONS COMMISSION

26390 4-18-80 / Amendment of policies and procedures for amending FM table of assignments; reply comments by 6-11-80

25414 4-15-80 / Assignment of FM channels at Coeur D'Alene, Idaho; comments by 6-9-80

[*See also* 45 FR 12451, 2-26-80]

32025 5-15-80 / Domestic public land mobile radio service; one-way signaling on the 35 MHz frequency band; comments by 6-12-80

28773 4-30-80 / FM broadcast station in The Dalles, Oreg.; Proposed changes in table of assignments; comments by 6-13-80

28775 4-30-80 / FM broadcast station in Manchester, Vt.; Proposed changes in table of assignments; comments by 6-13-80

17603 3-19-80 / Modification of FM broadcast station rules to increase the availability of commercial FM broadcast assignments; comments by 6-13-80

24212 4-9-80 / Private line rate structure and volume discount practices; Comments extended to 6-9-80

[*See also* 44 FR 61216, 10-24-79 and 45 FR 16214, 3-13-80]

16222 3-13-80 / Providing optimum conditions for utilization of New Jersey television channel assignments; inquiry; reply comments by 6-9-80

16219 3-13-80 / Television Broadcast Stations in Dover and Seaford, Del.; Asbury Park, Atlantic City, New Brunswick, Newton, Vineland, West Milford and Wildwood, N.J.; Kingston and Syracuse, N.Y.; and Bethleham, Lebanon and State College, Pa.; Proposed Changes in Table of Assignments; reply comments by 6-9-80

28775 4-30-80 / Television broadcast stations in Lansing and Saginaw, Mich., Newark, Sandusky and Toledo, Ohio; Proposed changes in table of assignments; comments by 6-13-80

23478 4-7-80 / Television reciever performance; comments by 6-13-80

FEDERAL HOME LOAN BANK BOARD

31727 5-14-80 / Federal home loan bank system and Fedeal savings and loan system; reduction in reporting requirements; comments by 6-9-80

FEDERAL MEDIATION AND CONCILIATION SERVICE

24507 4-10-80 / Part-time employment for Federal employees; comments by 6-10-80

HEALTH AND HUMAN SERVICES DEPARTMENT
See Health, Education, and Welfare Department.
HEALTH, EDUCATION, AND WELFARE DEPARTMENT
Education Office—
24070 4-8-80 / Territorial Teacher Training Assistance Program; comments by 6-9-80
Food and Drug Administration—
9286 2-12-80 / Cholecy stokinetic drug products for over-the-counter human use; establishment of a monograph; reply comments by 6-11-80
Public Health Service—
24352 4-9-80 / Health maintenance organization loans and loan guarantees for acquisition and construction of ambulatory health care facilities; comments by 6-9-80
HOUSING AND URBAN DEVELOPMENT DEPARTMENT
Community Planning and Development, Office of the Assistant Secretary—
24808 4-10-80 / Section 312 Reghabilitation Loan Program; comments by 6-9-80
Federal Housing Commissioner, Office of the Assistant Secretary—
30602 5-8-80 / Mortgage insurance; elimination of application fee; comments by 6-9-80
INTERIOR DEPARTMENT
Office of the Secretary—
24074 4-8-80 / Nondiscrimination on the basis of handicap in federally assisted programs; comments by 6-9-80
Surface Mining Reclamation and Enforcement Office—
32331 5-16-80 / Provisions to ensure uniform enforcement of interim and permanent program regulations governing multiple seam mining operations; comments by 6-12-80
30651 5-9-80 / Requirement that Pennsylvania comply with anthracite environmental protection provisions in effect on 8-3-77; comments by 6-9-80
INTERSTATE COMMERCE COMMISSION
28380 4-29-80 / Incentive per diem funds use; reply comments by 6-9-80
28381 4-29-80 / Railroad contract rates; change of policy; comments by 6-13-80
31767 5-14-80 / Remittance of demurrage charges by common carriers of property by rail; comments by 6-13-80
LABOR DEPARTMENT
Occupational Safety and Health Administration—
26366 4-18-80 / Proposed standard for occupational noise exposure; opportunity to comment on additional information; comments by 6-9-80
NUCLEAR REGULATORY COMMISSION
24168 4-9-80 / Licensing and regulatory policy and procedures for environmental protection; alternative site reviews; comments by 6-9-80
PERSONNEL MANAGEMENT OFFICE
24899 4-11-80 / Training in non-goverment facilities; procedural amendments; comments by 6-10-80
SECURITIES AND EXCHANGE COMMISSION
29853 5-6-80 / Stock Options; comments by 6-9-80
TRANSPORTATION DEPARTMENT
Federal Aviation Administration—
24505 4-10-80 / Skid resistant pavement surface design; comments by 6-9-80
Federal Highway Administration—
34302 5-22-80 / Design standards for highways; comments by 6-13-80
[*See also* 45 FR 34302, 5-12-80]
TREASURY DEPARTMENT
Comptroller of the Currency—
25078 4-14-80 / Nomination of candidates for election to national bank boards of directors; comments by 6-13-80
Internal Revenue Service—
24203 4-9-80 / Consolidated return regulations; comments by 6-9-80
24201 4-9-80 / Coordination of vesting and discrimination requirements for qualified plans; comments by 6-9-80
24205 4-9-80 / Holding period required for treatment of long-term capital gain or long-term capital loss; changes in terms relating to transactions in capital assets; comments by 6-9-80
26092 4-17-80 / Income tax; shareholder requirements relating to electing small business corporations; comments by 6-13-80
24207 4-9-80 / Withholding on certain individuals engaged in fishing; comments by 6-9-80
WATER RESOURCES COUNCIL
25302 4-14-80 / Principles, standards, and procedures for water resource planning; comments by 6-13-80

Next Week's Meetings

ADMINISTRATIVE CONFERENCE OF THE UNITED STATES
33674 5-20-80 / Informal Action Committee, Washington, D.C. (open), 6-5-80
33674 5-20-80 / Judicial Review Committee, Washington, D.C. (open), 6-5-80
AGRICULTURE DEPARTMENT
Forest Service—
32032 5-15-80 / Continental Divide National Scenic Trail Advisory Committee, Denver, Colo. (open), 6-3-80
28385 4-29-80 / Pacific Northwest Region, Lincoln City, Ore. (open), 6-6-80
ARTS AND HUMANITIES, NATIONAL FOUNDATION
32144 5-15-80 / Dance Panel, Washington, D.C. (open), 6-2 through 6-4-80
31241 5-12-80 / Humanities Panel, Washington, D.C. (closed), 6-5 and 6-6-80
32145 5-15-80 / Special Projects Panel, Washington, D.C. (closed), 6-5-80
32145 5-15-80 / Special Projects Panel (challenge), Washington, D.C. (closed), 6-6-80
32145 5-15-80 / Theatre Panel (theater for youth), Washington, D.C. (closed), 6-6-80
CIVIL RIGHTS COMMISSION
31147 5-12-80 / District of Columbia Advisory Committee, Washington, D.C. (open), 6-6-80
31147 5-12-80 / Illinois Advisory Committee, Chicago, Illinois (open), 6-2-80
31769 5-14-80 / Maine Advisory Committee, Augusta, Maine (open), 6-4-80
31148 5-12-80 / Ohio Advisory Committee, Cleveland, Ohio (open), 6-7-80
31448 5-19-80 / Ohio Advisory Committee, Cleveland, Ohio (open), 6-7-80
[Changed at 45 FR 32749, 5-19-80]
31148 5-12-80 / Rhode Island Advisory Committee, Boston, Mass. (open), 6-5-80
COMMERCE DEPARTMENT
Economic Development Administration—
33676 5-20-80 / Scoping meetings; industrial park development and resource recovery facilities in New York and New Jersey:
New York, N.Y., 6-4-80
Jersey City, N.J., 6-5-80
International Trade Administration—
29614 5-5-80 / Semiconductor Technical Advisory Committee, Washington, D.C. (open and closed meeting), 6-3-80

National Oceanic and Atmospheric Administration—

32361 5-16-80 / Gulf of Mexico Fishery Management Council, Naples, Fla. (open), 6-4 and 6-5-80

33676 5-20-80 / Mid-Atlantic Fishery Management Council, Scientific and Statistical Committee, Philadelphia, Pa. (open), 6-5-80

Office of the Secretary—

32751 5-19-80 / Semiconductor Manufacturing Materials and Equipment Subcommittee of the Semiconductor Technical Advisory Committee, Washington, D.C. (closed), 6-4-80

DEFENSE DEPARTMENT

29623 5-5-80 / Organization of the Joint Chiefs of Staff: National Defense University Panel of the Board of Visitors for National Defense University and Defense Intelligence School, Washington, D.C. (open), 6-2-80

Air Force Department—

28793 4-30-80 / Scientific Advisory Board, Offutt AFB, Nebr. (closed), 6-3 and 6-4-80

28793 4-30-80 / Scientific Advisory Board, Wright-Patterson AFB, Ohio (closed), 6-5 and 6-6-80

Navy Department—

30469 5-8-80 / Board of Advisors to the President, Naval War College, Newport, R.I., 6-5 and 6-6-80

Office of the Secretary—

27973 4-25-80 / DOD Wage Committee, Washington, D.C. (closed), 6-3-80

EDUCATION DEPARTMENT

[*See also* Health, Education, and Welfare Department]

33687 5-20-80 / Community Education Advisory Council Planning Committee, Annapolis, Md. (open), 6-4 and 6-5-80

ENERGY DEPARTMENT

Federal Energy Regulatory Commission—

32757 5-19-80 / Advisory Committee on Revision of Rules of Practices and Procedures, Subcommittee on Review of Commission Decisional Process, Washington, D.C. (open), 6-4-80

Nuclear Energy Office—

32113 5-15-80 / High Energy Physics Advisory Panel, Subpanel on Review and Long Range Planning for U.S. High Energy Physics Program, Woods Hole, Mass. (open), 6-1, 6-2, 6-5, 6-6, and 6-7-80

32113 5-15-80 / State Planning Council on Radioactive Waste Management, Richland, Wash. (open), 6-3-80

ENVIRONMENTAL PROTECTION AGENCY

30686 5-9-80 / National Air Pollution Control Techniques Advisory Committee, Raleigh, N.C. (open), 6-4 and 6-5-80

31773 5-14-80 / Science Advisory Board, Subcommittee on Arsenic as a Possible Hazardous Air Pollutant, Research Triangle Park, N.C. (open), 6-3-80

FEDERAL PREVAILING RATE ADVISORY COMMITTEE

31492 5-13-80 / Meeting, Washington, D.C. (open), 6-5-80

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

(*See also* Education Department and Health and Human Services Department)

Education Office—

31493 5-13-80 / National Advisory Council on Indian Education, Washington, D.C. (partially open), 5-28, 5-29, and 5-30-80

Health Care Financing Administration—

14901 3-7-80 / Consideration of changes in medicare and medicaid participant certification requirements, Chicago, Ill. (open), 6-2 and 6-3-80

National Institutes of Health—

28500 4-29-80 / Animal Resources Review Committee, Bethesda, Md. (partially open), 6-4-80

28505 4-29-80 / Biomedical Library Review Committee, Bethesda, Md. (partially open), 6-4 and 6-5-80

28501 4-29-80 / Communicative Disorders Review Committee, Bethesda, Md. (partially open) 6-2-80 and 6-3-80

11195 2-20-80 / Influence of Female Hormonies on Hemostasis and Vascular Diseases, Great Barriaghn, Mass. (open) 6-3 through 6-5-80

28503 4-29-80 / Microbiology and Infectious Diseases Advisory Committee, Bethesda, Md. (partially open), 6-5-80 and (closed) 6-6-80

28502 4-29-80 / National Arthritis, Metabolism, and Digestive Diseases Advisory Council, Bethesda, Md. (partially open), 6-3-80 and (closed), 6-4-80

30697 5-9-80 / National Cancer Institute review committees various cities in New York, Maryland, Texas and Pennsylvania (partially open), 6-2 through 6-6-80

28501 4-29-80 / Neurological Disorders Program—Project Review A Committee, Bethesda, Md. (partially open), 6-5-80, and (closed), 6-6-80

28504 4-29-80 / Neurological Disorders Program—Project Review B Committee, Bethesda, Md. (partially open), 6-5 through 6-7-80

28904 4-30-80 / Recombinent DNA Advisory Committee, Bethesda, Md. (partially open), 6-5 and 6-6-80

28505 4-29-80 / Transplantation Biology and Immunology Committee, Bethesda, Md. (partially open), 6-3-80

HEALTH AND HUMAN SERVICES DEPARTMENT

[*See Also* Health, Education and Welfare Department]

Alcohol, Drug Abuse, and Mental Health Administration—

34425 5-22-80 / Social Work Education Review Committee, Bethesda, Md. (open), 6-6-80

Food and Drug Administration—

31494 5-13-80 / Endocrinologic and Metabolic Drugs Advisory Committee, Rockville, Md. (open), 6-3 and 6-4-80

31496 5-13-80 / Gastrointestinal Drugs Advisory Committee, Rockville, Md. (open and closed), 6-2 and 6-3-80

31497 5-13-80 / Immunology and Microbiology Devices Panel, Immunology Devices Section, Silver Spring, Md. (open and closed), 6-2 and 6-3-80

31494 5-13-80 / Obstetrics—Gynecology and Radiologic Devices Panel, Obstetrics—Gynecology Devices Section, Washington, D.C. (open), 6-2-80

31494 5-13-80 / Ophthalmic; Ear, Nose, Throat; and Dental Devices Panel; Ophthalmic Devices Section, Washington, D.C. (open), 6-2 and 6-3-80

31494 5-13-80 / Panel Review of Antimicrobial Agents Bethesda, Md. (open), 6-6 and 6-7-80

31494 5-13-80 / Panel on Review of Miscellaneous Internal Drug Products, Rockville, Md. (open), 6-6 and Bethesda, Md. (open), 6-7-80

31494 5-13-80 / Psychopharmacologic Drugs Advisory Committee, Rockville, Md. (open), 6-2 and 6-3-80

National Institutes of Health—

31780 5-14-80 / Cancer Research Manpower Review Committee, Bethesda, Md. (partially open), 6-5 through 6-7-80

32781 5-19-80 / Division of Research Grants, Various Study Sections, (open and closed), 6-3 through 6-6-80

Office of the Secretary—

33726 5-20-80 / Vital and Health Statistics National Committee, Subcommittee on International Statistics, Washington, D.C. 6-5-80

Public Health Service—

31780 5-14-80 / National Toxicology Program, Washington, D.C. (open), 6-4-80

HOUSING AND URBAN DEVELOPMENT DEPARTMENT

Neighborhoods, Voluntary Associations and Consumer Protection, Office of the Assistant Secretary—

33730 5-2-80 / Meeting the developmental needs of small cities, Washington, D.C. (open), 6-2 and 6-3-80

INTERIOR DEPARTMENT

Fish and Wildlife Service—

28507 4-29-80 / Proposed Preservation of Reeves Bottoms, Missouri, (open), Hornersville, Missouri, 6-2-80 and Manila, Arkansas, 6-3-80

Geological Survey—

28508 4-29-80 / Earthquake Studies Advisory Panel, (open), Menlo Park, Calif., 6-5 through 6-7-80

Land Management Bureau—

34430 5-22-80 / California Desert Conservation Area Advisory Committee, San Bernardino, Calif. (open), 6-5 through 6-7-80

30551 5-8-80 / Outer Continental Shelf Advisory Board, Alaska Regional Technical Working Group Committee, Juneau, Alaska (open), 6-3 and 6-4-80

29417 5-2-80 / Scientific Committee of the Outer Continental Shelf Advisory Board, Woods Hole, Mass. (open), 6-4 and 6-6-80

JUSTICE DEPARTMENT

31835 5-14-80 / United States Circuit Judge Nominating Commission, Second Circuit Panel, New York, N.Y. (closed), 6-5 and 6-6-80

LABOR DEPARTMENT

Employment and Training Administration—

33745 5-20-80 / Apprenticeship Federal Committee, Washington, D.C. (open), 6-4-80

LIBRARY OF CONGRESS

31240 5-12-80 / American Folklife Center Board of Trustees, Washington, D.C. (open), 6-6-80

LIBRARIES AND INFORMATION SCIENCE, NATIONAL COMMISSION

33765 5-20-80 / Meeting, Atlanta, Ga. (open), 6-5 and 6-6-80

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

32456 5-16-80 / NASA Advisory Council's Aeronautics Advisory Committee, Subcommittee on Aviation Safety Reporting System, Washington, D.C. (open), 6-3 and 6-4-80

NATIONAL MEDIATION BOARD

33765 5-20-80 / Meeting, Washington, D.C. (open), 6-4-80

30196 5-7-80 / Engineering and Applied Science Advisory Committee, Earthquake Hazards Mitigation Subcommittee, Washington, D.C., 6-2 and 6-3-80

NATIONAL SCIENCE FOUNDATION

30197 5-7-80 / DOE/NSF Nuclear Science Advisory Committee, Seattle, Wash. (open), 6-1 through 6-3-80

30197 5-7-80 / Social and Economics Science Advisory Committee, Sociology Subcommittee, Washington, D.C. (closed), 6-5 and 6-6-80

NUCLEAR REGULATORY COMMISSION

32457 5-16-80 / Reactor Safeguards Advisory Committee, Subcommittee on the Sequoyah Nuclear Plant (Units 1 and 2), Washington, D.C. (open), 6-2-80

33749 5-20-80 / Reactor Safeguards Advisory Committee, Reactor Safety Research Subcommittee, Washington, D.C. (partially closed), 6-3-80

34480 5-22-80 / Reactor Safeguards Advisory Committee, Washington, D.C. (open), 6-5 through 6-7-80

34482 5-22-80 / Screening Committee for Lawyer Vacancies on the Licensing Board Panel, Washington, D.C. (open), 6-6 and 6-9-80

SCIENCE AND TECHNOLOGY POLICY OFFICE

34485 5-22-80 / Intergovernmental Science Engineering, and Technology Advisory Panel, San Diego, Calif. (open), 6-6-80

33754 5-20-80 / Intergovernmental Science, Engineering, and Technology Advisory Panel, Seattle Wash. (open), 6-6-80

SMALL BUSINESS ADMINISTRATION

34099 5-21-80 / Region VI Advisory Council, San Antonio, Tex. (open), 6-5-80

TRANSPORTATION DEPARTMENT

Coast Guard—

30588 5-8-80 / Proposed Railroad Bridge Across the Mystic River, Mile 2.4, Between the Towns of Groton and Stonington, Conn., Mystic, Conn. (open), 6-3-80

Next Week's Public Hearings,

AGRICULTURE DEPARTMENT

Forest Service—

29613 5-5-80 / Paddy Creek Wilderness Study Area Report, Licking, Mo., 6-5 and Jefferson City, Mo., 6-6-80

ENERGY DEPARTMENT

Economic Regulatory Administration—

31682 5-13-80 / Alternative Amendments to the Mandatory Petroleum Allocation Regulations modifying treatment of Alaska North Slope (ANS) crude oil entitlement program, 6-3-80, Seattle, Wash., and 6-5-80, Washington, D.C.

29770 5-5-80 / Crude Oil Supplier/Purchaser Rule, Washington, D.C., 5-29-80, San Francisco, 6-3-80

INTERIOR DEPARTMENT

Land Management Bureau—

29123 5-1-80 / Draft Ironside (Oregon) grazing management environmental impact statement, Ontario, Ore., 6-3-80; Baker, Ore., 6-4-80

29893 5-6-80 / Livestock Grazing Management Program, Tonopah Resource Area, Battle Mountain District, Nev., Reno, Nev., 6-2-80

30547 5-8-80 / Proposed wilderness designation of instant study areas for the Arizona Strip District: Kingman, Ariz., 6-3-80; Flagstaff, Ariz., 6-4-80

LABOR DEPARTMENT

Mine Safety and Health Administration—

24017 4-8-80 / Coal miners having evidence of development of pneumoconiosis: Pittsburgh, Pa., 6-3-80; Lexington, Ky., 6-3-80; Charleston, W.Va., 6-5-80; Denver, Colo., 6-5-80

24008 4-8-80 / Miner participation in respirable dust sampling procedures: Pittsburgh, Pa., 6-3-80; Lexington, Ky., 6-3-80; Charleston, W.Va., 6-5-80; Denver, Colo., 6-5-80

24009 4-8-80 / Respirable dust; mandatory health standards: Pittsburgh, Pa., 6-3-80; Lexington, Ky., 6-3-80; Charleston, W.Va., 6-5-80; Denver, Colo., 6-5-80

TREASURY DEPARTMENT

Internal Revenue Service—

26981 4-22-80 / Allowance of deductions to foreign corporations, Washington, D.C., 6-4-80

29309 5-2-80 / Proposed gas guzzler tax regulations, Washington, D.C., 6-5-80

List of Public Laws

Last Listing May 27, 1980

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.R. 6839 / Pub. L. 96-246 To authorize appropriations under the Endangered Species Act of 1973 to carry out State cooperative programs through fiscal year 1982. (May 23, 1980; 94 Stat. 348) Price $1.

H.R. 10 / Pub. L. 96-247 Civil Rights of Institutionalized Persons Act. (May 23, 1980; 94 Stat. 349) Price $1.

H.R. 3928 / Pub. L. 96-248 To amend the Act of November 8, 1978 (92 Stat. 3095), to designate certain Cibola National Forest lands as additions to the Sandia Mountain Wilderness, New Mexico. (May 23, 1980; 94 Stat. 355) Price $1.

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

34782 5-22-80 / DOT/FAA—Revision of airport aid program requirements; effective 5-22-80

34272 5-22-80 / HHS—Department wide administration of grants; revised cost principles; effective 5-22-80

34230 5-21-80 / Interior/BLM—Carey Act grants; Segregating and patenting public lands; effective 6-20-80

APPLICATIONS DEADLINES

34493 5-22-80 / CAB—Timely submission or preapplications under the Airport Development Aid Program; preapplications by 6-30-80

32751 5-19-80 / Commerce/MBDA—Financial Assistance Application Announcement; apply by 6-5-80

34948 5-23-80 / Commerce/NOAA—Funding for participation in two programs declining with marine pollution research and development and monitoring; applications closing date extended to 6-23-80

34070 5-21-80 / HHS/HDSO—Dissertation program aging; availability of funds; apply by 7-22-80

34250 5-21-80 / HHS/OASPE—National Channeling Demonstration Program; Announcement for long-term care system development grants; apply by 7-8-80

35032 5-23-80 / Justice/LEAA—Amendments to solicitation by the National Institute for Juvenile Justice and Delinquency Prevention; Part I applications deadline extended to 6-25-80; Part II applications deadline extended to 7-3-80

MEETINGS

34424 5-22-80 / HEW/ADAMHA—National advisory bodies; June meetings

34068 5-21-80 / HHS/Office of the Assistant Secretary for Health—Health Service Research Review Subcommittee, Washington, D.C (partially open), 6-19 and 6-20-80

34068 5-21-80 / HHS/Office of the Assistant Secretary for Health—Health Care Technology Study Section, Hyattsville, Md. (partially open), 6-9-80

34068 5-21-80 / HHS/Office of the Assistant Secretary for Health—Health-Services Developmental Grants Review Subcommittee, Washington, D.C. (partially open), 6-23 and 6-24-80

34091 5-21-80 / NFAH—Literature Panel, Durham, N.C. (partially open), 6-13 and 6-14-80

34091 5-21-80 / NFAH—Special Projects Panel (Folk Arts), Washington, D.C. (closed), 6-12 through 6-14-80

34091 5-21-80 / NFAH—Theatre Panel (Small Companies), Washington, D.C. (closed), 6-11 and 6-12-80

33748 5-20-80 / NSF—Mathematical and Computer Sciences Advisory Committee, Mathematical Sciences Subcommittee, Washington, D.C. (open), 6-10 and 6-11-80

33748 5-20-80 / NSF—Ocean Sciences Advisory Committee, Ad Hoc Subcommittee on Ocean Acoustic Tomography Project, Washington, D.C. (closed), 6-17 and 6-18-80

33748 5-20-80 / NSF—Ocean Sciences Advisory Committee, Ad Hoc Subcommittee on Biology and Eastern Equatorial Dynamics Project, Washington, D.C. (closed), 6-9 and 6-10-80

33749 5-20-80 / NSF—Social Sciences Advisory Committee, Washington, D.C. (closed), 6-9 and 6-10-80

OTHER ITEMS OF INTEREST

34210 5-21-80 / ED—Basic skills and educational proficiency programs

34152 5-21-80 / ED—Indian Education Act, revised programs regulations

32778 5-19-80 / HHS/HRA—Start-Up Assistance Grants, Health Careers Opportunity Grants, Nursing Capitation Grants and Nursing Special Project Grants

33728 5-20-80 / HHS-NIOSH—Cooperative Agreement Demonstration to conduct a State Occupational Health Surveillance System; correction

[*See* 45 FR 29639, 5-5-80]

33930 5-20-80 / Justice/LEAA—Response to public comment and notice of issuance of program announcement "Removing Juveniles from Adult Jails and Lock-Ups"

34090 5-21-80 / LSC—Grants and contracts; Tennessee; soliciting comments and recommendations

34092 5-21-80 / OMB—Mandatory information requirements for Federal assistance program announcements; effective 7-1-80

THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

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WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them, as part of the General Services Administration's efforts to encourage public participation in Government actions. There will be no discussion of specific agency regulations.

WASHINGTON, D.C.

WHEN: June 27; July 11 and 25; at 9 a.m. (identical sessions).

WHERE: Office of the Federal Register, Room 9409, 1100 L Street NW., Washington, D.C.

RESERVATIONS: Call Mike Smith, Workshop Coordinator, 202-523-5235. Gwendolyn Henderson, Assistant Coordinator, 202-523-5234.

PITTSBURGH, PA.

WHEN: June 4 at 1:30 p.m. and June 5 at 9 a.m. (identical sessions.)

WHERE: Rooms 2212 and 2214 (both days), Federal Bldg., 1000 Liberty Ave., Pittsburgh, Pa.

RESERVATIONS: Call Mary Silipo, Pittsburgh Federal Information Center, 412-644-3456.

ST. LOUIS, MO.

WHEN: June 24 and 25; at 9:00 a.m. (identical sessions.)

WHERE: Room 3720, Federal Office Bldg. 1520 Market Street, St. Louis, Mo.

RESERVATIONS: Call Evelyn Wiebusch, Federal Information Center, 314-425-4106.