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PART 213—EXCEPTED SERVICE

Department of the Interior; Correction

In the FEDERAL REGISTER (F.R. Doc. 71-11093) of Wednesday, August 4, 1971, on page 14301 it was erroneously stated that two Confidential Assistants (interdepartmental activities) to the Secretary were excepted under Schedule C.

Subparagraph (28) of paragraph (a) of § 213.3312 should read as follows:

§ 213.3312 Department of the Interior.

(a) Office of the Secretary. * * *

(28) One Confidential Assistant (interdepartmental activities) to the Secretary.

* * * * * *

(5 U.S.C. secs. 3301, 3302, E.O. 10577; 3 CFR 1954-58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11512 Filed 8-10-71;8:46 am]

Title 7—AGRICULTURE

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

[Admt. 1]

PART 958—ONIONS GROWN IN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREG.

Limitation of Shipments

Notice of rule making regarding a proposed amendment to limitation of shipments, to be effective under Marketing Agreement No. 130 and Order No. 958, both as amended (7 CFR Part 958), regulating the handling of onions grown in the production area defined therein, was published in the July 30, 1971, issue of the FEDERAL REGISTER (36 F.R. 14142). This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). The notice afforded interested persons an opportunity to file data, views, or arguments pertaining thereto not later than 5 days following its publication in the FEDERAL REGISTER. None was filed.

Findings. After consideration of all relevant matters, including the proposal set forth in the aforesaid notice which was recommended by the Idaho-Eastern Oregon Onion Committee, established pursuant to the said marketing agreement and order, it is hereby found that the amendment to the limitation of shipments regulation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

The grade, size, and quality requirements provided herein are necessary to prevent onions of poor quality or undesirable sizes from being distributed in fresh market channels. They will also provide consumers with good quality onions consistent with the overall quality of the crop, and maximize returns to producers for the preferred quality and sizes. The regulations with respect to special purpose shipments for other than fresh market use are designed to meet the different requirements for such outlets.

It is hereby further found that good cause exists for not postponing the effective date of this amendment until 30 days after its publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) shipments of onions grown in the production area have already begun, (2) to maximize benefits to producers, this regulation should apply to as many shipments as possible, (3) information regarding the provisions of this amendment, which are similar to those which were in effect during most of the previous season, has been made available to producers and handlers in the production area, (4) this amendment will not require any special preparation by handlers which cannot be completed by the effective date, and (5) notice of the proposed amendment was published in the FEDERAL REGISTER of July 30, 1971.

Regulation, as amended. Section 958.316 (36 F.R. 13260) is hereby amended to read as follows:

§ 958.316 Limitation of shipments.

During the period August 10, 1971, through May 15, 1972, no person may handle any lot of yellow or white varieties of onions unless such onions are at least "moderately cured," as defined in paragraph (e) of this section, and meet the requirements of paragraph (a) of this section, or unless such onions are handled in accordance with paragraph (b), (c), or (d) of this section.

(a) *Grade, size, and pack requirements*— (1) *Yellow varieties.* U.S. No. 1, 2¼ inches minimum diameter; or U.S. No. 1, 1½ inches minimum to 2¼ inches maximum diameter, if packed separately; or U.S. No. 2 grade, 3 inches minimum diameter, if not more than 30 percent of the lot is comprised of onions of U.S. No. 1 quality.

(2) *White varieties.* U.S. No. 1, 1½ inches minimum diameter; or U.S. No. 2, if not more than 30 percent of the lot is comprised of onions of U.S. No. 1 quality, 1½ inches minimum diameter; or U.S. No. 2, 1 inch minimum to 2 inches maximum diameter if packed separately.

(b) *Special purpose shipments.* The minimum grade, size, and quality requirements of this section shall not be applicable to shipments of onions for any of the following purposes.

(1) Planting;
(2) Livestock feed;
(3) Charity;
(4) Dehydration;
(5) Canning; and
(6) Freezing.

(c) *Safeguards.* Each handler making shipments of onions for dehydration, canning, or freezing pursuant to paragraph (b) of this section shall:

(1) First apply to the committee for and obtain a Certificate of Privilege to make such shipments;

(2) Prepare, on forms furnished by the committee, a report in quadruplicate on each individual shipment to such outlets authorized in paragraph (b) of this section;

(3) Bill or consign each shipment directly to the applicable processor; and

(4) Forward one copy of such report to the committee office, and two copies to the processor for signing and returning one copy to the committee office. Failure of the handler or processor to report such shipments by promptly signing and returning the applicable report to the committee office shall be cause for cancellation of such handler's Certificate of Privilege and/or the processor's eligibility to receive further shipments pursuant to such Certificate of Privilege. Upon cancellation of any such Certificate of Privilege the handler may appeal to the committee for reconsideration.

(d) *Minimum quantity exception.* Each handler may ship up to, but not to exceed, 1 ton of onions each day without regard to the inspection and assessment requirements of this part, if such onions meet minimum grade, size, and quality requirements of this section. This exception shall not apply to any portion of a shipment that exceeds 1 ton of onions.

(e) *Definitions.* The terms "U.S. No. 1" and "U.S. No. 2" have the same meaning as when used in the U.S. Standards for Grades of Onions (§§ 51.2830–51.2854 of this title). The term "moderately cured" means the onions are mature and are more nearly well cured than fairly well cured. Other terms used in this section have the same meaning as when used in Marketing Agreement No. 130 and this part.

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

Dated August 5, 1971, to become effective August 10, 1971.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[FR Doc.71-11547 Filed 8-10-71;8:49 am]

[Amdt. 1]

PART 980—VEGETABLES; IMPORT REGULATIONS

Onions

Notice of rule making regarding proposed restrictions on the importation of onions into the United States to be made effective under section 8e–1 of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 608e–1), was published in the July 31, 1971, FEDERAL REGISTER (36 F.R. 14205).

The notice afforded interested persons an opportunity to file data, views, or arguments in regard thereto not later than the fifth day after publication. None was filed.

Findings. (a) After consideration of all relevant matters, including the proposal set forth in the aforesaid notice, and other available information, it is hereby found that the proposal as published in the notice should be issued and that such restrictions on the importation of onions, as hereinafter provided, comply with the grade, size, quality and maturity requirements applicable to onions produced in the United States, and effective under Marketing Order No. 958, as amended (7 CFR Part 958) regulating the handling of onions grown in designated counties of Idaho and Malheur County, Oreg. This regulation is subject to amendment with adequate notice as domestic regulations are changed.

(b) It is hereby further found that good cause exists for not postponing the effective date of this regulation beyond the time specified (5 U.S.C. 553) in that (1) the requirements established by this regulation are mandatory under Section 8e of the act; (2) all known onion importers were notified of the proposed regulation; and (3) notice hereof was published in the July 31, 1971, FEDERAL REGISTER (36 F.R. 14205), and such notice is determined to be reasonable.

In § 980.110 *Onion import regulation* (36 F.R. 13260), the introductory paragraph and paragraph (a) are deleted and the following new paragraphs are substituted in lieu thereof:

§ 980.110 Onion import regulation.

Except as otherwise provided, during the period beginning August 14, 1971, and continuing through May 15, 1972, no person may import onions of the yellow or white varieties unless such onions are inspected and meet the requirements of this section.

(a) *Minimum grade, size, quality, and condition*—(1) *Yellow varieties.* U.S. No. 2, or better grade, 1½ inches minimum diameter.

(2) *White varieties.* U.S. No. 2, or better grade, 1 inch minimum diameter.

(3) *Yellow and white varieties.* At least "moderately cured."

(4) *Condition.* Due consideration shall be given to the time required for transportation and entry of onions into the United States. Onions with transit time from country of origin to entry into the United States of 10 or more days may be entered if they meet an average tolerance for decay of not more than 5 percent, provided they meet the other requirements of this section.

* * * * *

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

Dated August 6, 1971, to become effective August 14, 1971.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[FR Doc.71-11599 Filed 8-10-71;8:54 am]

PART 993—DRIED PRUNES PRODUCED IN CALIFORNIA

Salable and Reserve Percentages and Handler Reserve Obligation and Voluntary Diversion Operations for 1971–72 Crop Year

Notice was published in the July 24, 1971, issue of the FEDERAL REGISTER (36 F.R. 13788), regarding proposals recommended by the Prune Administrative Committee to: (1) Establish salable and reserve percentages for California dried prunes of 60 percent and 40 percent, respectively, for the 1971–72 crop year; (2) eliminate the requirement in § 993.56 as to setaside reflecting average marketable content of receipts for the 1971–72 season; (3) provide resultant setaside procedures for the required composition of each handler's reserve obligation for such season; and (4) authorize diversion operations with respect to prune plums during the 1971–72 crop year. The proposals were pursuant to the provisions of the marketing agreement, as amended, and Order No. 993, as amended (7 CFR Part 993), regulating the handling of dried prunes produced in California. The amended marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

The notice afforded interested persons an opportunity to submit written data, views, or arguments with respect to the proposals. None were received within the prescribed time.

The percentages proposed in the notice were based on the estimates of the Prune Administrative Committee that California's 1971 dried prune production would be 185,000 tons. The Crop Reporting Board's estimate, as of July 1, 1971, also was 185,000 tons.

The Committee's proposal to eliminate the requirement in § 993.56 as to setaside reflecting average marketable content of receipts for the 1971–72 season was based on its determination that this requirement is not essential to achieve program objectives for the crop of that season. On the basis of its proposed resultant setaside procedures for the 1971–72 season, as described in said notice, the Committee found that such procedures would assure that the trade demand for manufacturing prunes, as well as prunes for consumption as prunes, will be met.

The Committee's proposal that diversion operations with respect to prune plums during the 1971–72 crop year be authorized was based on its estimate that California's estimated 1971 dried prune production would exceed trade demand for that crop by a little more than 109,000 tons, natural condition weight. The diversion operations proposed for the 1971–72 crop year would be coordinated with, and used in implementation of, the volume regulations proposed by the Committee for the 1971–72 crop year.

After consideration of all relevant matter presented, including that in the notice, the information and recommendation submitted by the Prune Administrative Committee, and other available information:

A. The Committee's proposal to eliminate the requirement in § 993.56 as to setaside reflecting the average marketable content of receipts for the 1971–72 season is hereby approved.

B. It is found that to establish the salable and reserve percentages and the required composition of each handler's reserve obligation for the 1971–72 crop year, as hereinafter set forth, will tend to effectuate the declared policy of the act.

C. The Committee's recommendation that diversion operations with respect to the 1971–72 crop year be permitted is concurred in, and such operations are hereby authorized pursuant to § 993.62.

Therefore, the salable and reserve percentages for prunes and handler reserve obligation for the 1971–72 crop year shall be as follows:

§ 993.207 Salable and reserve percentages for prunes and handler reserve obligation for the 1971–72 crop year.

(a) *Percentage.* The salable and reserve percentages for the 1971–72 crop year shall be 60 percent and 40 percent, respectively.

(b) *Reserve obligation.* The reserve obligation of each handler shall, in accordance with § 993.56, be a weight of natural condition prunes equal to the sum of the results of applying the reserve percentage to the natural condition weight on each lot of prunes received by him from producers and dehydrators, excluding the weight obligation of § 993.49(c), plus that diverted tonnage on diversion certificates credited to or held by the handler that were issued by the Committee in accordance with § 993.162. With respect to the reserve obligation incurred by the handler in connection with such receipt of prunes from a producer or dehydrator the handler shall hold the quantity of undersized prunes received from such producer or dehydrator necessary to meet the applicable reserve obligation referable to the total receipts from such producer or dehydrator. In the event the quantity of undersized prunes is insufficient to meet the applicable reserve obligation, or the handler has not received any undersized prunes from a producer or dehydrator, the remainder of the reserve obligation applicable to any such receipts of prunes which do not contain sufficient undersized prunes, and the reserve obligation

applicable to any such receipts of prunes which do not contain any undersized prunes, shall be comprised of natural condition prunes, by variety and standard or substandard grade, and shall be consistent with the receipt by field pricing size categories other than undersized prunes: *Provided*, That a handler's reserve obligation with respect to all prunes received from producers and dehydrators shall be the weighted average size count of prunes exclusive of undersized prunes in all such lots within each such category, as computed from inspection analysis.

(c) *Field pricing size categories.* Undersized prunes, and other field pricing size categories by variety and grade expressed in minimum and maximum numbers of prunes per pound for each, are as follows:

Undersized prunes—Prunes which pass freely through a round opening 25/32 inch in diameter;

Standard French prunes—33 or less, 34/50, 51/60, 61/70, 71/81, 82/101, 102/111, 112/121, and 122 or more;

Substandard French prunes—70 or less, 71/101, and 102 or more;

Standard non-French prunes (except Robe de Sargent)—24 or less, 25/29, 30/33, 34/50, and 51 or more;

Substandard non-French prunes (except Robe de Sargent)—51 or less, and 52 or more;

Standard Robe de Sargent—33 or less, 34/50, 51/60, and 61 or more; and

Substandard Robe de Sargent—61 or less, and 62 or more.

It is further found that good cause exists for not postponing the effective time of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that: (1) The relevant provisions of said amended marketing agreement and this part require that salable and reserve percentages established for a particular crop year shall be applicable to all prunes received during the crop year by handlers, from producers and dehydrators, excluding the weight obligation of § 993.49(c); (2) the current crop year began on August 1, 1971, and the percentages established herein will apply automatically to such prunes beginning with such date; (3) the Prune Administrative Committee has recommended that diversion operations be authorized with respect to the 1971–72 crop year; (4) this action concurs in the Committee's recommendation that such operations should be permitted; (5) harvest of California's prune plums will begin soon, at which time diversion could begin; (6) producers should be afforded the maximum advance notice practicable that diversion operations for the 1971–72 crop year have been authorized; and (7) such diversion operations will tend to effectuate the declared policy of the act and tend to maximize returns to producers.

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

Dated: August 5, 1971.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[FR Doc.71–11600 Filed 8–10–71;8:54 am]

Chapter XVIII—Farmers Home Administration, Department of Agriculture

SUBCHAPTER B—LOANS AND GRANTS PRIMARILY FOR REAL ESTATE PURPOSES

[FHA Instruction 444.12]

PART 1822—RURAL HOUSING LOANS AND GRANTS

Unsatisfactory Performance or Improper Action by Persons Dealing with Farmers Home Administration Rural Housing (RH) Applicants, Borrowers, and Grantees

Correction

In F.R. Doc. 71–10648 appearing at page 13766 in the issue of Saturday, July 24, 1971, the following changes should be made:

1. The first four lines of § 1822.351 (b)(2) should read as follows:

(2) "Affiliates": Persons are affiliates of each other when directly or indirectly one person controls or has the power to control another or when a third party controls or has the power to control both. * * *

2. The letters "IOG" appearing in the first and ninth lines of § 1822.353(b)(4)(ii)(*b*) should read "OIG".

Title 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

PART 100—STATEMENT OF ORGANIZATION

Ports of Entry

The following amendments to Chapter I of Title 8 of the Code of Federal Regulations are hereby prescribed:

1. Districts 3 and 21 of paragraph (b) *District offices* of § 100.4 are amended to read as follows:

3. *New York City, N.Y.* The district office in New York City, N.Y., has jurisdiction over the following counties in the State of New York: Bronx, Dutchess, Kings, Nassau, New York, Orange, Putnam, Queens, Richmond, Rockland, Suffolk, Sullivan, Ulster, and Westchester; also, over the U.S. immigration office located in Hamilton, Bermuda.

* * * * *

21. *Newark, N.J.* The district office in Newark, N.J., has jurisdiction over the State of New Jersey.

2. District 3 of subparagraph (2) *Ports of entry for aliens arriving by vessel or by land transportation* of paragraph (c) *Suboffices* of § 100.4 *Field Service* is amended to read as follows:

DISTRICT NO. 3—NEW YORK, N.Y.

CLASS A

New York, N.Y. (the port of New York includes, among others, the port facilities at Poughkeepsie and Yonkers, N.Y.).

3. Subparagraph (2) *Ports of entry for aliens arriving by vessel or by land transportation* of paragraph (c) *Suboffices* of § 100.4 *Field Service* is amended by adding District 21 to read as follows:

DISTRICT NO. 21—NEWARK, N.J.

CLASS A

Newark, N.J. (the port of Newark includes, among others, the port facilities at Bayonne, Carteret, Edgewater, Elizabeth, Hoboken, Jersey City, Linden, Perth Amboy, Port Newark, Sewaren, and Weehawken, N.J.).

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103)

Compliance with the provisions of section 553 of title 5 of the United States Code (80 Stat. 383), as to notice of proposed rule making is unnecessary in this instance because the above-prescribed rules relate to agency management.

This order shall become effective on October 1, 1971.

Dated: August 5, 1971.

RAYMOND F. FARRELL,
Commissioner of Immigration and Nautralization.

[FR Doc.71–11568 Filed 8–10–71;8:53 am]

Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

[Release No. 34–9268]

PART 240—GENERAL RULES AND REGULATIONS, SECURITIES EXCHANGE ACT OF 1934

PART 249—FORMS, SECURITIES EXCHANGE ACT OF 1934

Prompt Notice of Net Capital or Recordkeeping Violations

The Securities and Exchange Commission announced today that it has adopted Rule 17a–11 (17 CFR 240.17a–11) and Form X–17A–11 (17 CFR 249.621) under the Securities Exchange Act of 1934 (the "Act") to provide the Commission and the self-regulatory bodies with an adequate and timely flow of information on the financial and operational condition of broker-dealers. The rule was published for comment on April 20, 1971, in Securities Exchange Act Release No. 9128 and in the FEDERAL REGISTER for April 20, 1971 at 36 F.R. 7972. The Commission has considered the several comments on the proposed rule which were submitted in response to that release. The rule, as adopted herein, has been modified to reflect certain suggestions contained in the comments.

The rule has four major provisions.

First, it provides that when the net capital of a broker-dealer is less than required by any capital rule to which it is subject (in total or relative to the firm's aggregate indebtedness), immediate telegraphic notice must be given to the Commission and the self-regulatory organizations to which it belongs, and a report setting forth the firm's financial condition must be filed with them within 24 hours after such net capital deficiency occurs.

Second, the rule provides that when a broker-dealer's net capital computation, made and recorded pursuant to Rule 17a-3(a)(11) (17 CFR 240.17a-3(a)(11)), indicates that its aggregate indebtedness exceeds 1,200 percent of its net capital or that its total net capital is less than 120 percent of the minimum net capital required of it, measured under any net capital rule to which the firm is subject, the firm must file a report on Form X-17A-11, furnishing data as to its financial and operational condition. Such report must be filed within 15 days after the end of any month for which the net capital computation showing a net capital ratio in excess of 1,200 percent (or total net capital less than 120 percent of the minimum required) was made, and within 15 days after the end of each month thereafter until 3 successive months have elapsed during which the net capital computation does not reflect a net capital ratio in excess of 1,200 percent (or total net capital less than 120 percent of the minimum required).

Third, the rule provides that, if any broker-dealer subject to Rule 17a-3 (17 CFR 240.17a-3) is not making and keeping current the books and records specified therein, immediate telegraphic notice of that fact, specifying the books and records not made or kept current, must be given to the Commission and the self-regulatory organizations to which it belongs. Within 48 hours thereafter, the broker-dealer must file a written report stating what steps have been taken to correct the situation.

Fourth, the rule provides that any self-regulatory body which learns that a member firm has failed to give a notice or file a report as required by the rule must itself give notice of that fact.

Form X-17A-11, which is designed to furnish the Commission and the self-regulatory bodies with financial and operational information on firms experiencing problems, consist of two parts. Part I requests the data called for by the NASD Form Q questionnaire, which all NASD members are required to fill in on a routine basis quarterly. Part II requests specific data which has proven to be of significance in the past with regard to brokerage failures.

To meet comments which pointed out the need to maintain surveillance of brokers whose net capital was close to the minimum required by the applicable net capital rule, and not merely of brokers whose net capital ratio was close to the ceiling permitted, paragraph (b) of the proposed rule was modified to require a monthly report from firms whose net capital was less than 120 percent of the minimum required. To meet comments suggesting the need for clarifying the requirement that brokers file a report of "financial condition" within 24 hours of falling into net capital violation, paragraph (a)(2) of the proposed rule was modified to specify the financial information required, which information is substantially the same as that required under Rule 17a-5(j) (17 CFR 240.17a5(j)) for firms which cease to be a member in good standing of a national securities exchange.

The Commission expects that the requirement in paragraph (e) of the rule that all notices and reports be filed not only with the Commission but also with the appropriate self-regulatory bodies will materially increase the interchange of information and the coordination of action with respect to filing firms.

Commission action. The Securities and Exchange Commission, acting pursuant to the provisions of the Securities Exchange Act of 1934, particularly sections 8(b), 15(c)(3), 17(a), and 23(a) thereof, and deeming it necessary for the exercise of the functions vested in it, and necessary and appropriate in the public interest and for the protection of investors, hereby adopts § 240.17a-11 and its accompanying Form X-17A-11 (17 CFR 249.621), as indicated below, effective September 15, 1971.

I. Part 240 of Title 17 of the Code of Federal Regulations is amended by adding thereunder new § 240.17a-11 to read as follows:

§ 240.17a-11 Supplemental current financial and operational reports to be made by certain exchange members, brokers, and dealers.

(a) Every broker, dealer, or member of a national securities exchange or of a registered securities association, subject to § 240.15c3-1 or to a net capital rule of a national securities exchange or registered securities association, whose net capital at any time is less than the minimum required by any capital rule to which such person is subject, shall:

(1) Give telegraphic notice as set forth in paragraph (e) of this section that such person's net capital is less than is required by any such capital rule, identifying the applicable net capital rule or rules. The notice shall be given on the same day that such person's capital becomes less than required by any of the aforesaid rules to which such person is subject; and

(2) Within 24 hours thereafter file a report of his financial condition as of the date which required the giving of the notice in subparagraph (1) of this paragraph. Such report of financial condition shall consist of:

(i) A proof of money balances of all ledger accounts in the form of a trial balance;

(ii) A computation of aggregate indebtedness and net capital made in accordance with § 240.15c3-1;

(iii) An analysis of the aggregate market value of fully paid securities in customers' security accounts not segregated showing the location of such securities;

(iv) Ledger net credit balances of money borrowed from banks, trust companies and other financial institutions and from others, which are fully or partially secured by securities carried for the account of any customer, showing, for each loan, an analysis of the market value of all collateral for such borrowings by source of collateral, stating separately the market value of: (*a*) Securities carried for the accounts of customers, (*b*) securities ownd by the broker or dealer or by any general or special partner or any director or official of such broker or dealer, and (*c*) any other securities;

(v) The aggregate amount of customers' ledger debit balances;

(vi) The aggregate amount of customers' credit balances, stating the amount of free credit balances separately; and

(vii) The approximate number of customer accounts and the date business was suspended. (If business is continuing, state specifically the nature of the business being conducted.)

(b) If a computation made and recorded, by a member, broker or dealer pursuant to the requirements of § 240.17a-3(a)(11) shows that his aggregate indebtedness is in excess of 1,200 per centum of his net capital, or that his total net capital is less than 120 per centum of the minimum net capital required of him, such person shall file a report on Form X-17A-11 within 15 calendar days after the end of the month for which such computation was required to be made and recorded, and within 15 calendar days after the end of each month thereafter until 3 successive months shall have elapsed during which his aggregate indebtedness does not exceed 1,200 per centum of his net capital, and his total net capital does not fall below 120 per centum of the minimum net capital required of him.

(c) At any time when a member, broker or dealer subject to § 240.17a-3 fails to make and keep current the books and records specified therein, he shall immediately give telegraphic notice of such fact, specifying the books and records which have not been made or which are not current, and within 48 hours of the telegraphic notice file a report stating what steps have been and are being taken to correct the situation.

(d) Whenever any national securities exchange or national securities association learns that a member, broker or dealer has failed to file a notice or file a report as required by paragraph (a), (b), or (c) of this section, such organization shall immediately report such failure as provided in paragraph (e) of this section.

(e) Every notice and report required to be given or filed by this rule shall be given to or filed with the principal office of the Commission in Washington, D.C., with the Regional Office of the Commission for the region in which the member, broker or dealer has his or its principal place of business, and with each national securities exchange and registered securities association of which such person is a member.

II. Part 249 of Chapter II of Title 17 of the Code of Federal Regulations is amended by adding thereunder a new § 249.621 to read as follows:

§ 249.621 Form X-17A-11, for report of information required of certain members, brokers and dealers, pursuant to section 17 of the Act and § 240.17a-11 of this chapter.

(a) This form shall be filed, as indicated in paragraph (b) of this section,

pursuant to § 240.17a–11 of this chapter, as a report of capital computation for each month in which aggregate indebtedness of persons described below exceeds 1,200 per centum of net capital, as computed pursuant to § 240.17a–3(a)(11) of this chapter and for each month thereafter until 3 successive months have elapsed during which such indebtedness does not exceed 1,200 per centum of net capital, by each of the following:

(1) Every member of a national securities exchange who transacts a business in securities directly with other members of a national securities exchange;

(2) Every broker or dealer who transacts a business in securities through the medium of any member of a national securities exchange; and

(3) Every broker or dealer registered pursuant to section 15 of the Act, as amended.

(b) This report shall be filed within 15 calendar days after the end of each month for which it is required, in the following manner:

(1) One copy shall be filed at the principal office of the Securities and Exchange Commission, 500 North Capitol Street, Washington, DC 20549.

(2) One copy shall be filed with the Regional Office of the Securities and Exchange Commission for the region in which the member, broker, or dealer has his or its principal place of business; and

(3) One copy shall be filed at the principal office of each registered national securities exchange and each registered national securities association of which such member, broker or dealer, is a member or is otherwise entitled to the exercise of any privilege of membership.

(c) Copies of Form X–17A–11 for the above purpose may be obtained from the principal office of the Commission or from any of its regional offices.

Copies of Form X–17A–11[1] may be obtained on request from the Publications Division, Securities and Exchange Commission, Washington, D.C. 20549, or any of its regional offices.

Incorporation by reference approved by the Director of the Office of the Federal Register on August 10, 1971.

(Secs. 15(c)(3), 17(a), 23(a), 48 Stat. 895, 897, 901, secs. 3, 4, 8, 49 Stat. 1377, 1379; secs. 2, 5, 52 Stat. 1075, 1076, sec. 6, 78 Stat. 570, secs. 7(d), 9(f), 84 Stat. 1653, 1654, 15 U.S.C. 780(c), 78r(a), 78w(a))

By the Commission, July 29, 1971.

[SEAL] THEODORE L. HUMES,
Associate Secretary.

[FR Doc. 71–11506 Filed 8–10–71; 8:46 am]

[Release No. IC 6653]

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

Contractual Plans for Mutual Fund Shares and Variable Annuities

On July 2, 1971, the Securities and Exchange Commission published notice (Investment Company Act Release No. 6600) of the adoption, among other things, of Rules 27e–1 and 27f–1 under the Investment Company Act of 1940 (Act) (36 F.R. 13134). In paragraph (f) of Rule 27e–1, the Commission prescribed Form N–27E–1 as the form of notice to be used to inform certificate holders of their right of surrender pursuant to section 27(d) of the Act. In paragraph (g) of Rule 27f–1, the Commission prescribed Form N–27F–1 as the form of notice to be used to inform certificate holders, other than holders of plans upon which total charges to be deducted from any payment do not exceed 9 percent of such payment and holders of variable annuity contracts, of their withdrawal right under section 27(f) of the Act (15 U.S.C. 80a–27(f)).

The Association of Mutual Fund Plan Sponsors has requested that the Commission make minor changes in the forms, the affected portions of which were originally adopted as submitted by the Association. The changes are designed to facilitate the use of the forms in instances where plans are sold with completion insurance and to account for the fact that under certain circumstances certificates might be surrendered to the plan sponsor rather than to the plan custodian.

The Commission has determined to amend the instructions to Forms N–27E–1 (17 CFR 274.127e–1) and N–27F–1 (17 CFR 274.127f–1) as set forth below. Amendment of the forms is made pursuant to the authority granted the Commission in sections 27(e), 27(f), and 38(a) of the Act (15 U.S.C. 80a–27(e), 80a–27(f), 80a–37(a)). Sections 27 (e) and (f) provide that the Commission may make rules specifying the method, form and contents of the notices required by those sections. Section 38(a) of the Act authorizes the Commission to issue such rules as are necessary or appropriate to the exercise of the powers conferred upon the Commission in the Act.

Commission action. Part 270 of Chapter II of Title 17 of the Code of Federal Regulations are amended in the following manner:

1. Section 270.27e–1 is amended by revising the language in paragraph (f), subparagraph B., *Itemized instructions* to Form N–27E–1, Item (13) by adding after the word "bank" the words "* * * or other person authorized to accept surrendered certificates."

As so amended, Item (13) shall read as follows:

Itemized instructions. * * *

(13) Name and address of the custodian bank or other person authorized to accept surrendered certificates.

II. Section 270.27f–1 is amended by adding a new sentence in paragraph (g), subparagraph B., *Itemized instructions* to Form N–27F–1, Item (9), after the word "payment" reading "If a portion of the payments is used for the purchase of completion insurance, the amount attributable thereto shall not be included as a charge and the following phrase shall be added: 'apart from insurance premiums based upon the amount of coverage in effect at the time of payment'."

As so amended, Item (9) shall read as follows:

Itemized instructions. * * *

(9) The dollar amount of the charges to be deducted from each payment made by the certificate holder after the first regular payment upon which there would be a reduction in the rate of the applicable sales charge below 9 percent of the certificate holder's gross payment. If a portion of the payments is used for the purchase of completion insurance, the amount attributable thereto shall not be included as a charge and the following phrase shall be added: "apart from insurance premiums based upon the amount of coverage in effect at the time of payment."

III. Section 270.27f–1 is amended by revising the language in paragraph (g), subparagraph B., *Itemized instructions* to Form N–27f–1, Item (18), by adding after the word "bank" the words, "* * * or other persons authorized to accept surrendered certificate." As so amended Item (18) shall read as follows:

Itemized instructions. * * *

(18) The name and address of the custodian bank or other person authorized to accept surrendered certificates.

The Commission considers the foregoing amendments to be technical rather than substantive modifications with respect to which no notice under 5 U.S.C. 553 is necessary. Accordingly, the Commission action is declared effective immediately upon publication (8–11–71).

(Secs. 27(e), 27(f), 38(a), 54 Stat. 841, 84 Stat. 1424, 1425; 15 U.S.C. 80a–27(e), 80a(f), 80a–37(a), Public Law 91–547)

By the Commission, July 27, 1971.

[SEAL] THEODORE L. HUMES,
Associate Secretary.

[FR Doc.71–11507 Filed 8–10–71;8:46 am]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted in Food for Human Consumption

PIPERONYL BUTOXIDE AND PYRETHRINS

A petition (FAP 0H2530) was filed with the Food and Drug Administration by McLaughlin Gormley King Co., 1715 Southeast Fifth Street, Minneapolis, Minn. 55414, proposing issuance of a food additive regulation to provide for the safe use of a combination of piperonyl butoxide and pyrethrins as components in the adhesive layer of two ply sheets of cellophane/polyethylene bags to be used only for packaging dried fruits. Subsequently, the petitioner amended the petition by changing dried fruits to dried prunes.

Piperonyl butoxide and pyrethrins qualify both as pesticide chemicals and food additives, as defined by the Federal Food, Drug, and Cosmetic Act (sec. 201 (q) and (s), 68 Stat. 511, 72 Stat. 1784;

[1] Form X–17A–11 filed as part of original document.

21 U.S.C. 321 (q) and (s)). Pesticide tolerances for these two substances and their use as food additives in food for human consumption have previously been established.

The Reorganization Plan No. 3 of 1970, published in the FEDERAL REGISTER of October 6, 1970 (35 F.R. 15623), transferred (effective December 2, 1970) to the Administrator of the Environmental Protection Agency the functions vested in the Secretary of Health, Education, and Welfare for establishing tolerances for pesticide chemicals under sections 406, 408, and 409 of the Federal Food, Drug, and Cosmetic Act, as amended (21 U.S.C. 346, 346a, and 348).

Based on consideration given data submitted in the petition and other relevant material, it is concluded that residues in dried prunes packaged in bags of 2 or more pounds capacity will not exceed 3 parts per million of piperonyl butoxide and 0.3 part per million of pyrethrins under the conditions set forth below.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), the authority transferred to the Administrator (35 F.R. 15623), and the authority delegated by the Administrator to the Deputy Assistant Administrator for Pesticides Programs of the Environmental Protection Agency (36 F.R. 9038), Part 121, Subpart D, is amended:

1. In § 121.1074 by adding a new subparagraph to paragraph (a) and by adding a new paragraph to the end, as follows:

§ 121.1074 Piperonyl butoxide.

* * * * *

(a) * * *

(4) In two-ply bags consisting of cellophane/polyethylene sheets bound together by an adhesive layer when it is incorporated in the adhesive. The treated sheets shall contain not more than 50 milligrams of piperonyl butoxide per square foot. Such treated bags are to be used only for packaging dried prunes and are to be of 2 or more pounds capacity.

* * * * *

(f) A tolerance of 3 parts per million is established for residues of piperonyl butoxide in or on dried prunes when present as a result of migration from its use in the adhesive layer of two-ply bags consisting of cellophane/polyethylene sheets and the bags are of 2 or more pounds capacity.

2. In § 121.1075 by adding a new subparagraph to paragraph (a) and by adding a new paragraph to the end, as follows:

§ 121.1075 Pyrethrins.

* * * * *

(a) * * *

(4) In two-ply bags consisting of cellophane/polyethylene sheets bound together by an adhesive layer when it is incorporated in the adhesive. The treated sheets shall contain not more than 10 milligrams of pyrethrins per square foot. Such treated bags are to be used only for packaging dried prunes and are to be of 2 or more pounds capacity.

* * * * *

(f) A tolerance of 0.3 part per million is established for residues of pyrethrins in or on dried prunes when present as a result of migration from its use in the adhesive layer of two-ply bags consisting of cellophane/polyethylene sheets and the bags are of 2 or more pounds capacity.

Any person who will be adversely affected by the foregoing order may at any time within 30 days after its date of publication in the FEDERAL REGISTER file with the Objections Clerk, Environmental Protection Agency, 1626 K Street NW., Washington, D.C. 20460, written objections thereto in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on its date of publication in the FEDERAL REGISTER (8-11-71).

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: August 4, 1971.

LOWELL E. MILLER,
Acting Deputy Assistant Administrator for Pesticides Programs.

[FR Doc.71-11569 Filed 8-10-71;8:53 am]

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Permitted In Food for Human Consumption

CHEMICALS FOR CONTROLLING MICRO-ORGANISMS IN CANE-SUGAR AND BEET-SUGAR MILLS

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 0H2495) filed by Industrial Bio-Test Laboratories, Inc., 1810 Frontage Road, Northbrook, Ill. 60062, and other relevant material, concludes that the food additive regulations should be amended to provide for the additional safe use of a combination of disodium ethylenebisdithiocarbamate, ethylenediamine, and sodium dimethyldithiocarbamate for controlling micro-organisms in beet-sugar mills. Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.1155 is revised to read as follows:

§ 121.1155 Chemical for controlling micro-organisms in cane-sugar and beet-sugar mills.

The food additives disodium cyanodithioimidocarbonate, disodium ethylenebisdithiocarbamate, ethylenediamine, potassium *N*-methyldithiocarbamate, and sodium dimethyldithiocarbamate may be safely used in accordance with the following conditions:

(a) They are used in the control of micro-organisms in cane-sugar and/or beet-sugar mills as specified in paragraph (b) of this section.

(b) They are applied to the sugar mill grinding system in one of the combinations listed in subparagraph (1), (2), or (3) of this paragraph. Quantities of the individual additives in parts per million are expressed in terms of the weight of raw cane or raw beets.

(1) Combination for cane-sugar mills:

	Parts per million
Disodium cyanodithioimidocarbonate	2.5
Ethylenediamine	1.0
Potassium *N*-methyldithiocarbamate	3.5

(2) Combination for cane-sugar mills:

	Parts per million
Disodium ethylenebisdithiocarbamate	3.0
Sodium dimethyldithiocarbamate	3.0

(3) Combination for cane-sugar mills and beet-sugar mills:

	Parts per million
Disodium ethylenebisdithiocarbamate	3.0
Ethylenediamine	2.0
Sodium dimethyldithiocarbamate	3.0

(c) To assure safe use of the additives, their label and labeling shall conform to that registered with the Environmental Protection Agency.

Any person who will be adversely affected by the foregoing order may at any time within 30 days after its date of publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 6-62, 5600 Fishers Lane, Rockville, Md. 20852, written objections thereto in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on its date of publication in the FEDERAL REGISTER (8-11-71).

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: August 2, 1971.

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

[FR Doc.71-11534 Filed 8-10-71;8:49 am]

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

NITRILE RUBBER MODIFIED ACRYLONITRILE-METHYL ACRYLATE COPOLYMERS

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 1B2604) filed by Vistro Corp., Midland Building, Cleveland, Ohio 44115, and other relevant material, concludes that § 121.2614 should be amended to revise the specifications and extractives limitations for the nitrile rubber modified acrylonitrile-methyl acrylate copolymers permitted as components of articles intended for food-contact use. Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.2614(b) is amended by revising subparagraph (1)(iv), to replace the dimethyl formamide specification with an acetonitrile specification, and by revising subparagraph (2) (i) and (ii), to delete the words "freshly distilled," as follows:

§ 121.2614 Nitrile rubber modified acrylonitrile-methyl acrylate copolymers.

* * * * *

(b) * * *

(1) * * *

(iv) Acetonitrile-soluble fraction after refluxing the base polymer in acetonitrile for 1 hour is not greater than 95 percent by weight of the basic copolymers.

(2) * * *

(i) Extracted copolymer not to exceed 2.0 parts per million in aqueous extract obtained when a 100-gram sample of the basic copolymers is extracted with 250 milliliters of demineralized (deionized) water at reflux temperature for 2 hours.

(ii) Extracted copolymer not to exceed 0.5 part per million in *n*-heptane extract obtained when a 100-gram sample of the basic copolymers is extracted with 250 milliliters of reagent grade *n*-heptane at reflux temperature for 2 hours.

Any person who will be adversely affected by the foregoing order may at any time within 30 days after its date of publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 6-62, 5600 Fishers Lane, Rockville, Md. 20852, written objections thereto in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on its date of publication in the FEDERAL REGISTER (8-11-71).

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: August 2, 1971.

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

[FR Doc.71-11535 Filed 8-10-71;8:49 am]

SUBCHAPTER D—HAZARDOUS SUBSTANCES

PART 191 — HAZARDOUS SUBSTANCES: DEFINITIONS AND PROCEDURAL AND INTERPRETATIVE REGULATIONS

Charcoal Briquettes and Other Forms of Charcoal for Cooking or Heating; Declaration as Hazardous Substances That Require Special Labeling

In the FEDERAL REGISTER of September 2, 1970 (35 F.R. 13887), a notice was published in which the Commissioner of Food and Drugs proposed that Part 191 be amended to declare charcoal briquettes and other forms of charcoal as "hazardous substances" within the meaning of section 3(a) of the Federal Hazardous Substances Act and to require special labeling under section 3(b) of that act.

Review of death certificates and information from other sources indicate that at least 37 fatalities have occurred in the United States in recent years (including at least 27 in the last 4 years) because individuals have used charcoal briquettes for cooking or heating purposes indoors or in tents, trailers, automobiles, boats, and similar confined areas. There have been a number of near fatalities from such use, with fatalities being averted when individuals overcome by carbon monoxide were discovered and removed to fresh air.

In response to the proposal, 20 comments were received from charcoal briquette manufacturers, the Charcoal Briquet Institute, the National Retail Merchants Association, Consumers Union, and various individuals.

All of the individuals commenting on the proposal expressed the opinion that a warning statement is necessary and urged its adoption. All of the manufacturers responding agreed that some warning is needed but pointed out that most charcoal bags now bear warning statements such as: "Caution: For Indoor Use, Cook Only In Properly Ventilated Areas." They objected to the text of the proposed special labeling statement. The Charcoal Briquet Institute, the National Retail Merchants Association, and several companies stressed the importance of a lead time of at least 2 years for the effective date of any new regulation, to allow for an orderly disposition of current inventories of bags or other containers used for charcoal, both filled and unfilled.

The comment was made that the presently used cautionary labeling has not been in use long enough to adequately assess whether this labeling has had the effect of reducing the number of deaths and accidents. Other comments of this nature indicated that the currently used cautionary labeling is adequate in that most people are aware that charcoal briquettes, like any fuel, produce carbon monoxide when burned.

Recent investigations by the Food and Drug Administration of carbon monoxide poisonings, from the use of charcoal briquetts in confined areas, have indicated the following on the part of users:

1. A lack of knowledge that proper ventilation is necessary, or of what constitutes proper ventilation and

2. Ignorance of the fact that charcoal briquettes produce carbon monoxide while also consuming available oxygen.

Repeatedly, individuals have used charcoal for heating with the briquettes placed in an unvented charcoal grill and, since heat is desired, little or no ventilation is used. A majority of the reported deaths have occurred during the cooler months as a consequence of using charcoal for heat. Deaths and injuries have occurred from the burning of charcoal briquettes in barns, fruit cellars, large and small rooms in houses, cabins, campers, tents, garages, sheds, boats, trailers, automobiles, and other similar areas.

Several comments questioned whether charcoal is either per se, or under reasonably foreseeable conditions of use, a hazardous substance within the meaning of section 2(f) of the Federal Hazardous Substances Act. There is no question that charcoal has produced personal injury and death as a result of its customary or reasonably foreseeable use, namely as a fuel. Thus, the Commissioner concludes that charcoal is "toxic" as defined in section 2(g) of that act and is therefore a hazardous substance within the meaning of section 2(f) of that act.

Several comments indicated that the proposed warning statement is too drastic. The Commissioner agrees that this objection has some merit and the proposed language has been modified to make the statement more specific and informative, while maintaining the necessary warning.

Having considered all of the comments and other pertinent material, the Commissioner concludes (1) that charcoal briquettes and other forms of charcoal, in containers for retail sale and intended for cooking or heating, are hazardous substances within the meaning of the Federal Hazardous Substances Act and (2) that presently used warning statements are inadequate. The Commissioner also finds that a period of time should be allowed for the transition from current inventories of filled and unfilled bags or other containers for such products to new containers with the new warning.

Therefore, pursuant to provisions of the Federal Hazardous Substances Act (secs. 2 (f), (g), 3 (a), (b), 74 Stat. 372, 374-375, as amended; 15 U.S.C. 1261, 1262) and the Federal Food, Drug,

and Cosmetic Act (sec. 701, 52 Stat. 1055, as amended; 21 U.S.C. 371), and under authority delegated to the Commissioner (21 CFR 2.120), Part 191 is amended by adding a new § 191.5 and by adding to § 191.7(b) a new subparagraph (6) as follows:

§ 191.5 Products declared to be hazardous substances under section 3(a) of the act.

(a) The Commissioner finds that the following articles are hazardous substances within the meaning of the act because they are capable of causing substantial personal injury or substantial illness during or as a proximate result of any customary or reasonable foreseeable handling or use:

(1) Charcoal briquettes and other forms of charcoal in containers for retail sale and intended for cooking or heating.

§ 191.7 Products requiring special labeling under section 3(b) of the act.

* * * * *

(b) * * *

(6) Charcoal briquettes and other forms of charcoal in containers for retail sale and intended for cooking or heating.

(i) Because inhalation of the carbon monoxide produced by burning charcoal indoors or in confined areas may cause serious injury or death, containers of such products shall bear the following borderlined statement:

> WARNING: Do not use for Indoor Heating or Cooking Unless Ventilation Is Provided for Exhausting Fumes to Outside. Toxic Fumes May Accumulate and Cause Death.

(ii) For bags of charcoal the statement specified in subdivision (i) of this subparagraph shall appear within a heavy borderline in a color sharply contrasting to that of the background, on both front and back panels in the upper 25 percent of the panels of the bag at least 2 inches below the seam, and at least 1 inch above any reading material or design elements in type size as follows: The signal word "WARNING" shall appear in capital letters at least three-eighths inch in height; the remaining text of the aforementioned warning statement shall be printed in letters at least three-sixteenths inch in height.

Any person who will be adversely affected by the foregoing order may at any time within 30 days following the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 6-62, 5600 Fishers Lane, Rockville, Maryland 20852, written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing, and such objections must be supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in six copies. Received objections and requests for a hearing may be seen in the above office during regular business hours, Monday through Friday.

Effective date. This order shall become effective August 1, 1972, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of proper objections or lack thereof will be given by publication in the FEDERAL REGISTER.

(Secs. 2 (f), (g), 3 (a), (b), 74 Stat. 372 374-375, as amended, 15 U.S.C. 1261, 1262; sec. 701, 52 Stat. 1055, as amended, 21 U.S.C. 371)

Dated: August 4, 1971.

CHARLES C. EDWARDS,
Commissioner of Food and Drugs.

[FR Doc.71-11536 Filed 8-10-71;8:49 am]

Chapter III—Environmental Protection Agency

PART 420—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Carboxin

A petition (PP 0F0939) was filed by Uniroyal, Inc., Agricultural Chemicals, Bethany, Conn. 06525, in accordance with provisions of the Federal Food, Drug, and Cosmetic Act as amended (21 U.S.C. 346a), proposing establishment of tolerances for combined negligible residues of the fungicide carboxin (5,6-dihydro-2-methyl - 1,4-oxathiin-3-carboxanilide) and its metabolite 5,6-dihydro-3-carboxanilide-2-methyl - 1,4-oxathiin-4-oxide (calculated as carboxin) in or on the raw agricultural commodities cottonseed, peanuts, and the grains of barley, oats, sorghum, and wheat at 0.2 part per million. Subsequently, the petitioner amended the petition by withdrawing all of the above commodities except cottonseed.

Prior to December 2, 1970, the Secretary of Agriculture certified that this pesticide chemical is useful for the purpose for which a tolerance is being established, and the Fish and Wildlife Service of the Department of the Interior advised that it has no objection to this tolerance.

Part 120, Chapter I, Title 21 was redesignated Part 420 and transferred to Chapter III (36 F.R. 424).

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

1. The proposed usage is not reasonably expected to result in residues of the fungicide or its metabolite in eggs, meat, milk, and poultry. The usage is classified in the category specified in § 420.6(a)(3).

2. The tolerance established by this order will protect the public health.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2)), the authority transferred to the Administrator (35 F.R. 15623), and the authority delegated by the Administrator to the Deputy Assistant Administrator for Pesticides Programs of the Environmental Protection Agency (36 F.R. 9038), Part 420 is amended by adding the following new section to Subpart C:

§ 420.301 Carboxin; tolerance for residues.

A tolerance is established for combined negligible residues of the fungicide carboxin (5,6-dihydro-2-methyl-1,4-oxathiin-3-carboxanilide) and its metabolite 5,6 - dihydro-3-carboxanilide-2-methyl-1.4-oxathiin-4-oxide (calculated as carboxin) in or on the raw agricultural commodity cottonseed at 0.2 part per million.

Any person who will be adversely affected by the foregoing order may at any time within 30 days after its date of publication in the FEDERAL REGISTER file with the Objections Clerk, Environmental Protection Agency, 1626 K Street NW., Washington, DC 20460, written objections thereto in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on its date of publication in the FEDERAL REGISTER (8-11-71).

(Sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2))

Dated: August 4, 1971.

LOWELL E. MILLER,
Acting Deputy Assistant Administrator for Pesticides Programs.

[FR Doc.71-11570 Filed 8-10-71;8:53 am]

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

SUBCHAPTER A—INCOME TAX

[T.D. 7138]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

Extension of Time to File Corporate Income Tax Return

In order to revise the rules under the Income Tax Regulations (26 CFR Part 1) under section 6081 of the Internal Revenue Code of 1954, such regulations are amended as follows:

Section 1.6081–3 is amended as follows:

§ 1.6081–3 Automatic extension of time for filing corporation income tax returns.

(a) *In general.* * * *

(1) An application must be prepared in duplicate on Form 7004, "Application for Automatic Extension of Time to File U.S. Corporation Income Tax Return", and must be signed by a person authorized by the corporation to request such extension. Such person must be a person authorized under section 6062 to execute the return of the corporation; a person currently enrolled to practice before the Treasury Department; or after November 7, 1965, either an attorney who is a member in good standing of the bar of the highest court of a State, possession, territory, commonwealth, or the District of Columbia, or a certified public accountant duly qualified to practice in a State, possession, territory, commonwealth, or the District of Columbia.

* * * * *

(b) *Consolidated returns.* An application for an automatic extension of time for filing a consolidated return shall be made by a person authorized by the parent corporation to request such extension. Such person must be a person authorized under section 6062 to execute the return of the parent corporation; a person currently enrolled to practice before the Treasury Department; or after November 7, 1965, either an attorney who is a member in good standing of the bar of the highest court of a State, possession, territory, commonwealth, or the District of Columbia, or a certified public accountant duly qualified to practice in a State, possession, territory, commonwealth, or the District of Columbia. There shall be attached to such application a statement listing the name and address of each member of the affiliated group for which such consolidated return will be made. For taxable years beginning after December 31, 1970, the original of such application shall be filed with the internal revenue officer with which the parent corporation will file its income tax return. Upon the timely filing of Form 7004 with the internal revenue officer with which such corporation files its return, the 3-month extension shall be considered as granted to the affiliated group for the filing of its consolidated return or for the filing of each member's separate return. For taxable years beginning after December 31, 1970, in the event that the privilege of filing a consolidated return is not exercised, the parent corporation and members of the affiliated group shall attach to their completed separate income tax returns a copy of the application (Form 7004).

* * * * *

Because of the need for immediate guidance with respect to the provisions contained in this Treasury decision, and because it does not appear that the changes are adverse to persons concerned, it is found unnecessary and impracticable to issue this Treasury decision with notice and public procedure thereon under 5 U.S.C. 553(b), or subject to the effective date limitation of 5 U.S.C. 553(d).

(Sec. 7805, Internal Revenue Code of 1954, 68A Stat. 917; 26 U.S.C. 7805)

[SEAL] HAROLD T. SWARTZ,
Acting Commissioner of Internal Revenue.

Approved: August 6, 1971.

EDWIN S. COHEN,
Assistant Secretary of the Treasury.

[FR Doc.71–11551 Filed 8–10–71;8:50 am]

[T.D. 7136]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

Capitalization of Costs of Planting and Developing Almond Groves

On May 20, 1971, notice of proposed rule making with respect to the amendment of the Income Tax Regulations (26 CFR Part 1) under section 278 of the Internal Revenue Code of 1954 (relating to capitalization of costs of planting and developing almond groves) to reflect the changes made by the Act of January 12, 1971 was published in the FEDERAL REGISTER (36 F.R. 9142). After consideration of all such relevant matter as was presented by interested persons regarding the rules proposed, the amendment of the regulations as proposed is hereby adopted, subject to the changes set forth below:

Paragraph (a)(2) of § 1.278–1, as set forth in paragraph 2 of the notice of proposed rule making, is changed by revising subdivision (ii).

(Sec. 7805, Internal Revenue Code of 1954, 68A Stat. 917; 26 U.S.C. 7805).

[SEAL] HAROLD T. SWARTZ,
Acting Commissioner of Internal Revenue.

Approved: August 6, 1971.

EDWIN S. COHEN,
Assistant Secretary of the Treasury.

In order to conform the Income Tax Regulations (26 CFR Part 1) under section 278 of the Internal Revenue Code of 1954 to the Act of January 12, 1971 (Public Law 91-680, 84 Stat. 2064), such regulations are amended as follows:

PARAGRAPH 1. Section 1.278 is amended to read as follows:

§ 1.278 Statutory provisions; capital expenditures incurred in planting and developing citrus and almond groves.

SEC. 278. *Capital expenditures incurred in planting and developing citrus and almond groves*—(a) *General rule.* Except as provided in subsection (b), any amount (allowable as a deduction without regard to this section), which is attributable to the planting, cultivation, maintenance, or development of any citrus or almond grove (or part thereof), and which is incurred before the close of the fourth taxable year beginning with the taxable year in which the trees were planted, shall be charged to capital account. For purposes of the preceding sentence, the portion of a citrus or almond grove planted in 1 taxable year shall be treated separately from the portion of such grove planted in another taxable year.

(b) *Exceptions.* Subsection (a) shall not apply to amounts allowable as deductions (without regard to this section), and attributable to a citrus or almond grove (or part thereof) which was:

(1) Replanted after having been lost or damaged (while in the hands of the taxpayer), by reason of freeze, disease, drought, pests, or casualty, or

(2) Planted or replanted before—

(A) December 30, 1969, in the case of a citrus grove, or

(B) December 30, 1970, in the case of an almond grove.

[Sec. 278 as added by sec. 216, Tax Reform Act 1969 (83 Stat. 373); as amended by Act of January 12, 1971 (Public Law 91–680, 84 Stat. 2064)]

PAR. 2. Section 1.278–1 is amended by revising the title thereof, by revising paragraph (a)(1)(i), by revising subdivisions (ii) and (iii) of paragraph (a)(2), by renumbering subdivisions (ii) and (iii) of paragraph (a)(2) as (iii) and (iv) respectively and adding a new subdivision (ii) to paragraph (a)(2), by revising paragraph (a)(3)(i), by revising paragraph (b)(1), and by revising paragraph (b)(2)(i). These amended and added provisions read as follows:

§ 1.278–1 Capital expenditures incurred in planting and developing citrus and almond groves.

(a) *General rule.* (1)(i) Except as provided in subparagraph (2)(iii) of this paragraph and paragraph (b) of this section, there shall be charged to capital account any amount (allowable as a deduction without regard to section 278 or this section) which is attributable to the planting, cultivation, maintenance, or development of any citrus or almond grove (or part thereof), and which is incurred before the close of the fourth taxable year beginning with the taxable year in which the trees were planted. For purposes of section 278 and this section, such an amount shall be considered as "incurred" in accordance with the taxpayer's regular tax accounting method used in reporting income and expenses connected with the citrus or almond grove operation. For purposes of this paragraph, the portion of a citrus or almond grove planted in 1 taxable year

shall be treated separately from the portion of such grove planted in another taxable year. The provisions of section 278 and this section apply to taxable years beginning after December 31, 1969, in the case of a citrus grove, and to taxable years beginning after January 12, 1971, in the case of an almond grove.

* * * * *

(2) * * *

(ii) For purposes of section 278 and this section, an "almond grove" is defined as one or more trees of the species *Prunus amygdalus*.

(iii) An amount attributable to the cultivation, maintenance, or development of a citrus or almond grove (or part thereof) shall include, but shall not be limited to, the following developmental or cultural practices expenditures: Irrigation, cultivation, pruning, fertilizing, management fees, frost protection, spraying, and upkeep of the citrus or almond grove. The provisions of section 278(a) and this paragraph shall apply to expenditures for fertilizer and related materials notwithstanding the provisions of section 180, but shall not apply to expenditures attributable to real estate taxes or interest, to soil and water conservation expenditures allowable as a deduction under section 175, or to expenditures for clearing land allowable as a deduction under section 182. Further, the provisions of section 278(a) and this paragraph apply only to expenditures allowable as deductions without regard to section 278 and have no application to expenditures otherwise chargeable to capital account, such as the cost of the land and preparatory expenditures incurred in connection with the citrus or almond grove.

(iv) For purposes of section 278 and this section, a citrus or almond tree shall be considered to be "planted" on the date on which the tree is placed in the permanent grove from which production is expected.

(3) (i) The period during which expenditures described in section 278(a) and this paragraph are required to be capitalized shall, once determined, be unaffected by a sale or other disposition of the citrus or almond grove. Such period shall, in all cases, be computed by reference to the taxable years of the owner of the grove at the time that the citrus or almond trees were planted. Therefore, if a citrus or almond grove subject to the provisions of section 278 or this paragraph is sold or otherwise transferred by the original owner of the grove before the close of his fourth taxable year beginning with the taxable year in which the trees were planted, expenditures described in section 278(a) or this paragraph made by the purchaser or other transferee of the citrus or almond grove from the date of his acquisition until the close of the original holder's fourth such taxable year are required to be capitalized.

* * * * *

(b) *Exceptions.* (1) Paragraph (a) of this section shall not apply to amounts allowable as deductions (without regard to section 278 or this section) and attributable to a citrus or almond grove (or part thereof) which is replanted by a taxpayer after having been lost or damaged (while in the hands of such taxpayer) by reason of freeze, disease, drought, pests, or casualty.

(2) (i) Paragraph (a) of this section shall not apply to amounts allowable as deductions (without regard to section 278 or this section), and attributable to a citrus grove (or part thereof) which was planted or replanted prior to December 30, 1969, or to an almond grove (or part thereof) which was planted or replanted prior to December 30, 1970.

* * * * *

[FR Doc.71-11552 Filed 8-10-71;8:50 am]

[T.D. 7137]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

PART 13—TEMPORARY INCOME TAX REGULATIONS UNDER THE TAX REFORM ACT OF 1969

Amortization of Certain Coal Mine Safety Equipment

On May 26, 1971, there was published in the FEDERAL REGISTER (36 F.R. 9561) a notice of proposed rule making with respect to the amendment of the Income Tax Regulations (26 CFR Part 1) to conform such regulations to section 187 of the Internal Revenue Code of 1954, relating to the amortization of certain coal mine safety equipment, as added by section 707(a) of the Tax Reform Act of 1969 (83 Stat. 674). After consideration of all such relevant matter as was presented by interested persons regarding the rules proposed, the amendment of the regulations as proposed is hereby adopted. Section 1.187-1 of the regulations hereby adopted supersedes those provisions of § 13.0 of this chapter relating to section 187(b) of the Code, which were prescribed by T.D. 7032, approved March 9, 1970 (35 F.R. 4330).

(Sec. 7805, Internal Revenue Code of 1954, 68A Stat. 917; 26 U.S.C. 7805)

[SEAL] HAROLD T. SWARTZ,
Acting Commissioner of Internal Revenue.

Approved: August 6, 1971.

EDWIN S. COHEN,
Assistant Secretary of the Treasury.

In order to conform the Income Tax Regulations (26 CFR Part 1) to reflect the changes made by section 707(a) of the Tax Reform Act of 1969 (83 Stat. 674) relating to amortization of certain coal mine safety equipment, such regulations are hereby amended as set forth below. Section 1.187-1 of the regulations hereby adopted supersedes those provisions of § 13.0 of this chapter relating to section 187(b) of the Internal Revenue Code of 1954, which were prescribed by T.D. 7032, approved March 9, 1970 (35 F.R. 4330).

PARAGRAPH 1. The following regulations are prescribed under section 187 to precede § 1.211:

§ 1.187 Statutory provisions; amortization of certain coal mine safety equipment.

SEC. 187. *Amortization of certain coal mine safety equipment*—(a) *Allowance of deduction.* Every person, at his election, shall be entitled to a deduction with respect to the amortization of the adjusted basis (for determining gain) of any certified coal mine safety equipment (as defined in subsection (d)), based on a period of 60 months. Such amortization deduction shall be an amount, with respect to each month of such period within the taxable year, equal to the adjusted basis of the certified coal mine safety equipment at the end of such month divided by the number of months (including the month for which the deduction is computed) remaining in the period. Such adjusted basis at the end of the month shall be computed without regard to the amortization deduction for such month. The amortization deduction provided by this section with respect to any certified coal mine safety equipment for any month shall be in lieu of the depreciation deduction with respect to such equipment for such month provided by section 167. The 60-month period shall begin, as to any certified coal mine safety equipment, at the election of the taxpayer, with the month following the month in which such equipment was placed in service or with the succeeding taxable year.

(b) *Election of amortization.* The election of the taxpayer to take the amortization deduction and to begin the 60-month period with the month following the month in which the certified coal mine safety equipment was placed in service, or with the taxable year succeeding the taxable year in which such equipment is placed in service, shall be made by filing with the Secretary or his delegate, in such manner, in such form, and within such time, as the Secretary or his delegate may by regulations prescribe, a statement of such election.

(c) *Termination of amortization deduction.* A taxpayer which has elected under subsection (b) to take the amortization deduction provided by subsection (a) may, at any time after making such election, discontinue the amortization deduction with respect to the remainder of the amortization period, such discontinuance to begin as of the beginning of any month specified by the taxpayer in a notice in writing filed with the Secretary or his delegate before the beginning of such month. The depreciation deduction provided under section 167 shall be allowed, beginning with the first month as to which the amortization deduction does not apply, and the taxpayer shall not be entitled to any further amortization deduction under this section with respect to such equipment.

(d) *Certified coal mine safety equipment.* For purposes of this section, the term "certified coal mine safety equipment" means property which——

(1) Is electric face equipment (within the meaning of section 305 of the Federal Coal Mine Health and Safety Act of 1969) required in order to meet the requirements of section 305(a)(2) of such Act,

(2) The Secretary of the Interior certifies is permissible within the meaning of such section 305(a)(2), and

(3) Is placed in service before January 1, 1975.

For purposes of this section, any property placed in service in connection with any used electric face equipment which the Secretary of the Interior certifies makes such electric face equipment permissible shall be treated as a separate item of certified coal mine safety equipment.

(e) *Special rules.* (1) The adjusted basis of any certified coal mine safety equipment, with respect to which an election is made under this section, shall not be increased, for purposes of this section, for amounts chargeable to capital account for additions or improvements after the amortization period has begun.

(2) The depreciation deduction provided by section 167 shall, despite the provisions of subsection (a), be allowed with respect to the portion of the adjusted basis which is not taken into account in applying this section.

[Sec. 187 as added by sec. 707(a), Tax Reform Act 1969 (83 Stat. 674)]

§ 1.187–1 Amortization of certain coal mine safety equipment.

(a) *Allowance of deduction*—(1) *In general.* Under section 187(a), every person, at his election, shall be entitled to a deduction with respect to the amortization of the adjusted basis (for determining gain) of any certified coal mine safety equipment (as defined in § 1.187–2), based on a period of 60 months. Such 60-month period shall, at the election of the taxpayer, begin either with the month following the month in which such equipment was placed in service or with the succeeding taxable year. For rules as to making or discontinuing the election, see paragraphs (b) and (c) of this section. For the computation of the adjusted basis (for determining gain) of any certified coal mine safety equipment, see paragraph (b) of § 1.187–2.

(2) *Amount of deduction.* (i) Such amortization deduction shall be an amount, with respect to each month of such 60-month period which falls within the taxable year, equal to the adjusted basis for determining gain of the certified coal mine safety equipment at the end of such month divided by the number of months (including the month for which the deduction is computed) remaining in such 60-month period. Such adjusted basis at the end of any month shall be computed without regard to the amortization deduction for such month. The total amortization deduction with respect to any certified coal mine safety equipment for a particular taxable year is the sum of the amortization deductions allowable for each month of the 60-month period which falls within such taxable year.

(ii) If any certified coal mine safety equipment is sold or exchanged or otherwise disposed of during a particular month, then the amortization deduction (if any) allowable to the transferor in respect of that month shall be that portion of the amount to which such person would be entitled for a full month which the number of days in such month during which the equipment was held by such person bears to the total number of days in such month.

(3) *Effect on other deductions.* (i) The amortization deduction provided by section 187(a) with respect to any month shall be in lieu of the depreciation deduction which would otherwise be allowable with respect to such equipment under section 167 for such month.

(ii) If the adjusted basis of such coal mine safety equipment as computed under section 1011 for purposes other than the amortization deduction provided by section 187(a) is in excess of the adjusted basis, as computed under paragraph (b) of § 1.187–2, then such excess shall be recovered through depreciation deductions under the rules of section 167. See section 187(e), and paragraph (b)(2) of § 1.187–2.

(iii) See section 179 and paragraph (e)(1)(ii) of § 1.179–1 for additional first-year depreciation in respect of certified coal mine safety equipment.

(4) *Special rules.* (i) If the assets of a corporation which has elected to take the amortization deduction under section 187(a) are acquired by another corporation in a transaction to which section 381 (relating to carryovers in certain corporate acquisitions) applies, the acquiring corporation is to be treated as if it were the transferor or distributor corporation for purposes of this section.

(ii) For the right of estates and trusts to take the amortization deduction provided by section 187 see section 642(f) and § 1.642(f)–1.

(iii) For the allowance of the amortization deduction in the case of coal mine safety equipment of partnerships see section 703 and § 1.703–1.

(iv) In the case of certified coal mine safety equipment held by one person for life with the remainder to another person, the amortization deduction under section 187(a) shall be computed as if the life tenant were the absolute owner of the property and shall be allowable to the life tenant during his life.

(5) *Effective date.* The provisions of this paragraph shall apply to taxable years ending after December 31, 1969.

(6) *Meaning of terms.* Except as otherwise provided in § 1.187–2, all terms used in section 187 and the regulations thereunder shall have the meaning provided by this section and § 1.187–2.

(b) *Election of amortization*—(1) *In general.* Under section 187(b), an election by the taxpayer to make amortization deductions with respect to any certified coal mine safety equipment and to begin the 60-month amortization period shall be made by a statement to that effect attached to his return for the taxable year in which falls the first month of the 60-month amortization period so elected. Such statement shall include the following information:

(i) A description clearly identifying each piece of certified coal mine safety equipment for which an amortization deduction is claimed;

(ii) The date on which such equipment was "placed in service" (see paragraph (a)(2)(i) of § 1.187–2);

(iii) The date on which the amortization period began;

(iv) The total costs paid or incurred in the acquisition and installation of such equipment;

(v) A computation showing the adjusted basis (as defined in paragraph (b) of § 1.187–2) of the equipment as of the beginning of the amortization period;

(vi) In the case of electric face equipment which is newly acquired by the taxpayer, a statement that the equipment has been certified by the Secretary of the Interior or the Director of the Bureau of Mines as being permissible within the meaning of section 305(a)(2) of the Federal Coal Mine Health and Safety Act of 1969; and

(vii) In the case of property placed in service in connection with used electric face equipment (within the meaning of paragraph (a)(2)(ii) of § 1.187–2), a statement that such property has resulted in the used electric face equipment becoming permissible and a copy of the notification that such property is permissible.

(2) *Late certification.* If, 90 days before the date on which the return described in this paragraph is due, a piece of coal mine safety equipment has not been certified as permissible by the Secretary of the Interior or the Director of the Bureau of Mines, then the election may be made by a statement in an amended income tax return for the taxable year in which falls the first month of the 60-month amortization period so elected. The statement and amended return in such case must be filed not later than 90 days after the date the equipment is certified as permissible by the Secretary of the Interior or the Director of the Bureau of Mines. Amended income tax returns or claims for credit or refund should also be filed at this time for other taxable years which are within the amortization period and which are subsequent to the taxable year for which the election is made. Nothing in this paragraph shall be construed as extending the time specified in section 6511 within which a claim for credit or refund may be filed.

(3) *Other requirements and considerations.* No method of making the election provided for in section 187(a) other than that prescribed in this section shall be permitted on or after August 11, 1971. A taxpayer who does not elect in the manner prescribed in this section to take amortization deductions with respect to certified coal mine safety equipment shall not be entitled to such deductions. In the case of a taxpayer who has elected prior to (such date) the statement required by subparagraph (1) of this paragraph shall be attached to his income tax return for his taxable year in which (such date) occurs.

(c) *Election to discontinue or revoke amortization*—(1) *Election to discontinue.* (i) Under section 187(c), if a taxpayer has elected to take the amortization deduction provided by section 187(a) with respect to any certified coal mine safety equipment, he may, after such election and prior to the expiration of the 60-month amortization period, elect to discontinue the amortization deduction for the remainder of the 60-month period for such equipment.

(ii) An election to discontinue the amortization deduction shall be made by a statement in writing filed with the district director or with the director of the internal revenue service center with

whom the return of the taxpayer is required to be filed for its taxable year in which falls the first month for which the election terminates. In addition, a copy of such statement shall be attached to the taxpayer's income tax return filed for such taxable year. Such statement shall specify the month as of the beginning of which the taxpayer elects to discontinue such deductions, and shall be filed before the beginning of the month specified therein. In addition, such notice shall contain a description clearly identifying the certified coal mine safety equipment with respect to which the taxpayer elects to discontinue the amortization deduction. If the taxpayer so elects to discontinue the amortization deduction, he shall not be entitled to any further amortization deductions under section 187 with respect to such equipment.

(2) *Revocation of elections made prior To August 11, 1971.* If before August 11, 1971 an election under section 187(a) has been made, consent is hereby given for the taxpayer to revoke such election without the consent of the Commissioner. Such election may be revoked by filing a notice of revocation on or before November 9, 1971. Such notice shall be in the form and shall be filed in the manner required by subparagraph (1)(ii) of this paragraph. If such revocation is for a period which falls within one or more taxable years for which an income tax return has been filed, an amended income tax return shall be filed for any taxable year in which a deduction was taken under section 187 on or before November 9, 1971.

(3) *Depreciation subsequent to discontinuance or in the case of revocation of amortization.* (i) A taxpayer who elects in the manner prescribed under subparagraph (1) of this section to discontinue amortization deductions under section 187(a) or under subparagraph (2) of this paragraph to revoke an election made prior to August 11, 1971 with respect to an item of certified coal mine safety equipment may be entitled to a deduction for depreciation with respect to such equipment. See section 167 and the regulations thereunder.

(ii) In the case of an election to discontinue an amortization deduction under section 187, the deduction for depreciation shall be computed beginning with the first month as to which such amortization deduction is not applicable, and shall be based upon the adjusted basis (see section 1011 and the regulations thereunder) of the property as of the beginnfng of such month. Such depreciation deduction shall be based upon the remaining portion of the period authorized under section 167 for the facility, as determined as of the first day of the first month as of which the amortization deduction is not applicable.

(iii) In the case of a revocation of an election under section 187 referred to in paragraph (c)(2) of this section the deduction for depreciation shall begin as of the time such depreciation deduction would have been taken but for the election under section 187. See subparagraph (2) of this section for rules as to filing amended returns for years for which amortization deductions have been taken.

(d) *Examples.* This section may be illustrated by the following examples:

Example (1). On September 30, 1970, the X Corporation, which uses the calendar year as its taxable year, places in service a piece of coal mine safety equipment required as a result of the Federal Coal Mine Health and Safety Act of 1969 which is certified as indicated in paragraph (a) of § 1.187–2. The cost of the equipment is $120,000. On its income tax return filed for 1970, the corporation elects to take the amortization deductions allowed by section 187(a) with respect to the equipment and to begin the 60-month amortization period with October 1970, the month following the month in which it was placed in service. The adjusted basis at the end of October 1970 (determined without regard to the amortization deduction allowed by section 187(a) for that month) is $120,000. The allowable amortization deduction with respect to such equipment for the taxable year 1970 is $6,000, computed as follows:

Monthly amortization deductions:	
October: $120,000 divided by 60	$2,000
November: $118,000 ($120,000 minus $2,000) divided by 59	2,000
December: $116,000 ($118,000 minus $2,000) divided by 58	2,000
Total amortization deduction for 1970	6,000

Example (2). Assume the same facts as in example (1). Assume further that on May 20, 1972, X properly files notice of its election to discontinue the amortization deductions with the month of June 1972. The adjusted basis of the equipment as of June 1, 1972 (assuming no capital additions or improvements) is $80,000, computed as follows: Yearly amortization deductions computed in accordance with example (1):

1970	$6,000
1971	24,000
1972 (for the first 5 months)	10,000
Total amortization deductions for 20 months	40,000
Adjusted basis at beginning of amortization period	120,000
Less: Amortization deductions	40,000
Adjusted basis as of June 1, 1972	80,000

Beginning as of June 1, 1972, the deduction for depreciation under section 167 is allowable with respect to the property on its adjusted basis of $80,000.

Example (3). Assume the same facts as in example (1), except that on its income tax return filed in 1970, X does not elect to take amortization deductions allowed by section 187(a) but that on its income tax return filed for 1971 X elects to begin the amortization period as of January 1, 1971, the taxable year succeeding the taxable year the equipment was placed in service. Assume further that the only adjustment to basis for the period October 1, 1970, to January 1, 1971, is $3,000 for depreciation (the amount allowable, of which $2,000 is for additional first year depreciation under section 179) for the last 3 months of 1970. The adjusted basis (for determining gain) for purposes of section 187 as of that date is $120,000 less $3,000 or $117,000.

§ 1.187–2 Definitions.

(a) *Certified coal mine safety equipment*—(1) *In general.* (i) The term "certified coal mine safety equipment" means property which—

(*a*) Is electric face equipment (within the meaning of section 305 of the Federal Coal Mine Health and Safety Act of 1969) required in order to meet the requirements of section 305(a)(2) of such Act,

(*b*) The Secretary of the Interior or the Director of the Bureau of Mines certifies is permissible within the meaning of such section 305(a)(2), and

(*c*) Is placed in service (as defined in subparagraph (2)(i) of this paragraph) before January 1, 1975.

(ii) In addition, property placed in service in connection with any used electric face equipment which the Secretary of the Interior or the Director of the Bureau of Mines certifies makes such used electric face equipment permissible shall be treated as a separate item of certified coal mine safety equipment. See subparagraph (2)(ii) of this paragraph.

(2) *Meaning of terms.* (i) For purposes of subparagraph (1)(i)(*a*) of this paragraph, the term "placed in service" shall have the meaning assigned to such term in paragraph (d) of § 1.46–3.

(ii) For purposes of subparagraph (1)(ii) of this paragraph, the term "property" includes those costs of converting existing nonpermissible electric face equipment to a permissible condition which are chargeable to capital account under the principles of § 1.1016–2. Property is considered to be placed in service in connection with used electric face equipment (which was not permissible) if its use causes such electric face equipment to be certified as permissible.

(b) *Adjusted basis*—(1) *In general.* The basis upon which the deduction with respect to amortization allowed by section 187 is to be computed with respect to any item of certified coal mine safety equipment shall be the adjusted basis provided in section 1011 for the purpose of determining gain on the sale or other disposition of such property (see part II (section 1011 and following) subchapter O, chapter 1 of the Code) computed as of the first day of the amortization period. For an example showing the determination of the adjusted basis referred to in the preceeding sentence in the case where the amortization period begins with the taxable year succeeding the taxable year in which the property is placed in service see example (3) in paragraph (d) of § 1.187–1.

(2) *Capital additions.* The adjusted basis of any certified coal mine safety equipment, with respect to which an election is made under section 187(b), shall not be increased, for purposes of section 187, for amounts chargeable to the capital account for additions or improvements after the amortization period has begun. However, nothing contained in this section or § 1.187–1 shall be deemed to disallow a deduction for depreciation for such capital additions. Thus, for example, if a taxpayer places a piece of certified coal mine safety equipment in service in 1971 and in 1972 makes improvements to it the expenditures for which are chargeable to

the capital account, such improvements shall not increase the adjusted basis of the equipment for purposes of computing the amortization deduction allowed by section 187(a). However, the depreciation deduction provided by section 167 shall be allowed with respect to such improvements in accordance with the principles of section 167.

PAR. 2. Paragraph (e)(1) of § 1.179–1 is amended by adding the following new (c) and (d) to subdivision (iii) thereof. These added provisions read as follows:

§ 1.179–1 Additional first-year depreciation allowance.

* * * * *

(e) *When allowance is available.* (1) * * *

(iii) * * *

(c) Qualified railroad rolling stock which the taxpayer elects to amortize under the provisions of section 184.

(d) A piece of certified coal mine safety equipment which the taxpayer elects to amortize under the provisions of section 187.

* * * * *

[FR Doc.71–11550 Filed 8–10–71;8:50 am]

Title 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 608—HANDKERCHIEF, SCARF, AND ART LINEN INDUSTRY IN PUERTO RICO

Wage Order

Pursuant to sections 5 and 8 of the Fair Labor Standards Act of 1938 (52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 208) and Reorganization Plan No. 6 of 1950 (3 CFR 1949–53 Comp. p. 1004), and by means of Administrative Order 614 (35 F.R. 15226), the Secretary of Labor appointed and convened Industry Committee No. 101–D for the Handkerchief, Scarf, and Art Linen Industry in Puerto Rico, referred to the Committee the question of the minimum rate or rates of wages to be paid under section 6(c) of the Act to employees in the industry, and gave notice of a hearing to be held by the Committee.

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

Accordingly, as authorized and required by section 8 of the Fair Labor Standards Act of 1938, Reorganization Plan No. 6 of 1950, and 29 CFR 511.18, the recommendations of Industry Committee No. 101–D are hereby published in this order amending § 608.2 of Title 29, Code of Federal Regulations.

As amended, § 608.2 reads as follows:

§ 608.2 Wage rates.

* * * * *

(a) *Pre-1961 coverage classifications.* The classifications for pre-1961 coverage apply to all activities in the industry to which section 6 of the Fair Labor Standards Act would have applied prior to the Fair Labor Standards Amendments of 1961.

(1) *Hand-sewing on oblong scarves classification.* (i) The minimum wage for this classification is $1.25 an hour.

* * * * *

(2) *Other operations on oblong scarves classification.* (i) The minimum wage for this classification is $1.40 an hour.

* * * * *

(3) *Hand-sewing on products other than oblong scarves classification.* (i) The minimum wage for this classification is 60 cents an hour.

* * * * *

(4) *Other operations classification.* (i) The minimum wage for this classification is 78 cents an hour.

* * * * *

(Secs. 5, 8, 52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 206)

Effective date. This amendment shall become effective upon the expiration of 15 days after the date of publication.

Signed at Washington, D.C., this 5th day of August 1971.

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

[FR Doc.71–11603 Filed 8–10–71;8:54 am]

PART 609—WOMEN'S AND CHILDREN'S UNDERWEAR AND WOMEN'S BLOUSE INDUSTRY IN PUERTO RICO

Wage Order

Pursuant to sections 5 and 8 of the Fair Labor Standards Act of 1938 (52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 208) and Reorganization Plan No. 6 of 1950 (3 CFR 1949–53 Comp. p. 1004), and by means of Administrative Order No. 614 (35 F.R. 15226), the Secretary of Labor appointed and convened Industry Committee No. 102–A for the Women's and Children's Underwear and Women's Blouse Industry in Puerto Rico, referred to the Committee the question of the minimum rate or rates of wages to be paid under section 6(c) of the Act to employees in the industry, and gave notice of a hearing to be held by the Committee.

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

Accordingly, as authorized and required by section 8 of the Fair Labor Standards Act of 1938, Reorganization Plan No. 6 of 1950, and 29 CFR 511.18, the recommendations of Industry Committee No. 102–A are hereby published in this order amending § 609.2 of Title 29, Code of Federal Regulations.

As amended, § 609.2 reads as follows:

§ 609.2 Wage rates.

* * * * *

(a) * * *

(1) *Hand-sewing classification.* (i) The minimum wage for this classification is $1.35 an hour.

* * * * *

(2) *Other operations classification.* (i) The minimum wage for this classification is $1.45 an hour.

(ii) This classification is defined as all operations in the women's and children's underwear and women's blouse industry in Puerto Rico other than those included in the hand-sewing classification.

* * * * *

(c) *1966 coverage classification.* (1) The minimum wage for this classification is $1.60 an hour.

* * * * *

(Secs. 5, 8, 52 Stat. 1062, 1064 as amended; 29 U.S.C. 205, 208)

Effective date. This amendment shall become effective upon the expiration of 15 days after the date of publication.

Signed at Washington, D.C., this 5th day of August 1971.

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

[FR Doc.71–11604 Filed 8–10–71;8:54 am]

PART 611—SWEATER AND KNIT SWIMWEAR INDUSTRY IN PUERTO RICO

Wage Order

Pursuant to sections 5 and 8 of the Fair Labor Standards Act of 1938 (52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 208) and Reorganization Plan No. 6 of 1950 (3 CFR 1949–53 Comp. p. 1004), and by means of Administrative Order No. 614 (35 F.R. 152–6), the Secretary of Labor appointed and convened Industry Committee No. 102–B for the Sweater and Knit Swimwear Industry in Puerto Rico, referred to the Committee the question of the minimum rate or rates of wages to be paid under section 6(c) of the Act to employees in the industry, and gave notice of a hearing to be held by the Committee.

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

Accordingly, as authorized and required by section 8 of the Fair Labor Standards Act of 1938, Reorganization Plan No. 6 of 1950, and 29 CFR 511.18, the recommendations of Industry Committee No. 102–B are hereby published amending § 611.1 and revising § 611.2 of Title 29, Code of Federal Regulations.

1. As amended, § 611.1 reads as follows:

§ 611.1 Definition.

The sweater and knit swimwear industry in Puerto Rico is defined as follows: The manufacture of men's, women's, misses', boys', and girls' knit sweaters, sport shirts, shrugs, shoulderettes, boleros, and similar knitwear, and women's, misses', and girls' knit swimwear: *Provided, however,* That the industry shall not include the embroidery of any article or trimming by a crochet beading process or with bullion thread.

2. As revised, § 611.2 reads as follows:

§ 611.2 Wage rates.

Wages at rates not less than $1.60 an hour shall be paid under section 6 of the Fair Labor Standards Act of 1938 by every employer in the sweater and knit swimwear industry in Puerto Rico, who in any workweek is engaged in commerce or in the production of goods for commerce or is employed in an enterprise engaged in commerce or in the production of goods for commerce as these terms are defined in section 3 of the Act.

(Secs. 5, 6, 8, 52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 206, 208)

Effective date. This amendment shall become effective upon the expiration of 15 days after the date of publication.

Signed at Washington, D.C. this 5th day of August 1971.

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

[FR Doc.71–11605 Filed 8–10–71;8:54 am]

PART 612—WOMEN'S OUTERWEAR, NEEDLEWORK, AND MISCELLANEOUS FABRICATED TEXTILE PRODUCTS INDUSTRY IN PUERTO RICO

Wage Order

Pursuant to sections 5 and 8 of the Fair Labor Standards Act of 1938 (52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 208) and Reorganization Plan No. 6 of 1950 (3 CFR 1949–53 Comp. p. 1004), and by means of Administrative Order No. 614 (35 F.R. 15226), the Secretary of Labor appointed and convened Industry Committee No. 101–C for the Women's Outerwear, Needlework, and Miscellaneous Fabricated Textile Products Industry in Puerto Rico, referred to the Committee the question of the minimum rate or rates of wages to be paid under section 6(c) of the Act to employees in the industry, and gave notice of a hearing to be held by the Committee.

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

Accordingly, as authorized and required by section 8 of the Fair Labor Standards Act of 1938, Reorganization Plan No. 6 of 1950, and 29 CFR 511.18, the recommendations of Industry Committee No. 101–C are hereby published, amending Part 612 of Title 29, Code of Federal Regulations, by changing the heading of Part 612 and definition and by deleting paragraphs (b) (1) and (3) and renumbering amended paragraphs (b) (2) and (4) to (b) (1) and (2).

As amended, Part 612 of Title 29, Code of Federal Regulations, reads as follows:

§ 612.1 Definition.

The women's outerwear, needlework, and miscellaneous fabricated textile products industry in Puerto Rico is defined as follows: The manufacture from any material of women's and girls' outerwear (except scarves, blouses and girls' dresses) and all other apparel and apparel furnishings and accessories made by knitting, crocheting, cutting, sewing, embroidering, or other processes; and the manufacture of all textile products and the manufacture of like articles in which a synthetic material in sheet form is the basic component: *Provided, however,* That the industry shall not include any product or activity included in the artificial flower, decoration, and party favor industry in Puerto Rico (Part 688 of this chapter), the button, jewelry, and lapidary work industry in Puerto Rico (Part 616 of this chapter), the corsets, brassieres, and allied garments industry in Puerto Rico (Part 614 of this chapter), the gloves and mittens industry in Puerto Rico (Part 603 of this chapter), the hosiery industry in Puerto Rico (Part 687 of this chapter), the men's and boys' clothing and related products industry in Puerto Rico (Part 615 of this chapter), the shoe and related products industry in Puerto Rico (Part 601 of this chapter), the straw, hair, and related products industry in Puerto Rico (Part 613 of this chapter), the textile and textile products industry in Puerto Rico (Part 699 of this chapter), the handkerchief, scarf, and art linen industry in Puerto Rico (Part 608 of this chapter), the women's and children's underwear and women's blouse industry in Puerto Rico (Part 609 of this chapter), the sweater and knit swimwear industry in Puerto Rico (Part 611 of this chapter), and the children's dress and related products industry in Puerto Rico (Part 610 of this chapter), as defined in the wage orders for these industries.

§ 612.2 Wage rates.

* * * * *

(b) * * *

(1) *Hand-crocheting and hand-embroidery of crocheted hats classification.* (i) The minimum wage for this classification is $1.35 an hour.

(ii) This classification is defined as the operations of hand-crocheting, hand-knitting, and hand-embroidery of crocheted or knitted headwear for women, misses, girls, and infants 3 years of age and under.

(2) *General classification.* (i) The minimum wage for this classification is $1.58 an hour.

(ii) This classification is defined as all activities in the women's outerwear, needlework and miscellaneous fabricated textile products industry in Puerto Rico, other than those in the hand-crocheting and hand-embroidery of crocheted hats classification.

* * * * *

(Secs. 5, 8, 52 Stat. 1062, 1064, as amended; 29 U.S.C. 205, 208)

Effective date. This amendment shall become effective upon the expiration of 15 days after the date of publication.

Signed at Washington, D.C., this 5th day of August 1971.

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

[FR Doc.71–11606 Filed 8–10–71;8:54 am]

Title 32—NATIONAL DEFENSE

Chapter I—Office of the Secretary of Defense

SUBCHAPTER B—PERSONNEL; MILITARY AND CIVILIAN

[DOD Directive 1215.8]

PART 92—POLICIES RELATING TO SENIOR RESERVE OFFICERS CORPS (ROTC) PROGRAMS

JUNE 19, 1971.

The Deputy Secretary of Defense has approved the following revision to Part 92:

SEC.
92.1 Purpose and applicability.
92.2 Policy.
92.3 Procedures regarding oaths, security requirements, physical examination, deferment, commissioning, and assignment of graduates.

AUTHORITY: The provisions of this Part 92 issued under sec. 6(d)(1), 62 Stat. 611; 50 App. U.S.C. 456(d)(1); sec. 301, 80 Stat. 379; 5 U.S.C. 301.

§ 92.1 Purpose and applicability.

This part outlines the purpose and objectives of the Senior ROTC program, and establishes policy guidance for the Military Departments in conducting and administering ROTC.

§ 92.2 Policy.

(a) *Purpose and objectives of the Senior ROTC program.* (1) The purpose

of the Senior ROTC is to provide a permanent and stable program of military education at designated college level institutions to prepare selected students for service as regular or reserve commissioned officers in the Army, Navy, Air Force, or Marine Corps.

(2) Senior ROTC educational programs qualify students for commissioning and establish a sound basis for their future professional growth and effective performance in the Military Service of their choice. The primary objectives of the Senior ROTC program are to provide ROTC students with:

(i) An understanding of the fundamental concepts and principles of military or naval science or aerospace studies;

(ii) A basic understanding of associated professional knowledge;

(iii) A strong sense of personal integrity, honor, and individual responsibility; and

(iv) An appreciation of the requirements for national security.

(b) *Establishment and continuation of ROTC units at educational institutions.* (1) To receive consideration for establishment of an ROTC unit an educational institution must:

(i) Apply in writing to a Military Department;

(ii) Be fully accredited by the appropriate regional or national authority;

(iii) Agree to provide adequate physical facilities as specified by the respective Military Department; and

(iv) Certify that it does not discriminate with respect to admission or subsequent treatment of students on the basis of race, color, or national origin.

(2) ROTC units will not be established or maintained at an educational institution unless:

(i) The senior commissioned officer of the Military Department concerned is given the academic rank of professor;

(ii) The institution fulfills the terms of its agreement with the Secretary of the Military Department concerned;

(iii) The institution adopts as a part of its curriculum a four (4) year course of military instruction or a two (2) year course of advanced training of military instruction, or both, which the Secretary of the Military Department concerned prescribes and conducts. Student enrollment shall be elective or compulsory as provided by State law or the authorities of the institution.

(3) Two (2) or more Military Departments may operate ROTC units on the same campus. Decisions to collocate additional units should be based on the school's ability to accommodate the additional unit without affecting the ability of the original unit to remain productive. Prior to final selection of an educational institution to receive a new ROTC unit, a Service will:

(i) Furnish lists of proposed new units to the other Services;

(ii) Consult with any Service which already has a unit at the school under consideration or is actively considering the school for establishment of a new unit;

(iii) Negotiate with such Service when problems may arise from collocation of two or more ROTC units on the same campus; and

(iv) Refer the matter to Office of the Assistant Secretary of Defense (Manpower and Reserve Affairs) if the difficulties cannot be resolved among the Services.

(4) Prior to releasing information on the location of proposed ROTC units, the Military Departments will provide this information to OASD(M&RA) and the other Services.

(c) *Disestablishment of ROTC units.* The annual officer production or projected production from each ROTC unit should be adequate to justify the investment of Department of Defense resources.

(1) Officer production indices from an ROTC unit will be based on the production record of the past 2 years and the production potential for the current year and the projected year based on advanced course enrollment in Military Science 3 and 4 or other Service equivalent. A unit will be considered substandard when its officer production index (an average of the four (4) year period) is below:

(i) Fifteen (15) officers per year where an institution prescribes a four (4) year or combination four (4) and two (2) year program, and

(ii) Ten (10) officers per year where the institution prescribes a two (2) year program.

(2) Each year the Military Departments will advise ROTC institutions whose units fall below the prescribed minimum production index that the units have been placed in an evaluation status for a two (2) year

(3) Units will be released from evaluation status as soon as they meet or exceed the minimum production index.

(4) At the end of the two (2) year evaluation period, or earlier if mutually agreed upon between the Services and the host institutions, the Military Departments should initiate disestablishment procedures. Units should be phased out with sufficient time to permit enrolled ROTC students to complete the program or offer the students a practical alternative for obtaining commissions.

(5) OASD(M&RA) will be advised when ROTC units are placed in an evaluation status and of the final disposition of each case.

(6) Other criteria such as cost per officer produced, quality of officer produced, institutional support, and retention rate of graduates by institution may be considered by the Military Departments concerned in actions pertaining to disestablishment of ROTC units.

(7) The decision to disestablish an ROTC unit is the prerogative of the Secretary of the Military Department concerned.

(d) *Department of Defense policy regarding operation of ROTC units.*—(1) *Academic credit for ROTC courses taught by military instructors.* ROTC courses will be reviewed by host institutions for credit on the same basis as other institutional courses. The Military Departments will urge that maximum credit be provided. If credit is questioned, the institution should recommend adjustments which would make the courses credit worthy. Regardless of the amount of credit, reflection of ROTC course grades should appear on student transcripts. Denial of degree credit would not necessarily mean withdrawal of the unit.

(2) *Student eligibility for ROTC based on undergraduate major courses of study.* Undergraduate students will not be denied the opportunity to enroll in ROTC solely because of their major course of study.

(3) *Review procedures (board of inquiry, investigating officer, etc.) conducted when students drop ROTC in violation of their contractual agreements.* The Military Departments will conduct a hearing or review (by a board or an officer) and permit at least one (1) university official (an administrator or faculty member appointed by the institution) to observe the hearing or consult in the review. The final decision on ordering to active duty will be made by the Military Department as prescribed by law.

(4) *Ordering student contract violators to active duty in their enlisted grades.* The Military Departments will delay ordering contract violators to active duty until they would normally complete their degree requirements or disenroll from the institution, whichever occurs first. Two (2) years active enlisted service will be required of scholarship and nonscholarship students who default during their junior or senior years. Scholarship students who complete the four (4) year course but refuse to accept their commissions will be ordered to enlisted active duty for four (4) years. Scholarship students who default during their freshman or sophomore years will not incur an active enlisted commitment.

(5) *Appropriate titles for military officers assigned to ROTC.* In accordance with 10 United States Code 2102(b)(1), the senior officer of each ROTC unit must receive the academic rank of professor (excluding tenure), including appropriate prerogatives and perquisites associated with the position of a professor as head of a department or program at the institution. As an alternative to the title of professor, the most complimentary title for the ROTC unit commander is the military title of the officer. Other titles such as Visiting Professor are acceptable provided the prerogatives and perquisites of professorial rank (excluding tenure) accompany the position, and the title is not demeaning or indicative of some lesser status. Other ROTC officers will be evaluated by the host institution for appropriate academic rank using procedures comparable to those used for their civilian faculty colleagues.

(6) *Descriptive title of ROTC unit on campus, i.e., program, department or other term.* The word "Program" in lieu of "Department" is acceptable as a descriptive term for the ROTC educational

activity provided no extracurricular connotation is involved. The term "program" in this sense would be applied to ROTC in the same manner as other academic programs within the institution.

(7) *Unit discretion on uniforms and amount of drill.* The Military Departments will prescribe the specific standards of performance which cadets and midshipmen should achieve in drill. The specific amount of drill to obtain this standard will be prescribed by the Professors of Military Science, Naval Science and Aerospace Studies. Uniforms will be worn for drill and as otherwise prescribed by the Commanding Officer of the unit.

(8) *Institutional standing committees on ROTC.* The Military Departments will cooperate with institutional standing committees on ROTC to develop mutually a program of instruction consistent with the goals of both parties. Where the university poses changes which are inconsistent with the law or military policies, the Military Departments shall reject the proposals.

(9) *Course substitution.* The Military Departments may use institutionally taught courses or courses taught jointly by both civilian and military faculties when these courses satisfy the objective contained in the ROTC curriculum and exist or can be developed by the university. Guest lecturers may provide specific hours of instruction in areas where they are academically qualified provided the institution approves of this practice. This provision shall not be used to reduce the required minimum military contact hours as specified by the Military Departments.

(e) *Acceptance by ROTC staff members of payments or other benefits offered by educational institutions.* An ROTC staff member may accept only the following payments or other benefits from an institution.

(1) Reasonable compensation or other benefits specifically for services that are rendered the institution other than during the duty hours of the military staff members of the ROTC unit (such as coach for an athletic team, parking lot attendant, Assistant Military Property Custodian, Commandant of Cadets, Assistant Commandant of Cadets), provided the services are not part of the member's regularly assigned military duties, do not interfere with the full and effective performance of his official military duties, do not bring discredit upon the government, and do not interfere with the customary or regular employment of local civilians in their art, trade, or profession. Duty hours for individual staff members of an ROTC unit may not vary from the duty hours of the unit simply to permit them to qualify for compensation for services rendered to an institution during the duty hours of the ROTC unit.

(2) Housing, if a reasonable rental is paid therefor. If housing is accepted by a member from an institution at other than a reasonable rental, as for example, without charge, the housing will be considered as furnished on behalf of the United States and the member will not be entitled to a basic allowance for quarters.

(3) Reimbursement by the institution for expenses incurred by the member for services that he performed at the request of the institution and, although clearly beyond the scope of his regularly assigned military duties, that he might have been expected to perform by virtue of his position, such as hosting a social function for visiting dignitaries or conducting an offcampus workshop for faculty or students. Itemized bills for these expenses must be presented to the institution. Whenever practicable, however, arrangements should be made for the institution to be billed for these expenses so that they may be paid directly by the institution. Under no circumstances may a commuted or fixed allowance be accepted from the institution for the purposes of meeting these expenses.

(4) Enrollment in courses by the member or any member of his immediate family; tickets to school or school sponsored activities; parking privileges; books and other supplies and materials from the institution's book store; and library privileges, either without charge or at a reduced rate if offered on the same basis to civilian members of the staff or faculty of the institution.

§ 92.3 Procedures regarding oaths, security requirements, physical examination, deferment, commissioning and assignment of graduates.

(a) *Oaths and security requirements*—(1) *Basic course enrollment*—(i) With the exception of foreign students enrolled under 10 United States Code 2103 (b), each applicant for formal enrollment in the basic course, Senior ROTC, will execute the following oath or affirmation:

I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign or domestic; that I will bear true faith and allegiance to the same; and that I take this obligation freely, without any mental reservation or purpose of evasion.

(ii) Students who are required or permitted by educational institutions to undergo military training and who are not accepted for formal enrollment may receive basic course instruction with the proval of the Military Department concerned.

(2) *Financial assistance programs and advanced course enrollment.* Each applicant for appointment or enrollment in any of the financial assistance programs of the Services and each applicant for appointment or enrollment in the advanced course Senior ROTC will satisfy the loyalty and security requirements for enlistment in the Reserve Components of the appropriate Military Service.

(b) *Physical examination.* (1) To reduce to an absolute minimum the loss, at graduation, of persons found physically disqualified for appointment as commissioned officers, thorough and complete physical examinations will be conducted prior to enrollment in the scholarship program or at the time of, or immediately prior to, enrollment in the advanced courses of Army, Navy, and Air Force ROTC programs.

(2) Such examinations will, in all respects, be equal to the examination conducted to determine physical qualifications for appointment as commissioned officers.

(3) Physically disqualified persons may participate in a non-enrolled status with the approval of the Military Department concerned.

(c) *Deferment agreements.* Enrollees who acquire exemption or deferment from induction by virtue of their enrollment in ROTC will execute agreements as provided in section 456(d)(1) of title 50, appendix, United States Code. Enrollees other than those described above may be required to execute such agreements as may be prescribed by the Secretary of the Military Department concerned.

(1) The DD Form 44 [1] will be issued for all financial assistance grant and nonfinancial assistance grant students who have registered with Selective Service. The following procedures will apply:

(i) DD Form 44 will be submitted to the local Selective Service board at the time ROTC students enter the program.

(ii) DD Form 44 may be forwarded to local boards subsequent to selecting a financial assistance grant student for admittance to the program.

(iii) DD Form 44 may be forwarded to local boards for 2-year ROTC program students subsequent to selection for 6-week field training.

(2) All other students who are already enrolled in ROTC but are not of draft age will have their DD Form 44 submitted to the local board at the time they are required to register with Selective Service.

(d) *Cross enrollment.* A student at an institution that does not have an ROTC unit is eligible, if otherwise qualified, to be a member of a unit at another institution.

(e) *Commissioning of graduates.* Upon the successful completion of the required course of instruction, a graduate of a program referred to herein shall, if otherwise qualified, be appointed a Regular or Reserve Officer in the appropriate Armed Force.

(f) *Assignment of graduates.* (1) A graduate who has executed an agreement described in paragraph (c) of this section shall serve on active duty under the terms of the agreement. If not needed on active duty at the time of appointment, a graduate will be ordered to active duty for a period of 3 to 6 months with the Armed Force in which commissioned.

(2) Graduates shall be called to active duty or active duty for training as soon as possible within a 12-month period following their appointment as commissioned officers.

(3) Graduates who have fulfilled their active military training and service obli-

[1] Filed as part of original. Copies available from Director of Selective Service, Washington, D.C. 20435.

gation, or who have enlisted Reserve status and have performed 6 months active duty for training under section 511 or section 672(d) of title 10, United States Code, following their appointment as commissioned officers and in accordance with military service requirements, may either be ordered to active duty for training per subparagraph (1) of this paragraph, under conditions contained in agreements with the Military Departments, or be given appropriate Ready Reserve assignments, preferably in the Selected Reserve when unit location and skill requirements are compatible with the residence of the assignee and his military skill.

(4) A graduate may be delayed from being ordered to active duty or active duty for training under regulations issued by the Secretary of the Military Department concerned if he:

(i) Is the recipient of a fellowship or scholarship,

(ii) Has been accepted by a recognized institution of higher education for graduate studies,

(iii) Would suffer undue personal hardship, or

(iv) Is otherwise precluded from reporting as ordered for cogent and acceptable reasons. If delayed, he shall remain subject to the assignment criteria prescribed in subparagraphs (1) through (3) of this paragraph, and shall be assigned to active duty or active duty for training, as appropriate, at such time as the cause of his delay ceases to exist.

MAURICE W. ROCHE,
Director, Correspondence and Directives Division, OASD (Administration).

[FR Doc.71-11574 Filed 8-10-71;8:50 am]

Chapter VI—Department of the Navy

MISCELLANEOUS AMENDMENTS TO CHAPTER

Chapter VI of Title 32 is amended as follows:

PART 719—NONJUDICIAL PUNISHMENT, NAVAL COURTS AND CERTAIN FACTFINDING BODIES

Subpart A—Nonjudicial Punishment

Part 719 is amended by revising § 719.101(f)(3) to read as follows:

§ 719.101 General provisions.

* * * * *

(f) * * *

(3) *To whom made when the officer who imposed the punishment is in the chain of command of the Commandant of the Marine Corps.* Any appeal from nonjudicial punishment in accordance with paragraph 135, MCM, shall be made to the officer who is the next superior in the chain of command to the officer who imposed the punishment. This shall be the case without regard to whether the appellant is, at the time of his appeal, a member of an organization within that chain of command. In those cases in which the Commandant of the Marine Corps is the next superior in the chain of command and in which the officer who imposed punishment is not a general officer in command, the appeal shall, in the absence of specific direction to the contrary by the Commandant, be made to the Marine Corps general officer in command geographically nearest the officer who imposed the punishment.

* * * * *

Subpart B—Convening Courts-Martial

Part 719 is amended by revising § 719.103 as follows:

§ 719.103 Designation of additional convening authorities.

(a) *General courts-martial.* In addition to those officers authorized by 10 U.S.C. 822(a) (3) through (5) and (7), the following officers are, under the authority granted to the Secretary of the Navy by 10 U.S.C. 822(a)(6), designated as empowered to convene general courts-martial:

(1) All flag officers or general officers, or their immediate temporary successors, in command of units or activities of the Navy or Marine Corps.

(2) The following officers or their successors in command:

Chief of Naval Operations.
Vice Chief of Naval Operations.
Commandant of the Marine Corps.
Commander, Service Group One.
Commander, Service Force, 6th Fleet.
Commanders, Fleet Air Wings.
Commanders, Fleet Air Commands.
Commander, Morocco—U.S. Naval Training Command.
Commanding Officer, U.S. Naval Support Activity, Naples.
Commander, U.S. Naval Activities, Spain.
Commander, U.S. Naval Training Center, Bainbridge, Md.
Commander, U.S. Naval Training Center, San Diego, Calif.
Commander, U.S. Naval Training Center, Orlando, Fla.

(3) The Commanding Officer, U.S. Naval Disciplinary Command, Portsmouth, N.H., is hereby designated as empowered to exercise limited general court-martial jurisdiction for the purpose of performing the functions described in paragraphs 100c, 102, and 107, MCM. See § 719.129(a)(2) concerning the clemency powers of the Commanding Officer of the Naval Disciplinary Command.

(b) *Special courts-martial.* In addition to those officers otherwise authorized by 10 U.S.C. 23(a) (1) through (6), the following officers are, under the authority granted to the Secretary of the Navy by 10 U.S.C. 823(a)(7) empowered to convene special courts-martial:

(1) Commanding officers of all battalions and squadrons, including both regular and reserve Marine Corps commands.

(2) Any commander whose subordinates in the tactical or administrative chain of command have authority to convene special courts-martial.

(3) All commanders and commanding officers of units and activities of the Navy, except inactive-duty-training Naval Reserve units.

(4) All directors, Marine Corps Districts.

(5) All officers in charge, Naval Inactive Ship Maintenance Facilities.

(6) All administrative officers, U.S. Naval Shipyards.

(7) All directors, Navy Recruiting, Navy Recruiting Areas.

(8) The following specifically designated officers:

Director, U.S. Naval Research Laboratory, Washington, D.C.
Administrative Officer, U.S. Naval Supply Center, Pearl Harbor, Hawaii.
Director, Administrative Services Department, U.S. Naval Supply Center, Oakland, Calif.
Administrative Officer, U.S. Naval Supply Center, Puget Sound, Bremerton, Wash.
Head, Military Personnel Department, U.S. Naval Station, San Diego, Calif.
Head, Military Personnel Department, U.S. Naval Station, Treasure Island, San Francisco, Calif.
Head, Military Personnel Department, U.S. Naval Station, Norfolk, Va.
Officer in Charge, Transient Personnel Unit, Naval Administrative Command, Naval Training Center, Great Lakes, Ill.
Director, Fleet Home Town News Center.

Requests pursuant to article 23a(7), UCMJ, for specific designation of commands to convene special courts-martial that are otherwise undesignated shall be forwarded to the Judge Advocate General via the chain of command.

(c) *Summary courts-martial.* Those officers who are empowered to convene general and special courts-martial may convene summary courts-martial.

PART 720—DELIVERY OF PERSONNEL; SERVICE OF PROCESS AND SUBPOENAS; PRODUCTION OF OFFICIAL RECORDS

Subpart A—Delivery of Personnel

Part 720 is amended by revising § 720.6 to read as follows:

§ 720.6 Delivery of personnel to Federal authorities.

(a) *Authority to deliver.* Commanding officers are authorized to and should deliver personnel to Federal law enforcement authorities who display proper credentials and represent to the command that a Federal warrant for the arrest of the individual concerned has been issued, subject to exceptions in § 720.8.

(b) *Agreement not required of Federal authorities.* The agreement described in § 720.5 will not be exacted as a condition to the delivery of personnel to Federal law enforcement authorities. In the event that a person delivered is acquitted, or, if convicted, immediately upon satisfying any sentence of the court, or upon other disposition of his case, the person will be returned to the naval service (provided that naval authorities desire his return) and the necessary expenses will be paid from an appropriation under the control of the Department of Justice.

PART 755—CLAIMS FOR INJURIES TO PROPERTY UNDER ARTICLE 139 OF THE UNIFORM CODE OF MILITARY JUSTICE

Part 755 is amended by revising § 755.10 to read as follows:

§ 755.10 Effect of court-martial proceedings.

Administrative action under these regulations is separate and distinct from and is not affected by any disciplinary action against the offender; consequently, a person may be tried and punished for violation of the UCMJ without regard to proceedings under these regulations. The two proceedings, one disciplinary and the other administrative, are legally independent of each other and action in one proceeding is not determinative in the other; the court-martial is of a criminal nature and the assessment of damage is of a civil nature. Acquittal or conviction of the alleged offender by court-martial is evidence but is without independent controlling effect upon the proceedings under Article 139, UCMJ, or approval or denial of a claim thereunder.

MERLIN M. STARING,
Rear Admiral, JAGC, U.S. Navy,
Acting Judge Advocate General of the Navy.

AUGUST 4, 1971.

[F.R. Doc.71-11677 Filed 8-10-71;8:50 am]

Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter I—National Park Service, Department of the Interior

PART 6—MISCELLANEOUS FEES

Visitor Use Charges

Pursuant to the authority contained in section 3 of the Act of August 25, 1916 (29 Stat. 535, as amended; 16 U.S.C. 3) paragraphs (b), (c), (d), (e), (f), (g), and (h) of § 6.7 of the Code of Federal Regulations, entitled "Visitor use charges," are hereby revoked.

The purpose of the revocation is to delete paragraphs (b) through (h) of §6.7 from Title 36, since they have been superseded by §§ 18.1–18.14 of Title 43, which were published at page 18376 of the FEDERAL REGISTER of December 3, 1970 (35 F.R. 18376), and amended at page 3468 of the FEDERAL REGISTER of February 25, 1971 (36 F.R. 3468). Paragraph (a) of § 6.7, providing criminal penalties for wrongful entry is retained pursuant to 43 CFR 18.11 which states that heads of administering agencies shall use such legal means as are at their disposal to enforce fee regulations in Part 18.

Paragraphs (b) through (h) of § 6.7 are hereby revoked.

RAYMOND L. FREEMAN,
Acting Director,
National Park Service.

JULY 29, 1971.

[FR Doc.71-11546 Filed 8-10-71;8:50 am]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 114—Department of the Interior

PART 114–35—TELECOMMUNICATIONS

Pursuant to the authority of the Secretary of the Interior contained in 5 U.S.C. 301 (Supp. V, 1965–1969) and sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c), a new Part 114–35 is added to Chapter 114, Title 41 of the Code of Federal Regulations, as set forth below.

This new part shall become effective on the date of its publication in the FEDERAL REGISTER (8–11–71).

WARREN F. BRECHT,
Deputy Assistant Secretary of the Interior.

AUGUST 5, 1971.

Subpart 114–35.2—Major Changes and New Installations

§ 114–35.204 Submission of changes.

(a) All requests for major changes or new installations of telecommunications services, except radio service, shall be submitted through the Bureau Telecommunications services, except radio service, shall be submitted through the Bureau Telecommunications Coordinator, to the Departmental Communications Specialist, Telecommunications Staff Office, Office of Management Operations, Department of the Interior, Washington, D.C. 20240, for transmittal to the General Services Administration as appropriate. In addition to the items listed in the Federal Property Management Regulations (FPMR 101–35.2), the following shall also be deemed major changes or new installations of telecommunication facilities which shall be submitted to the Departmental Communications Specialist for review and approval prior to installation:

(1) Automatic Call Distributing Systems or any communication device which automatically distributes incoming calls.

(2) 20–40 Dial Paks or any automatic dial intercommunicating system with more than two communicating paths.

(3) Addition of switch or line capacity to any switchboard system, manual or dial, operated by a Bureau, Office or Service.

(4) Touch-tone service.

(5) Long Distance Xerography or similar graphic transmission systems or equipment.

(6) Requests for connection to the long distance voice network portion of the FTS where such service cannot be provided locally by the GSA Regional Office, or where provision of such service incurs consolidated switchboard common distributable charges.

(7) Installation of any wire telecommunication service, facility or equipment involving a minimum contract period of 1 year or more.

The Departmental Communications Specialist will provide, upon request, assistance in any area of wire telecommunications services. Requests for such assistance should be submitted through the Bureau Telecommunications Coordinator, to the Director of Management Operations.

(b) Installations involving an extension or major change to existing radiocommunication systems, or the implementation of new radiocommunication systems, shall be submitted to the Communications Engineer, Telecommunications Staff Office, Office of Management Operations, Department of the Interior, Washington, D.C. 20240, for review, frequency assignment, and coordination with other agencies, as appropriate.

[FR Doc.71-11543 Filed 8-10-71;8:48 am]

PART 114–40—TRANSPORTATION AND TRAFFIC MANAGEMENT

Pursuant to the authority of the Secretary of the Interior contained in 5 U.S.C. 301 (Supp. V, 1965–1969) and sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c), a new Part 114–40 is added to Chapter 114, Title 41 of the Code of Federal Regulations, as set forth below.

This new part shall become effective on the date of its publication in the FEDERAL REGISTER (8–11–71).

WARREN F. BRECHT,
Deputy Assistant Secretary of the Interior.

AUGUST 5, 1971.

Subpart 114–40.3—Freight Rates, Routes, and Services

§ 114–40.307 Tonnage reports.

In fulfilling the reporting requirements of FPMR 101–40.307, it is recognized that outbound shipments of 100 short tons or more will occur infrequently. Accordingly, a monthly report will be required only for the months in which such a shipment is made. This report, when required, shall be submitted in the form of Appendix I, in duplicate, to reach the Office of Management Operations by not later than the 15th of the month following the month reported. Negative reports are not required.

[FR Doc.71-11545 Filed 8-10-71;8:48 am]

PART 114–47—UTILIZATION AND DISPOSAL OF REAL PROPERTY

Surplus Real Property Disposal

Pursuant to the authority of the Secretary of the Interior contained in 5 U.S.C. 301 (Supp. V, 1965–1969) and sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c), Chapter 114, Title 41 of the Code of Federal Regulations, is amended as set forth below.

These amendments shall become effective on the date of publication in the FEDERAL REGISTER (8–11–71).

WARREN F. BRECHT,
Deputy Assistant Secretary, Management and Budget.

AUGUST 5, 1971.

Subpart 114–47.3—Surplus Real Property Disposal

The table of contents for Subpart 114–47.3 is modified to read as follows:

Sec.	
114–47.301	General provisions of subpart.
114–47.301–3	Disposals under other laws.
114–47.301–5	Records and reports.
114–47.302	Designation of disposal agencies.
114–47.302–2	Holding agency.
114–47.304	Advertised and negotiated disposals.
114–47.304–8	Report of identical bids.
114–47.304–12	Explanatory statements.
114–47.304–50	Sales to Government employees.
114–47.304–51	Noncollusive bids and proposals.
114–47.304–52	Compliance review.
114–47.308	Special disposal provisions.
114–47.308–3	Property for historic monument sites.
114–47.308–7	Property for use as public park or recreation areas.

Section 114–47.308–3 is amended to read as follows:

§ 114–47.308–3 Property for historic monument sites.

The Director, Bureau of Outdoor Recreation, shall make all determinations and perform all other functions assigned to the Secretary in FPMR 101–47.308–3. The authority to exercise the authority conferred in the Secretary by FPMR 101–47.308–3 has been delegated to the Director, Bureau of Outdoor Recreation in 248 DM 1.

Section 114–47.308–7, as set forth below, is added to Subpart 114–47.3:

§ 114–47.308–7 Property for use as public park or recreation areas.

The Director, Bureau of Outdoor Recreation, shall make all determinations and perform all other functions assigned to the Secretary in FPMR 101–308–7. The authority to exercise the authority conferred in the Secretary by FPMR 101–47.308–7 has been delegated to the Director, Bureau of Outdoor Recreation in 248 DM 1.

[FR Doc.71–11544 Filed 8–10–71;8:48 am]

Title 49—TRANSPORTATION

Chapter III—Federal Highway Administration, Department of Transportation

SUBCHAPTER B—MOTOR CARRIER SAFETY REGULATIONS

[Docket No. MC–31; Notice 71–18]

RETENTION OF RECORDS AT REGIONAL OR TERMINAL OFFICE

The Director, Bureau of Motor Carrier Safety, is authorizing Directors of Regional Motor Carrier Safety Offices to consider and dispose of carrier requests for permission to retain certain required records at a location other than the carrier's principal place of business.

The Motor Carrier Safety Regulations require the retention of certain records by the motor carrier. Sections 391.51, 394.3, 395.8, and 397.19 require, respectively, the retention, at the carrier's principal place of business, of driver qualification files, accident registers, drivers' daily logs, and drivers' receipts for certain documents required when transporting class A or class B explosives. These sections provide that the Director of the Bureau of Motor Carrier Safety may grant a motor carrier permission to maintain records at a regional or terminal office.

To a large extent, the Director of the Bureau of Motor Carrier Safety has relied on the advice of the Director of the Regional Motor Carrier Safety Office and the Safety Investigator serving the principal place of business of a carrier to determine whether the convenience of the carrier and the work of the Bureau will be served by permitting the carrier to maintain divided records. The Director believes that the Bureau can more expeditiously respond to the requests of motor carriers to retain records at regional or terminal offices by delegating the authority to make these decisions to the Directors of the Regional Motor Carrier Safety Offices. The Bureau has issued guidelines to these Directors to insure that requests will be handled in a uniform manner with no unnecessary inconvenience to the motor carriers concerned.

Sections 391.51(g), 394.3(a), 395.8(s), and 397.19(b) are being amended to implement this delegation of authority. Since these amendments are procedural in nature and impose no new burden upon any person, notice and public procedure thereon are unnecessary, and they are effective upon publication in the FEDERAL REGISTER (8–11–71).

(Sec. 204, Interstate Commerce Act, 49 U.S.C. 304; sec. 6, Department of Transportation Act, 49 U.S.C. 1655; delegations of authority in 49 CFR 1.48 and 389.4)

In consideration of the foregoing, Parts 391, 394, 395, and 397 of Subchapter B of Chapter III of Title 49 CFR are amended as follows:

PART 391—QUALIFICATIONS OF DRIVERS

I. Paragraph (g) of § 391.51 is revised to read as follows:

§ 391.51 Driver qualification files.

* * * * *

(g) Upon a written request to, and with the approval of, the Director, Regional Motor Carrier Safety Office, for the region in which a motor carrier has his principal place of business, the carrier may retain one or more of its drivers' qualification files at a regional or terminal office. The addresses and jurisdictions of the Directors of Regional Motor Carrier Safety Offices are shown in § 390.40 of this subchapter.

PART 394—RECORDING AND REPORTING OF ACCIDENTS

II. The introductory clause of § 394.3 (a) is revised to read as follows:

§ 394.3 Accident register.

(a) Every motor carrier shall have in its files at its principal place of business an accident register. Upon a written request to, and with the approval of, the Director, Regional Motor Carrier Safety Office, for the region in which a motor carrier has principal place of business, the carrier may maintain the accident register at a regional or terminal office. The addresses and jurisdictions of the Directors of Regional Motor Carrier Safety Offices are shown in § 390.40 of this subchapter. The register shall be maintained currently and contain at least the following items of information with respect to each recordable accident:

* * * * *

PART 395—HOURS OF SERVICE OF DRIVERS

III. Paragraph (s) of § 395.8 is revised to read as follows:

§ 395.8 Driver's daily log.

* * * * *

(s) *Retention of driver's log.* Daily logs for each calendar month may be retained at the driver's home terminal until the 20th day of the succeeding calendar month and shall then be forwarded to the carrier's principal place of business where they shall be retained for 12 months from date of receipt. However, upon a written request to, and with the approval of, the Director, Regional Motor Carrier Safety Office, for the region in which a motor carrier has his principal place of business, a motor carrier may forward and retain such logs at a regional or terminal office. The addresses and jurisdictions of the Directors of Regional Motor Carrier Safety Offices are shown in § 390.40 of this subchapter. The driver shall retain a copy of each daily log for 30 days which shall be in his possession while on duty.

PART 397—TRANSPORTATION OF HAZARDOUS MATERIALS; DRIVING AND PARKING RULES

IV. Paragraph (b) of § 397.19 is revised to read as follows:

§ 397.19 Instructions and documents.

* * * * *

(b) A driver who receives documents in accordance with paragraph (a) of this section must sign a receipt for them. The carrier shall retain the receipt in his files for 1 year at his principal place of business. However, upon a written request to, and with the approval of, the Director, Regional Motor Carrier Safety Office, for the region in which a motor carrier has his principal place of business, the carrier may maintain the receipts at a regional or terminal office. The addresses and jurisdictions of the Directors of Regional Motor Carrier

Safety Offices are shown in § 390.40 of this subchapter.

Issued on July 28, 1971.

ROBERT A. KAYE,
Director,
Bureau of Motor Carrier Safety.

[FR Doc.71-11573 Filed 8-10-71;8:53 am]

Chapter V—National Highway Traffic Safety Administration, Department of Transportation

[Docket No. 70-23; Notice 3]

PART 571—FEDERAL MOTOR VEHICLE SAFETY STANDARDS

Motor Vehicle Brake Fluids

Correction

In F.R. Doc. 71-8730 appearing at page 11987 in the issue for Thursday, June 24, 1971, make the following changes in the introduction and to § 571.21, Federal Motor Safety Standard No. 116:

1. On page 11988, column 1, 3d complete paragraph, line 17, delete the word "of".

2. On page 11988, column 2, line 5, the reference to "ASM Thermometers" should read "ASTM Thermometers".

3. On page 11989, S 5.1.5.2 line 7, the reference to "437° C." should read "437° F.".

4. On page 11989, S5.1.6(i), line 2, the reference to "0.005" should read "0.055".

5. On page 11992, table IV of S6.3.2, delete the degree markings in the columns headed "Thermometer number".

6. On page 11992, S6.3.3(a):

a. Insert a close parenthesis mark following "Viscosities."

b. Change the formula to read:

$$C_2 = \frac{\varepsilon_2}{\varepsilon_1} \times C_1$$

7. On page 11993, S6.4.6, line 2 the word "branke" should read "brake".

8. On page 11993, S6.6.1, line 8, insert an open parenthesis mark preceding "212°".

9. On page 11994, S6.6.4(a), lines 3 and 4, the word "silicone" should read "silicon". In line 36, "thyl" should read "ethyl".

10. On page 11994, S6.6.5, line 16, insert an open parenthesis mark preceding "73.4°".

11. On page 11995, S6.9.3(b), line 2, the reference to "S6.93(a)" should read "S6.9.3(a)".

12. On page 11996, S6.11.5, line 11, the reference to "51°" should read "5°".

13. On page 11996, S6.12.4, line 12, after "5°" insert "C.".

14. On page 11997, S6.13.4(c), line 13, insert an open parenthesis mark preceding "1,000".

15. On page 11997, S6.13.5, line 14 from the bottom of the column, insert the word "a" preceding "glass".

16. On page 11998, S7.5.1, Table VI, following the column headed "Diameter of swing, inches" insert a footnote "a" reference.

[Docket 69-31; Notice 3]

PART 573—DEFECT REPORTS

Extension of Effective Date

Motor vehicle safety regulations concerning Defect Reports were issued February 17, 1971 (36 F.R. 3064). The effective date of these regulations was specified as August 16, 1971. A petition for reconsideration was received from the White Motor Corporation, and is denied in a separate issuance in this edition of the FEDERAL REGISTER (36 F.R. 14774).

The question has been raised as to what time period is to be included in the first quarterly report required by the regulation. Because of the delay in responding to the petition, and in order to resolve the question presented concerning the first quarterly report, the effective date of the standard is hereby extended to October 1, 1971. The first quarterly report will thus represent a summary of the complete quarter between October 1, 1971, and December 31, 1971.

This notice is issued under the authority of sections 103, 113, and 119 of the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1392, 1402, 1407) and the delegation of authority at 49 CFR 1.51.

Issued on August 6, 1971.

CHARLES H. HARTMAN,
Acting Administrator.

[FR Doc.71-11582 Filed 8-10-71;8:53 am]

Title 50—WILDLIFE AND FISHERIES

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

PART 32—HUNTING

Chautauqua National Wildlife Refuge, Ill.

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER. (8-11-71).

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

ILLINOIS

CHAUTAUQUA NATIONAL WILDLIFE REFUGE

Public hunting of blue-winged, green-winged, and cinnamon teal on the Chautauqua National Wildlife Refuge, Ill., is permitted from September 18 through September 26, 1971, but only on the area designated by signs as open to hunting. This open area comprising 745 acres is delineated on a map available at refuge headquarters, Havana, Ill., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling, Twin Cities, Minn. 55111. Hunting shall be in accordance with all applicable State and Federal regulations subject to the following special condition:

(1) Blinds—Temporary blinds of wood or brush may be constructed. Blinds do not become the property of those constructing them and will be available on a daily basis.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuges generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 10, 1970.

JOHN E. TOLL,
Refuge Manager, Chautauqua National Wildlife Refuge, Havana, Ill.

AUGUST 3, 1971.

[FR Doc.71-11504 Filed 8-10-71;8:46 am]

PART 32—HUNTING

Aransas National Wildlife Refuge, Tex.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (8-11-71).

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

TEXAS

ARANSAS NATIONAL WILDLIFE REFUGE

Public hunting of deer, wild hogs and javelina on a portion of the Aransas National Wildlife Refuge, Tex., with bow and arrow is permitted from noon September 17 through September 30, 1971, inclusive. That portion open to hunting is designated by signs and delineated on maps available at refuge headquarters in Austwell, Tex., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, NM 87103. Hunting shall be in accordance with applicable State hunting regulations subject to the following special conditions:

(1) A bag limit of one (1) deer, either sex, and one (1) javelina may be taken by each hunter. There is no limit as to the number of wild hogs taken.

(2) All hunters must check in and out of the hunting area at the refuge entrance on Texas Farm Road 2040.

(3) A valid 1971-72 State of Texas hunting license is required of each participant.

(4) All hunting arrows must bear the name and address of the user in a non-water-soluble medium.

(5) Possession of target or field arrows outside of the vehicle on the refuge is prohibited.

(6) Shooting at, or of other wildlife species on the refuge other than deer, javelina, or wild hogs is prohibited.

(7) All motor vehicles must travel only on the shell surfaced roads or designated trails of the refuge.

(8) No deer may be removed from the refuge without a metal transportation seal being attached to the carcass by a refuge officer.

(9) In the event of an early arrival of any whooping cranes, the refuge or any portion thereof may be immediately closed to hunting.

The provisions of this special regulation, supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 30, 1971.

LEMOYNE B. MARLATT,
Acting Refuge Manager, Aransas National Wildlife Refuge, Austwell, Tex.

JULY 29, 1971.

[FR Doc.71-11505 Filed 8-10-71;8:46 am]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 9848; Amdt. 39-1042]

PART 39—AIRWORTHINESS DIRECTIVES

SIAI-Marchetti Model Airplanes; Correction

Amendment 39-1042 (35 F.R. 11556), amending Amendment 39-844 (34 F.R. 14517), AD 69-19-7, amending Part 39 of the Federal Aviation Regulations is corrected by changing "(P/N 205-6-179-02)" in paragraph (d) to read "(P/N 205-6-179-03)."

Issued in Washington, D.C., on August 3, 1971.

R. S. SLIFF,
Acting Director, Flight Standards Service.

[FR Doc.71-11576 Filed 8-10-71;8:50 am]

[Docket No. 71-SO-134; Amdt. 39-1261]

PART 39—AIRWORTHINESS DIRECTIVES

Maule M-4-180 And M-4-220 Series Aircraft

Installations have been made with low undrainable spots in the fuel line located under the front seats. An aluminum through-bulkhead fitting has been used in the fuel feed line. These nonconformities could result in fuel line blockage due to water trappage in the low undrainable low spots and the aluminum firewall fitting reduces the firewall fire protection. Since these conditions are likely to exist in other airplanes of the same type design, an airworthiness directive is being issued to inspect for low spots in the fuel line, remove as necessary, and ascertain that a steel fitting is used at the fuel feed line firewall bulkhead fitting on Maule M-4-180 and M-4-220 series aircraft.

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

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

MAULE AIRCRAFT. Applies to Model M-4-180 Serial Nos. 3001C through 3005C and Model M-4-220 Serial Nos. 2001C through 2070C, certificated in all categories.

Compliance required within the next 50 hours' time in service after the effective date of this airworthiness directive.

To prevent fuel line blockage due to low spots and to maintain the firewall fire protection, accomplish the following:

(1) Inspect the fuel line located underneath the front seats for low undrainable spots. If low spots are found, remove low spots by hand bending and resecure fuel line with additional clamps or ty-raps. With the aircraft in a three-point position, this fuel line must have a downward slope from the right side to the left side of the aircraft.

(2) Inspect fuel feed line firewall bulkhead fitting located on the left side of the firewall and ascertain that it is a steel AN832-6 fitting. If the fitting is aluminum, replace it with an AN832-6 steel fitting.

Maule Service Letter 23 covers the above inspections and changes.

This amendment becomes effective August 16, 1971.

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

Issued in East Point, Ga., on August 2, 1971.

JAMES G. ROGERS,
Director, Southern Region.

[FR Doc.71-11553 Filed 8-10-71;8:52 am]

[Airspace Docket No. 71-WE-7]

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

Alteration of Federal Airway Segment; Correction

On July 21, 1971, F.R. Doc. 71-10276 was published in the FEDERAL REGISTER (36 F.R. 13377) effective September 16, 1971.

This document amended Part 71 of the Federal Aviation Regulations in part by designating a segment of VOR Federal airway No. 190 north alternate from Phoenix, Ariz., to St. Johns, Ariz., via the intersection of the Phoenix 015° and the St. Johns 263° radials.

The Phoenix 015° radial should have been 051° as stated in the notice of proposed rule making published in the FEDERAL REGISTER (36 F.R. 9076) on May 19, 1971.

Since this amendment is editorial in nature and no substantive change in the regulation is effected, notice and public procedure thereon are unnecessary.

In consideration of the foregoing, effective upon publication in the FEDERAL REGISTER (8-11-71), F.R. Doc. 71-10276 (36 F.R. 13377) is amended as hereinafter set forth.

In Item 1.a. "Phoenix 015°" is deleted and "Phoenix 051°" is substituted therefor.

(Sec. 307(a), Federal Aviation Act of 1958, 49 U.S.C. 1348(a); sec. 6(c), Department of Transportation Act 49 U.S.C. 1655(c))

Issued in Washington, D.C., on August 3, 1971.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[FR Doc.71-11556 Filed 8-10-71;8:52 am]

[Airspace Docket No. 71-SO-127]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Airspace

The purpose of these amendments to Part 73 of the Federal Aviation Regulations is to alter the time of designation of Restricted Area R-3003, Fort Gordon, Ga., and the designated altitude and time of designation of Restricted Area R-3004, Fort Gordon, Ga.

The Department of the Army has requested that the time of designation of R-3003 be changed from "Continuous" to "0730 to 1700 local time, Monday through Saturday," that the designated altitude of R-3004 be lowered from 20,000 feet MSL to 18,000 feet MSL, and that the time of designation be changed from "Continuous" to "As published by NOTAM 24 hours in advance."

Since these amendments restore airspace to the public use and relieve a restriction, notice and public procedure thereon are unnecessary, and good cause exists for making these amendments effective on less than 30 days notice.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective upon publication in the FEDERAL REGISTER (8-11-71), as hereinafter set forth.

1. In § 73.30 (36 F.R. 2337) is amended as follows: In R-3003 Fort Gordon, Ga., the time of designation is changed from "Continuous" to "0730 to 1700 local time, Monday through Saturday."

2. In § 73.30 (36 F.R. 2337) is amended as follows: R-3004 Fort Gordon, Ga., the designated altitude is changed from "Surface to 20,000 feet MSL" to "Surface to and including 18,000 feet MSL." The Time of Designation is changed from

"Continuous" to "As published by NOTAM 24 hours in advance."

(Sec. 307(a), Federal Aviation Act of 1958, 49 U.S.C. 1348(a); sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in Washington, D.C., on August 3, 1971.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[FR Doc.71-11554 Filed 8-10-71;8:52 am]

[Airspace Docket No. 71-SW-32]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area

The purpose of this amendment to Part 73 of the Federal Aviation Regulations is to reduce the size of the McGregor, N. Mex., Restricted Area R-5103A and to correct the restricted-area number.

The Department of the Army has concurred in the modification of the boundaries and the designated altitudes of R-5103A. This action will provide a corridor and release the airspace from the surface to 1,500 feet above the surface to permit access to the Sacramento Estates Airport, N. Mex.

Since this amendment will restore airspace to public use and relieves a restriction, notice and public procedure thereon are unnecessary, and good cause exists for making this amendment effective on less than 30 days notice.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective upon publication in the FEDERAL REGISTER (8-11-71), as hereinafter set forth.

In § 73.51 (36 F.R. 2349) the McGregor, N. Mex., Restricted Area R-5103A is amended as follows:

1. In the Caption, "R-5103A" is deleted and substitute therefor "R-5103."

2. In the text, "latitude 32°39'40" N., longitude 105°40'00" W."; is deleted and substitute therefor "latitude 32°39'02" N., longitude 105°40'34" W."

3. In the text the following is added: and also excluding that airspace beginning at lat. 32°42'49" N., long. 105°48'10" W.; to lat. 32°40'47" N., long. 105°49'38" W.; to lat. 32°39'42" N., long. 105°47'42" W.; to lat. 32°41'58" N., long. 105°46'12" W.; to the point of beginning from the surface to 1500 feet above the surface.

(Sec. 307(a), Federal Aviation Act of 1958, 49 U.S.C. 1348(a); sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in Washington, D.C., on August 4, 1971.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[FR Doc.71-11555 Filed 8-10-71;8:52 am]

Chapter II—Civil Aeronautics Board

SUBCHAPTER B—PROCEDURAL REGULATIONS

[Reg. PR-121; Amdt. 6]

PART 302—RULES OF PRACTICE IN ECONOMIC PROCEEDINGS

Aircraft Depreciation Expense

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 6th day of August 1971.

In a notice of proposed rule making,[1] the Board proposed to amend Part 302 of the Procedural Regulation (14 CFR Part 302), so as to revise the method prescribed in Subpart K[2] for determining costs for depreciation, return on investment, and taxes.[3]

The only comment in response to the notice of proposed rule making was filed jointly by Mohawk Airlines, Inc., and North Central Airlines, Inc.; the comment supports the proposed rule. For this reason, we have determined to adopt the rule essentially as proposed. We are, however, making an editorial change in certain language in paragraph (a) of the rule. Specifically, where the phrase, "experience revenue ramp-to-ramp hours" was used in the proposed rule, we are substituting the phrase, "prescribed time rate."[4]

In consideration of the foregoing, the Board hereby amends Part 302 of the Procedural Regulations (14 CFR Part 302), effective September 8, 1971, as follows:

Amend § 302.1106 to read as follows:

§ 302.1106 Aircraft depreciation expense.

In order to determine the amount of aircraft depreciation expense, proceed in accordance with the following steps:

(a) Refer to the compilation for the latest 12-month period setting forth, by type of aircraft, each carrier's prescribed time rate per stop and per mile. Multiply the change in the number of stops forecast to be caused by the proposed route change by the prescribed time rate per stop, and multiply the change in the number of miles forecast to be caused by the proposed modifications by the prescribed time rate per mile. Add the products of these multiplications to obtain total revenue ramp-to-ramp hours involved in the change.

(b) Refer to the compilation for the latest 12-month period setting forth the prescribed hourly depreciation rate, by type of aircraft for each carrier, and ascertain the applicable figure.

(c) Multiply the amount ascertained in paragraph (b) of this section by the number of hours determined in paragraph (a) of this section, in order to determine the total annual amount of aircraft depreciation expense.

(Secs. 204(a), 401, 1001, Federal Aviation Act of 1958, as amended, 72 Stat. 743, 754, 788; 49 U.S.C. 1324, 1371, 1481)

By the Civil Aeronautics Board.

[SEAL] HARRY J. ZINK,
Secretary.

[FR Doc.71-11579 Filed 8-10-71;8:51 am]

[1] PDR-33, May 19, 1971, Docket 23418 (36 F.R. 9566, May 26, 1971).

[2] Standardized method for costing proposed changes in the authorized operations of local service carriers.

[3] Since § 302.1107 (return on investment and tax allowance) incorporates by reference the computations made under § 302.1106 (aircraft depreciation expense), it is necessary to amend only § 302.1106 in order to achieve the desired result.

[4] The Board publication, "Local Service Carriers' Unit Costs", is being modified as appropriate to accommodate this amendment.

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 910]

LEMONS GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Proposed Size Regulation

Notice is hereby given that the Department is considering a proposed size regulation for lemons grown in Arizona and designated part of California, pursuant to the applicable provisions of the marketing agreement, as amended, and order No. 910, as amended (7 CFR Part 910, 36 F.R. 9061), regulating the handling of lemons grown in Arizona and designated part of California. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

The current size regulation, Lemon Regulation 453 (35 F.R. 17527), is effective through November 13, 1971, and the proposed regulation would continue, through September 2, 1972, the same size requirements on the handling of lemons as are currently in effect. The proposed regulation would limit the handling of lemons grown in District 1, District 2, or District 3 to lemons measuring 1.82 inches or larger. The proposal was submitted by the Lemon Administrative Committee, established under said amended marketing agreement and order as the agency to administer the terms and provisions thereof. The regulation recommended by the committee reflects its appraisal of the lemon crop and the current and prospective marketing conditions. The size limitation proposed are designed to prevent the handling of lemons, on and after the proposed effective date, of sizes smaller than those herein specified so as to provide consumers with desirable sizes of fruit consistent with (1) the overall size composition of the crop, and (2) improving returns to growers pursuant to the declared policy of the act.

Order. (a) From November 14, 1971 through September 2, 1972, no handler shall handle any lemons grown in District 1, District 2, District 3, which are of a size smaller than 1.82 inches in diameter, which shall be the largest measurement at a right angle to straight line running from stem to the blossom end of the fruit: *Provided*, That not to exceed 5 percent, by count, of the lemons in any type of container may measure smaller than 1.82 inches in diameter.

(b) As used in this section "handle", "handler", and "District 1", "District 2", and "District 3" each shall have the same meaning as when used in the said amended marketing agreement and order.

All persons who desire to submit written data, views, or arguments for consideration in connection with the proposed regulation shall file same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 30th day after publication of this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: August 6, 1971.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[FR Doc.71–11601 Filed 8–10–71;8:54 am]

[7 CFR Part 1030]

[Docket No. AO–361–A2–RO2]

MILK IN CHICAGO REGIONAL MARKETING AREA

Partial Decision on Proposed Amendments to Marketing Agreement and to Order

A public hearing was held upon proposed amendments to the marketing agreement and the order regulating the handling of milk in the Chicago Regional marketing area. The hearing was held, pursuant to the provisions of the Agricultural Marketing Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice (7 CFR Part 900), at Chicago, Ill., and Oshkosh, Wis., on August 20–27, 1969, pursuant to notice thereof issued on July 25, 1969 (34 F.R. 12529), and at Madison, Wis., on October 20 and 21, 1970, pursuant to notices thereof which were issued August 3, 1970 (35 F.R. 12545), and August 21, 1970 (35 F.R. 13660).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Regulatory Programs, on April 27, 1971, filed with the Hearing Clerk, U.S. Department of Agriculture, his partial recommended decision containing notice of the opportunity to file written exceptions thereto.

The material issues, findings and conclusions, rulings and general findings of the partial recommended decision are hereby approved and adopted and are set forth in full herein, with the following modifications:

1. Under the heading "1. Pool plant performance requirements for supply plants" the second sentence is modified.

(a) Under the subheading "Present provisions" revisions are made in the first three paragraphs.

(b) Under subheading "Proposals" both paragraphs are modified.

(c) Subheading "Intent of provisions" is changed and thereunder the first paragraph is deleted, and the fifth through 12th paragraphs are revised.

(d) Subheading "Modification of provisions" is deleted and thereafter the first, second, fifth, sixth, ninth, 10th, 11th, 13th, and 14th paragraphs are revised; and a new paragraph is inserted after the 13th paragraph.

(e) Under subheading "Proposal not adopted" a revision is made in the first paragraph and six new paragraphs are inserted after paragraph two.

2. Under the heading "2. Diversion of producer milk" the first paragraph is revised.

(a) Under subheading "Intent of provisions" the second paragraph is revised.

(b) Under subheading "Modification of provisions" the first paragraph is revised; five paragraphs are substituted for paragraph six; two new paragraphs are inserted after paragraph nine; and two new paragraphs are substituted for paragraph 11.

The material issues on the record of the hearing relate to:

1. Pool plant performance requirements for supply plants and reload points.

2. Diversion of producer milk.

3. Allocating to class I milk specified receipts from a producer-handler.

This decision deals only with issues No. 1 and 2. Issue No. 3 was considered previously in a separate decision.

Issues No. 1 and 2 of this hearing represent a partial reopening of the hearing held August 20–27, 1969, in Chicago, Ill., and Oshkosh, Wis., which concerned these two issues plus several others.

The Deputy Administrator on February 27, 1970, issued a recommended decision based on the August 20–27, 1969, hearing record.

Based on the exceptions received to this recommended decision the Assistant Secretary found in his July 13, 1970, decision that in the public interest the hearing should be reopened for the purpose of receiving additional pertinent evidence upon which a full and comprehensive reexamination of the supply plant performance requirements could be made. Since the hearing was to be reopened with respect to additional performance requirements for supply plants, it was further concluded that any change in the limits on diversions should be considered in conjunction therewith.

The findings and conclusions set forth below represent this reexamination of the supply plant performance requirements and the provisions relating to the diversion of producer milk.

FINDINGS AND CONCLUSIONS

The following findings and conclusions on issues No. 1 and No. 2 are based on evidence presented at the hearing and the record thereof:

1. *Pool plant performance requirements for supply plants.* The provisions

of the order pertaining to the shipments of milk from supply plants to distributing plants should be modified to better effect the intent of the present monthly shipping standards prescribed for pool plant status of supply plants. Briefly, the order should prescribe (1) that only net quantities of milk received at a distributing plant from any supply plant be used in determining supply plant shipping performance, (2) that the milk storage tanks in a supply plant other than a reload facility have the capacity to hold the largest quantity of milk either received at or shipped from the plant as a single load, and (3) that only milk physically unloaded into a storage tank or into another tank truck at a plant shall be considered as received at such plant.

Present provisions. Two different types of supply plants that qualify for pool plant status by performing similar supply functions are described in the order. One type is the plant that contains stationary storage tanks and assembles milk received from dairy farmers for shipment when needed to a distributing plant. Any receipts of milk not shipped to a distributing plant are processed into manufactured products either within the plant or at a nonpool manufacturing plant. Often this type of supply plant operation is a grade A receiving room containing stationary storage tanks located in the same building with a manufacturing plant.

The other type of supply plant (commonly referred to as a "reload station") is a building in which milk that is picked up at farms in small farm bulk tank trucks is transferred into a larger over-the-road tank truck for transshipment to a distributing plant or a manufacturing plant. Although a reload station does not contain a holding tank there are certain conditions in the order it must meet. Such station must be in a building approved by an appropriate health authority which has facilities adequate for cleansing tank trucks and at which milk moved from the farm is transferred and commingled in another tank truck with other milk for transshipment.

Both of these types of operations are considered supply plants and qualify for pooling on the basis of the shipping percentages set forth below.

A supply plant presently qualifies for pooling by shipping at least 40 percent of its milk received from producers (including producer milk diverted) to pool distributing plants and producer-handler plants, and to any partially regulated distributing plant as class I milk to the extent of the latter's distribution of class I milk in the marketing area, during September, October, and November, and by shipping 30 percent thereof in such manner in all other months.

The Director of the Dairy Division is authorized to increase or decrease these percentages as much as 10 percentage points during any month August through December if supply conditions warrant. Also, supply plants that qualify as pool plants during each month of August–December retain their pool status during the next 7 months regardless of the amount shipped. For the purpose of shipping performance, a handler, or two or more cooperatives, may qualify two or more supply plants as a unit.

Proposals. A group of operating cooperatives proposed that in order to qualify for pool status a supply plant ship 20 percent of its milk to distributing plants during January, February, March, and July, and 10 percent during April, May, and June as opposed to the present automatic qualification during such months of any plant pooled in the preceding August–December period. They proposed also that the order specify that only milk physically received in a plant be considered a receipt at the plant, and that for measuring shipping performance only net receipts at a distributing plant from a supply plant (i.e., receipts less any return shipments) should be counted.

Other proposals by two bargaining cooperatives would either eliminate, or add further conditions to, the unit pooling of supply plants.

Revised conditions for pooling supply plants. Distributing plants in the densely populated Chicago metropolitan segment of the marketing area depend on receipts of milk from distant supply plants in Wisconsin for about 80 percent of their fluid milk requirements. The volume of milk needed each day by distributing plants, however, varies greatly during the week, since such plants usually operate only 5 days per week and their sales of milk to stores also vary, being substantially greater at the end of the week than at the beginning. Supply plants, on the other hand, receive a relatively steady volume of milk from farms each day. There is, however, a seasonal variation in such receipts since milk production on farms is substantially lower during the fall months compared to the spring months.

Raw milk, as received from farms is highly perishable and when it is not needed for bottling use it must be processed into manufactured dairy products. This is usually done at outlying supply plants or at nonpool manufacturing plants in the milkshed. The daily volume of reserve supplies ranges from a relatively limited volume on peak bottling days during the short production months to the entire volume of milk produced on those days in the flush production months when bottling plants are not operating.

It is necessary, therefore, that there be sufficient manufacturing facilities available at all times to process all the milk associated with the market. On certain days, particularly in the fall months, a very limited proportion of the capacity of manufacturing facilities is used since distributing plants utilize a high proportion of the milk produced to meet their bottling requirements. However, during the flush production months substantial volumes of milk associated with the market must be used in manufacturing outlets.

Because of the fixed costs of operating the manufacturing facilities that serve as outlets for the reserve supplies of milk on the market, the operators of such facilities have a financial stake in keeping them operating on a steady basis. Typically, such manufacturing facilities are owned by those handlers who operate pool supply plants. Pool supply plant operators receive the marketwide uniform price to pay their producers irrespective of whether their milk was shipped for fluid use or retained for manufacturing use. In these circumstances a supply plant operator has a financial incentive to hold his milk supplies for manufacturing use and let other handlers serve the fluid outlets in the market.

Most pool supply plants that serve distributing plants in the Chicago metropolitan segment of the market ship that quantity of milk requested by operators of distributing plants. The distributing plants pay a predetermined handling charge per hundredweight (to cover the cost of handling and accounting for such milk, including at least partial reimbursement for the cost of maintaining manufacturing capacity left idle on the days the milk is shipped to the city).

In the Wisconsin segment of the market, however, shipments of milk from supply plants to distributing plants often are for the purpose only of qualifying the supply plants since the distributing plants can get all the milk they need directly from producers' farms. Some supply plant operators make specific prearrangements with distributing plants to receive their shipment of milk, but then to return it promptly to the supply plant or to a nonpool manufacturing plant for processing into manufactured products (Class II). The latter practice has become quite prevalent. There have been numerous instances where supply plant operators even make payments in various amounts to operators of distributing plants in order to pool their milk in this manner. These payments and the added hauling cost incurred are offset by the benefits of pooling the milk, whereby the supply plant operator accounts for the milk at the Class II price and is credited at the higher uniform price to pay his producers. Such "back-hauling" practice constitutes a predetermined commitment of pool milk to manufacturing use. It was estimated that as many as 20 percent of the Wisconsin handlers may be engaging in such practice.

The back-hauling practices in the market have been accompanied to some degree by partial unloading of the tank truck at a supply plant for the purpose of establishing the entire load of milk as a receipt at the plant. Moreover, some handlers have gone to the extent of constructing "supply" plants at which only the altering of tank truck loads of milk takes place. Such facilities may contain only a small vat where a small amount of milk is pumped out of the tank truck into the vat and then pumped back into the same tank truck.

Currently, there are nine pool supply plants, other than reload facilities, where tank holding capacity is less than 2,000 pounds. There are 17 additional such

supply plants which have holding capacity of less than most over-the-road tank trucks. Some of these supply plants are located at or very near the location of the distributing plant which receives the supply plant milk. In all instances but one, the distributing plants now served by these supply plants had previously received milk directly from producers to meet their needs. As indicated above, in this heavy production area there is no question but that such distributing plants can purchase adequate quantities of milk directly from producers' farms for their needs.

It can now be observed that this change in operations enables the quantity of milk to be qualified to be expanded greatly beyond the quantity of milk received and used at the distributing plant, since distributing plants qualify for pool status on the basis of the proportion of their total milk receipts disposed of on routes. Accordingly, milk associated with the supply plant but not shipped to the distributing plant does not enter into the computation of the distributing plant's performance on routes as it would if the milk were received directly from farms or diverted from the distributing plant to a nonpool plant.

It was not contemplated that handlers could exploit the pooling provisions by the methods described above. Accordingly, rather than fixing the conditions for pooling a supply plant in terms of the proportion of milk allocated to Class I use at the distributing plant, which would not be known to the supply plant operator at the time of shipment, they were set up in terms of the amount of milk shipped in order that the supply plant operator would have reasonable grounds for knowing his pool status at time of shipment.

In view of the benefits of pooling, no supply plant, or a supply plant unit, should be free, however, to precommit its milk supplies to manufacturing use. In interim periods when the milk is not being shipped for actual Class I use, or for those amounts in excess of Class I needs, such supply plant milk remains eligible for pooling even though the milk is put to manufacturing use. Consequently, demonstration of continuing availability of milk for fluid use must be based on some objective quantitative measure rather than on a contention that the milk is available. Such a condition for pooling is a reasonable one since the burden of meeting the varying and uncertain requirements of the Class I market would fall more heavily on some plants if others were able to precommit their supplies to manufacturing.

The above-mentioned handling practices circumvent the intent of the pooling provisions since, as previously indicated, they enable milk to be qualified for pool status when it is predesignated for manufacturing use. Accordingly, the shipping performance provisions of the order should be modified to recognize only those handling practices that reflect a normal and efficient flow of fluid milk to meet the needs of the fluid market (distributing plants).

The basic function of a supply plant is to assemble milk from farms at a location near such farms for efficient shipment to distant distributing plants. To function in this manner in the case of bulk tank handling, it is necessary that the plant be either a reload facility whereby milk is pumped from farm pick-up tank trucks into an over-the-road tank truck for transshipment, or a facility with adequate stationary storage tanks into which milk is transferred for later shipment. To reflect properly this assembly function, the order provisions should recognize as a receipt at a supply plant only that amount of milk either unloaded from a tank truck into another tank truck in the plant, or unloaded into one or more storage tanks in the plant. For determining shipping performance a shipment from the plant should be measured as that amount of milk loaded into a tank truck from a storage tank, or from another tank truck, in the plant.

The supply plant may function in the capacity of holding milk for later shipment. This is typically the case for a supply plant located in the same building with a nonpool manufacturing plant. In this type of facility, however, it is difficult to determine whether milk was physically received in a holding tank in the supply plant or simply pumped through a pipe in the plant to the nonpool manufacturing plant. If the milk is so pumped into the manufacturing plant it should appropriately be considered as received at such plant since no supply function takes place with respect to such milk at the supply plant. On the other hand, if the milk is pumped into and held in a storage tank it remains available for shipment to distributing plants and, accordingly, should be considered a receipt at the supply plant. Should the milk in the storage tank subsequently be pumped into the non-pool plant it should be considered a transfer of milk to such plant.

Such a transfer of milk is a common practice in the market and should be permitted to continue. Otherwise the milk would have to be loaded into a tank truck to move it to the nonpool plant. Moreover, the storage capacity in the supply plant can be used to perform a useful purpose with respect to the manufacturing operation once the plant operator decides to transfer the milk therein to the nonpool plant rather than to a distributing plant.

To continue to permit this practice in meeting conditions of performance for pooling, however, the order should require that such supply plant maintain storage capacity to hold the largest single quantity of milk either received at or shipped from the plant as a single load. This is necessary to demonstrate that the supply function is performed with respect to the milk received at or shipped from the plant. It is also necessary to avoid the circumstances described previously whereby many supply plants have qualified for pool status with only token storage capacity and thus have failed to carry out a true supply function.

Only the quantity of milk that is physically unloaded at a supply plant should be considered as received at such plant. If only part of a tank load of milk is unloaded, the plant performs no supply function with respect to the milk that remains on the tank truck and moves on to another plant where such remainder of the milk is unloaded. Consequently, such remainder of milk should be considered as received wherever else it is actually unloaded.

Similarly, if a partially loaded tank truck stops at a supply plant to take on additional milk, only that quantity of milk added should be considered a shipment of milk from such plant. The milk already on the tank truck should be treated as a receipt at the plant at which it is actually unloaded. No supply function is performed by the supply plant with respect to the milk already in the truck on arrival there.

In the event that milk is picked up at several farms in a tank truck and partially unloaded at a plant, the quantity unloaded should be considered a receipt from the individual producers involved on a pro rata basis because it would be impossible to determine which farmers' milk was unloaded and which farmers' milk remained on the truck. The milk remaining on the truck should be a receipt on a pro rata basis at the plant at which actually unloaded, except in the case of the option now provided in the order whereby the operator of a distributing plant elects, with respect to split loads of milk, to be a bulk tank handler for the entire load.

To be consistent in regard to what shall constitute a receipt of producer milk at any type of pool plant, the order should specify that only the quantity of milk picked up at the farm that is physically unloaded either into processing equipment in a pool plant, into a holding tank in a pool plant or into another tank truck in a pool plant should be considered as a receipt of producer milk at the pool plant. To the extent that any milk picked up at the farm is unloaded at a nonpool plant, such quantity should be considered as diverted from the pool plant to the nonpool plant if reported as producer milk by the responsible handler. When milk on the tank truck is picked up at more than one farm, the quantity of each producer's milk to be considered as received at a pool plant or as diverted to a nonpool plant should be prorated over the total quantity of milk picked up at all such farms.

Such greater definitiveness of what constitutes a receipt of milk at a plant, and a shipment of milk from the plant, needs to be supplemented by further specificity with respect to movements of milk between a pool supply plant and a pool distributing plant if the intent of the present supply plant shipping provisions is to be carried out.

Essentially, the intent of the supply plant shipping provisions is to reflect the need and use of supply plant milk by pool distributing plants and other specified outlets in the market. As earlier stated, shipments to producer-handlers

and to partially regulated distributing plants to the extent of their Class I sales in the marketing area are accorded shipping performance credit. Likewise, any shipment of condensed skim milk to a pool distributing plant also is credited as a qualifying shipment if utilized in a Class I product.

Other supply plant shipments to pool distributing plants should be tied in the future more directly to the use of such milk at distributing plants. To effect the intent of the performance provisions, it is necessary to provide that only the net amount of milk received for the month at a pool distributing plant shall be counted toward meeting the minimum qualifying percentage of shipment. This is reasonable and necessary to avoid the conditions described previously giving performance credit for milk shipped to distributing plants which is promptly shipped back for use in manufactured dairy products, often going to nonpool manufacturing plants as well as to pool supply plants.

This will not change present performance practices with respect to the bulk of the supply plant milk on the market which is shipped for actual use at distributing plants. Adoption of net shipments in measuring shipping performance would have impact only in those instances where transfers of fluid milk products in the form of bulk milk and skim milk back to pool supply plants and nonpool manufacturing plants are currently being made.

Shipments of bulk fluid milk products from a distributing plant to commercial food establishments for use in bakery products, candy or processed foods, and transfers of fluid milk products in a form other than bulk milk or skim milk should not be deducted in determining net receipts from supply plants. There is no indication that any such movements of fluid milk products are involved in the back-hauling problem discussed hereinbefore.

There are circumstances, however, such as on weekends and off-peak bottling days when distributing plants that receive some milk directly from producers must transfer some milk to supply plants or divert it to nonpool manufacturing plants. This practice should be accommodated on any day when the plant is not also receiving supply plant milk. The computation of net shipments therefore must be determined on a daily basis. Since milk could arrive at a distributing plant at the end of one day and be shipped back out at the beginning of the next day, the recommended decision specified that no performance credit should be given on milk shipped to a distributing plant on 1 day which is shipped back the following day. This condition should not be adopted since it may tend to deny shipping credit on supply plant milk received on the day prior to a nonbottling day that the plant operator transfers milk received directly from producers.

Diversions of milk from a distributing plant to a nonpool plant on the day of any receipt from a supply plant also should be subtracted from receipts from the supply plant in arriving at "net" receipts from the supply plant. Otherwise a supply plant operator could arrange to have a distributing plant operator divert his producer milk to a nonpool plant, his own or another, at the same time he is shipping supply plant milk to the distributing plant. Allowance should be made, however, due to emergencies such as hazardous road conditions or a breakdown of trucking equipment, to permit up to 3 days' production of milk to be diverted from distributing plants during the month on the same days qualifying shipments of milk are received from supply plants, provided that the market administrator is notified in writing of such emergency.

Should a distributing plant receive milk from more than one supply plant, the net receipts at the distributing plant should be prorated among such plants according to the respective quantities received from them. This will afford the same treatment to shipments from supply plants that is accorded receipts of producer milk at more than one plant and also will correspond to the allocation of receipts at a pool distributing plant from more than one supply plant on which location adjustment credit applies.

Adoption of the forementioned provision in the order should discourage any circumvention of the intent of the present supply plant performance provisions of the order, without having any significant impact on normal marketing practices of handlers.

Proposals not adopted. The proposals which call for year-round shipping performance by all supply plants and elimination or restriction of the unit pooling of supply plants should not be adopted on the basis of this record. Such proposals would tend to detract from the efficient marketing of supply plant milk since they would require shipments of milk from the most distant plants, which are more than 300 miles from Chicago, when the needed supply may be available from supply plants located in the nearer in zones of the milkshed. In the interest of efficient marketing it is desirable to allow as much flexibility in milk procurement channels as possible while still achieving the basic purposes of regulation. The application of the regular supply plant shipping provisions to the low production months and the unit pooling provision were adopted to enable the use of the milk supplies closest to the population center of the marketing area before milk at distant plants which would involve extra transportation cost assessed against producer returns.

In light of the modifications adopted above to make the order more effective with respect to supply plant performance, these proposals should not be adopted, especially since their adoption would tend to reduce marketing efficiency.

Some of the exceptions to the modifications provided herein as to conditions of supply plant performance urged that they not be adopted because they would: (1) Curtail the quantity of milk that could be pooled under the order; (2) affect competition among processors for milk supplies; (3) influence prices of milk resold among handlers; (4) place the identification of a producer for pool status beyond the control of the producer; (5) employ factors other than price to assure a supply of milk for the market; and (6) require the installation of handling facilities in plants. In addition, such exceptors contend that the changes should be postponed in light of a project recently initiated by the Department to study the alternative means of incorporating expected increases in qualified supplies of Grade A milk in the major production areas of the country into the system of Federal orders.

It may not be concluded that any substantial quantity of milk now associated with the market cannot continue to be pooled under the terms of the order as revised herein. The minimum shipping percentages for supply plants are not changed by this decision, but made more definitive. Moreover, most of the producers delivering to the supply plants that will be affected by this decision are members of cooperatives interested in their welfare as producers for this market. Such cooperatives have not expected to the thrust of the new terms.

As to their effect on competition among processors, the revised provisions should tend to place all operators of supply plants on a more uniform competitive basis in handling supplies of pool milk as opposed to the present circumstance that some plants control pool milk supplies precommitted to the manufacturing market while other plants serve the needs of the fluid market and have only a portion of their milk available for manufacturing use. In this context the terms of the order do have impact on the prices at which handlers resell their milk for manufacturing. The price at which milk is transferred among handlers for fluid use is also influenced by the order. This is an obvious result of any scheme of classified pricing.

Exceptors contend that the order need only "ascertain that a producer produces pure and wholesome milk and offers it for sale", as a basis for pooling in the Chicago Regional market. There is a distinction to be made between establishing reasonable conditions for pooling in a given market and providing a "right" of pooling in such market. Exceptors aver that the matter of pooling a supply plant or a producer at such a plant is simply a matter of "identification," and that this is the basic purpose of the provisions being modified by this decision. If the basis of pooling were only a matter of identification, it would be simple enough to name those plants and persons (producers) expressing an interest in pooling in this market. Presumably, if pooling on such a basis here were feasible, it likewise would be feasible in any other market, and plants and producers could choose their market pool whether or not they expected to perform any economic service of benefit to the handler or market chosen as the outlet.

It is difficult to see any basis in equity for pooling simply on identification of the person choosing to be pooled. The fluid milk market is the preference market for milk and there are benefits to be derived from participation in the fluid market not available when producing or selling in the manufacturing market. The Chicago Regional order does not deny entry to the fluid market for any producer or plant but provides the basis for orderly entry by recognizing marketing functions rendered in response to the market's requirements for milk and establishing reasonable rules for participation. It regularizes the purchase transaction between producers and their buyers and distributes the benefits derived from the higher-valued fluid market uniformly among producers serving it. The key to the market for both producers and plants is in the actual serving of the market under the reasonable conditions specified which apply in the same manner to all plants and producers performing similar functions. The modifications of the order provided herein essentially deal with a limited problem of whether supply plant milk should be counted as performance for pooling when back-hauled for manufacturing. When supplies of milk appropriately become associated with this market, it should not be accomplished on the basis of backhauling it.

The modifications of the order provided herein should not be delayed pending the completion of a study of the alternative means of incorporating expected increases in qualified supplies of Grade A milk into the system of Federal orders. Such study is of much broader scope than the marketing of milk under the Chicago Regional order. Moreover, it focuses on expected marketing developments. This decision, however, deals with specific marketing problems with respect to milk now being marketed under the terms of the Chicago Regional order. These limited problems should be dealt with now rather than putting off consideration of them until it can be determined whether future developments may indicate a need to further modify the terms of Federal milk orders generally.

2. *Diversion of producer milk.* The order should be amended to price all diverted producer milk at the location of the plant to which diverted, except in the case of diversions from a distributing plant diverted milk shall be priced at the location of the distributing plant in either of the following circumstances: (1) If no more than four days' production of milk of a producer is diverted therefrom during the month, or (2) if the diverted milk is part of a tank truck load that exceeds the storage capacity in such plant.

Presently, producer milk may be diverted from a pool plant to a nonpool plant during any month August-December to the extent the quantity diverted does not exceed the quantity of such producer's milk received at the pool plant. During the remaining months of the year unlimited diversions are allowed. The pricing of the first 6 days' production that is diverted each month is at the location of the plant from which diverted. All milk diverted in excess of 6 days' production each month is priced at the location of the plant of actual receipt.

Proposals. There were numerous proposals put forth at the 1969 hearing session to amend these provisions. At the reopened hearing only one of the previous proposals to amend these provisions was supported again. At the reopened hearing new proposals were made by the group of operating cooperatives that would price all diverted milk at the location of the plant to which diverted.

One group of cooperative associations proposed at the 1969 hearing session, and again at the reopened hearing, to reduce the allowable diversions to nonpool plants each month to three days' production in the case of supply plants and to 8 days' production in the case of distributing plants. This proposal was opposed at both hearing sessions by certain other organizations.

An association of Chicago milk dealers testified at the reopened hearing in support of retaining the provision which prices the first 6 days' production each month of diverted milk at the location of the plant from which diverted. In its brief it was suggested that milk diverted up to one-half the days each month should be priced at the location of the plant from which diverted.

Intent of provisions. The diversion privilege is intended primarily to obtain efficiency in the disposition of that milk temporarily not needed at a pool plant. Nonpool manufacturing plants are the customary outlets for about one-half the market's reserve milk supply. Many of the pool plants on the market, whether distributing plants or supply plants, do not have manufacturing facilities. It was stated earlier that some of the present supply plants are simply receiving stations or reload points at which milk is assembled from farms for transshipment to distributing plants.

Most distributing plants do not process and package milk on Sundays. On the days that they do operate, their processing and packaging schedule generally varies in accordance with their daily sales volumes. The daily sales volume of distributing plants is very uneven because purchases of milk by consumers at stores tend to be greater during the latter part of the week. The home delivery volume is substantially greater on Fridays and Saturdays than on the remaining weekdays.

The operators of distributing plants typically associate a sufficient supply of milk with their operations by receipts of direct ship milk from dairy farmers and from supply plants to cover their requirements on peak bottling days during the period of seasonally low production. Consequently, there are substantial quantities of milk produced on the other days of the week during the low production season, as well as throughout the period of seasonally high production, that must be moved to plants where they can be utilized in manufactured dairy products. In many instances such plants are nonpool plants engaged primarily in processing manufacturing grade milk.

Modification of provisions. The provision which prices the first 6 days' production of diverted milk each month at the plant from which diverted should be amended to price all diverted milk at the location of the plant of actual receipt, except in certain cases of limited diversion from a distributing plant. The present provision was added to the order primarily to accommodate the weekend milk which occasionally must be diverted to nonpool plants.

Most appropriately, milk should be priced at the plant of actual physical receipt. The exception presently provided in the order was intended to accommodate a very limited diversion need and recognized that a change in the point of pricing on such a limited basis would likely be confusing to the producers involved and would result in reduced returns since haulers likely would be the principal beneficiary of any savings because of a shorter haul to the manufacturing plant.

The current hearing demonstrates that the provision is now being used to facilitate the association of milk with city distributing plants and the handling of milk in a manner not contemplated when it was adopted, tending to impede the operation of the order.

During the 12-month period ending August 1970, diversion of not more than 6 days' production amounted to 202 million pounds, an increase of 58 percent compared to the previous 12-month period ending August 1969 which amounted to 127 million pounds. On the other hand, total diversions of 436 million pounds were up 88 percent while the quantity diverted in excess of 6 days' production of 234 million pounds increased 125 percent. Further, during the 12-month period ending August 1969, diversions of not more than 6 days' production of 127 million pounds accounted for 55 percent of the total quantity of milk diverted (232 million pounds), while the comparable percentage for the period ending August 1970 was only 46 percent, a drop of 9 percent. Thus, total diversions each month increasingly represent more than may be accounted for simply by weekend reserve milk.

The need for increased diversions indicates that handlers have generally associated with city distributing plants many additional producers whose farms are located in the distant zones. Under present provisions the milk can be received at city distributing plants on the minimum number of days each month (i.e., one-half the days during August-December with no minimum requirement during the remaining 7 months) and then be diverted to manufacturing plants located near the producers' farms on the remaining days. Six days' production each month so diverted is priced at the city plant location. In this circumstance, on the first 6 days' production that is diverted each month the producer receives the uniform price applicable at the city plant location rather than that applicable at the location of the manufacturing plant where the milk is physically

received even though the extra cost of transporting the milk to the city is not incurred.

The recommended decision concluded that the provision which prices the first 6 days' production of diverted milk each month at the plant from which diverted should be discontinued.

Producer and handler groups, in their exceptions, contend that complete elimination of the provision would tend to result in inequities in prices among producers who deliver their milk directly to Chicago distributing plants on a regular basis. Accordingly, they request the adoption of a modification of the present provision rather than its complete elimination. Such requested modification of the provision would price diverted milk at the plant from which diverted in circumstances where the milk of a producer was not diverted more than once per week or more than 4 days during the month provided that milk of the producer was received in the plant the day before diversion on either basis.

As previously indicated, the present provision was intended to accommodate a situation of very limited need to divert milk—essentially those diversions that are made on days of the week when the plant is not processing milk. Many distributing plants in the market do not process and package milk on Sundays. Consequently, the milk of many of the producers who regularly deliver milk to such plants is diverted to nonpool manufacturing plants on such days. Diversions of milk from distributing plants located in near-in price zones are usually made to nonpool plants located in more distant price zones.

In such circumstances the producer whose milk is diverted would not be credited the same uniform price as other producers whose milk is not diverted from the plant. Such disparity in uniform prices to producers occurs also in the circumstance of two plants similarly located that regularly receive milk directly from producers and one such plant diverts some of its producer milk but the other does not. In the case of infrequent or limited diversion it cannot be expected that compensatory adjustments will be made in the hauling rate that the producer pays for the delivery of his milk to the plant from which it is diverted.

Because of these situations, uniform pricing of milk to producers is enhanced if those producers whose milk is diverted is priced at the location from which diverted. Modification of the present provision to provide such pricing only in the circumstances where a producer's milk is diverted not more than 4 days' production during the month will tend to accommodate such situation. If more than 4 days' production of a producer is diverted during the month, all of such producer's milk should be priced at the location of the plant where diverted.

The spokesman for the group of operating cooperatives testified that during the months of limited diversions (August–December) tank truckloads of producer milk are "technically" received at a pool plant by unloading such milk through a pipe in the pool plant to a nonpool plant in the same building, or partially unloading and reloading the tank truck at the pool plant before unloading it at a nonpool plant. In such cases the milk is considered to be transferred from a pool plant to a nonpool plant. The pool plant performs no useful receiving function in either case, however. The loads of milk are handled in this manner to avoid having some milk considered as over-diverted and, thus, disqualified as producer milk. Through this method of operation handlers circumvent the diversion provisions applicable during August–December which limit the quantity of a producer's milk that may be diverted to not more than the quantity that is received at a pool plant.

It is intended that all the milk picked up at producers' farms in a tank truck be unloaded at a pool plant in order to be considered a receipt of producer milk at the pool plant. Further, milk picked up at producers' farms and unloaded at a nonpool plant is intended to mean a diversion when reported as producer milk by the responsible handler.

To prevent the above-described circumvention of the August–December diversion limitations, the producer milk definition in the order should be amended to specify more precisely what quantity of milk will be considered as received at a pool plant and what quantity will be considered as diverted to a nonpool plant. The provisions set forth in the previous issue accomplish this by describing what shall be considered a receipt of producer milk at a pool plant.

Exceptions to the recommended decision pointed out that the above application of the terms "receipt" and "diversion" would hinder a milk handling technique practiced by many small pool distributing plants that do not use a full tank truck load of milk and do not have storage capacity to hold an entire load of milk. At such plants the quantity of milk needed for bottling is unloaded and the remainder of the load is moved to a nonpool manufacturing plant. To accommodate this situation it was suggested that the entire load of milk be considered a receipt at the pool distributing plant and that that quantity left on the tank truck be considered a transfer to the nonpool plant where it is unloaded.

This situation can more appropriately be accommodated under the diversion provisions of the order whenever all the milk is priced at the location of the pool distributing plant. Such pricing point on the entire quantity of milk picked up at the farm is appropriate since the producer incurs the cost of shipping such milk the entire distance between his farm and the distributing plant. Accordingly, the order should provide that in the case of the diversion of part of a split load of milk from a distributing plant that does not have storage capacity to hold the entire load, such milk shall be priced at the location of the distributing plant.

The proposal described previously which would limit diversions of producer milk to manufacturing plants to only 3 days' production per month from supply plants and 8 days' production from distributing plants should not be adopted. Virtually all of the milk supply for the market is hauled from the farm to plants in bulk tank trucks. As described previously, on the days when the milk is not needed at distributing plants it is usually more economical to move the milk directly from the farm to nonpool manufacturing plants than to first assemble it at pool supply plants and distributing plants for movement to such manufacturing plants. The proposal is therefore denied.

However, the order should specify that milk is eligible for diversion only if the person producing such milk delivered milk as producer milk to a pool plant prior to the diversion and until the end of the first full month after his milk is first received in a pool plant the quantity of such producer's milk diverted shall not exceed the quantity received in a pool plant. The concept and purpose of "diversion" carries with it the connotation that the normal place of delivery is the pool plant and the order should be amended to assure that a producer's milk is received at a pool plant on a regular basis as a condition of identifying his milk with the market.

In exceptions producer associations suggested that delivery to a pool plant on a "regular basis" be determined as not less than 15 days during the month. The above modification would have this impact but still enable a handler who is engaged in using split loads of milk to add a new producer on such split load whereby a portion of the producer's milk is diverted each day.

Rulings on Proposed Findings and Conclusions

Briefs and proposed findings and conclusions were filed on behalf of certain interested parties. These briefs, proposed findings, and conclusions, and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

The testimony presented by a regulated handler containing two proposals to amend the order was ruled to be beyond the scope of the hearing by the hearing examiner. One proposal would allow the operator of a pool supply plant to be the handler on producer milk delivered direct from the farm to pool distributing plants of other handlers and have such milk count toward qualifying the supply plant. The other proposal would allow two or more handlers operating supply plants to establish a unit of supply plants for qualifying purposes.

Upon a review of the testimony of the handler the ruling of the hearing examiner with respect to this testimony is approved for the reasons he stated. Secondly, adoption of these proposals would be inconsistent with the other findings contained herein since the primary thrust of this decision is to employ performance provisions that reflect more effective supply performance by supply plants, while the proposals would permit the qualification of additional plants as supply plants without any shipment ever being made from such plants to pool distributing plants.

General Findings

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto: and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(b) The parity prices of milk as determined pursuant to section 2 of the Act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the marketing area, and the minimum prices specified in the tentative marketing agreement and the order, as hereby proposed to be amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

Rulings on Exceptions

In arriving at the findings and conclusions, and the regulatory provisions of this decision, each of the exceptions received was carefully and fully considered in conjunction with the record evidence. To the extent that the findings and conclusions, and the regulatory provisions of this decision are at variance with any of the exceptions, such exceptions are hereby overruled for the reasons previously stated in this decision.

Marketing Agreement and Order

Annexed hereto and made a part hereof are two documents, a Marketing Agreement regulating the handling of milk, and an Order amending the order regulating the handling of milk in the Chicago Regional marketing area which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

It is hereby ordered, That this entire decision, except the attached marketing agreement, be published in the Federal Register. The regulatory provisions of the marketing agreement are identical with those contained in the order as hereby proposed to be amended by the attached order which is published with this decision.

Determination of Producer Approval and Representative Period

March 1971 is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the order, as amended and as hereby proposed to be amended, regulating the handling of milk in the Chicago Regional marketing area is approved or favored by producers, as defined under the terms of the order, as amended and as hereby proposed to be amended, and who, during such representative period, were engaged in the production of milk for sale within the aforesaid marketing area.

Signed at Washington, D.C., on August 6, 1971.

Richard E. Lyng,
Assistant Secretary.

Order[1] Amending the Order, Regulating the Handling of Milk in the Chicago Regional Marketing Area:

Findings and Determinations

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings.* A public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Chicago Regional marketing area. The hearing was held pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure (7 CFR Part 900).

Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

Order relative to handling. It is therefore ordered that on and after the effective date hereof the handling of milk in the Chicago Regional marketing area shall be in conformity to and in compliance with the terms and conditions of the order, as amended, and as hereby amended, as follows:

The provisions of the proposed marketing agreement and order amending the order contained in the recommended decision issued by the Deputy Administrator, Regulatory Programs, on April 27, 1971, and published in the Federal Register on April 30, 1971 (36 F.R. 8155; F.R. Doc. 71-6070), shall be and are the terms and provisions of this order, amending the order, and are set forth in full herein, with the following changes:

Revisions are made in §§ 1030.10(c), 1030.11(b)(5)(i), and 1030.16(e). The cross references to § 1030.16 throughout the order are changed to conform to the revision of § 1030.16.

1. In § 1030.10 paragraph (c) is revised to read as follows:

§ 1030.10 Plant.

* * * * *

(c) "Supply plant" means a plant from which a Grade A fluid milk product is shipped or transshipped during the month to another plant. Such supply plant shall be equipped with storage capacity sufficient to hold the largest quantity of fluid milk product either received in the plant or shipped from the plant as a single load during the month, except no storage capacity shall be maintained in a plant at which only milk moved from the farm in a tank truck which is transferred and commingled in another tank truck with other milk for transshipment.

2. In § 1030.11 paragraph (b) the text through subparagraph (1)(i) plus subparagraph (5) is revised as follows:

§ 1030.11 Pool plant.

* * * * *

(b) A supply plant from which the quantity of fluid milk products (except filled milk) and condensed skim milk shipped or transshipped during the months in accordance with subparagraphs (1) and (2) of this paragraph is not less than the percentages specified in subparagraph (4) of this paragraph subject to subparagraphs (5), (6), (7), and (8) of this paragraph of the volume of

[1] This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

Grade A milk received from dairy farmers and cooperative associations pursuant to § 1030.13(e), including producer milk diverted under § 1030.16. Such receipts shall be reduced by the disposition of packaged fluid milk products described in subparagraph (3) of this paragraph.

(1) Shipped or transshipped as fluid milk products to and physically unloaded into:

(i) Pool plants pursuant to paragraph (a) of this section to the extent of the quantity determined pursuant to subparagraph (5) of this paragraph;

* * * * *

(5) For the purpose of determining the percentage specified in subparagraph (4) of this paragraph the quantity of fluid milk products moved pursuant to subparagraph (1)(i) of this paragraph shall be a net quantity assignable at pool distributing plants computed by subtracting from the quantity of fluid milk products received from a supply plant, but not to exceed such quantity, the amounts described in subdivisions (i) and (ii) of this subparagraph. If fluid milk products are received from more than one supply plant such net quantity assignable shall be prorated among such supply plants in accordance with the total receipts from such plants.

(i) The quantity of fluid milk products in the form of bulk milk and skim milk transferred from the distributing plant to pool supply plants plus any such bulk shipments to nonpool plants as Class II milk, other than pursuant to § 1030.41(b)(4), on the day of the receipt from the supply plant.

(ii) If milk is diverted from the distributing plant on the date of the receipt from the supply plant, the quantity so diverted, except any diversion of milk (not to exceed 3 days' production of any individual producer) made because of an emergency situation such as a breakdown of trucking equipment or hazardous road conditions shall not be subtracted if such emergency is reported to the market administrator.

* * * * *

3. Section 1030.15 is revised as follows:

§ 1030.15 Producer.

"Producer" means any person who produces milk in compliance with the Grade A inspection requirements of a duly constituted health authority and whose milk is received at a pool plant or diverted pursuant to § 1030.16 except:

(a) A dairy farmer who is a government and has nonproducer status for the month pursuant to § 1030.9;

(b) A producer handler as defined in any order (including this part) issued pursuant to the Act; and

(c) A dairy farmer who is defined as a producer under the terms of another order issued pursuant to the Act whose milk is received at a pool plant as a diversion from an other order plant and is assigned pursuant to § 1030.46(a)(4)(ii) and the corresponding step of § 1030.46(b).

4. Section 1030.16 is revised as follows:

§ 1030.16 Producer milk.

"Producer milk" means milk produced by producers which is:

(a) Received at a pool plant directly from producers, by being physically unloaded into processing facilities or a storage tank (including another tank truck in the case of a reload facility), and the shrinkage of skim milk and butterfat in milk received from producers' farms which was not unloaded in a pool plant. Such direct receipts from producers shall include the portion of a tank truck load of milk unloaded in a pool plant in the case where a portion of such load was first unloaded at another pool plant or diverted to a nonpool plant. The quantity of milk so received at each such plant shall be prorated over the total quantity of milk picked up at each producer's farm.

(b) Received by a handler pursuant to § 1030.13(h).

(c) Received at a pool plant from a cooperative association handler pursuant to § 1030.13(e). The utilization value of such milk at class prices shall be included in the receiving handler's net pool obligation pursuant to § 1030.70;

(d) Received by a cooperative association as a handler pursuant to § 1030.13(e) to the extent of the shrinkage of skim milk and butterfat received from producers' farms which was not received in a pool plant under paragraph (c) of this section. In applying §§ 1030.53 and 1030.82 such skim milk and butterfat shall be deemed to be received at the location of the pool plant to which delivery is normally made.

(e) Diverted from a pool plant to a nonpool plant subject to the conditions specified in this paragraph. Milk shall be eligible for diversion as producer milk only if the person producing such milk had delivered milk as producer milk to a pool plant prior to the diversion, and until the end of the first full month after his milk is first received in a pool plant the quantity of such producer's milk diverted shall not exceed the quantity received in a pool plant. Milk picked up at a producer's farm in a tank truck, to the extent it is unloaded at a nonpool plant, shall be subject to the conditions specified in this paragraph and if the tank truck contains milk from more than one producer the quantity subject to the conditions specified in this paragraph shall be prorated over the total quantity of milk picked up at each producer's farm. Milk so diverted shall be considered as received at the pool plant from which diverted in calculating the percentages specified in § 1030.11. The location price differentials pursuant to § 1030.82 shall be based on the zone location of the nonpool plant(s) where such milk is physically received, except in the case of a distributing plant, diverted milk of a producer shall be priced at the location of such plant if during the month not more than 4 days' production of such producer is diverted, or if the diverted milk is part of a tank truckload of milk that exceeds the milk storage capacity in such distributing plant. Diverted milk shall be limited as follows:

(1) Milk of a producer diverted for the account of the operator of the plant from which such milk is diverted in any of the months August through December which does not exceed the quantity of such producer's milk received in the pool plant;

(2) Milk of a producer diverted by a cooperative as a handler pursuant to § 1030.13(d) may not in any of the months August through December exceed the quantity of such producer's milk received in the pool plant from which it was diverted. To the extent that milk diverted by a cooperative as a handler during any month would result in the plant failing to qualify as a pool plant under § 1030.11 such diverted milk shall not be producer milk;

(3) Milk diverted to an other order plant shall be producer milk pursuant to this section only if it is not producer milk under such other order; and

(4) Milk of a producer diverted by a handler who fails to report the information required pursuant to § 1030.31(b)(4) shall not be considered producer milk pursuant to this paragraph.

5. In § 1030.30 subparagraph (3) of paragraph (a) is revised to read as follows:

§ 1030.30 Reports of receipts and utilization.

* * * * *

(a) * * *

(3) Fluid milk products received from pool plants of other handlers (or other pool plants, as applicable), including a separate statement of the net receipts from each supply plant computed pursuant to § 1030.11(b)(5), except during the months of January through July no such separate statement need be made if receipts from supply plants are from only plants that were pool plants during the prior months of August through December;

* * * * *

6. The cross references to paragraphs (a–1), (b), (c), and (d) of § 1030.16 are changed to paragraphs (b), (c), (d), and (e), respectively, wherever they appear throughout the order (namely in §§ 1030.31(b)(3), 1030.41(b), 1030.45(c), 1030.70, and 1030.88).

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[7 CFR Parts 1063, 1070, 1078, 1079]

[Dockets Nos. AO-105-A34, AO-229-A25, AO-272-A19, AO-295-A23]

MILK IN QUAD CITIES-DUBUQUE, AND CERTAIN OTHER MARKETING AREAS

Decision on Proposed Amendments to Marketing Agreements and to Orders

A public hearing was held upon proposed amendments to the marketing agreement and the order regulating the

handling of milk in the Quad Cities-Dubuque, Cedar Rapids-Iowa City, North Central Iowa, and Des Moines, Iowa, marketing areas. The hearing was held, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice (7 CFR Part 900), at Moline, Ill., on April 13, 1971, pursuant to notice thereof issued on April 5, 1971 (36 F.R. 6593), and supplemental notice issued April 7, 1971 (36 F.R. 6833).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Regulatory Programs, on June 4, 1971, filed with the Hearing Clerk, U.S. Department of Agriculture, his recommended decision containing notice of the opportunity to file written exceptions thereto.

The material issues, findings and conclusions, rulings, and general findings of the recommended decision are hereby approved and adopted and are set forth in full herein, with the following modifications:

1. Under the heading "1. Class I price differentials" paragraph 21 is revised; three new paragraphs are inserted after paragraph 22.

2. Under the heading "3. The determination of which order should regulate a plant" paragraphs 1 and 16 are revised; a new paragraph is added after paragraph 17.

The material issues on the record of the hearing relate to:

1. Class I price differentials.

2. Location adjustments to the Class I and uniform prices.

3. The determination of which order should regulate a plant from which milk is distributed in more than one regulated market.

4. Whether an emergency exists to warrant the omission of a recommended decision and whether amendments should be made for a temporary period.

Findings and Conclusions

The following findings and conclusions on the material issues are based on evidence presented at the hearing and the record thereof:

1. *Class I price differentials.* The Class I price differential under the Des Moines order should be reduced 5 cents. The Class I price differentials under the Quad Cities-Dubuque and Cedar Rapids-Iowa City orders should be increased 3 cents. No change should be made in the Class I price differential under the North Central Iowa order.

The Class I price differential under each of the orders is an amount added to the basic formula price to determine the Class I price. The basic formula price is the same under each order and consists of the average of the prices reported paid for manufacturing grade milk in the States of Minnesota and Wisconsin. The amounts of the Class I differentials (base zone), however, vary among the orders as follows: Des Moines, $1.45; Quad Cities-Dubuque, $1.30; Cedar Rapids-Iowa City, $1.30; and North Central Iowa, $1.25.

Three regulated handlers proposed various changes in the amounts of the Class I differentials under the orders. A Des Moines order handler proposed that the Des Moines order Class I differential be reduced 10 cents, to $1.35; and that the Quad Cities-Dubuque and Cedar Rapids-Iowa City differentials be increased 5 cents, to $1.35. Another handler, with a plant located in Des Moines and regulated under the Quad Cities-Dubuque order, proposed that the Des Moines, Quad Cities-Dubuque, and Cedar Rapids-Iowa City order differentials be changed to $1.39, and that the North Central Iowa order Class I differential be changed to $1.35. A Waterloo handler regulated under the North Central Iowa order proposed that the differential under that order be reduced 10 cents, to $1.15.

Proponent handlers contended that because of the extensive overlapping of milk procurement and sales areas of the handlers regulated under the various orders, the proposed change in the differentials is necessary to provide pricing equity among handlers under these orders.

The above proposals, and certain location adjustment proposals discussed hereinafter, were prompted primarily because of the pricing situation for handlers located in Des Moines. One handler there became regulated under the Quad Cities-Dubuque order beginning September 1970, because of a greater volume of distribution from the plant in that order marketing area than in the Des Moines marketing area. Prior to September 1970, the handler's sales accounts in the Quad Cities-Dubuque marketing area were served from another plant operated by the handler in Rock Island, Ill., at which bottling operations were discontinued. This handler distributes milk on routes throughout the marketing areas of all four of the above-mentioned orders plus the Kansas City market (which also has a Federal order). Des Moines handlers who are regulated under the Des Moines order also have milk distribution areas that encompass the Des Moines, Cedar Rapids-Iowa City, and North Central Iowa markets.

Handlers not located in Des Moines but regulated under the other Iowa orders have distribution patterns overlapping those of the Des Moines handlers. A handler in Waterloo, Iowa, and regulated under the North Central Iowa order has route sales in all four Iowa order markets. A handler in Cedar Rapids, Iowa, regulated under the Quad Cities-Dubuque order, has sales routes that overlap those of handlers regulated under each of the four orders. A handler located in Ottumwa, Iowa, regulated under the Des Moines order, has sales routes in the Des Moines, Cedar Rapids-Iowa City, and Quad Cities-Dubuque marketing areas.

The handlers indicated above compete not only with each other and with a number of handlers regulated under each of the four Iowa orders, but also with handlers regulated under the Southeastern Minnesota-Northern Iowa (Dairyland) and Chicago Regional Federal milk orders which have Class I price differentials lower than those under the Iowa orders. A Rochester, Minn., handler regulated under the Dairyland order, which has a Class I differential of $1.06, has milk distribution routes which extend into the North Central Iowa and Des Moines marketing areas. Another Dairyland regulated handler, in Austin, Minn., also distributes milk in the North Central Iowa marketing area. Three handlers regulated under the Chicago Regional order distribute milk in the Quad Cities-Dubuque marketing area. The plants of the Chicago Regional handlers are located in Huntley, Ill.; Beloit, Wis.; and Whitewater, Wis. The location adjustment provisions of the Chicago Regional order effect Class I differentials at these plants of $1.24, $1.18, and $1.18, respectively.

The milk supply area for the four Iowa markets consists of territory in 112 counties throughout most of Iowa (82 counties), southern Minnesota (14 counties), southwestern Wisconsin (10 counties), and northwestern Illinois (6 counties). There is widespread overlapping of the procurement areas of handlers regulated under each of the four Iowa orders. It is most intensive in the seven northeast Iowa counties of Tama, Benton, Black Hawk, Buchanan, Bremer, Fayette, and Winneshiek wherein milk from each county is supplied to handlers under all four orders. Milk produced in these seven counties plus the nine Iowa counties of Allamakee, Chickasaw, Clayton, Delaware, Dubuque, Howard, Linn, Jones, and Jackson accounted for 50.7 percent of the total supply on the four Iowa markets in December 1970. These 16 counties, all in northeast Iowa, constitute a large proportion of the present source of production for each of the Iowa markets and handlers under all four orders complete in this area for their supplies of milk.

The plants of the competing handlers, however, are situated at varying distances from this major portion of the supply. Waterloo, Iowa, is situated in the southwestern segment of the heavy production area of northeast Iowa. Four of the seven handlers regulated under the North Central Iowa order have plants in Waterloo. These plants are situated about 100 miles closer to this supply of milk than are plants in Des Moines, which is situated in southcentral Iowa. The distance between Des Moines and Waterloo is 108 miles. The Des Moines order plant in Ottumwa, Iowa, is 125 miles south of Waterloo.

Cedar Rapids, Iowa City, and Quad Cities (Davenport, Iowa; and Rock Island, Moline, and East Moline, Ill.) are south of the northeast Iowa heavy production areas.

Milk production on the Iowa markets in counties south of Waterloo during December 1970 amounted to 36.6 million pounds while Class I use of handlers under the Des Moines, Cedar Rapids-Iowa City and Quad Cities-Dubuque orders amounted to 55.2 million pounds. Since virtually all of the Class I use

under these three orders is at plants located south of Waterloo and generally south of the aforementioned 16 northeast Iowa counties which account for 50 percent of the milk on the markets, such plants must rely on milk produced in these counties or in lower priced areas farther to the north for an adequate supply of milk.

Alternative supplies of milk could not be attracted from the higher priced markets to the south and west such as St. Louis, Kansas City, and Nebraska-Western Iowa.

Milk production on the Iowa markets in counties lying south and west of Waterloo, toward Des Moines, was 18.3 million pounds in December 1970, while Class I use under the Des Moines order was 22.5 million pounds. Consequently, Des Moines handlers must compete for a portion of the supply in northeast Iowa or beyond such area for an adequate supply. Since the aforementioned surplus production area in northeast Iowa and beyond is situated about 100 miles farther from Des Moines plants than plants in the vicinity of Waterloo, additional transportation costs are incurred in moving any of such supplies to Des Moines vs. delivery of such milk to Waterloo. At the rate of location adjustment in the Des Moines order 16 cents is allowed to transport milk the 108 miles from Waterloo to Des Moines. In this circumstance, a Class I price at Des Moines as much as 20 cents above the Class I price at Waterloo exceeds that necessary to attract an adequate supply for the Des Moines market in competition with handlers under the North Central Iowa order.

Milk production on the Iowa markets in counties south and east of Waterloo during December 1970 amounted to 19 million pounds while Class I use of handlers under the Cedar Rapids-Iowa City and Quad Cities-Dubuque orders amounted to 32.7 million pounds. Consequently, handlers under these orders must compete for a supply of milk in the northeast Iowa surplus production area.

Handlers in the Cedar Rapids-Iowa City and Quad Cities-Dubuque markets are located closer to the northeast Iowa supply than handlers in the Des Moines market, however. The greatest concentration of production in northeast Iowa is in Delaware and Dubuque counties wherein 18.2 million pounds of milk was produced for the Iowa markets in December 1970. Dyersville, Iowa, which is located in the center of this two-county area, is 174 miles from Des Moines and 98 miles from Davenport, or a difference of 76 miles. Independence, Iowa, in Buchanan County which is directly west of Delaware County, is 58 miles farther from Des Moines than Iowa City. Further north in this section of Iowa the difference in the distance to Des Moines versus Davenport becomes less. For example, Decorah, Iowa, in Winneshiek County is only 7 miles farther from Des Moines than Davenport.

In the above circumstance a somewhat higher price needs to be maintained at Des Moines than in the Cedar Rapids-Iowa City and Quad Cities areas to enable Des Moines handlers to compete for milk supplies in northeast Iowa. About one-half of the milk supplies in the northeast Iowa counties is situated up to 50 miles farther from Des Moines handlers' plants than from most handlers' plants in the Cedar Rapids-Iowa City and Quad Cities areas. A difference in price of 7 cents should enable Des Moines handlers to compete effectively for milk supplies so situated in the northeast Iowa production area. As indicated hereinbefore, an adequate supply of milk for the Des Moines market relative to the North Central Iowa market is reasonably assured from present sources of production if the Class I price is maintained 15 cents above the North Central Iowa Class I price, rather than the present 20 cents.

The availability of milk supplies for the Des Moines market from southern Minnesota also supports the reduction in the Des Moines Class I price differential. The northern Iowa and southern Minnesota portion of the supply area for the Iowa markets overlaps most of the supply area and marketing area of the Dairyland order. A large and an increasing volume of Grade A milk is available in such territory.

The Class I price differential under the Des Moines order is 39 cents above the Class I differential under the Dairyland order. The Dairyland market covers territory in northern Iowa and southern Minnesota. The distances from Des Moines, Iowa, to Austin and Rochester, Minn., the locations of the two plants regulated under the Dairyland order which distribute milk south into Iowa, are about 155 miles and 210 miles, respectively. The location adjustment under the Des Moines order would amount to 24 cents at Austin and 31½ cents at Rochester, which amounts are significantly less than the 39-cent difference in the Class I differentials between the markets. One Des Moines handler testified that he has been offered milk from a Dairyland source at a transportation cost of 30 cents.

The North Central Iowa market lies between the Des Moines market and the Dairyland market. The present Class I differential of $1.25 appropriately reflects the value of Class I milk delivered to plants in this market relative to the lower value of milk delivered to plants in the Dairyland market and relative to the higher value determined above for milk delivered to plants in Des Moines. The 19-cent higher Class I differential under the North Central Iowa order at Waterloo compared to the Class I differential at Rochester, Minn., under the Dairyland order closely reflects the cost of transporting available supplies of milk the 113 miles from Rochester to Waterloo.

In this circumstance proposals to change the North Central Iowa Class I price differential should be denied.

The Class I price differentials under the Quad Cities-Dubuque and Cedar Rapids-Iowa City orders should be set at the level needed to attract adequate milk supplies to handlers in these markets in competition with handlers in neighboring Iowa markets. It was concluded hereinbefore that the Class I price level in these two markets should be maintained at least 7 cents below the Class I price level for the Des Moines market and that the Des Moines price be maintained 15 cents above the North Central Iowa Class I price, to enable handlers in all four markets to effectively compete for present supplies of milk in northeast Iowa. Moreover, since such supplies in northeast Iowa are the most economical source of milk for the several markets, any adjustments to prices under these orders at this time should maintain present aggregate returns to producers serving the four markets to the extent such can be accomplished in the context of maintaining the interorder price relationships determined appropriate hereinbefore.

In these circumstances, it is concluded that the Des Moines Class I differential should be reduced 5 cents and the Class I differential under the Quad Cities-Dubuque and Cedar Rapids-Iowa City orders increased 3 cents. This will establish Class I prices for these markets that will reflect the relative costs of getting milk transported to the respective markets from the common production area of northeast Iowa. Because of the difference in cost of obtaining adequate supplies for the respective markets, the proposals to provide identical prices under the Des Moines, Cedar Rapids-Iowa City, and Quad Cities-Dubuque orders by reducing the Des Moines price and increasing the other two are denied.

Certain cooperatives in exceptions to the above change in the Class I differentials among the orders contend that the use of the 1.5 cents per 10 miles hauling rate associated with distance between plant locations, as provided in the orders, should not be relied on to reflect differences in farm to plant hauling costs that are associated with distance. They conclude that an exhibit in the record, No. 15, demonstrates that such costs exceed 1.5 cents per 10 miles. To the contrary, the exhibit supports the use of such rate for this purpose.

For example, it shows that producers located in Fayette County, Iowa, pay 7 cents per hundredweight more than producers located in Linn County, Iowa, to get their milk hauled to Cedar Rapids. Producers' Farms in Fayette County are about 50 miles farther from Cedar Rapids than producers' farms in Linn County. Fayette County is also about 50 miles farther from Des Moines than Linn County and the exhibit shows that producers in Fayeete County pay 7 cents more than producers in Linn County to get their milk hauled to Des Moines. The extra 7 cents paid to get milk hauled the extra 50 miles to market very closely reflects a rate of 1.5 cents per 10 miles.

The cooperative further except to the changes in the Class I differentials on the basis that they do not fully maintain the same aggregate returns to producers that the present differentials provide. To

fully maintain such returns would necessitate a different set of price relationships among the orders than is hereinbefore concluded to be appropriate. Moreover, the magnitude of the reduction in returns to producers resulting from this decision when compared to the aggregate value of Class I milk pooled under these orders is very slight, 0.02 percent. This is significantly less than the amount of variation in returns from month to month due to the action of the basic formula price and/or changes in Class I utilization. Consequently, it is not expected that the net reduction in the Class I differentials will have any detectable impact on the availability of supply for the markets.

2. *Location adjustments to the Class I and uniform prices.* The location adjustment provisions of the Quad Cities-Dubuque order should be modified. At Quad Cities-Dubuque order plants located within the Des Moines marketing area the Class I and uniform prices should be adjusted by the amount (7 cents per hundredweight) that the Des Moines order Class I price will exceed the Quad Cities order Class I price. The same adjustment should apply to the Class I and uniform prices at plants located in the territory in Iowa south of U.S. Highway No. 80 and beyond 70 miles from the nearer of the City Hall, Rock Island, Ill., or the Post Office, West Liberty, Iowa.

Presently, the Quad Cities-Dubuque order establishes a minus location adjustment to the Class I and uniform prices at plants located outside both the marketing area and the Des Moines marketing area and beyond 70 miles from the nearer of the City Hall, Rock Island, Ill., or the Post Office, West Liberty, Iowa. Such adjustment is at the rate of 10 cents per hundredweight, plus 1.5 cents for each 10 miles or fraction thereof that such distance exceeds 80 miles. A minus 10-cent location adjustment applies in Dubuque and Jackson Counties, Iowa, and in East Dubuque, Ill. Also a plus adjustment applies at a plant located in the Des Moines marketing area, in the amount that the Des Moines Class I price exceeds the Quad Cities Class I price.

Cooperative associations proposed that the Quad Cities-Dubuque order location adjustments at plants located outside the marketing area and beyond 60 miles from the nearer of the Rock Island and West Liberty basing points be plus amounts at plants located south of U.S. Highway No. 80, and minus amounts at plants located north of U.S. Highway No. 80, at the rate of 10.5 cents, plus 1.5 cents for each 10 miles or fraction thereof that such distance exceeds 70 miles. Also, at any plant located south of U.S. Highway No. 80 the amount of the plus adjustment would be limited to any amount that the Des Moines Class I price exceeds the Quad Cities Class I price.

A handler located in Des Moines but regulated under the Quad Cities-Dubuque order, proposed that the Quad Cities-Dubuque order Class I and uniform prices at all plants outside the marketing area and beyond 70 miles from the nearer of the basing points be reduced by 10 cents, and by an additional 1.5 cents for each 10 miles or fraction thereof that such plant distance exceeds 80 miles.

The above-proposed modifications of the Quad Cities-Dubuque location adjustment provisions were directed mainly to effectuation of appropriate adjustments of Class I and uniform prices at plants located in the Des Moines marketing area and in the territory between the Des Moines and Quad Cities-Dubuque marketing areas. The proposal by the cooperatives would provide, at plants so located, a plus location adjustment, while the handler's proposal would provide a minus location adjustment.

Location adjustments reflect the difference in value of milk delivered by producers to another plant location as compared to its value delivered to the location (f.o.b. market) for which the basic price is announced under the order. In the case of the Quad Cities-Dubuque and Des Moines orders prices are announced for the largest population centers in the marketing area. The Quad Cities (Rock Island, Davenport, Moline, and East Moline) and Des Moines are the largest population centers in the respective markets and no adjustments to prices under the respective orders apply at such locations.

Because whole milk is bulky, the cost of transporting it from one location to another is significant relative to its price. The production of milk frequently takes place at a substantial distance from the population center where it is processed and consumed. In some instances, the milk is received at a country receiving plant and then moved to the city bottling plant, and frequently it is moved from surplus production areas to areas of deficit production where needed for Class I use. The cost of moving milk in these circumstances gives rise to different values of milk at different plant locations where the milk is received from producers' farms.

In northeast Iowa there are plants serving the Des Moines and Quad Cities markets. Location adjustments are provided under the orders which reduce the Class I price to the handler at such plant locations to compensate for the cost he incurs in moving milk to the centers of population. Accordingly, in this situation the location adjustments recognize the cost associated with distance for transporting milk for bottling purposes from a plant in this main supply area to plants in the population centers. If milk is moved to one of these centers from any other distance supply area, the location value relative to the market likewise is recognized through the location adjustment provisions.

The location adjustment on the uniform, or blend, price to the producer, at the same rate as to the handler, is applicable when the producer delivers to the plant location in the supply area rather than to the city bottling plant at a greater distance from his farm. If he actually delivers his milk to the city plant at his own hauling cost, he is compensated by receiving the uniform price announced at the city location. If he does not, the location value of his milk is less by the amount allowed the handler for transporting milk from the country plant location to the city bottling plant and this is reflected in his uniform, or blend, price.

In competing markets with market-wide pooling there is strong tendency for available supplies to gravitate to the respective market pools in a way that tends to equalize the net return to producers under both orders at overlapping supply locations. Since the supply area for the Des Moines market overlaps the supply area for the Quad Cities market in northeast Iowa, the net return to producers under the two orders tend to equate in such supply area. If the distance from such common supply area to the respective population centers is different, it follows that the cost to the producer for transporting milk to the respective centers also will be different.

This difference is reflected in the higher Class I differential fixed for the more distant center of population. It also is reflected in the total amount of location adjustment under the two orders applicable at a given point in the supply area, since the rate of adjustment associated with distance is the same under both orders (1.5 cents per 10 miles). In this circumstance the Class I and uniform prices f.o.b. Des Moines will exceed the Class I and uniform prices f.o.b. Rock Island (the basing points for pricing under the respective orders) by the amount of the extra transportation cost in moving milk from the common supply area to Des Moines versus Rock Island.

Therefore, to assure that milk is delivered to a plant located in the Des Moines marketing area but regulated under the Quad Cities-Dubuque order, the Quad Cities-Dubuque order should provide a location adjustment at a plant in the Des Moines marketing area to reflect the higher value of milk delivered there versus delivery to the Quad Cities marketing area resulting from the difference in transportation cost in moving milk to the Des Moines marketing area location from the common supply area on which both markets depend as the nearest and most economical source of milk.

The determination of the value of milk delivered to the Des Moines market relative to the Quad Cities area, made hereinbefore, indicated a 7-cent higher value for milk delivered to Des Moines than to the Quad Cities Area. This 7-cent higher price in Des Moines should be reflected in the location adjustment provisions of the Quad Cities-Dubuque order in order that a plant located in the Des Moines marketing area but regulated under the Quad Cities order, and competing for a supply of milk to be delivered to the Des Moines location under the circumstances previously described, will be on the same price terms as a Des Moines order handler in competing for milk. By delivering his milk to the Des Moines location, whether the plant at Des Moines is regulated under the Des Moines order or under the Quad

Cities order, the producer performs the same economic service to the handler, i.e., the delivery of his milk at the cost necessary to get it to that location.

A Quad Cities order handler located in Des Moines contend in its brief that a minus location adjustment under the Quad Cities order should apply at Des Moines to reflect the cost of moving milk from there to the Quad Cities marketing area. The handler pointed out that a minus 19-cent location adjustment applied to its Des Moines plant in September 1970 when it first shifted regulation from the Des Moines order to the Quad Cities-Dubuque order. The minus location adjustment provision was suspended immediately for the month of October 1970, however, and the order was amended effective November 1970 to provide a plus location adjustment in the amount that the Des Moines Class I price exceeded the Quad Cities-Dubuque Class I price.

A minus location adjustment normally is appropriate at a plant that is located closer to the source of supply for a market as compared to plants in the marketing area. In the instance of the Des Moines plant regulated by the Quad Cities order, this is not the situation. As previously described, Des Moines is farther from the main production center and plants in Des Moines, whether regulated under one order or the other, will not be fully supplied unless the full cost of delivery from a country supply plant, or directly by the producer in the principal production area for these markets is compensated for in the producer's price.

Des Moines is in a relatively deficit area of production and the producer should be compensated for whatever extra expense is involved for him to deliver to such location as compared to an alternative market outlet such as the Quad Cities or North Central Iowa market. While the supply service performed by the producer for the handler is essentially the same kind of service in each case, the cost to him of supplying plants located at Des Moines is somewhat higher than for the other markets.

The provision, not unusual in milk orders, for the regulation of a distributing plant on the basis of the market where it distributes the greatest proportion of its total milk receipts resulted in the regulation under the Quad Cities-Dubuque order of the above-referred-to plant located in the Des Moines marketing area. This occurred after a period of time when the plant was regulated under the Des Moines order on the basis of its having the greater amount of sales in that market. The operator of this plant contends that the plant should have the benefit of a lower price because it is under the Quad Cities order. While this plant has sales of milk in the lower priced Quad Cities area, such sales are a relatively small proportion of the total Class I sales from such plant. The plant also continues to have sales (as it had when it was a plant regulated by the Des Moines order) in the lower priced North Central Iowa market. It also sells in the higher priced Greater Kansas City market and in other areas, including the city of Des Moines. The producers at this plant must fulfill the need of milk for all such sales, not only for the relatively small proportion represented by his Quad Cities business.

The fact that a handler may sell some Class I milk in a lower priced market has no bearing on the cost to producers of serving him with a supply of milk to his plant. It is not unusual for handlers to sell in lower priced markets, as well as in higher priced markets. That is the handler's business decision but the fact that he does so, does not entitle him to pay producers less than their milk is worth considering the cost they incur in delivering to him at the plant location of his choice.

Accordingly, the price level at a Quad Cities order plant located in Des Moines should be adjusted to reflect the higher value of milk determined above to be reasonable, under the discussion of the Des Moines order price, for that location.

In view of the foregoing considerations, the handler's proposal for a minus location adjustment under the Quad Cities-Dubuque order at Des Moines is denied.

Actually, however, the plus adjustment is of more benefit to the handler than a minus adjustment, since the handler's net obligation to the producer-settlement fund for milk is less than it would be without the location adjustment. This is due to the application of the adjustment to the uniform price as well as the Class I price. The handler is charged the amount of the plus adjustment on his Class I volume but receives a credit at the plus adjustment rate on the total volume of his receipts of milk from producers plus any other source fluid milk products assigned to Class I use. Invariably total receipts exceed total Class I use, consequently the amount of the credit exceeds the amount of the Class I obligation attributable to the location adjustment.

With a minus location adjustment the total obligation to the producer-settlement fund would be greater than it would be with no adjustment since the reduction in the credit on the volume of receipts would amount to more than the reduction in the obligation on the Class I volume. Moreover, it is reasonable to expect that the handler would have to pay the higher Des Moines order competitive price to attract a milk supply to his plant location.

The present location adjustment provisions of the Quad Cities order provide minus amounts in all territory outside the marketing area and outside the Des Moines marketing area and beyond 70 miles from the nearer of the Rock Island and West Liberty basing points. A portion of such territory is the unregulated territory in Iowa near the eastern edge of the Des Moines marketing area, specifically Davis County and portions of Van Buren, Lee, and Poweshiek counties. Although there are no presently regulated plants so situated, it is inconsistent to have a minus location adjustment in such territory when a plus adjustment of 7 cents would apply just to the west within the Des Moines marketing area.

The cooperatives' proposal would apply a plus adjustment in such territory south of U.S. Highway No. 80, in the amount that the Des Moines Class I price exceeded the Quad Cities Class I price. U.S. Highway No. 80 crosses Iowa in an east-west direction through Davenport, Iowa City, and Des Moines.

The territory south of U.S. Highway No. 80 and beyond 70 miles from the West Liberty basing point is about the same distance from the northeast Iowa heavy production area as is Des Moines and Ottumwa (the two basing points for pricing under the Des Moines order). In this circumstance if a plant were located in such unregulated territory, but regulated under the Quad Cities-Dubuque order, the conditions of attracting a supply of milk to such a plant would be the same as for a plant within the Des Moines marketing area. It may be noted further that the price applicable in such area under the Des Moines order is the same as applies at Des Moines and Ottumwa.

Accordingly, a plus location adjustment under the Quad Cities order in the amount that the Des Moines Class I price exceeds the Quad Cities Class I price should apply in this territory as well as within the Des Moines marketing area.

Any minus location adjustment under the Quad Cities-Dubuque order should be limited to territory north of U.S. Highway No. 80, as proposed by the cooperatives. As found hereinbefore handlers whose plants are located in the vicinity of the Quad Cities, Iowa City, Des Moines, and Ottumwa logically compete for supplies of milk produced in the lower priced areas to the north in Iowa, Minnesota, Wisconsin, and northwestern Illinois. The territory south of U.S. Highway No. 80 is essentially deficit production territory relative to the area north of such highway. All markets to the south of the Iowa markets such as Central Illinois, Southern Illinois, St. Louis-Ozarks, and Kansas City have Class I and uniform prices that exceed the Quad Cities-Dubuque order Class I and uniform prices. Consequently, any supplies of milk situated in Iowa to the south of U.S. Highway No. 80 in the vicinity of the Quad Cities, Iowa City, Des Moines, and Ottumwa have at least as high a value as the prices f.o.b. these respective cities. Milk supplies south of U.S. Highway No. 80 in Illinois, Missouri, and Nebraska are attracted to the higher priced markets in those States and thereby are not available at a price less than is fixed f.o.b. the Quad Cities area. Accordingly, the Quad Cities-Dubuque order location adjustment should be reduced in only that territory north of U.S. Highway No. 80.

The location adjustment under the North Central Iowa order for Zone 2 should be increased 3 cents. Zone 2 consists of the Iowa counties of Marshall, Tama, Linn, and Johnson. Cedar Rapids is located in Linn County and Iowa City is located in Johnson County. To assist in getting an adequate supply of milk to any North Central Iowa order plants at

such locations, the 3-cent increase in the Cedar Rapids-Iowa City order Class I differential hereinbefore concluded to be appropriate should also be reflected at such locations under the North Central Iowa order. A plant in Marshalltown, Iowa, regulated under the North Central Iowa order is in Marshall County. Marshalltown is 48 miles northeast of Des Moines and 60 miles southwest of Waterloo. An 8-cent plus differential in this area under the North Central Iowa order will appropriately reflect the higher value of milk delivered to Marshalltown vs. Waterloo, and the lower value of milk delivered there relative to Des Moines.

There were additional proposals published in the notice dealing with matters related to location adjustments, such as; the addition of the Iowa counties of Clayton and Delaware to the minus 10-cent location adjustment zone under the Quad Cities-Dubuque order, and location adjustment credits on transfers of milk between pool plants. Proponents indicated they intend to offer testimony on such proposals later in conjunction with their recent request for a hearing on proposed expansion of the marketing area. Accordingly, no action is taken on this record with respect to such proposals.

3. *The determination of which order should regulate a plant.* The provisions of the Quad Cities-Dubuque order that relate to a distributing plant that simultaneously meets the pooling requirements of the order and also those of another order should be revised. Specifically, the plant should remain regulated under the Quad Cities-Dubuque order until after the third consecutive month in which it remained qualified but had a greater proportion of its sales of fluid milk products in another regulated marketing area and also qualified as a pool plant under the other order. Furthermore, such provisions should accommodate the reciprocal situation where a distributing plant that has a greater proportion of its sales in the Quad Cities market than in another order's marketing area is, nevertheless, subject to the lock-in provisions of another order.

The corresponding provisions of the Des Moines order should be revised in the same manner as those of the Quad Cities-Dubuque order. No proposals were under consideration at the hearing with respect to such type of provision for the Cedar Rapids-Iowa City or North Central Iowa orders.

The Quad Cities-Dubuque and Des Moines orders presently provide that a plant that is fully subject to the pricing and payment provisions of another order and distributes a greater proportion of its Class I milk in such other market shall be exempt for the month from all but the reporting provisions of the respective orders.

A fully regulated handler under the Quad Cities-Dubuque order and a cooperative association representing the majority of producers associated with such order proposed that the "lock-in" provision be added to both the Des Moines and Quad Cities-Dubuque orders.

Proponents stated that currently neither producer organizations nor handlers can determine until the following month under which order a plant is qualified for pooling. They contended that in the past this has created uncertainty and abrupt changes in prices for producers and handlers alike.

The handler proponent said that the loss or acquisition of a chain store or school milk contract by a handler, usually representing a sizable volume of milk, makes the inclusion of a lock-in provision in both the Des Moines and Quad Cities-Dubuque orders necessary if disruptive marketing conditions are to be avoided. Such an occurrence could change a plant's pattern of distribution and ultimately result in its being regulated under another order.

Proponent handler stated that its plant faces the likelihood of becoming regulated under the Kansas City order in the near future. This, it was concluded, would come about primarily because of the plant's loss of Class I sales on school milk contracts in the Quad Cities-Dubuque market.

If the loss of these school milk sales during the summer months causes this particular plant to become regulated under the Kansas City order, it likely will disrupt milk procurement operations for the handler, because the producers presently supplying this plant will be unable to obtain full "bases" under the Kansas City order base-excess plan since their milk would have been delivered to other plants during part of the September-December base-forming period.

The cooperative association witness stated that a lock-in provision would provide needed supply and price stability to the Quad Cities-Dubuque market. As evidence of the need for more market stability, this witness cited several instances during 1970 when shifts in regulation of plants had had a sharp impact on the Quad Cities-Dubuque market.

For example, a sizable plant at Des Moines, previously regulated under the Des Moines order, became regulated under the Quad Cities-Dubuque order in September 1970, after bottling operations at the Rock Island, Ill., plant of the same handler were transferred to the Des Moines plant.

A distributing plant located in Cedar Rapids, Iowa, shifted regulation from the Quad Cities-Dubuque order to the North Central Iowa order for the months of May, June, and July 1970 because it failed to meet the minimum pool distributing plant qualification requirements of the Quad Cities-Dubuque order.

A distributing plant located at Ottumwa, Iowa, and a supply plant at Cresco, Iowa, also experienced a change of regulation when during May 1970 they became regulated under the Quad Cities-Dubuque order after being regulated previously under the Des Moines order.

Since the Des Moines and Quad Cities-Dubuque markets are moderate in size, the introduction or loss of sizable supplies or Class I sales can have significant impact on producer returns.

The aforementioned instances of plants shifting in and out of the Quad Cities-Dubuque and Des Moines orders sufficiently demonstrate the need for provisions that will minimize such occurrences in the future. Such provisions also would provide adequate forewarning that a shift in a plant's regulation was imminent. However, these provisions should not provide continued regulation to a plant that does not meet the pool plant qualification provisions of the Quad Cities-Dubuque order during any month that such plant would otherwise be locked-in. Not requiring a plant to qualify creates the potential for abuse of the order by associating unlimited supplies of milk with a plant which could result in distortions to the detriment of producers regularly supplying the market.

The lock-in provision should provide that the Quad Cities-Dubuque order continue to regulate a plant until after the third consecutive month in which it remained qualified but had a greater proportion of its sales in the marketing area of another order. For the 3-month lock-in period, the other order, however, must permit the plant to be pooled by the Quad Cities-Dubuque order in which market it has the lesser portion of its sales. If the other order does not have such a complementary pooling provision, but requires that the plant be pooled under that order, the plant should be exempt from all but the reporting provisions of the Quad Cities-Dubuque order.

For the Quad Cities-Dubuque order to be complementary to orders with similar provisions, it should exempt from full regulation any plant with more fluid milk sales in the marketing area than in another marketing area but which is subject to full regulation under the other order. This should apply also to any plant which continues to be regulated under another order under a similar provision while having a greater proportion of its fluid milk product disposition in the Quad Cities marketing area. Additional amendatory language is incorporated to effect this feature of the lock-in provisions.

A similar proposal was made for the Des Moines order and should be adopted. If such were not provided, a plant which normally would be locked-in under the Quad Cities-Dubuque order could, on the basis of its Class I distribution in the Des Moines marketing area for 1 month, become regulated under the Des Moines order. Further, a distributing plant normally regulated under the Des Moines order shifted regulation to the Quad Cities-Dubuque order for the month of May 1970.

The pool plant definition of the Des Moines order should be modified by providing a cross reference to the lock-in provision adopted.

4. *Emergency action and amendment for a temporary period. Request for emergency action.* The issuance of a recommended decision and opportunity to file exceptions thereto should be provided on the issues of this hearing.

On the basis of emergency conditions alleged by petitioners for the hearing, the hearing notice specified that evidence would be received on whether the recommended decision should be omitted.

Several witnesses requested prompt action on their proposals and specifically requested that the recommended decision be omitted. However, a substantial number of the briefs filed opposed the omission of a recommended decision.

The amendments concluded to be appropriate in this decision would reduce the Des Moines order Class I price differential 5 cents; increase the Quad Cities-Dubuque and Cedar Rapids-Iowa City Class I price differentials 3 cents; modify the location adjustment provisions of the Quad Cities-Dubuque order and North Central Iowa order; and provide a pool plant "lock-in" provision for the Des Moines and Quad Cities-Dubuque orders that would allow a distributing plant to continue to be regulated under the particular order until after the third consecutive month in which it remained so qualified but had greater sales in another regulated marketing area.

Alternatives to these amendments were proposed and interested persons, therefore, should be given an opportunity to file exceptions thereto.

Amendment for a temporary period. The amendments concluded to be appropriate in this decision should not specify a temporary period of application.

Certain proposals dealing with the merger of the Des Moines and Cedar Rapids-Iowa City orders and the marketing area expansion of the Quad Cities-Dubuque order were submitted for consideration at the hearing but were omitted from the hearing notice because of the claimed emergency nature of the hearing. The hearing notice stated that evidence would be received on whether the amendments should be made for a temporary period.

Witnesses testified that a hearing should be held in the near future to consider merger and marketing area expansion proposals. Furthermore, the same sentiment was expressed in the briefs filed.

In these circumstances, no purpose would be served by setting an expiration date on the amendments contained herein.

Rulings on Proposed Findings and Conclusions

Briefs and proposed findings and conclusions were filed on behalf of certain interested parties. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach new conclusions are denied for the reasons previously stated in this decision.

Two offers of proof were made, one with respect to a petition for suspension action and one with respect to a research report. These offers have been reviewed and the action taken on them by the presiding officer is hereby affirmed for the reasons stated by such officer on the record of the hearing.

General Findings

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of each of the aforesaid orders and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

The following findings are hereby made with respect to each of the aforesaid tentative marketing agreements and orders:

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(b) The parity prices of milk as determined pursuant to section 2 of the Act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the marketing area, and the minimum prices specified in the tentative marketing agreement and the order, as hereby proposed to be amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

Rulings on Exceptions

In arriving at the findings and conclusions, and the regulatory provisions of this decision, each of the exceptions received was carefully and fully considered in conjunction with the record evidence. To the extent that the findings and conclusions, and the regulatory provisions of this decision are at variance with any of the exceptions, such exceptions are hereby overruled for the reasons previously stated in this decision.

Marketing Agreement and Order

Annexed hereto and made a part hereof are two documents, a Marketing Agreement regulating the handling of milk, and an Order amending the orders regulating the handling of milk in the aforesaid specified marketing areas, which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

It is hereby ordered, That this entire decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of the marketing agreement are identical with those contained in the order as hereby proposed to be amended by the attached order which is published with this decision.

Determination of Producer Approval and Representative Period

April 1971 is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the orders, as amended and as hereby proposed to be amended, regulating the handling of milk in the aforesaid specified marketing areas, are approved or favored by producers, as defined under the terms of each of the orders, as amended and as hereby proposed to be amended, and who, during such representative period, were engaged in the production of milk for sale within the respective marketing areas.

Signed at Washington, D.C., on August 6, 1971.

RICHARD E. LYNG,
Assistant Secretary.

Order[1] Amending the Orders, Regulating the Handling of Milk in Certain Specified Marketing Areas:

Findings and Determinations

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of each of the aforesaid orders and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

The following findings are hereby made with respect to each of the aforesaid orders:

(a) *Findings.* A public hearing was held upon certain proposed amendments to the tentative marketing agreements and to the orders regulating the handling of milk in the aforesaid specified marketing areas. The hearing was held pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure (7 CFR Part 900).

Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which

[1] This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(3) The said order as hereby amended regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

Order relative to handling. It is therefore ordered that on and after the effective date hereof the handling of milk in each of the specified marketing areas shall be in conformity to and in compliance with the terms and conditions of each of the orders, as amended, and as hereby amended, as follows:

The provisions of the proposed marketing agreements and order amending each of the orders contained in the recommended decision issued by the Deputy Administrator, Regulatory Programs, on June 4, 1971, and published in the FEDERAL REGISTER on June 10, 1971, shall be and are the terms and provisions of this order, amending the orders, and are set forth in full herein with the following modifications: Revisions are made in § 1063.61 of the Quad Cities-Dubuque order and § 1079.61 of the Des Moines order. Section 1079.10 of the Des Moines order is revised.

PART 1063—MILK IN THE QUAD CITIES-DUBUQUE MARKETING AREA

1. In § 1063.52, subparagraphs (2) and (3) of paragraph (a) are revised to read as follows:

§ 1063.52 Location adjustments to handlers.

(a) • • •

(2) At a plant located outside the marketing area, north of U.S. Highway No. 80, and, except as provided in subparagraph (3) of this paragraph, 70 miles or more, by the shortest hard-surfaced highway distance as determined by the market administrator, from the nearer of the City Hall, Rock Island, Ill., or the Post Office, West Liberty, Iowa, subtract 10 cents and subtract an additional 1.5 cents for each 10 miles or fraction thereof that such distance exceeds 80 miles; and

(3) At a plant located in that Iowa territory beyond 70 miles from the nearer of the City Hall, Rock Island, Ill., or the Post Office, West Liberty, Iowa, and south of U.S. Highway No. 80, or within the Des Moines, Iowa, marketing area as specified in Part 1079, add any amount by which the price specified in § 1063.50(b) is exceeded by the applicable Class I price at the same location pursuant to Part 1079 regulating the handling of milk in the Des Moines, Iowa, marketing area.

• • • • •

2. In § 1063.61 paragraph (a) is revised to read as follows:

§ 1063.61 Plants subject to other Federal orders.

• • • • •

(a) A distributing plant, a supply plant or a plant otherwise qualified as a pool plant pursuant to § 1063.10(c) during any month in which such plant would be subject to the classification and pricing provision of another order issued pursuant to the Act unless the disposition of fluid milk products, except filled milk, from such plant to pool plants qualified under § 1063.10 and to retail and wholesale outlets in the Quad Cities-Dubuque marketing area exceeds such disposition to retail and wholesale outlets in such other marketing area and to pool plants regulated by such other order except in the following circumstances:

(1) If a distributing plant were qualified pursuant to § 1063.10(a) during each of the three immediately preceding months, it would continue to be subject to all the provisions of this part until after the third consecutive month in which it remains so qualified and has a greater proportion of its fluid milk product disposition, except filled milk, made in the above described manner in such other marketing area, unless, notwithstanding the provisions of this paragraph, it is regulated under such other order; or

(2) A distributing plant qualified pursuant to § 1063.10(a) that is fully regulated under another Federal order but which has greater fluid milk product (except filled milk) disposition during the month on routes in the Quad Cities-Dubuque marketing area and to pool plants qualified on the basis of route distribution in the Quad Cities-Dubuque marketing area than in such other Federal order marketing area.

• • • • •

3. Revise § 1063.50(b) to read as follows:

§ 1063.50 Basic formula and class prices.

• • • • •

(b) The Class I milk price shall be the basic formula price for the preceding month plus $1.13, and plus 20 cents.

• • • • •

PART 1070—MILK IN THE CEDAR RAPIDS-IOWA CITY MARKETING AREA

Revise § 1070.50(b) to read as follows:

§ 1070.50 Basic formula and class prices.

• • • • •

(b) The Class I milk price shall be the basic formula price for the preceding month plus $1.13, and plus 20 cents.

• • • • •

PART 1078—MILK IN THE NORTH CENTRAL IOWA MARKETING AREA

Revise § 1078.52(a)(1) to read as follows:

§ 1078.52 Location differentials to handlers.

(a) • • •

(1) Zone 2 amount, plus 8 cents. Zone 2 means all the territory in the Iowa counties of Marshall, Tama, Linn, and Johnson.

• • • • •

PART 1079—MILK IN THE DES MOINES, IOWA, MARKETING AREA

1. Revoke § 1079.17 *Base zone.*

2. Revise § 1079.50(b) to read as follows:

§ 1079.50 Basic formula and class prices.

• • • • •

(b) The Class I milk price shall be the basic formula price for the preceding month plus $1.20 and plus 20 cents.

3. Revise § 1079.52(a) to read as follows:

§ 1079.52 Location differentials to handlers.

(a) For producer milk received at a plant located outside the marketing area, and 60 miles or more by the shortest hard-surfaced highway distance, as measured by the market administrator from the main post offices of Des Moines and Ottumwa, Iowa, which is classified as Class I or assigned Class I location adjustment credit pursuant to paragraph (b) of this section and for other source milk for which a location adjustment is applicable, the price specified in § 1079.50(b) shall be reduced 10 cents, and shall be reduced an additional 1.5 cents for each 10 miles or fraction thereof in excess of 75 miles from the designated post offices.

• • • • •

4. In § 1079.61, paragraph (a) is revised to read as follows:

§ 1079.61 Plants subject to other Federal orders.

• • • • •

(a) A distributing plant or a supply plant during any month in which such plant would be subject to the classification and pricing provisions of another order issued pursuant to the Act unless the disposition of fluid milk products, except filled milk, from such plant to pool plants qualified under § 1079.10 and to retail and wholesale outlets in the Des Moines, Iowa, marketing area exceeds such disposition to retail and wholesale outlets in such other marketing area and to pool plants regulated by such other order except in the following circumstances:

(1) If a distributing plant were qualified pursuant to § 1079.10(a) during each of the 3 immediately preceding months, it would continue to be subject to all the provisions of this part until after the third consecutive month in which it remains so qualified and has a greater proportion of its fluid milk product disposition, except filled milk, made in the above-described manner in

such other marketing area, unless, notwithstanding the provisions of this paragraph, it is regulated under such other order; or

(2) A distributing plant qualified pursuant to § 1079.10(a) that is full regulated under another Federal order but which has greater fluid milk product (except filled milk) disposition during the month on routes in the Des Moines marketing area and to pool plants qualified on the basis of route distribution in the Des Moines marketing area than in such other Federal order marketing area.

5. Revise § 1079.10 to read as follows:

§ 1079.10 Pool plant.

"Pool plant" means a plant described in paragraph (a) or (b) of this section except as provided in §§ 1079.60 and 1079.61: *Provided*, That if a portion of a plant is physically apart from the Grade A portion of such plant, is operated separately and is not approved by any health authority for the receiving, processing or packaging of any fluid milk product for Grade A disposition, it shall not be considered as part of a pool plant pursuant to this section.

(a) A distributing plant from which a volume of Class I milk, except filled milk, equal to not less than 35 percent of the Grade A milk received at such plant from dairy farmers and from other plants is disposed of during the month on routes (including routes operated by vendors) or through plant stores to retail or wholesale outlets (except pool plants) and not less than 15 percent of such receipts or an average of not less than 7,000 pounds per day, whichever is less, is so disposed of to such outlets in the marketing area.

(b) A supply plant from which the volume of fluid milk products, except filled milk, shipped during the month to pool plants qualified pursuant to paragraph (a) of this section is equal to not less than 35 percent of the Grade A milk received at such plant from dairy farmers during such month: *Provided*, That if such shipments are not less than 50 percent of the receipts of Grade A milk directly from dairy farmers at such plant during the immediately preceding period of September through November, such plant shall be a pool plant for the months of March through June, unless written application is filled with the market administrator on or before the 15th day of any of the months of March, April, May, or June to be designated a nonpool plant for such month and for each subsequent month through June of the same year.

[FR Doc.71-11598 Filed 8-10-71;8:54 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 39]

[Docket No. 6745]

HAWKER SIDDELEY MODEL DH-114 "HERON" AIRPLANES

Proposed Airworthiness Directive

Amendment 39-128 (30 F.R. 11030), AD 65-20-3, requires periodic X-ray inspection of Hawker Siddeley Model DH-114 "Heron" airplanes that do not incorporate Modification No. 1529 for internal corrosion of the tubular structure of engine mounting frames, P/N's 14EM-11A and 12A, with serial numbers DHB/1 and subsequent, or with serial numbers prefixed by "DH/ * * *". Based on service experience since the issuance of Amendment 39-128, the FAA has determined that internal corrosion of the tubular structure may also develop on engine mounting frames, P/N's 14EM11A and 12A, that incorporate Modification No. 1529 or that have been manufactured to the standards of Modification No. 1529 (which are identified by serial numbers prefixed by "S4/DHB * * *" or "BGB/DHB * * *"). Therefore, the FAA is considering superseding Amendment 39-128, AD 65-20-3, with a new AD that would continue the repetitive X-ray inspection requirements of Amendment 39-128, AD 65-20-3, for the tubular structure of engine mounting frames, P/N's 14EM-11A and 12A, with serial numbers DHB-1 and subsequent, or with serial numbers prefixed by "DH/ * * *", that do not incorporate Modification No. 1529, and that that would require repetitive X-ray inspections of the tubular structure of engine mounting frames, P/N's 14EM-11A and 12A, that incorporate Modification No. 1529, or that have been manufactured to the standards of Modification No. 1529.

Interested persons are invited to participate in the making of the proposed rule by submitting such written, data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, DC 20590. All communications received on or before September 10, 1971, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423) and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

HAWKER SIDDELEY. Applies to Hawker Siddeley Model DH-114 "Heron" Airplanes.

Compliance is required as indicated.

To prevent hazardous internal corrosion of the tubular structure of engine mounting frames, P/N's 14EM11A and 12A, accomplish the following:

(a) For airplanes with engine mounting frames with serial numbers DHB/1 and subsequent, or with serial numbers prefixed by "DH/ * * *", that do not incorporate Modification No. 1529, within 4 years after the effective date of this AD, unless already accomplished within the last 4 years, and thereafter at intervals not to exceed 4 years from the last inspection, conduct an X-ray inspection of the tubular structure of the engine mounting frame, P/N's 14EM11A and 12A, for internal corrosion in accordance with Hawker Siddeley Aviation Ltd. Technical News Sheet Series: Heron (114) No. E.3, Issue 1, dated August 24, 1964, or Issue 3, dated September 14, 1970, or later ARB-approved issue or FAA-approved equivalent.

(b) For airplanes with engine mounting frames with Serial Nos. DHB/1 and subsequent, or with serial numbers prefixed by "DH/ * * *", that incorporate Modification No. 1529, within 4 years after the date of incorporation of the modification, or within 1 year after the effective date of this AD, whichever occurs later, and thereafter at intervals not to exceed 4 years from the last inspection, conduct an X-ray inspection of the tubular structure of the engine mounting frames, P/N's 14EM11A and 12A, for internal corrosion in accordance with Hawker Siddeley Aviation Ltd. Technical Sheet Series: Heron (114) No. E.3, Issue 3, dated September 14, 1970, or later ARB-approved issue or FAA-approved equivalent.

(c) For airplanes with engine mounting frames with serial numbers prefixed by "S4/DHB * * *" or "BGB/DHB * * *" (manufactured to the standards of Modification No. 1529), within 10 years from the date of manufacture, and thereafter at intervals not to exceed 4 years from the last inspection, conduct an X-ray inspection of the tubular structure of the engine mounting frames, P/N's 14EM11A and 12A, for internal corrosion in accordance with Hawker Siddeley Aviation Ltd. Technical News Sheet Series: Heron (114) No. E.3, Issue 3, dated September 14, 1970, or later ARB-approved issue or FAA-approved equivalent.

NOTE: See Hawker Siddeley Technical News Sheet Series: Heron (114), No. E.3,

Issue 3, dated September 14, 1970 for dates of engine mount manufacture.

(d) If internal corrosion is found during an inspection required by paragraph (a), (b), or (c), before further flight replace or repair the engine mounting frame in accordance with Hawker Siddeley factory approved instructions or an equivalent approved by the Chief, Aircraft Certification Staff, FAA, Europe, Africa and Middle East Region, and continue to inspect in accordance with paragraph (a), (b), or (c) whichever is applicable.

Issued in Washington, D.C., on August 3, 1971.

R. S. SLIFF,
Acting Director,
Flight Standards Service.

[FR Doc.71-11558 Filed 8-10-71;8:52 am]

[14 CFR Part 71]

[Airspace Docket No. 71-NW-9]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Fort Lewis, Wash., control zone.

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

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

The control zone is currently designated part time; however, it is anticipated that various changes in effective times will be necessary due to night operations, military proficiency training, and use by commercial air carriers. In order to provide for these anticipated changes the Federal Aviation Administration proposes to provide for the use of the NOTAM method of changing the effective hours of the control zone.

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

In § 71.171 (36 F.R. 2055) the description of the Fort Lewis control zone is amended to read as follows:

FORT LEWIS, WASH.

Within a 5-mile radius of Gray AAF, Fort Lewis, Wash. (Latitude 47°04'55" N., longitude 122°34'55" W.), excluding the portions within the Tacoma, Washington (McChord AFB) control zone and the portion east of a line 2 miles west of and parallel to the McChord AFB VOR 182° radial. This control zone is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Airman's Information Manual.

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

Issued in Los Angeles, Calif., on August 2, 1971.

LEE E. WARREN,
Acting Director, Western Region.

[FR Doc.71-11559 Filed 8-10-71;8:52 am]

[14 CFR Part 71]

[Airspace Docket No. 71-WE-25]

CONTROL ZONE

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the Van Nuys, Calif., control zone.

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

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

A review of the airspace requirements for Van Nuys Airport, California, has resulted in the development of a new instrument approach procedure (VOR/DME Rwy 16R) utilizing the 350° T (335° M) radial of the Van Nuys VOR/DME facility as the final approach radial.

In addition, the current ILS-08 and VOR radial 255 approach procedures have been designated as LDA-A and VOR-A respectively. These instrument approach procedures were reviewed in accordance with the United States Standard for Terminal Instrument Procedures and it was determined that control zone extensions were necessary. The control zone extensions are required to provide controlled airspace protection for aircraft executing the prescribed instrument procedures while operating below 1,000 feet above the surface.

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

In §71.171 (36 F.R. 2055) the description of the Van Nuys, California, control zone is amended to read as follows:

VAN NUYS, CALIF.

Within a 5-mile radius of Van Nuys Airport (latitude 34°12'30" N., longitude 118°29'15" W.) within 3 miles north and 3.5 miles south of the 270° radial of the Van Nuys VOR/DME facility extending from the 5-mile-radius zone to 11.5 miles west of the facility, within 2.5 miles each side of the 350° radial of the Van Nuys VOR/DME facility extending from the 5-mile-radius zone to 9.5 miles north of the facility, excluding the portion east of a line from latitude 34°16'00" N., longitude 118°25'55" W. to latitude 34°09'25" N., longitude 118°25'40" W.

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

Issued in Los Angeles, Calif., on August 2, 1971.

LEE E. WARREN,
Acting Director, Western Region.

[FR Doc.71-11560 Filed 8-10-71;8:52 am]

[14 CFR Part 71]

[Airspace Docket No. 71-NW-8]

TRANSITION AREA

Proposed Alteration

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

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Airspace and Procedures Branch, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 92007, Worldway Postal Center, Los Angeles, CA 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the

Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

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

On or about October 1, 1971, the Federal Aviation Administration proposes to establish a localizer to serve Rwy 20 at Portland International Airport for a test period of approximately 6 months. An instrument approach procedure has been developed utilizing the 045° T (024° M) bearing from the localizer antenna. The approach procedure also incorporates a 17 NM arc transition from the Portland VORTAC 345° M radial clockwise to the localizer course. The procedure turn is accomplished northeast of the Creek INT (INT of localizer course and 054° M radial of Portland VORTAC). Additional 1,200-foot transition area is required to provide controlled airspace protection for aircraft executing the arc transition and procedure turn.

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

In § 71.181 (36 F.R. 2140) the description of the Portland, Oreg., transition area is amended as follows: In the 1,200-foot portion of the transition area after "* * * V–112, * * *" insert "* * * that airspace N of Portland within arcs of 30- and 38.5-mile-radius circles centered on Portland International Airport extending clockwise from the east edge of V–23 to the northwest edge of V–448 * * *"

In the 6,500-foot MSL portion of the transition area after "* * * That airspace north of Portland extending from the * * *" delete "* * * 30-mile-radius area * * *" and insert "* * * 38-mile-radius arc * * *" therefor.

In the 8,500-foot MSL portion of the transition area delete "* * * 30-mile-radius area * * *" and insert "* * * 38-mile-radius arc * * *" therefor.

In the 11,500-foot MSL portion of the transition area after "* * * 11,500 feet MSL * * *" insert "* * * Northeast of Portland extending from the 38.5-mile-radius arc * * *" therefor.

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

Issued in Los Angeles, Calif., on August 2, 1971.

LEE E. WARREN,
Acting Director, Western Region.

[FR Doc.71–11561 Filed 8–10–71;8:52 am]

[14 CFR Part 71]

[Airspace Docket No. 71–SO–78]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration (FAA) is considering amendments to Part 71 of the Federal Aviation Regulations that would alter the Key West, Fla., control zone and transition area.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, South Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Post Office Box 20636, Atlanta, GA 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, DC 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

As parts of these proposals relate to the navigable airspace outside the United States, this notice is submitted in consonance with the ICAO International Standards and Recommended Practices.

Applicability of International Standards and Recommended Practices by the Air Traffic Service, FAA, in areas outside domestic airspace of the United States is governed by Article 12 of and Annex 11 to the Convention on International Civil Aviation, which pertain to the establishment of air navigation facilities and services necessary to promoting the safe, orderly and expeditious flow of civil air traffic. Their purpose is to insure that civil flying on international air routes is carried out under uniform conditions designed to improve the safety and efficiency of air operations.

The International Standards and Recommended Practices in Annex 11 apply in those parts of the airspace under the jurisdiction of a contracting state, derived from ICAO, wherein air traffic services are provided and also whenever a contracting state accepts the responsibility of providing air traffic services over high seas or in airspace of undetermined sovereignty. A contracting state accepting such responsibility may apply the International Standards and Recommended Practices to civil aircraft in a manner consistent with that adopted for airspace under its domestic jurisdiction.

In accordance with Article 3 of the Convention on International Civil Aviation, Chicago, 1944, state aircraft are exempt from the provisions of Annex 11 and its Standards and Recommended Practices. As a contracting state, the United States agreed by Article 3(d) that its state aircraft will be operated in international airspace with due regard for the safety of civil aircraft.

Since these actions involve, in part, the designation of navigable airspace outside the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provisions of Executive Order 10854.

The airspace actions proposed in this docket would:

1. Amend the Key West, Fla., control zone to read as follows:

Within a 5-mile radius of Key West International Airport (lat. 24°33'22" N., long. 81°45'35" W.); within 3 miles each side of the 268° bearing from Fish Hook RBN, extending from the 5-mile-radius zone to 8.5 miles west of the RBN; within 3 miles each side of Key West VORTAC 309° radial, extending from the 5-mile-radius zone to 8.5 miles northwest of the VORTAC; within a 5-mile radius of Key West NAS (Boca Chica) (lat. 24°34'30" N., long. 81°41'15" W.); within 3 miles each side of the 251° bearing from Key West NAS UHF RBN, extending from the 5-mile-radius zone to 11.5 miles west of the RBN.

2. The Key West, Fla., transition area would be amended to read as follows:

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Key West International Airport (lat. 24°33'22" N., long. 81°45'35" W.); within 5 miles each side of Key West VORTAC 309° radial, extending from the 8.5-mile-radius area to 8.5 miles northwest of the VORTAC; within an 8.5-mile-radius of Key West NAS (Boca Chica) (lat. 24°34'30" N., long. 81°41'15" W.).

The alterations of the control zone and transition area proposed herein are necessary to provide controlled airspace, specified by existing criteria, for aircraft executing instrument approach and departure procedures at Key West International Airport and Key West Naval Air Station.

These amendments are proposed under the authority of sections 307(a) and 1110 of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a) and 1510), Executive Order 10854 (24 F.R. 9565) and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on August 5, 1971.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[FR Doc.71–11562 Filed 8–10–71;8:52 am]

[14 CFR Part 71]

[Airspace Docket No. 71-SO-83]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration (FAA) is considering amendments to Part 71 of the Federal Aviation Regulations that would alter the Fort Lauderdale, Fla., control zone and Miami, Fla., transition area.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Post Office Box 20636, Atlanta, GA 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, DC 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

As parts of these proposals relate to the navigable airspace outside the United States, this notice is submitted in consonance with the ICAO International Standards and Recommended Practices.

Applicability of International Standards and Recommended Practices by the Air Traffic Service, FAA, in areas outside domestic airspace of the United States is governed by Article 12 of and Annex 11 to the Convention on International Civil Aviation, which pertain to the establishment of air navigation facilities and services necessary to promoting the safe, orderly and expeditious flow of civil air traffic. Their purpose is to insure that civil flying on international air routes is carried out under uniform conditions designed to improve the safety and efficiency of air operations.

The International Standards and Recommended Practices in Annex 11 apply in those parts of the airspace under the jurisdiction of a contracting state, derived from ICAO, wherein air traffic services are provided and also whenever a contracting state accepts the responsibility of providing air traffic services over high seas or in airspace of undetermined sovereignty. A contracting state accepting such responsibility may apply the International Standards and Recommended Practices to civil aircraft in a manner consistent with that adopted for airspace under its domestic jurisdiction.

In accordance with Article 3 of the Convention on International Civil Aviation, Chicago, 1944, state aircraft are exempt from the provisions of Annex 11 and its Standards and Recommended Practices. As a contracting state, the United States agreed by Article 3(d) that its state aircraft will be operated in international airspace with due regard for the safety of civil aircraft.

Since these actions involve, in part, the designation of navigable airspace outside the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provisions of Executive Order 10854.

The airspace actions proposed in this docket would:

1. Amend the Fort Lauderdale, Fla., control zone to read as follows:

Within a 5-mile radius of Fort Lauderdale-Hollywood International Airport (lat. 26°04'25" N., long. 80°09'10" W.); within 3 miles each side of Fort Lauderdale VOR 084°, 276°, and 306° radials, extending from the 5-mile-radius zone to 8.5 miles east, west, and northwest of the VOR.

2. The Miami, Fla., transition area would be amended to read as follows:

That airspace extending upward from 700 feet above the surface within an 8.5-mile radius of Miami International Airport (lat. 25°47'35" N., long. 80°17'10" W.); within 3 miles each side of Runway 9L ILS localizer west course, extending from the 8.5 radius area to 8.5 miles west of Portland RBN; within 3 miles each side of Miami VORTAC 139° radial, extending from the 8.5-mile-radius area to the VORTAC; within 3 miles each side of Runway 27L ILS localizer east course, extending from the 8.5-mile-radius area to 8.5 miles east of Orange RBN; within 4.5 miles each side of Runway 27L ILS localizer west course, extending from the 8.5-mile-radius area to the Miami VORTAC 205° radial; within an 8.5-mile-radius of Opa Locka Airport (lat. 25°54'25" N., long. 80°16'50" W.), Homestead AFB (lat. 25°29'15" N., long. 80°23'00" W.), Tamiami Airport (lat. 25°38'50" N., long. 80°26'00" W.) and Fort Lauderdale-Hollywood International Airport (lat. 26°04'25" N., long. 80°09'10" W.); within a 6.5-mile radius of Fort Lauderdale Executive Airport (lat. 26°11'40" N., long. 80°10'15" W.).

The alterations of the control zone and transition area proposed herein are necessary to provide controlled airspace, specified by existing citeria, for aircraft executing instrument approach and departure procedures at Fort Lauderdale-Hollywood, Miami International, Opa Locka, Homestead AFB, Tamiami, and Fort Lauderdale-Executive Airports.

These amendments are proposed under the authority of sections 307(a) and 1110 of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a) and 1510), Executive Order 10854 (24 F.R. 9565) and section 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on August 4, 1971.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[FR Doc.71-11563 Filed 8-10-71;8:52 am]

[14 CFR Part 71]

[Airspace Docket No. 71-SO-129]

FEDERAL AIRWAY SEGMENTS

Proposed Alteration

The Federal Aviation Administration (FAA) is considering amendments to Part 71 of the Federal Aviation Regulations that would alter segments of VOR Federal airways Nos. 39, 56, and 296.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Post Office Box 20636, Atlanta, GA 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, DC 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The airspace actions proposed in this docket would delete the maximum authorized altitude (MAA) restrictions on VOR Federal airways Nos. 39, 56, and 296 as follows:

1. V-39 between Myrtle Beach, S.C., and Fayetteville, N.C.

2. V-56 between Fayetteville, N.C., and New Bern, N.C.

3. V-296 between Fayetteville, N.C., and Wilmington, N.C. (Airspace Docket No. 71-SO-26, effective Aug. 19, 1971).

The maximum authorized altitudes were so designated to provide off-airway airspace for aerobatic maneuvers required by the U.S. Air Force mission at Seymour-Johnson AFB. The aerobatic maneuver area has been relocated; therefore, justification for retaining the maximum authorized altitudes no longer exists.

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

Issued in Washington, D.C., on August 4, 1971.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[FR Doc.71-11564 Filed 8-10-71;8:52 am]

[14 CFR Part 71]

[Airspace Docket No. 71-WE-41]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the description of the San Jose, Calif., transition area.

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

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

The TACAN instrument approach procedures for Moffett NAS have been revised to provide for lower altitudes in the intermediate segment of the approach procedures. A review of the procedures utilizing the criteria outlined in the U.S. Standard for Terminal Instrument Procedures (TERPs) indicates a requirement for additional 700-foot transition area to provide controlled airspace protection for aircraft executing the prescribed instrument procedures while operating between 1,500 and 1,000 feet above the surface.

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

In § 71.181 (36 F.R. 2140) the description of the San Jose, Calif., transition area is amended as follows:

In the description of the 700-foot portion of the transition area delete all before "* * * within 2 miles each side of the San Jose ILS * * *" and substitute "That airspace extending upward from 700 feet above the surface within 5 miles each side of the Moffett TACAN 157° radial extending from the TACAN to 23 miles southeast of the TACAN * * *" therefor.

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

Issued in Los Angeles, Calif., on August 2, 1971.

LEE E. WARREN,
Acting Director, Western Region.

[FR Doc.71-11565 Filed 8-10-71;8:53 am]

[14 CFR Part 75]

[Airspace Docket No. 70-EA-113]

AREA HIGH ROUTES

Proposed Designation

The Federal Aviation Administration (FAA) is considering an amendment to Part 75 of the Federal Aviation Regulations that would designate area navigation (RNAV) high routes to be used between John F. Kennedy International Airport, N.Y., and Montreal International Airport, Canada.

Interested persons may participate in the proposed rule making by submiting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submited in triplicate to the Director, Eastern Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430. All communications received within 60 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, DC 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

Amendments to Parts 71 and 75 of the Federal Aviation Regulations were published in the FEDERAL REGISTER on July 1, 1970 (35 F.R. 10653) which established regulatory basis for the designation of specific area high and area low routes. The area high routes proposed herein would provide properly equipped aircraft with an additional means of navigation between New York and Montreal, Canada.

If this action is taken, Part 75 of the Federal Aviation Regulations would be amended by designating the following area high routes:

Waypoint name	VOR/DME description	Geographical coordinates
		J988R
Belle Terre	HTO 294.0M/ 38.4 NM.	Lat. 41° 02' 17" N., long. 73°08'51" W.
Cherry Plain	ALB 113.0M/ 22.5 NM.	Lat. 42°40'52" N., long. 73°18'11" W.
Chazy	MSS 097.3M/ 50.1 NM.	Lat. 45°00'20" N., long. 73°33'11" W.
		J987R
Frontier	PLB 303.0M/ 30.4 NM.	Lat. 44°57'35" N., long. 74°05'34" W.
Loon Lake	PLB 251.0M/ 40.9 NM.	Lat. 44°25'15" N., long. 74°12'10" W.
Countess	HNK 120.2M/ 71.2 NM.	Lat. 43°35'30" N., long. 74°05'11" W.
Empire	HNK 153.7M/ 95.7 NM.	Lat. 41°39'51" N., long. 73°49'20" W.

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

Issued in Washington, D.C., on August 3, 1971.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[FR Doc.71-11566 Filed 8-10-71;8:53 am]

National Highway Traffic Safety Administration

[49 CFR Part 571]

[Docket No. 71-19; Notice 1]

TIRE AND RIM SELECTION AND RIM PERFORMANCE

Proposed Motor Vehicle Safety Standard

Correction

In F.R. Doc. 71-11090 appearing at page 14273 in the issue of Tuesday, August 3, 1971, the word "marketing" appearing in the second line of paragraph S1 of Motor Vehicle Safety Standard No. 120 under § 571.21 should read "marking".

ENVIRONMENTAL PROTECTION AGENCY

[18 CFR Part 615]

STATE CERTIFICATION OF ACTIVITIES REQUIRING FEDERAL LICENSE OR PERMIT

Notice of Proposed Rule Making

On May 8, 1971, there was published in the FEDERAL REGISTER the text of a new Part 615 to Title 18, Chapter V, setting forth procedures whereby applicants for

Federal licenses or permits may comply with section 21(b) of the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1171(b). Under section 21(b), any applicant for a Federal license or permit to conduct any activity including, but not limited to, the construction or operation of facilities which may result in any discharge into the navigable waters of the United States, is required to provide the licensing or permitting agency a certification that there is reasonable assurance that such activity will be conducted in a manner which will not violate applicable water quality standards. This certification will in most instances be obtained from the States involved, although in certain situations specified in the statute it must be obtained from the appropriate interstate water pollution control agency or from the Environmental Protection Agency. Section 615.2(a) of the regulations sets forth those matters which the certification is required to include.

On April 7, 1971, there was published in the FEDERAL REGISTER a regulation establishing a program under which the Army Corps of Engineers will issue permits under the Refuse Act, 33 U.S.C. 407, for discharges into the navigable waters of the United States and tributaries. Under this regulation the Environmental Protection Agency is required to advise the Corps of Engineers with respect to water quality standards and related water quality considerations involved in applications for permits.

By reason of section 21(b) of the Federal Water Pollution Control Act, any applicant for a permit from the Corps of Engineers to discharge matter into the navigable waters of the United States must obtain a certification, in most instances from the State in which the applicant is located, as to compliance with water quality standards. In performing its duty under the permit program regulations to advise the Corps of Engineers with respect to water quality matters, the Environmental Protection Agency desires to place significant reliance on the State water quality certifications furnished pursuant to section 21(b) of the Federal Water Pollution Control Act. To this end, the Agency held numerous discussions with various State officials with a view to establishing cooperative arrangements to assist the States and to foster and encourage the Agency's reliance on the State certifications.

The Environmental Protection Agency believes that the State certifications will be more helpful to it in connection with its duties under the Corps of Engineers permit program if such certifications include, in addition to the material set forth in § 615.2(a) of the regulations published on May 8, 1971, a statement specifying the water quality standards that are considered to be applicable to the proposed discharge and that were taken into account in rendering the certification.

Accordingly, it is proposed to amend Part 615 of Title 18, Chapter V, by redesignating subparagraphs (4) and (5) of § 615.2(a) as subparagraphs (5) and (6), respectively, and by inserting the following immediately after subparagraph (3) of § 615.2(a):

§ 615.2 Contents of certification.

(a) * * *

* * * * *

(4) A statement setting forth the water quality standards that the certifying agency considers to be applicable to the activity and took into account in rendering its certification;

* * * * *

Interested persons are invited to submit, in triplicate, their written views, comments, and recommendations concerning the proposed amendment to the Administrator, Environmental Protection Agency, 1626 K Street NW., Washington, DC 20460. All relevant material received not later than 30 days after publication of this notice will be considered. Submissions will be available for examination in Room 1000, Crystal Mall Building 2, 1921 Jefferson Davis Highway, Arlington, VA.

Dated: August 5, 1971.

WILLIAM D. RUCKELSHAUS,
Administrator.

[FR Doc. 71-11533 Filed 8-10-71; 8:50 am]

FEDERAL MARITIME COMMISSION

[46 CFR Part 546]

[Docket No. 71-74]

QUARTERLY REPORT OF FREIGHT LOSS AND DAMAGE CLAIMS

Notice of Proposed Rule Making

Notice is hereby given pursuant to section 4 of the Administrative Procedure Act (5 U.S.C. 553) and sections 14 Fourth, 17, 21, and 43, of the Shipping Act, 1916 (46 U.S.C. 812, 816, 820, 841a), that the Federal Maritime Commission is considering the adoption of certain rules and regulations, as set forth below, requiring the filing of quarterly reports of freight loss and damage claims by all common carriers by water in the United States foreign and domestic offshore commerce, and other persons subject to the Shipping Act, 1916, excluding "persons carrying on the business of forwarding", unless those persons are also nonvessel operating common carriers (NVOCC's).

The rules call for reporting within 30 days after the end of each calendar quarter, the number and dollar amount of freight claims paid according to specific commodities, causes of such claims, location of theft and/or robbery, and also for an analysis of claims received and processed. Separate reports are required for reporting claims on both U.S. foreign export and import shipments, as well as separate reports for both U.S. domestic offshore export and import shipments.

Reports sought in this proceeding are designed to provide the Commission, as well as other governmental agencies, legislative committees and Federal and local law enforcement agencies with the type of information which could have a beneficial effect on the entire industry. In addition, the information which the Commission would receive pursuant to this proceeding would be of great value in enabling the entire industry to pinpoint areas where problems exist, and aid the carriers and/or terminal operators, as well as shippers and consignees, in combating the serious and continually expanding problem of cargo security.

As proposed, Title 46 CFR would be amended by adding a new Part 546 which would provide as follows:

PART 546—QUARTERLY REPORTS OF FREIGHT LOSS AND DAMAGE CLAIMS

Sec.

546.1 Scope.
546.2 Definitions.
546.3 Schedule A—Quarterly Summary Report of Freight Loss and Damage Claims Paid.
546.4 Schedule B—Quarterly Report of Freight Loss and Damage Claims, Report of Theft and Robbery.
546.5 Schedule C—Quarterly Report of Freight Loss and Damage Claims, Analysis of Claims Processed.
546.6 Certification.
546.7 Lists of commodity description and numerical designation for use in reporting loss and damage claims.
546.8 Filing.

§ 546.1 Scope.

The regulations contained in this part set forth the procedures whereby common carriers by water in the U.S. foreign and domestic offshore commerce, as well as other persons subject to the Shipping Act, 1916, excluding persons "carrying on the business of forwarding", unless those persons are also NVOCC's, shall be required to furnish quarterly reports of freight loss and damage claims. Included in this part is an explanation of the type of information requested pursuant to Schedules A, B, and C.

§ 546.2 Definitions.

As used in this part, the following terms shall have the meanings indicated:

(a) "Carrier." The term carrier means a common carrier by water in the foreign commerce of the United States and the interstate commerce of the United States as defined in section 1 of the Shipping Act, 1916.

(b) "Other persons subject to the Act." The term other persons subject to the Act means other persons as set forth in section 1 of the Shipping Act, 1916, excluding persons "carrying on the business of forwarding", unless those persons are also NVOCC's.

(c) "Person." The term person includes individuals, firms, partnerships, corporations, companies, associations, joint stock associations, trustees, receivers, assignees, or personal representatives.

(d) "Shortage." Shortage means failure to deliver all or part of a shipment to consignee in a situation where reasons are unknown.

(e) "Theft or pilferage." Theft or pilferage means all known stealing without use of force or the threat of force.

(f) "Robbery." Robbery means all stealing involving the use of force or the threat of force.

(g) "Concealed damage." Concealed damage means physical damage to freight discovered after delivery of shipment to the consignee in apparent good order without visible evidence of damage.

(h) "Visible damage." Visible damage means delivery of shipment reflecting open damage observable by the consignee at the time of delivery.

(i) "Shipper/consignee loss claim." Shipper/consignee loss claim means total dollar amount on claims actually filed by claimant supported by invoices or other documents. For claims covering shipments where no invoices exist, such as personal effects and household goods, the actual loss to the shipper/consignee shall be the negotiated settlement.

§ 546.3 Schedule A—Quarterly Summary Report of Freight Loss and Damage Claims Paid.

(FMC ——) [Attachment A] [1]:

(a) This schedule shall be prepared for each quarter ending March 31, June 30, September 30, and December 31, of each calendar year.

(b) The data reported on this schedule shall be a summary report of freight loss and damage claims paid, set forth by commodity description specified in § 546.7 [2].

(c) Separate reports shall be submitted for the foreign export, foreign import, domestic export and domestic import shipments.

(d) The revenue amount reported in Schedule A shall be the total revenue realized in a particular trade for the commodity and/or commodities on which claims for loss and damage have been paid.

(e) The dollar amounts reported in this schedule shall be rounded to the nearest whole dollar omitting cents.

§ 546.4 Schedule B—Quarterly Report of Freight Loss and Damage Claims, Report of Theft and Robbery.

(FMC ——) [Attachment B] [3]:

(a) This schedule shall be prepared for each quarter ending March 31, June 30, September 30, and December 31, of each calendar year.

(b) The data reported on this schedule shall set forth the individual report of theft and/or robbery by commodity description specified in § 546.7, and shall specify the theft and/or robbery by port and by pier designation.

(c) Separate reports shall be submitted for the foreign export, foreign import, domestic export and domestic import shipments.

(d) The dollar amounts reported on this schedule shall be rounded to the nearest whole dollar omitting cents.

§ 546.5 Schedule C—Quarterly Report of Freight Loss and Damage Claims, Analysis of Claims Processed.

(FMC ——) [Attachment C] [4]:

(a) This schedule shall be prepared for each quarter ending March 31, June 30, September 30, and December 31 of each calendar year.

(b) The data reported under Items 1, 2, and 3, respectively, will indicate the number of claims on hand at the beginning of the reporting quarter, claims received during the reporting quarter and the total on hand for processing at the end of the reporting quarter, distributed according to the column headings enumerated on the schedule. In Column (4), indicate the horizontal totals of the number of claims reported in Column (1), (2), and (3), and in Column (5) indicate the total dollar value of these claims.

(c) Item 4(a)—indicate the number and dollar amounts of claims paid during the reporting quarter distributed according to the column headings.

(d) Item 4(b)—indicate the number and dollar amounts of all claims denied or otherwise closed during the reporting quarter, distributed according to the reason specified for denial in Item 4(b), 1, 2, 3, or 4. The number and dollar amount reported in Item 4 should balance both vertically and horizontally.

(e) Item 5—Amounts reported for this item should be carried forward as Item 1 in the next quarterly report. Any difference should be explained in detail under "remarks."

(f) Items 6 through 10 are self-explanatory.

(g) Item 11—indicate in this section the net claims paid during the quarter which will be obtained by subtracting from Item 4(a) Column 5, the amount reported in Item 10 as amounts recovered during the quarter through salvage and insurance.

(h) Item 12—indicate the total gross freight revenue received during the reporting quarter.

(i) Item 13—ratio of net claims to revenue should be shown as a percent carried to two decimal places.

(j) Item 14—indicate in this item the amount of net premiums paid to outside insurance companies for cargo insurance.

§ 546.6 Certification.

Reports submitted pursuant to this part must be certified as true and complete by an officer in charge of the accounts pertaining to loss and damage claims. For this purpose a certificate form is located in Schedule C and the certification shall pertain to all schedules including Schedules A and B submitted under these rules.

§ 546.7 Lists of commodity description and numerical designation for use in reporting loss and damage claims.

(a) For use in this part there is attached a list of commodity descriptions and numerical designations setting forth the commodities and numerical designations to be utilized in reporting freight loss and damage claims on Schedules A and B. These lists are set forth both in TSUS Designation (Attachment D) and by alphabetical designation (Attachment E).

(b) The TSUS designation is the commodity number and description as contained in the tariff schedules of the United States published by the U.S. Tariff Commission. These commodity descriptions and numerical designations are by and large identical with the ones presently being utilized by carriers and/or their agents to file Customs Form 5931 "Discrepancy Report and Declaration".

§ 546.8 Filing.

Schedules A, B, and C shall be filed with the FMC Bureau of Compliance, Office of Industry Economics, 1405 I Street NW., Washington, DC 20573, in triplicate, no later than 30 days after the close of each calendar quarter.

Requests for extension in the time to file quarterly reports must be in writing and such requests must furnish sufficient reasons to justify the granting of an extension and must set forth the date when the report will be filed. Request for extension should be made sufficiently in advance of the due date to permit proper time for consideration and communication concerning the action taken.

Interested parties may participate in this rulemaking proceeding by filing with the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before September 10, 1971, an original and 15 copies of their replies pertaining to the proposed rules. All suggestions for changes should be accompanied by drafts of the language thought necessary to accomplish the desired changes and by statements in support thereon.

The FMC, Bureau of Hearing Counsel, shall participate in the proceeding and shall file reply to comments on or before October 1, 1971, by serving an original and 15 copies on the FMC and one copy to each party who has filed written comments. Answers to Hearing Counsel's replies shall be submitted to the Federal Maritime Commission on or before October 15, 1971.

By order of the Federal Maritime Commission.

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

ATTACHMENT D

TSUS designation	*Commodity*
100	Live Animals.
105	Meats.
110	Fish/Shell Fish.
115	Dairy Products.
120	Hides/Leather.
123	Furskins.
125	Live Plants/Seeds.
130	Grains.
135	Vegetables.
145	Nuts.
146	Fruits.
155	Sugar.
156	Cocoa.
157	Confectionery.
160	Coffee/Tea.
161	Spices.
165	Fruit Juices.
166	Nonalcoholic Beverages.
167	Beer/Wine.

[1] Attachment A filed as part of the original document.

[2] See attached Schedule D.

[3] Attachment B filed as part of the original document.

[4] Attachment C filed as part of the original document.

TSUS designation	Commodity
168	Spirits.
170	Tobacco.
175	Oils/Greases.
180	Fish Products.
182	Miscellaneous Edible Preparations.
184	Animal Feeds.
186	Feathers/Hair.
188	Gums/Resins.
190	Miscellaneous Animal Products.
192	Miscellaneous Vegetable Products.
200	Rough Wood Products, Lumber Densified Wood, Wood Containers, Miscellaneous Wood Products.
220	Cork.
222	Bamboo/Rattan.
250	Wood Pulp.
300	Paper Products.
251	Printed Matter.
270	Cotton.
301	Cotton Yarn.
304	Vegetable Fibers.
306	Wool.
307	Wool Waste/Yarn.
308	Silk.
309	Manmade Fibers.
312	Miscellaneous Textile Materials.
315	Cordage.
319	Cotton Woven Fabrics.
335	Vegetable Fiber Woven Fabrics.
336	Wool Woven Fabrics.
337	Silk Woven Fabrics.
338	Manmade Woven Fabrics.
339	Other Woven Fabrics.
345	Knit/Special Fabrics, Ornamented Fabrics, Other Special Fabrics.
360	Textile Floor Coverings.
363	Bedding.
364	Tapestries/Furnishing.
370	Handkerchiefs.
372	Scarves/Ties.
374	Hosiery.
376	Support Garments/Underwear.
378	Rainwear.
380	Men's Apparel.
382	Women's Apparel.
385	Miscellaneous Textile Products.
390	Rags.
401	Benzenoids, Other Chemicals.
435	Drugs.
445	Synthetic Plastics.
450	Flavoring Extracts/Oils.
455	Glue/Gelatin.
460	Aromatic Substances.
465	Soap/Detergents.
470	Coloring Products.
475	Petroleum Products.
480	Fertilizers.
485	Explosives.
511	Nonmetallic Minerals.
520	Precious Stones.
521	Miscellaneous Minerals.
531	Ceramic Articles, Household Ceramics, Miscellaneous Ceramics.
540	Glass Products, Flat Glass Glassware.
601	Ores.
605	Precious Metals.
607	Iron and Steel.
612	Copper.
618	Aluminum.
620	Nickel.
622	Tin.
624	Lead.
626	Zinc.
632	Other Metals, Metal Products.
648	Tools and Cutlery.
660	General Purpose Machinery.
666	Agricultural Machinery.
668	Paper Machinery.
670	Textile Machinery/Parts.
672	Sewing Machines/Parts.
674	Machine Tools.
676	Office Machines/Parts.
678	Other Machines.
680	Machine Parts.
682	Electric Motors.
683	Electric Tools.
684	Electric Appliances/Parts.
685	Radio/TV/Phonographs.
686	Lamps.
687	Electronic Tubes.
688	Conductors.
690	Rolling Stock.
692	Motor Vehicles/Parts.
694	Aircraft/Parts.
696	Boats.
700	Footwear.
702	Headwear.
704	Textile Gloves.
705	Leather Gloves.
706	Luggage/Handbags.
708	Optical Goods.
709	Medical Apparatus.
710	Scientific Instruments.
711	Measuring Instruments.
715	Watches/Clocks, Watch Movements, Clock Movements/Parts.
722	Photo Equipment.
724	Recording Media.
725	Musical Instruments.
727	Furniture.
728	Floor Covering (Other Than Textile.
730	Arms/Ammunition.
731	Fishing Tackle.
734	Sporting Goods.
737	Toys.
740	Jewelry.
741	Pearls/Gemstones.
745	Buttons/Fasteners.
748	Artificial Flowers.
750	Combs/Brushes.
751	Umbrellas.
755	Matches/Fireworks.
756	Lighters/Pipes.
760	Pens/Markers.
765	Art.
766	Antiques.
770	Rubber/Plastic Products, Miscellaneous Rubber/Plastic Products.
791	Fur/Leather Products.
799	Commodities, Miscellaneous, Nos.

ATTACHMENT E

A

Commodity	TSUS Designation
Agricultural Machinery	666
Aircraft/Parts	694
Aluminum	618
Animals, Live	100
Animal Feeds	184
Miscellaneous Animal Products	190
Antiques	766
Arms/Ammunition	730
Aromatic Substances	460
Art	765
Artificial Flowers	748

B

Bamboo/Rattan	222
Bedding	363
Beer/Wine	167
Benzenoids, Other Chemicals	401
Boats	696
Buttons/Fasteners	745

C

Ceramic Articles, Household Ceramics, Miscellaneous Ceramics	531
Cocoa	156
Coffee/Tea	160
Coloring Products	470
Combs/Brushes	750
Conductors	688
Confectionery	157
Copper	612
Cordage	315
Cork	220
Cotton	300
Cotton Woven Fabrics	319
Cotton Yarn	301
Commodities, Miscellaneous, Nos	799

D

Dairy Products	115
Drugs	435

E

Miscellaneous Edible Preparations	182
Electric Appliances/Parts	684
Electric Motors	682
Electric Tools	683
Electronic Tubes	687
Explosives	485

F

Knit/Special Fabrics, Ornamented Fabrics, Other Special Fabrics	345
Feathers/Hair	186
Fertilizers	480
Fish/Shell Fish	110
Fish Products	180
Fishing Tackle	731
Flavoring Extracts/Oils	450
Floor Coverings (Other Than Textile)	728
Footwear	700
Fruits	146
Fruit Juices	165
Fur/Leather Products	791
Furniture	727
Furskins	123

G

General Purpose Machinery	660
Glass Products, Flat Glass, Glassware	540
Glue/Gelatin	455
Grains	130
Gums/Resins	188

H

Handkerchiefs	370
Headwear	702
Hides/Leather	120
Hosiery	374

I

Iron and Steel	607

J

Jewelry	740

L

Lamps	686
Lead	624
Leather Gloves	705
Lighters/Pipes	756
Luggage/Handbags	706

M

Other Machines	678
Machine Parts	680
Machine Tools	674
Manmade Fibers	309
Manmade Woven Fabrics	338
Matches/Fireworks	755
Measuring Instruments	711
Meats	105
Medical Apparatus	709

Commodity	TSUS Designation
M	
Men's Apparel	380
Other Metals, Metal Products	632
Misc. Minerals	521
Motor Vehicles/Parts	692
Musical Instruments	725
N	
Nickel	620
Nonalcoholic Beverages	166
Nonmetallic Minerals	511
Nuts	145
O	
Office Machines/Parts	676
Oils/Greases	175
Optical Goods	708
Ores	601
P	
Paper Machinery	668
Paper Products	251
Pearls/Gemstones	741
Pens/Markers	760
Petroleum Products	475
Photo Equipment	722
(Live) Plants/Seeds	125
Precious Metals	605
Precious Stones	520
Printed Matter	270
R	
Radio/TV/Phonographs	685
Rags	390
Rolling Stock	690
Recording Media	724
Rubber/Plastic Products, Miscellaneous	
Rubber/Plastic Products	770
Rainwear	378
S	
Scarves/Ties	372
Scientific Instruments	710
Sewing Machines/Parts	672
Silk	308
Silk Woven Fabrics	337
Soap/Detergents	465
Spices	161
Spirits	168
Sporting Goods	734
Sugar	155
Support Garments/Underwear	376
Synthetic Plastics	445
T	
Tapestries/Furnishing	364
Miscellaneous Textile Products	385
Miscellaneous Textile Materials	312
Textile Floor Coverings	360
Textile Gloves	704
Textile Machinery/Parts	670
Tin	622
Tobacco	170
Tools and Cutlery	648
Toys	737
U	
Umbrellas	751
V	
Vegetables	135
Vegetable Fibers	304
Vegetable Fiber Woven Fabrics	335
Miscellaneous Vegetable Products	192
W	
Watches/Clocks, Watch Movements, Clock Movements/Parts	715
Women's Apparel	382
(Rough) Wood Products, Lumber Densified Wood, Wood Containers, Miscellaneous Wood Products	200
Wood Pulp	250
Wool	306
Wool Waste/Yarn	307
Wool Woven Fabrics	336
Other Woven Fabrics	339
Z	
Zinc	626

[FR Doc.71-11607 Filed 8-10-71;8:55 am]

FOREIGN-TRADE ZONES BOARD

[15 CFR Part 400]

FOREIGN-TRADE ZONES IN THE UNITED STATES

Notice of Proposed Rule Making

Notice is hereby given that the Foreign-Trade Zones Board, composed of the Secretaries of Commerce, Treasury, and Army, under the authority contained in section 8 of the Foreign-Trade Zones Act, as amended (19 U.S.C. 31h), is considering certain amendments to its rules found at Part 400, Title 15 of the Code of Federal Regulations. Interested persons who desire to file written views or comments on the proposed amendments should file an original and seven copies of them with the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, Washington, D.C. 20230, within 30 days from the date of publication of this notice in the FEDERAL REGISTER.

There is set forth below an explanation of those proposed amendments to the Board's rules that are not self-explanatory. Many of the proposed amendments are editorial in correcting citations to amended laws and regulations of other agencies and in incorporating changes to the regulations of the Bureau of Customs effective April 7, 1969 (34 F.R. 4957) and May 28, 1970 (35 F.R. 9251).

Sections 400.400 and 400.603(e): The proposed amendments would incorporate into the rules the Board's practice of taking into account the balance of payments and environmental impact of zone proposals in the light of national policy.

Section 400.607: This proposed amendment would permit an abbreviated application procedure in situations where minor adjustments to zone boundaries are desired by zone grantees.

Section 400.700: The present section nullifies a grant where construction or commencement of operations due to the grantee's negligence is unduly delayed without Board approval. The proposed amendment would expand the section to cover Board action against grantees who fail to comply with any condition inserted in a grant. The procedure would involve an order to show cause why the Board should not revoke or nullify the grant.

Section 400.1014: This proposed amendment would replace the existing § 400.1002a. It would abolish the requirement that grantees follow the uniform system of accounting originally promulgated in 1939, which in practice has proven very cumbersome, but would retain the uniform system with respect to reports and other records. Grantees would hereafter be allowed to adopt their own systems of accounting provided they are in accord with generally accepted accounting principles. Another change would permit grantees to retire zone records after 5 years.

Section 400.1301: The proposed amendment would give the Executive Secretary authority to permit certain amendments to applications and certain minor adjustments in zone boundaries and fencing.

Section 400.1303: The proposed amendment provides a procedure whereby the Board may take final action on applications on the basis of written consent of the Board members without a formal meeting unless a meeting is requested by a Board member. The regulations presently provide for a Committee of Alternates to review and prepare all matters for Board action. In practice, meetings of this Committee provide an adequate forum for a complete exchange of views by the three departments on a given application thereby usually making a formal meeting of the Board unnecessary.

Section 400.1305: The proposed amendment would bring the section in line with other sections of the regulations dealing with procedures which give certain authority to the Chairman of the Board and to the Committee of Alternates.

The proposed amendments are as follows:

1. Section 400.400 is amended by adding after the last sentence a new sentence to read as follows:

§ 400.400 Economic survey of proposed zone.

* * * In considering the economic impact of the proposal, the Board will take into account its impact on the U.S. balance of payments, as well as its environmental impact in the light of national policy.

2. Section 400.600 is amended to read as follows:

§ 400.600 Address.

Applications for grants should be filed with, and all official communication in connection therewith addressed to the Secretary of Commerce, Chairman and Executive Officer of the Foreign-Trade Zones Board, Washington, D.C. 20230.

3. Section 400.601 is amended to read as follows:

§ 400.601 Number of copies.

Every application, and attachment, shall be submitted with 12 true copies in addition to the original, unless the Executive Secretary determines that fewer copies are needed.

4. Section 400.603(e) is amended to read as follows:

§ 400.603 Exhibits.

* * * * *

(e) *Exhibit No. 5.* An economic survey showing in detail the potential commerce and revenue of the proposed zone and other direct and indirect benefits accruing therefrom; present foreign trade of the port area, including transshipment, reexport, and reconsignment trade; present transportation services, and possible increases in such services where necessary; comparative study of export rates on domestic commodities for mixing with foreign goods; analysis of transportation rates where applicable to zone activity; potential new markets for zone business; activities best suited to the particular zone; the impact that the operation of the zone is expected to have on the U.S. balance of payments and balance of trade; the expected environmental im-

pact of the zone with details as to control measures not otherwise described in the next exhibit; and such other data as may be necessary to a determination of whether the establishment of the zone is justified to expedite and encourage foreign commerce in a manner compatible with domestic and foreign economic policy.

* * * * *

5. Section 400.607 is amended to read as follows:

§ 400.607 Applications for expansion of zone and modification of zone boundaries.

Applications for expansion of an established zone shall be made and approved in the same manner as an original application. In cases of requests for minor modifications in zone boundaries which are not designed to expand zone operations and will not result in such an expansion, the Executive Secretary is authorized to determine the requirements for the exhibits to such applications. Among the exhibits there shall be a report from the District Director of Customs and of the District Engineer. If the latter two officials recommend that the requested modification be approved, the Executive Secretary shall have the authority to approve the application.

6. Section 400.700 is amended to read as follows:

§ 400.700 Failure to comply with conditions of grant.

Should the grantee fail to comply with any of the conditions of a zone or subzone grant issued by the Board, including the provisions concerning construction and commencement of operations, the Board may revoke the grant or declare it null and void. In such cases the Board may issue an order to show cause why the action it contemplates should not be taken, and the grantee shall have 30 days in which to answer.

§ 400.800 [Amended]

7. Section 400.800 is amended by striking the citation to the Bureau of Customs' regulations and inserting in lieu thereof "(19 CFR Part 146)".

§ 400.801 [Amended]

8. Section 400.801 is amended by striking the first eight words in paragraph (a)(2) and inserting in lieu thereof "conditionally admissible merchandise which may be imported under certain conditions."

9. Section 400.801 is further amended by striking the last sentence in paragraph (a) and inserting a new sentence to read as follows: "Unless otherwise prohibited, over-quota merchandise may be placed in a zone pending its right to transfer to customs territory pursuant to the applicable quota provisions."

§ 400.804 [Amended]

10. Section 400.804 is amended by striking the citations to the Bureau of Customs' regulations and inserting in lieu thereof in order of appearance: "§§ 146.14, 146.21, 146.22, 146.23, 146.24, and 146.25."

§ 400.1000 [Amended]

11. Section 400.1000 is amended by striking the citation to the Bureau of Customs' regulations and inserting in lieu thereof "(19 CFR Part 146)".

§ 400.1002 [Amended]

12. Section 400.1002(a) is revoked.

13. A new § 400.1014 is added to read as follows:

§ 400.1014 Requirements for accounts, records, and reports.

Zone grantees shall maintain their accounts in accordance with generally accepted principles of accounting, and in compliance with any requirements of Federal, State, or local governmental agencies having appropriate jurisdiction over the grantee. As to other records and reports, applicable provisions of the Uniform System of Accounts, Records, and Reports, approved by the Board on February 6, 1939, shall remain in effect, as modified by instructions issued by the Executive Secretary concerning preparation of Annual Reports dated July 6, 1964. Records kept under the System shall be retained for 5 years after the merchandise covered by such records has been forwarded from the zone.

14. Section 400.1301 is amended by renumbering paragraph (i) as paragraph (l) and by adding new paragraphs (i), (j), and (k) to read as follows:

§ 400.1301 Executive Secretary of the Board.

* * * * *

(i) Authorize in appropriate cases amendments to applications filed with the Board, except that no substantive changes may be authorized after notice of a public hearing, or an invitation for comments, has been published.

(j) Approve in appropriate cases, with the prior recommendations of the District Director of Customs and the District Engineer, requests for minor modifications to zone boundaries which will not result in an expansion of zone operations.

(k) Approve in appropriate cases, with the prior approval of the District Director of Customs, requests to permit the use of alternate fencing to that specified in § 400.403.

* * * * *

15. Section 400.1303 is amended to read as follows:

§ 400.1303 Transaction of Board business.

(a) Meetings of the Board will be held on call of the Chairman. Two members of the Board shall be necessary for a quorum.

(b) At the option of the Chairman, the Board may conduct its business, including voting, without an actual meeting being held, provided that no Board member has requested a meeting. When business is so conducted, Board members may communicate their views and recommendations by such means as telephone and memorandum, but the votes of members shall be made in writing and submitted to the Executive Secretary for entry in the voting record.

(c) Final votes of such Board member, including dissenting votes, will be recorded and the voting record shall be available for public inspection.

16. Section 400.1305 is amended by striking the first sentence and inserting in lieu thereof the following new sentence:

§ 400.1305 Authorization for hearings.

The Board, or its Chairman, may authorize hearings or rehearings. * * *

§§ 400.200, 400.1003 [Amended]

17. Sections 400.200 and 400.1003(c) are amended by striking the citations to the Shipping Act of 1916 and the Interstate Commerce Act and inserting in lieu thereof, "(46 U.S.C. sec. 801 et. seq.)" and "(49 U.S.C. sec. 1 et. seq.)" respectively.

Dated: August 5, 1971.

FOREIGN-TRADE ZONES BOARD,
[SEAL] MAURICE H. STANS,
Secretary of Commerce, Chairman and Executive Officer, Foreign-Trade Zones Board.

Attest:

JOHN J. DAPONTE, Jr.,
Acting Executive Secretary.

[FR Doc.71-11594 Filed 8-10-71;8:55 am]

INTERSTATE COMMERCE COMMISSION

[49 CFR Part 1048]

[No. MC-C-2; Sub-No. 1]

NEW YORK, N.Y., COMMERCIAL ZONE

Redefinition of Limits

AUGUST 6, 1971.

Redefinition of the limits of the New York, N.Y., Commercial Zone heretofore defined in No. MC-C-2 (Sub-No. 1), New York, N.Y., Commercial Zone, embracing Ex Parte No. MC-37, Commercial Zones and Terminal Areas, 112 M.C.C. 203.

Petitioner: The Central Railroad Company of New Jersey; petitioner's representative: E. J. Harrington, 1100 Raymond Boulevard, Newark, NJ 07102.

By petition filed July 28, 1971, the above-named petitioner requests the Commission to reopen the above proceeding for the purpose of redefining the limits of the New York, N.Y., commercial zone, which were most recently defined on September 22, 1970, in New York, N.Y., Commercial Zone, 112 M.C.C. 203, at pages 209 and 210 (49 CFR 1048.1), so as to extend the partial exemption under section 203(b) of the Interstate Commerce Act to transportation by motor vehicle which is performed with respect

to any shipment which has had a prior, or will have a subsequent movement by rail, and which is performed wholly between points in the New York City commercial zone, on the one hand, and, on the other, petitioner's Trailer-on-Flat-Car facilities located within the city of Elizabeth, N.J., namely within an area bounded on the south by Trumbull Street; on the west by Division Street; on the North by East North Avenue—and includes contiguous yard tracks east of the New Jersey Turnpike bounded by the Elizabeth Channel on the north, Terminal Street on the east, Bay Avenue on the north and along McLester Street on the east; and Newark Bay on the east.

No oral hearing is contemplated at this time, but any person (including petitioner), wishing to make representations in favor of, or against, the above-proposed revision of the limits of the New York, N.Y., commercial zone, may do so by the submission of written data, views, or arguments. An original and seven copies of such data, views, or arguments shall be filed with the Commission on or before September 8, 1971. Each such statement should include a statement of position with respect to the proposed revision, and a copy thereof should be served upon petitioner's representative.

Notice to the general public of the matter herein under consideration will be given by depositing a copy of this notice in the Office of the Secretary of the Commission for public inspection and by filing a copy thereof with the Director, Office of the Federal Register. Written material or suggestions submitted will be available for public inspection at the offices of the Interstate Commerce Commission, 12th and Constitution, Washington, DC, during regular business hours.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.71-11593 Filed 8-10-71;8:53 am]

Notices

DEPARTMENT OF STATE

[Notice No. 342; Delegation of Authority No. 91–C]

DIRECTOR AND DEPUTY DIRECTOR OF INTERNATIONAL SCIENTIFIC AND TECHNOLOGICAL AFFAIRS

Delegation of Authority

Pursuant to the authority vested in me by section 4 of the Act of May 26, 1949 (63 Stat. 111; 22 U.S.C. 2658) I hereby delegate to the Director of International Scientific and Technological Affairs of the Department of State and to the Deputy Director of International Scientific and Technological Affairs of the Department of State, the performance of all the functions which the Secretary of State is authorized to perform pursuant to and under the authority of section 13 of the National Science Foundation Act of 1950, as amended (42 U.S.C. 1872).

Delegation of Authority No. 91–B dated October 11, 1962, is canceled and superseded by this delegation.

[SEAL] WILLIAM P. ROGERS,
Secretary of State.

JULY 26, 1971.

[FR Doc.71–11548 Filed 8–10–71;8:49 am]

DEPARTMENT OF DEFENSE

Office of the Secretary

[DOD Directive 5100.57]

SECRETARIES OF MILITARY DEPARTMENTS ET AL.

Delegation of Authority To Issue Substitutes of Checks Drawn on Treasurer of U.S. and on Certain Depositary Banks

JULY 17, 1971.

The Deputy Secretary of Defense approved the following delegation of authority:

References:

(a) Treasury Department Circular No. 1955, Regulations Governing the Issuance of Substitutes of Lost, Stolen, Destroyed, Mutilated, and Defaced Checks of the United States Drawn on Accounts Maintained in Depositary Banks in Foreign Countries or U.S. Territories or Possessions, November 9, 1960.

(b) Treasury Department Letter of November 9, 1960, to Heads of Government Departments, Subject: Procedures Prescribed for the Issuance of Checks Drawn on Accounts Maintained in Depositary Banks.

(c) DOD Directive 5160.33, "Delegation of Authority to Issue Substitutes of Checks Drawn on Certain Depositary Banks," March 27, 1961 (hereby canceled).

(d) Code of Federal Regulations, Title 31—Money and Finance: Treasury, Chapter II, Part 365, § 365.8, as amended February 1, 1969.

(e) DOD Directive 5100.57, "Delegation of Authority to Issue Substitutes for Checks Drawn on the Treasurer of the United States," February 24, 1969 (hereby canceled).

I. *Delegation of authority.* A. The authority delegated to the Secretary of Defense under reference (a) to issue substitutes of checks drawn on accounts maintained in depositary banks in foreign countries, U.S. Territories or Posessions, and, to receive and approve undertakings to indemnify the United States in such cases, in hereby delegated to the Secretaries of the Military Departments, Directors of the Defense Agencies, or their designees. Exercise of this authority shall be in accordance with the principles established in reference (a) and procedures prescribed in reference (b).

B. The authority, delegated to the Secretary of Defense under reference (d) to provide by regulation for the issuance of substitutes of checks lost, stolen, or destroyed, which were drawn for pay and allowances of civilian employees and active duty military personnel, is hereby delegated to the Secretaries of the Military Departments, Directors of the Defense Agencies, or their designees.

II. *Cancellations.* References (c) and (e) and hereby superseded and canceled. Delegation published at 34 F.R. 11275 is hereby canceled.

III. *Effective date and implementation.* This directive is effective immediately. Two copies of any documents published to implement this directive will be forwarded to Assistant Secretary of Defense (Comptroller) upon publication.

MAURICE W. ROCHE,
Director, Correspondence and Directives Division, OASD (Administration).

[FR Doc.71–11575 Filed 8–10–71;8:50 am]

DEPARTMENT OF THE INTERIOR

Office of the Secretary

PUERTO RICO

Maximum Level of Imports of Finished Products

Pursuant to Proclamation 3279, as amended, I prescribe that for the allocation period January 1, 1971 through December 31, 1971, the maximum level of imports of finished products (excluding residual fuel oil to be used as fuel) into Puerto Rico established by section 14 of Oil Import Regulation 1, as revised, is adjusted upward by 548 average barrels daily to permit the importation of asphalt.

ROGERS C. B. MORTON,
Secretary of the Interior.

AUGUST 2, 1971.

[FR Doc.71–11597 Filed 8–10–71;8:54 am]

DEPARTMENT OF COMMERCE

Patent Office

TRADEMARKS

Status Inquiries

In order to expedite the handling of inquiries regarding the status of both new and amended applications, the Patent Office has adopted a new procedure. Henceforth, status inquiries should be filed in duplicate and should identify by title and date the last paper known by the applicant to have been filed in the case. Each inquiry should be accompanied by a self-addressed, stamped envelope. The original inquiry will be entered in the file and the duplicate will be marked with a response and returned to the applicant. The date when the next office action can be expected will not be given unless specifically requested.

Status letters have been used by applicants to establish diligence in support of a later petition to revive should the application become abandoned. Under current practice, attorneys have frequently submitted status letters as a matter of course for such purposes. This has proved burdensome both to attorneys and the Patent Office. Until further notice, in new applications, the applicant will be considered to have exercised diligence in connection with a petition to revive an application abandoned for failure to respond to the initial office action if inquiry as to the status of the application is received by the Patent Office within either one of the two following periods, whichever expires later:

a. Eighteen months from the filing date of the application, or

b. A reasonable period after the Official Gazette (Trademarks) indicates that the filing date of the oldest new case awaiting action in the Division to which the application is assigned is more recent than the filing date of the application.

For amended cases, the applicant will be considered to have exercised diligence if inquiries as to the status of the application are received by the Patent Office within either one of the two following periods, whichever expires later:

a. Eighteen months after filing a response to the examiner's last received action, or

b. A reasonable period after the Official Gazette (Trademarks) indicates that the date of the oldest amendment filed that is awaiting action in the Division to which the application is assigned is more recent than the date of filing the last amendment to the application.

It should be noted as an exception to the above that status inquiries are totally unnecessary during period(s) of time when an application is suspended pursuant to 37 CFR 2.67.

Applicants are urged not to file status inquiries within the first year after filing due to the current backlog of new applications.

Dated: July 28, 1971.

ROBERT GOTTSCHALK,
Acting Commissioner of Patents.

Approved: July 30, 1971.

JAMES H. WAKELIN, Jr.,
Assistant Secretary for Science and Technology.

[FR Doc.71-11532 Filed 8-10-71;8:48 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[DESI 11163]

AMPHOTERICIN B FOR INJECTION

Drugs for Human Use; Drug Efficacy Study Implementation

In a notice (DESI 11163) published in the FEDERAL REGISTER of December 19, 1969 (34 F.R. 19919), the Commissioner of Food and Drugs announced his conclusions pursuant to evaluation of reports received from the National Academy of Sciences-National Research Council, Drug Efficacy Study Group on amphotericin B injection, stating that this drug is regarded as effective and possibly effective for the various labeled indications. The possibly effective indication for treatment of South American blastomycosis has been reclassified as lacking substantial evidence of effectiveness in that no new evidence of effectiveness of this drug has been submitted pursuant to the notice of December 19, 1969.

Batches of drugs with labeling bearing indications for which substantial evidence of effectiveness is lacking are no longer acceptable for certification or release.

Any person who will be adversely affected by the deletion from labeling of the indications for which the drug has been reclassified from possibly effective to lacking substantial evidence of effectiveness may, within 30 days after the date of publication of this notice in the FEDERAL REGISTER, petition for the issuance of a regulation providing for other certification of the drug for such indications. The petition must be supported by a full factual and well documented medical analysis which shows reasonable grounds for the issuance of such regulation.

The petition for issuance of said regulation should be filed (preferably in quintuplicate) with the Hearing Clerk, Department of Health, Education, and Welfare, Room 6-62, 5600 Fishers Lane, Rockville, Maryland 20852.

This notice is issued pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357) and under authority delegated to the Commissioner of Food and Drugs (21 CCFR 2.120).

Dated: August 3, 1971.

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

[FR Doc.71-11537 Filed 8-10-71;8:49 am]

[Docket No. FDC-D-347; NADA 11-166V]

ARMOUR-BALDWIN LABORATORIES

Kymar; Notice of Withdrawal of Approval of New Animal Drug Application

In a notice in the FEDERAL REGISTER of August 25, 1970 (35 F.R. 13543), the Commissioner of Food and Drugs announced the conclusions of the Food and Drug Administration and the National Academy of Sciences-National Research Council, Drug Efficacy Study Group, following evaluation of a report received from the Academy on Kymar, NADA (new animal drug application) No. 11-166V. Kymar contains chymotrypsin in oil and is marketed by the Armour-Baldwin Laboratories, Division of Armour Pharmaceutical Co., Box 3113, Omaha, Nebr. 68103.

Six months were provided within which to submit adequate documentation in support of the labeling used. No data were received in response to the announcement and available information fails to provide substantial evidence that the drug is effective for reducing inflammation in trauma and in certain ocular conditions.

Armour Pharmaceutical Co., has requested that approval of NADA No. 11-166V be withdrawn and thereby waived their right to a hearing.

The Commissioner, finds that there is a lack of substantial evidence that the drug will have the effect it purports or is represented to have under the conditions of use prescribed, recommended, or suggested in its labeling.

Based on the above information and the firm's waiver of their right to a hearing, the Commissioner concludes that approval of said new animal drug application should be withdrawn. Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512 (e), 82 Stat. 345-47; 21 U.S.C. 360b(e)) and under authority delegated to the Commissioner (21 CFR 2.120), approval of NADA 11-166V, including all amendments and supplements thereto, is withdrawn effective on the date of signature of this document.

Dated: August 2, 1971.

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

[FR Doc.71-11538 Filed 8-10-71;8:49 am]

[Docket No. FDC-D-300; NADA 11-788 V, etc.]

SALSBURY LABORATORIES ET AL.

Iron Polysaccharid Complexes; Notice of Withdrawal of Approval of New Animal Drug Applications

A notice of opportunity for a hearing was published in the FEDERAL REGISTER of April 20, 1971 (36 F.R. 7471), proposing to withdraw approval of the following NADA's containing an iron polysaccharide as the designated active drug ingredient.

1. Pig-Iron 100; NADA No. 11-788V; Salsbury Laboratories, 500 Gilbert Street, Charles City, Iowa 50616, and

2. Ferropal-50; NADA No. 11-974V; Philadelphia Laboratories, Inc., Division of P.P. & C., Inc., 5051 Lancaster Avenue, Philadelphia, Pa. 19131.

The listed firms failed to file a written appearance of election, as provided for in the notice, and this is construed as an election not to avail themselves of an opportunity for a hearing.

Based on the grounds set forth in the notice of opportunity for hearing, the Commissioner concludes that approval of said new animal drug applications should be withdrawn. Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512(e), 82 Stat. 345-47; 21 U.S.C. 360b(e)) and under the authority delegated to the Commissioner (21 CFR 2.120), approval of NADA 11-788V and No. 11-974V, including all amendments and supplements thereto, is withdrawn effective on the date of signature of this document.

Dated: August 2, 1971.

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

[FR Doc.71-11539 Filed 8-10-71;8:49 am]

[Docket No. FDC-D-290; NADA 12-644V, etc.]

WYETH LABORATORIES, INC., ET AL.

Promazine Hydrochloride; Notice of Opportunity for Hearing

In the FEDERAL REGISTER of November 18, 1969 (34 F.R. 18394), the Commissioner of Food and Drugs announced the conclusions of the Food and Drug Administration and the National Academy of Sciences-National Research Council, Drug Efficacy Study Group, following evaluation by the Administration of reports received from the Academy on the following preparations which contain

promazine hydrochloride as the designated active ingredient:

1. Sparine-Pellets; NADA (new animal drug application) No. 12-644V; Wyeth Laboratories, Inc., Box 8299, Philadelphia, Pa. 19101, and

2. Promazine Granules; NADA No. 12-656V; Fort Dodge Laboratories Inc., Fort Dodge, Iowa 50502.

The announcement invited the above named holders of said new animal drug applications and any other interested persons to submit pertinent data on the drugs' effectiveness.

No data were received in response to the announcement, and available information fails to provide substantial evidence of effectiveness of the drugs for their recommended uses as veterinary tranquilizers.

Therefore, notice is given to the above-named firms and to any interested person who may be adversely affected that the Commissioner proposes to issue an order under the provisions of section 512(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360b(e)) withdrawing approval of the new animal drug applications listed above and all amendments and supplements thereto held by said firms for the listed drug products on the grounds that:

Information before the Commissioner with respect to the drugs was evaluated together with the evidence available to him when the applications were approved. These data do not provide substantial evidence that the drugs have the effect they purport or are represented to have under the conditions of use prescribed, recommended, or suggested in their labeling.

In accordance with the provisions of section 512 of the act (21 U.S.C. 360b), the Commissioner will give the applicants and any interested person who would be adversely affected by an order withdrawing such approval an opportunity for a hearing, at which time such persons may produce evidence and arguments to show why approval of the above-named new animal drug applications should not be withdrawn. Promulgation of the order will cause any drug for which an approved new animal drug application is not in effect, similar in composition to the above-listed drug products and recommended for similar conditions of use, to be a new animal drug for which an approved new animal drug application is not in effect. Any such drug then on the market would be subject to regulatory proceedings.

Within 30 days after publication hereof in the FEDERAL REGISTER, such persons are required to file with the Hearing Clerk, Department of Health, Education, and Welfare, Office of the General Counsel, Room 6-62, 5600 Fishers Lane, Rockville, Md. 20852, a written appearance electing whether:

1. To avail themselves of the opportunity for a hearing; or

2. Not to avail themselves of the opportunity for a hearing.

If such persons elect not to avail themselves of the opportunity for a hearing, the Commissioner, without further notice, will enter a final order withdrawing the approval of the new animal drug applications.

Failure of such persons to file a written appearance of election within said 30 days will be construed as an election by such persons not to avail themselves of the opportunity for a hearing.

The hearing contemplated by this notice will be open to the public except that any portion of the hearing that concerns a method or process which the Commissioner finds is entitled to protection as a trade secret will not be open to the public, unless the respondent specifies otherwise in his appearance.

If such persons elect to avail themselves of the opportunity for a hearing, they must file a written appearance requesting the hearing and giving the reasons why approval of the new animal drug application should not be withdrawn together with a well-organized and full-factual analysis of the clinical and other investigational data they are prepared to prove in support of their opposition to the grounds for this notice. A request for a hearing may not rest upon mere allegations or denials but must set forth specific facts showing that there is a genuine and substantial issue of fact that requires a hearing. When it clearly appears from the data in the application and from the reasons and factual analysis in the request for the hearing that there is no genuine and substantial issue of fact which precludes the withdrawal of approval of the application, the Commissioner will enter an order stating his findings and conclusions on such data. If a hearing is requested and is justified by the response to this notice, the issues will be defined, a hearing examiner will be named, and he shall issue a written notice of the time and place at which the hearing will commence. The time shall be not more than 90 days after the expiration of said 30 days, unless the hearing examiner and the applicant otherwise agree.

Responses to this notice will be available for public inspection in the Office of the Hearing Clerk (address given above) during regular business hours, Monday through Friday.

This notice is issued pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 512, 82 Stat. 343-51; 21 U.S.C. 360b) and under the authority delegated to the Commissioner (21 CFR 2.120).

Dated: August 2, 1971.

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

[FR Doc.71-11540 Filed 8-10-71;8:49 am]

EMSER WERKE AG

Notice of Filing of Petition for Food Additives

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409 (b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 1B2692) has been filed by Emser Werke AG, 7013 Domat, Ems, Switzerland, proposing that § 121.2502 *Nylon resins* (21 CFR 121.2502) be amended to provide for the safe use of nylon 12 resins, manufactured by the polymerization of *omega*-laurolactam, in food-contact articles.

Dated: August 3, 1971.

VIRGIL O. WODICKA,
Director, Bureau of Foods.

[FR Doc.71-11541 Filed 8-10-71;8:49 am]

MONSANTO CO.

Notice of Filing of Petition for Food Additives

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409 (b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 2B2709) has been filed by Monsanto Co., 800 North Lindbergh Boulevard, St. Louis, Mo. 63166, proposing that § 121.2526 *Components of paper and paperboard in contact with aqueous and fatty foods* (21 CFR 121.2526) be amended to provide for the safe use of polyamine resin, produced by reacting 1,2-dichloroethane with bis-(hexamethylene)-triamine and higher homologues, as a retention aid and flocculant employed prior to the sheet-forming operation in the manufacture of paper and paperboard for food-contact use.

Dated: August 3, 1971.

VIRGIL O. WODICKA,
Director, Bureau of Foods.

[FR Doc.71-11542 Filed 8-10-71;8:50 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary

[Docket No. D-71-121]

CIVIL DEFENSE EMERGENCY

Delegation of Authority

SECTION A. *Authority delegated.* During the existence of a civil defense emergency as described in section C of this delegation, if the Secretary of Housing and Urban Development is unable to act by reason of absence, disability, or vacancy in office, the appointees to positions listed in this section A are authorized to act as Secretary with all of the powers, functions, and duties assigned to or vested in him: *Provided*, That none of the named officials shall act as Secretary unless all of the appointees listed before such official's title in this delegation are unable to act by reason of absence, disability, or vacancy in the office:

1. Under Secretary.
2. General Assistant Secretary and Assistant Secretary for Community Planning and Management.
3. General Counsel.
4. Assistant Secretary for Housing Production and Mortgage Credit—Federal Housing Commissioner.
5. Assistant Secretary for Community Development.

6. Assistant Secretary for Housing Management.
7. Assistant Secretary for Equal Opportunity.
8. Assistant Secretary for Research and Technology.
9. Assistant Secretary for Administration.

SEC. B. *Additional delegation of authority.* In the event that none of the officials named in section A 1–9 is able to act during the circumstances described in section A, the appointees named to the positions listed in this section B shall act as Secretary: *Provided*, That none of the named officials shall act as Secretary unless all of the appointees listed before such official's title in this delegation are unable to act by reason of absence, disability, or vacancy in the office:

1. Deputy-Under Secretary.
2. Federal Insurance Administrator.
3. Regional Administrator, Region I (Boston).
4. Regional Administrator, Region II (New York).
5. Regional Administrator, Region III (Philadelphia).
6. Regional Administrator, Region IV (Atlanta).
7. Regional Administrator, Region V (Chicago).
8. Regional Administrator, Region VI (Fort Worth).
9. Regional Administrator, Region VII (Kansas City).
10. Regional Administrator, Region VIII (Denver).
11. Regional Administrator, Region IX (San Francisco).
12. Regional Administrator, Region X (Seattle).

SEC. C. *Applicability.* The delegations in sections A and B shall become effective only in the event of a civil defense emergency declared or proclaimed by the President or by Concurrent Resolution of the Congress in accordance with section 301 of the Federal Civil Defense Act of 1950, 64 Stat. 1251, 12 U.S.C. App. 2291.

SEC. D. *Revocation.* The supplemental designation of Acting Secretary, Department of Housing and Urban Development, issued April 1, 1969, is hereby revoked.

(Sec. 7(d) of the Department of HUD Act, 42 U.S.C. 3535(d); Executive Order 11274, 31 F.R. 5243; Executive Order 11490, 34 F.R. 17567)

Effective date. This delegation is effective as of August 11, 1971.

GEORGE ROMNEY,
Secretary of Housing and Urban Development.

[FR Doc.71–11586 Filed 8–10–71;8:51 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[OE Docket No. 71–CE–3]

MISSOURI STATE HIGHWAY DEPARTMENT

Notice of Petition for and Grant of Review

On June 9, 1971, the Federal Aviation Administration, Central Region, issued a determination of no hazard to air navigation under Aeronautical Study No. 71–CE–135–OE. The determination concerns a proposal by the Missouri State Highway Department to erect traffic signal lights in the approach surface area for Runway 12R of the Lambert-St. Louis Municipal Airport. The lights would be 16.1 feet above ground level, 578.1 feet above mean sea level.

The determination is based on a finding in the aeronautical study that the proposed lights would have no greater effect on aeronautical operations, procedures or minimum flight altitudes than existing structures.

The Airport Authority of the city of St. Louis petitioned the Administrator for a review of the determination pursuant to § 77.37 of the Federal Aviation Regulations.

The petitioner in setting forth its reasons why a review should be conducted states that the Airport Authority has for some time been removing man-made and natural obstructions in and under the approach surface to Runway 12R. In conjunction with this effort the one remaining structure on airport or city property penetrating the approach surface, an automotive service station, will be removed in early 1972.

The petitioner does not contest or otherwise present evidence to dispute the finding on which the determination was based. However, the petitioner was not given an opportunity to be heard during the regional aeronautical study. Therefore, a review will be conducted.

The review will be conducted on the basis of written materials in accordance with FAR, § 77.37(c)(1). Interested persons may, within 30 days of the issuance of this notice, submit information in writing to the Chief, Airspace Obstruction and Airports Branch, AT–240, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20590. Submissions must be filed in triplicate and be relevant to the question of whether the proposed construction would have an adverse effect on the safe and efficient use of airspace. Sufficient detail must be provided to establish a clear understanding of the reasons for any claim of adverse effect.

Pending final disposition of the petition, the Determination of No Hazard to Air Navigation issued by the Central Region under Aeronautical Study No. 71–CE–135–OE is not and will not be a final determination.

Issued in Washington, D.C., on August 5, 1971.

RAYMOND G. BELANGER,
Acting Director, Air Traffic Service.

[FR Doc.71–11567 Filed 8–10–71;8:53 am]

National Highway Traffic Safety Administration

[Docket No. 69–31; Notice 3A]

DEFECT REPORTS

Denial of Petition for Reconsideration

Motor vehicle safety regulations concerning "Defect Reports" were issued February 17, 1971 (36 F.R. 3064). One petition for reconsideration, from White Motor Corp., was timely filed (see 49 CFR § 553.35). For the reasons stated below, the petition is hereby denied.

White Motor Corp. objected to that part of § 573.5 which requires, as part of quarterly reports, that manufacturers submit information on "the total number of the manufacturer's vehicles by make, model, and model year if appropriate, produced or imported during that quarter." White's arguments in support of the petition are that (1) the information has no value to safety nor to any specific campaign, (2) the number of vehicles produced or imported during a given year has no relationship to the vehicles being campaigned and which would be included in the specific quarterly report being filed, and (3) this requirement is a new requirement and no opportunity to comment was provided.

The arguments presented by the petitioner are found to be without merit. The information is valuable to the agency because it will reveal the percentage of particular vehicles involved in individual notification campaigns, and will further reveal the extent of each manufacturer's involvement in notification campaigns. The information thus obtained can be used to determine if additional remedial action by the agency is necessary.

Secondly, it is irrelevant that the information may, at times, not be related to the defect campaign of the quarter in which it is provided. In these cases, the information will concern campaigns that occur after the information has been provided, which are equally important.

Finally, with reference to the argument that notice and opportunity to comment have not been provided, the notice of proposed rule making of December 24, 1969 (34 F.R. 20212) proposed that the manufacturer provide the total number of vehicles by make and model year produced during the year in his annual summary. The rule merely requires the same information, with an additional category, to be provided quarterly rather than at the end of the year.

This notice is issued under the authority of sections 103, 113, and 119 of the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1392, 1402, 1407) and the delegation of authority at 49 CFR 1.51.

Issued on August 6, 1971.

CHARLES H. HARTMAN,
Acting Administrator.

[FR Doc.71–11583 Filed 8–10–71;8:51 am]

National Transportation Safety Board

[Docket No. SA-428]

AIRCRAFT ACCIDENT AT SAN FRANCISCO, CALIF.

Notice of Accident Investigation Hearing

In the matter of investigation of accident, involving Pan American Airways, Inc., Boeing 747, of U.S. Registry N747PA, San Francisco, Calif., July 30, 1971.

Notice is hereby given that an Accident Investigation Hearing on the above matter will be held commencing at 9:30 a.m. (local time), on August 17, 1971, at the Thunderbolt Hotel, 101 Beryshire Freeway, Millbrae, CA.

Dated this 5th day of August 1971.

[SEAL] DAVID BEARDSLEY,
Hearing Officer.

[FR Doc.71-11511 Filed 8-10-71;8:46 am]

CIVIL AERONAUTICS BOARD

[Docket No. 23538]

IMPERIAL AIR FREIGHT SERVICE, INC.

Increased Excess Value Charge; Notice of Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled matter is assigned to be held on August 19, 1971, at 10 a.m., local time, in Room 503, Universal Building, 1825 Connecticut Avenue NW, Washington, DC, before Examiner Richard M. Hartsock.

Information and evidence requests, statements of proposed issues, and proposed procedural dates shall be filed with the Examiner and other parties on or before August 12, 1971.

Dated at Washington, D.C., August 5, 1971.

[SEAL] RALPH L. WISER,
Acting Chief Examiner.

[FR Doc.71-11581 Filed 8-10-71;8:51 am]

[Docket No. 22973; Order 71-8-21]

NEW ENGLAND SERVICE INVESTIGATION

Order Regarding Extension of Time

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 6th day of August 1971.

By Order 71-6-60, dated June 9, 1971, the Board modified the scope of the "New England Service Investigation" and inter alia, directed Northeast Airlines, Inc. (Northeast), and Mohawk Airlines, Inc. (Mohawk), to file route realignment proposals with appropriate certificate amendment applications, if deemed necessary, within 60 days, or on August 9, 1971.

In various pleadings, Allegheny, Delta, Mohawk and Northeast have asked that this date be extended to a date following final determination of the merger cases which they are now prosecuting before the Board.[1] Answers to these pleadings are due on August 10, 1971. To permit a full consideration of any matters raised in these answers the Board has decided to extend until September 9 the date for submission of route realignment proposals.

Accordingly, it is ordered, That:

1. The date for submission of route realignment proposals, as established by ordering paragraph 2 of Order 71-6-60, be and it hereby is extended to September 9, 1971; and

2. This order shall be served upon all parties of record, and all parties listed in ordering paragraph 8 of Order 71-6-60.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HARRY J. ZINK,
Secretary.

[FR Doc.71-11580 Filed 8-10-71;8:51 am]

CIVIL SERVICE COMMISSION

DEPARTMENT OF AGRICULTURE

Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Agriculture to fill by noncareer executive assignment in the excepted service the position of Director of Equal Opportunity, Office of the Secretary, Immediate Office.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11514 Filed 8-10-71;8:46 am]

DEPARTMENT OF AGRICULTURE

Notice of Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Agriculture to fill by noncareer executive assignment in the excepted service the position of Associate Administrator, Consumer and Marketing Service, Office of the Administrator.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11522 Filed 8-10-71;8:47 am]

[1] Delta Air Lines, Inc.-Northeast Airlines, Inc., Merger Case, Docket 23315, and Allegheny Airlines, Inc.-Mohawk Airlines, Inc., Merger Case, Docket 23371. Northeast requests in the alternative, that such date be extended until 60 days after service of the Board's ruling on petitions for reconsideration.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Health, Education, and Welfare to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary for Community Development, Office of the Secretary, Office of the Assistant Secretary for Community and Field Services.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11515 Filed 8-10-71;8:46 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Health, Education, and Welfare to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary for Health Planning and Analysis, Office of the Secretary, Office of the Assistant Secretary for Planning and Evaluation.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11516 Filed 8-10-71;8:47 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Health, Education, and Welfare to fill by noncareer executive assignment in the excepted service the position of Deputy Commissioner for Planning, Evaluation and Management.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11517 Filed 8-10-71;8:47 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Notice of Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil

Service Commission revokes the authority of the Department of Health, Education, and Welfare to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary for Interdepartmental Affairs.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11523 Filed 8-10-71;8:47 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Notice of Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Health, Education, and Welfare to fill by noncareer executive assignment in the excepted service the position of Associate Administrator for Field Operations, Social and Rehabilitation Service.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11524 Filed 8-10-71;8:47 am]

DEPARTMENT OF THE INTERIOR

Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of the Interior to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary-Indian Affairs, Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11518 Filed 8-10-71;8:47 am]

DEPARTMENT OF THE INTERIOR

Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of the Interior to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary—Lands and Recreation, Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11519 Filed 8-10-71;8:47 am]

DEPARTMENT OF THE INTERIOR

Notice of Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of the Interior to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary for Public Land Management, Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11525 Filed 8-10-71;8:47 am]

DEPARTMENT OF THE INTERIOR

Notice of Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of the Interior to fill by noncareer executive assignment in the excepted service the position of Advisor to the Secretary for Policy and Planning, Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11526 Filed 8-10-71;8:48 am]

DEPARTMENT OF THE INTERIOR

Notice of Title Change in Noncareer Executive Assignment

By notice of November 17, 1967, F.R. Doc. 67-13608, the Civil Service Commission authorized the departments and agencies to fill by noncareer executive assignment, certain positions removed from Schedule C of Civil Service Rule VI by 5 CFR 213.3301a on November 17, 1967. This is notice that the title of one such position so authorized to be filled by noncareer executive assignment has been changed from "Assistant to the Secretary and Director of Information" to "Assistant to the Secretary and Director of Communications".

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11528 Filed 8-10-71;8:48 am]

DEPARTMENT OF TRANSPORTATION

Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Transportation to fill by noncareer executive assignment in the excepted service the position of Chief Counsel, National Highway Safety Bureau.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11520 Filed 8-10-71;8:47 am]

DEPARTMENT OF TRANSPORTATION

Notice of Grant of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission authorizes the Department of Transportation to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Secretary for Policy and International Affairs (Planning), Office of the Secretary.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11521 Filed 8-10-71;8:47 am]

DEPARTMENT OF TRANSPORTATION

Notice of Revocation of Authority To Make Noncareer Executive Assignment

Under authority of § 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Transportation to fill by noncareer executive assignment in the excepted service the position of Deputy Administrator, Federal Railroad Administration.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[FR Doc.71-11527 Filed 8-10-71;8:48 am]

ENVIRONMENTAL PROTECTION AGENCY

MONSANTO CO.

Notice of Filing of Petition Regarding Pesticide Chemical

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408 (d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), notice is given that a petition (PP 1F1106) has been filed by Monsanto Co., 800 North Lindbergh Boulevard, St. Louis, MO 63166, proposing establishment of an exemption from the requirement of a tolerance (21 CFR Part 420) for residues of mesityl oxide when used as an inert solvent or cosolvent with other permitted solvents in pesticide formulations applied to growing crops prior to formation of the edible portion of the plant.

The analytical method proposed in the petition for determining residues of the solvent is a flame-ionization gas chromatographic procedure.

Dated: August 4, 1971.

LOWELL E. MILLER,
Acting Deputy Assistant Administrator for Pesticides Programs.

[FR Doc.71-11571 Filed 8-10-71;8:53 am]

[I.F. & R. Dockets Nos. 42, 44]

2,4,5-TRICHLOROPHENOXYACETIC ACID

Determination and Order

Notice is hereby given of my determination and order concerning a challenge to a previous order cancelling the registration of the herbicide 2,4,5-Trichlorophenoxyacetic acid. Due to the widespread interest in this proceeding, I have determined that publication of the following will best serve the public welfare.

DETERMINATION AND ORDER OF THE ADMINISTRATOR

In regard Hercules Inc., the Dow Chemical Co., petitioners; Regs. Nos. 891-52, 891-61, 891-74, 891-120, 891-121, 464-199.

This proceeding involves a challenge by registrants pursuant to section 4(c) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) (7 U.S.C. section 135(b)(c)) to an order cancelling the registration of the herbicide 2,4,5-T (2,4,5-Trichlorophenoxyacetic acid) for use on food crops for human consumption. For the reasons that follow, the original determination to cancel the use of this product should be undisturbed and further evidence adduced at a formal hearing.

I. In May, 1970, the Department of Agriculture issued a notice of cancellation for the registered use of 2,4,5-T on food crops, when questions arose as to possible teratogenic effects from exposure to the 2,4,5-T product.[1] Two manufacturers, petitioners in this docket, requested that a scientific advisory committee be convened to investigate the scientific data available on the effects of 2,4,5-T. Two other producers, Amchem, Inc., and Thompson Hayward Chemical Co., invoked their statutory right to a public hearing to review the order of cancellation (I.F. & R. Dockets 45 and 48). That hearing was deferred pending the referral of this docket to the scientific advisory committee.

The advisory committee was chosen by the Secretary of Agriculture from a list of names supplied by the National Academy of Sciences and has performed the very important service of collecting, digesting, and evaluating available data on the properties and effects of 2,4,5-T. Also considered was the effect of a contaminant of 2,4,5-T, TCDD (2,3,7,8-tetrachlorodibenzo-p-dioxin), an impurity that develops in 2,4,5-T during the manufacturing process.

Data considered by the committee included available studies and results of experiments designed to show the activity of 2,4,5-T and TCDD in the environment, depending on the pattern of application and usage; their absorption, distribution, and metabolic breakdown in animals; their levels of toxicity in certain animal species; and reports concerning congenital malformation in children of mothers exposed to 2,4,5-T.

In evaluating the available information, the committee found that the data concerning the effects on human beings in exposed areas was inconclusive. It was thus necessary to extrapolate the animal data to man.

Within this framework, the committee concluded that "current patterns of usage of 2,4,5-T and its known fate in various compartments in the environment, including the plant and animal foods of man, are such that any accumulation might constitute a hazard to any aspect of human health is highly unlikely." This conclusion, however, was accompanied by a caveat that the toxic contaminant TCDD could pose a problem to human health, although a level of 0.1 parts per million of TCDD in 2,4,5-T would probably be acceptable. Present manufacturing processes are sufficiently advanced to meet this standard, but a monitoring procedure should be required to insure its observance.

II. The committee report adds significantly to our understanding of 2,4,5-T. There is no reason, based on present knowledge, to disturb our order of March 18 and suspend registration of 2,4,5-T for use on food crops. See DDT Statement of Reasons, pp. 20-21.[2] Recent judicial pronouncements and our DDT Statement of Reasons, however, make clear that the degree of danger associated with the use of an economic poison is only one variable in a complex cancellation equation. See EDF v Ruckelshaus, supra n. 1; In Re King Paint, supra n. 1. Benefits must be assessed against risks. Whether or not even a small risk is worth taking depends, as the committee itself recognized, on the advantages incident to taking that risk.

The benefit coefficient of the cancellation equation has not yet been explored, and I do not have before me a formal record showing the extent of 2,4,5-T application to crops, its importance to crop production, or the availability of substitute controls. Such factors in this case should, in my view, be considered through the statutory hearing process to insure that all the economic and other information, including that relating to the difficulty of monitoring the manufacturing processes, as well as the scientific evidence, is part of an open record.

A hearing will afford registrants and the public the opportunity to present the pertinent economic and other data relating to the balance that the law requires to be struck between benefit and risk.

While this agency could undertake to create these studies and compile an informal record which could be the basis for the required findings, the agency believes this evidence should be gathered through an open public hearing.

See EDF v Ruckelshaus, supra n. 1, at 1119, 439 F. 2d 594, —— U.S. App. D.C. at ——. The Court of Appeals opinion in EDF v Ruckelshaus is just one recent expression of the well-established judicial attitude, shared by this agency, that hearings are desirable "to bring the public into the decisionmaking process, and create a record that facilitates judicial review." 2 E.R.C. at 1120, —— F. 2d at ——, U.S. App. D.C. at ——. See e.g. Marine Space Enclosures, Inc. v FMC, 137 U.S. App. D.C. 9, 420 F. 2d 577 (1970).

For the foregoing reasons, I have determined to continue the order of cancellation for use of 2,4,5-T on food crops for human consumption. In view of the fact that petitioners in Dockets 45 and 48 have also lodged a protest against cancellation of this registration and have asked for hearings, those dockets will be consolidated with this docket for the purpose of a hearing.

Dated: August 6, 1971.

ROBERT W. FRI,
Acting Administrator, Environmental Protection Agency.

[FR Doc.71-11609 Filed 8-10-71;8:55 am]

[1] Under the Act the Administrator is obligated to initiate the administrative cancellation process whenever a substantial doubt arises as to the validity of continued use of a particular economic poison. See EDF v Ruckelshaus, 2 E.R.C. 1114, 439 F. 2d 584, —— U.S. App. D.C. ——, (1971). The Department of Agriculture also issued an order suspending the registration for aquatic use of 2,4,5-T and for home and recreational use of the liquid form and cancelling the use of granular 2,4,5-T about the home and at recreational areas and similar sites. The procedures under the Act are detailed in EDF v Ruckelshaus, supra, and the Agency's policy statement on cancellation of DDT products. See Reasons Underlying the Registration Decisions Concerning Products Containing DDT, 2,4,5-T, Aldrin and Dieldrin, Environmental Protection Agency Release, Mar. 18, 1971, hereinafter referred to as the DDT Statement of Reasons. See also In Re King Paint and Supply Co., I.F. & R. Docket 46 (petition for reconsideration) (1971); In Re Stearns, I.F. & R. Docket 13 (1971).

[2] Under the statute suspension arises when there is an "imminent hazard" to the public based on evidence that shows that an "economic poison poses a significant threat to health or otherwise creates a hazardous situation to the public, that should be corrected immediately to prevent serious injury, and which cannot be permitted to continue during the pendency of administrative proceedings." DDT Statement of Reasons, at 6.

No manufacturer with a registration for liquid or granular home use challenged the order of suspension and cancellation for liquid and granular household use. See note 1, supra. While Hercules, Inc. requested a scientific advisory committee to consider the suspension for aquatic use, as well as use on food crops (see petition of May 21, 1970), none of Hercules' five labels designated 2,4,5-T for any suspended or canceled use, except for use on food crops, and on May 11, the company added to its label an express warning against aquatic use. Since petitioner is not immediately affected by the order of suspension, the challenge is moot, and suspension will be deemed final. If the company wishes to review the question by motion at the hearing, it may do so.

FEDERAL POWER COMMISSION

[Docket No. E-7626]

INDIANA & MICHIGAN ELECTRIC CO.

Notice of Amendment of Interconnection Agreement and Increased Rate Filing

AUGUST 4, 1971.

Take notice that on April 26, 1971, Indiana & Michigan Electric Co. (Indiana) filed a supplement (Modification No. 6) dated April 1, 1971, to the Interconnection Agreement dated November 1, 1961, between Northern Indiana Public Service Co. (Northern), designated Indiana Rate Schedule FPC No. 22 and a supplement (Modification No. 3) dated February 1, 1971, to the Interconnection Agreement dated December 30, 1960, between Indianapolis Power & Light Co. (Indianapolis), and Indiana, designated Indiana Rate Schedule FPC No. 21.

These modifications provide for an increase in the demand charge for short-term power of from $0.30 per kilowatt per week to $0.40 per kilowatt per week and a change in the reduction of weekly demand charges in the event that the supplying party is unable to fulfill any

part of its commitment from $0.06 per kilowatt per day to one-sixth (⅙) of the total weekly demand charge for each day (except Sundays) any such reduction is in effect. The parties contend that the extent of use of short-term power for the next 12 months is unknown due to the fact that short-term power will be scheduled only as system conditions indicate. The parties request that the Commission waive the requirements under § 35.13(b) of the Commission's rules and regulations.

Indiana requests that the 30-day notice provision be waived, in respect to Modification No. 6, in view of the alleged necessity to improve the reserve position of Northern. Indiana requests that the 30-day notice provision be waived and that service under Modification No. 3 be considered to have commenced on February 8, 1971, it is alleged that unanticipated delays have prevented filing this agreement before this time.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 16, 1971, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of 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 available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-11496 Filed 8-10-71;8:45 am]

[Project 2301]

MONTANA POWER CO.

Notice of Application for New License for Constructed Project

AUGUST 4, 1971.

Public notice is hereby given that an application for new license has been filed under section 15 of the Federal Power Act (16 U.S.C. 791a–825r) by the Montana Power Co. (correspondence to: George W. O'Connor, President, The Montana Power Co., 40 East Broadway, Butte, MT 59701) for its constructed Mystic Lake Project No. 2301 located on West Rosebud Creek and Mystic Lake in Stillwater County, Mont. The original license expired on December 31, 1970, and the project is presently operating under an annual license.

The constructed project consists of: (1) A 145-foot long, 45-foot high earth dike with a concrete core; (2) a 368-foot long, 45-foot high concrete arch dam with a 300-foot overflow spillway controlled by flashboards; (3) a 446-acre reservoir having a usable storage capacity of 21,000 acre-feet between its maximum and minimum elevations of 7,673.5 feet and 7,612 feet (USGS datum); (4) a conduit from the reservoir to the powerhouse consisting of a 1,005-foot long tunnel, a 9,012-foot long wood-stave pipeline, a surge tank and a 2,690-foot long steel penstock; (5) a powerhouse containing two generating units each rated at 5,000 kw.; (6) 10.7 miles of the Mystic Lake-Columbus Transmission line and 8.8 miles of the Mystic Lake-Red Lodge transmission line; and (7) all other facilities and interests appurtenant to the operation of the project. A 19-foot high, 410-foot long earth fill re-regulating dam is proposed at the outlet of West Rosebud Lake where it would form a 49-acre reservoir about a mile downstream from the powerhouse.

Any person desiring to be heard or to make any protest with reference to said application should on or before October 11, 1971, file with the Federal Power Commission, Washington, D.C. 20426, petitions to intervene or protests in accordance with the requirements of the Commission's rules of 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 of practice and procedure. Application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-11497 Filed 8-10-71;8:45 am]

[Docket No. CP72-24]

NORTHERN NATURAL GAS CO.

Notice of Application

AUGUST 4, 1971.

Take notice that on July 28, 1971, Northern Natural Gas Co. (applicant), 2223 Dodge Street, Omaha, NE 68102, filed in Docket No. CP72-24 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the delivery of adjusted and realigned volumes of natural gas to certain customers under their authorized contract demand for the 1971–72 winter heating season, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, applicant states that it has received requests from three of its customers, Central Telephone and Utilities Corp., Iowa Public Service Co., and the Peoples Natural Gas Division for reallocation of their present contract demand and winter period service volumes for certain communities and adjustment of firm service for two industrial customers. Applicant states that the reallocation and adjustment proposed herein will not increase or decrease the presently authorized total contract demand or winter period service of the three customers and that this will enable the customers to meet more efficiently the requirements for 1971–72 heating season.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 24, 1971, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

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

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

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-11498 Filed 8-10-71;8:45 am]

[Docket No. E-7649]

OTTER TAIL POWER CO.

Notice of Application

AUGUST 3, 1971.

Take notice that on July 12, 1971, Otter Tail Power Co. (applicant) of Fergus Falls, Minn., filed an application seeking an order pursuant to section 204 of the Federal Power Commission authorizing the issuance of 40,000 shares of additional cumulative preferred stock for a negotiated sale and an exemption from competitive bidding. The new shares will have no par value and bear an annual dividend of $9.50. The new shares will be the fourth series of the company's cumulative preferred stock which are all of the same class and of equal rank and identical in all respects except that each series may have such designated dividend

rate and redemption and liquidation price as are fixed in the resolutions of the Board of Directors creating the series.

The applicant proposes to issue and sell the new preferred shares at a price of $100 per share to four institutional purchasers. For the services of Halsey, Stuart & Co., Inc., in connection therewith, the applicant proposes to pay a fee of 1 percent of the purchase price.

According to the application the new preferred shares will be issued to repay applicant's 3 percent first mortgage bonds due September 1, 1971, and upon being so used will qualify as "Old Money Preferred" within the meaning of section 247 of the Internal Revenue Code as amended.

Any person desiring to be heard or to make any protest with reference to such application should, on or before August 16, 1971, file with the Federal Power Commission, Washington, D.C. 20426, petitions 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. The application is on file with the Commission and available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-11499 Filed 8-10-71;8:45 am]

[Docket No. CP70-7 (Phase II)]

SOUTHERN NATURAL GAS CO.

Notice of Petition To Amend

AUGUST 4, 1971.

Take notice that on July 30, 1971, Southern Natural Gas Co. (petitioner), Post Office Box 2563, Birmingham, AL 35202, filed in Docket No. CP70-7 (Phase II) a petition to amend the order of the Commission issued on October 29, 1969 (42 FPC 944), pursuant to section 7(c) of the Natural Gas Act by authorizing a rearrangement of the volumes of natural gas sold and delivered to certain of its existing customers as their contract demand, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

The order of October 29, 1969, authorized petitioner to construct and operate facilities to increase its design daily delivery capacity, and to sell and deliver the additional volumes of natural gas available therefrom, to certain of its existing customers. The town of Brent (Brent), the Marshall County Gas District (Marshall) and the city of Dublin (Dublin) presently receive contract demand volumes of 1,560 Mcf, 14,400 Mcf, and 4,855 Mcf respectively. Petitioner proposes to increase these volumes to 1,810 Mcf, 15,320 Mcf, and 4,935 Mcf, respectively.

To permit the aforementioned increases to Brent and Marshall, petitioner states that Alabama Gas Corp. and the Works, Gas and Sewer Board of the city of Oneonta have agreed to decrease their respective contract demand by amounts equal to the Brent and Marshall increases. Petitioner states that shortly after the application was filed in Docket No. CP70-7, the city of Dublin furnished market data requesting a contract demand of 4,935 Mcf, but that this request was inadvertently overlooked. Petitioner now requests authorization to increase the volume of natural gas delivered to Brent, Marshall, and Dublin under their contract demand.

Any person desiring to be heard or to make any protest with reference to said petition to amend should on or before August 30, 1971, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-11500 Filed 8-10-71;8:45 am]

[Docket No. CP71-304]

UNION LIGHT, HEAT AND POWER CO. AND KENTUCKY GAS TRANSMISSION CORP.

Notice of Application

AUGUST 4, 1971.

Take notice that on June 21, 1971, the Union Light, Heat and Power Co. (Union), Post Office Box 960, Cincinnati, OH 45201, and Kentucky Gas Transmission Corp. (Kentucky), Post Office Box 1273, Charleston, WV 25325, filed in Docket No. CP71-304 an application, as supplemented on July 15, 1971, pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the operation of facilities for the transportation of natural gas in interstate commerce, all as more fully set forth in the application and supplement in this proceeding which are on file with the Commission and open to public inspection.

The application states that Union, under authority previously granted by the Commission, transports through certain of its facilities, natural gas on behalf of Kentucky from points in Campbell County, Kentucky, to the Cincinnati Gas & Electric Co. (Cincinnati) at three delivery points on the Ohio-Kentucky boundary. To facilitate this transportation, Union has constructed the following facilities:

(1) Approximately 13,599 feet of 24-inch pipeline in its Line AM-1, as a replacement for a similar section of 20-inch pipeline;

(2) Approximately 7,100 feet of 20-inch pipeline designated as Union's UL-6 Line;

(3) Approximately 29,289 feet of 20-inch pipeline designated as Union's AM-2 Line; and,

(4) Two odorization stations located at the Cold Spring and Alexandria Stations, Campbell County, Ky., at which points Union odorizes the natural gas it transports to Cincinnati as well as gas used in its own system.

Applicants seek authorization to operate these facilities for the transportation of natural gas.

The application states that current studies of the scope and nature of the services rendered by Union for Kentucky and Cincinnati lead to the conclusion that the charges for said services are inadequate and that the parties have agreed that an adjustment of such charges is in order. The application also states that because of the present method of measurement of natural gas sold by Kentucky to Cincinnati and Union, it appears that Union is bearing a burden of charges for "unaccounted for" gas which should be shared by Cincinnati and that Union and Cincinnati have entered into an agreement whereby Cincinnati will reimburse Union for its appropriate share of the "unaccounted for" volumes of natural gas in the future. The application requests Commission approval therefor.

Any person desiring to be heard or to make any protest with reference to said application should on or before August 24, 1971, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant

of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-11501 Filed 8-10-71;8:45 am]

[Docket No. G-4023 etc.]

TEXAS OIL & GAS CORP. ET AL.

Findings and Order After Statutory Hearing

AUGUST 2, 1971.

Findings and order after statutory hearing issuing certificates of public convenience and necessity, amending orders issuing certificates, dismissing applications, permitting and approving abandonment of service, terminating certificate, terminating proceedings, making successors corespondent, redesignating proceedings, and accepting rate schedules for filing.

Each applicant herein has filed an application pursuant to section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce or for permission and approval to abandon service or a petition to amend an order issuing a certificate, all as more fully set forth in the applications and petitions to amend.

Applicants have filed FPC gas rate schedules or supplements to rate schedules on file with the Commission and propose to initiate, abandon, add, or discontinue in part natural gas service in interstate commerce as indicated in the tabulation herein.

Bobby W. Whittington, applicant in Docket No. CI61-671, proposes to continue in part the sale of natural gas heretofore authorized in Docket No. G-14996 to be made pursuant to Mobil Oil Corp. FPC Gas Rate Schedule No. 420. The contract comprising said rate schedule will also be accepted for filing as a rate schedule of applicant. The present rate under said rate schedule is in effect subject to refund in Docket No. RI70-498. Therefore, applicant will be made a corrspondent in said proceeding and the proceeding will be redesignated accordingly. Applicant indicates in his certificate application that in addition to the refund obligation required by § 154.92(d)(3) of the regulations under the Natural Gas Act, he intends to be responsible for the total refund from the date that the increased rate of his assignor became effective subject to refund.

W. R. Dean, Robert L. Baker, and John C. O'Leary (Operator) et al., applicants in Docket No. CI71-662, propose to continue in part the sale of natural gas heretofore authorized in Docket No. G-18064 to be made pursuant to J. S. Abercrombie Mineral Co., Inc. (Operator) et al., FPC Gas Rate Schedule No. 1. The present rate under said rate schedule is in effect subject to refund in Docket No. RI62-319. Therefore, applicants will be made corespondents in said proceeding and the proceeding will be redesignated accordingly.

Odessa Natural Corp., applicant in Docket No. CI70-295, proposes to continue in part the sale of natural gas heretofore authorized in Docket No. G-17206 to be made pursuant to El Paso Products Co. FPC Gas Rate Schedule No. 8. The contract comprising said rate schedule will also be accepted for filing as a rate schedule of applicant. The present rate under said rate schedule is in effect subject to refund in Docket No. RI64-460. Therefore, applicant will be made a corespondent in said proceeding and the proceeding will be redesignated accordingly.

The Commission's staff has reviewed each application and recommends each action ordered as consistent with all substantive Commission policies and required by the public convenience and necessity.

After due notice by publication in the FEDERAL REGISTER, no petition to intervene, notice of intervention, or protest to the granting of the applications has been filed.

At a hearing held on July 29, 1971, the Commission on its own motion received and made a part of the record in this proceeding all evidence, including the applications and petitions, as supplemented and amended, and exhibits thereto, submitted in support of the authorizations sought herein, and upon consideration of the record,

The Commission finds:

(1) Each applicant herein is a "natural-gas company" within the meaning of the Natural Gas Act as heretofore found by the Commission or will be engaged in the sale of natural gas in interstate commerce for resale for ultimate public consumption, subject to the jurisdiction of the Commission, and will, therefore, be a "natural-gas company" within the meaning of the Natural Gas Act upon the commencement of service under the authorizations hereinafter granted.

(2) The sales of natural gas hereinbefore described, as more fully described in the applications in this proceeding, will be made in interstate commerce subject to the jurisdiction of the Commission; and such sales by applicants, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are subject to the requirements of subsections (c) and (e) of section 7 of the Natural Gas Act.

(3) Applicants are able and willing properly to do the acts and to perform the service proposed and to conform to the provisions of the Natural Gas Act and the requirements, rules, and regulations of the Commission thereunder.

(4) The sales of natural gas by applicants, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are required by the public convenience and necessity; and certificates therefor should be issued as hereinafter ordered and conditioned.

(5) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act and the public convenience and necessity require that the orders issuing certificates of public convenience and necessity in various dockets involved herein should be amended as hereinafter ordered.

(6) The sales of natural gas proposed to be abandoned, as hereinbefore described and as more fully described in the applications and in the tabulation herein, are subject to the requirements of subsection (b) of section 7 of the Natural Gas Act.

(7) The abandonments proposed by applicants herein are permitted by the public convenience and necessity and should be approved as hereinafter ordered.

(8) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the certificates heretofore issued to applicants relating to the abandonments hereinafter permitted and approved should be terminated or that the orders issuing said certificates should be amended by deleting therefrom authorization to sell natural gas from the subject acreage.

(9) The certificate application pending in Docket No. CI70-712 is moot.

(10) The increased rate effective subject to refund in Docket No. RI69-224, for the sale proposed to be continued in Docket No. CI69-1237, is below the area ceiling prescribed in Opinion No. 586.

(11) Applicant in Docket No. CI71-664 has collected no money subject to refund in Docket No. RI70-816.

(12) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Odessa Natural Corp. should be made a corespondent in the proceeding pending in Docket No. RI64-460; that W. R. Dean, Robert L. Baker, and John C. O'Leary (Operator) et al., should be made corespondents in the proceeding pending in Docket No. RI62-319; that Bobby M. Whittington should be made a corespondent in the proceeding pending in Docket No. RI70-498; and that said proceedings should be redesignated accordingly.

(13) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the FPC gas rate schedules and supplements related to the authorizations hereinafter granted should be accepted for filing.

The Commission orders:

(A) Certificates of public convenience and necessity are issued upon the terms and conditions of this order authorizing

sales by applicants of natural gas in interstate commerce for resale, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, all as hereinbefore described and as more fully described in the applications and in the tabulation herein.

(B) The certificates granted in paragraph (A) above are not transferable and shall be effective only so long as applicants continue the acts or operations hereby authorized in accordance with the provisions of the Natural Gas Act and the applicable rules, regulations, and orders of the Commission.

(C) The grant of the certificates issued in paragraph (A) above shall not be construed as a waiver of the requirements of section 7 of the Natural Gas Act or of Part 154 or Part 157 of the Commission's regulations thereunder and is without prejudice to any findings or orders which have been or which may hereafter be made by the Commission in any proceedings now pending or hereafter instituted by or against applicants. Further, our action in this proceeding shall not foreclose or prejudice any future proceedings or objections relating to the operation of any price or related provisions in the gas purchase contracts herein involved. The grant of the certificates aforesaid for service to the particular customers involved does not imply approval of all of the terms of the contracts, particularly as to the cessation of service upon termination of said contracts as provided by section 7(b) of the Natural Gas Act. The grant of the certificates aforesaid shall not be construed to preclude the imposition of any sanctions pursuant to the provisions of the Natural Gas Act for the unauthorized commencement of any sales of natural gas subject to said certificates.

(D) The orders issuing certificates of public convenience and necessity in Dockets Nos. G–18297, CI64–106, CI68–620, CI71–281, CI71–381, and CI71–522 are amended by adding thereto or deleting therefrom authorization to sell natural gas as more fully described in the applications and in the tabulation herein. In all other respects said orders shall remain in full force and effect.

(E) The orders issuing certificates of public convenience and necessity in Dockets Nos. G–4023, G–6437, and CI69–1237 are amended by substituting successors in interest as certificate holders as more fully described in the applications and in the tabulation herein. In all other respects said orders shall remain in full force and effect.

(F) The orders issuing certificates of public convenience and necessity in the following dockets are amended to reflect the deletion of acreage where new certificates are issued herein or outstanding certificates are amended herein by authorizing the continuation of service from the subject acreage, and in all other respects said orders shall remain in full force and effect:

Amend to delete acreage	*New certificate and/or amendment to add acreage*
G–7004	CI71–645
G–8816	CI71–711
G–11229	CI71–493
G–13633	CI71–381
G–14996	CI71–671
G–17206	CI70–295
G–18064	CI71–662
G–18881	CI71–591
CI68–502	CI68–620

(G) The certificates of public convenience and necessity and certificate authorizations granted in Dockets Nos. CI68–620, CI71–281, CI71–682, CI71–684, and CI71–718 are subject to any determination which may be made by the Commission in Docket No. R–338 with respect to the transportation of liquids and liquefiable hydrocarbons.

(H) Applicants in the dockets indicated shall charge and collect the following rates, subject to B.t.u. adjustment where applicable:

Docket No.	Rate (cents per Mcf)	Pressure base (p.s.i.a.)
CI71–218	18.5	14.65
CI71–381	18.75	15.025
CI71–591	[1] 18.5	14.65
	[2] 20.0	14.65
CI71–682	24.5	14.65
CI71–684	24.5	14.65
CI71–718	24.5	14.65

[1] For sales from acreage heretofore dedicated to Union Oil Company of California (Operator) et al., FPC Gas Rate Schedule No. 123.
[2] For sales from newly dedicated acreage.

(I) The certificates of public convenience and necessity and certificate authorizations granted in Dockets Nos. CI69–1237, CI71–281, CI71–591, CI71–659, CI71–683, CI71–693, CI71–708, and CI71–766 are subject to the Commission's findings and order accompanying Opinion No. 586. If the quality of the gas deviates at any time from the quality standards set forth in § 154.106(d) of the regulations under the Natural Gas Act so as to require a downward adjustment of the existing rates, notices of changes in rate shall be filed pursuant to section 4 of the Natural Gas Act; provided, however, that adjustments reflecting changes in B.t.u. content of the gas shall be computed by the applicable formula and charged without the filing of notices of changes in rate.

(J) Within 90 days from the date of this order, applicant in Docket No. CI69–1237 shall file three copies of a rate schedule-quality statement in the form prescribed in Opinion No. 586. Within 90 days from the date of initial delivery, Applicant in Dockets Nos. CI71–682, CI71–684, and CI71–718 shall file three copies of rate schedule-quality statements in the form prescribed in Opinion No. 468–A.

(K) The certificate issued in Docket No. CI71–281 determines the rate which legally may be paid by the buyer to the seller but is without prejudice to any action which the Commission may take in any rate proceeding involving either company.

(L) Applicant in Docket No. G–18297 shall file a notice of change in rate in order to collect the rate of 15 cents per Mcf for sales of gas from new reservoirs underlying the acreage dedicated under its basic contract. Such rate change filing may be accepted without suspension if verified to be within the contemplation of Opinion No. 567, 42 FPC 726, by supporting information.

(M) The proceeding in Docket No. RI69–224 is terminated with respect to sales from the interests acquired by applicant in Docket No. CI69–1237.

(N) Applicant in Docket No. CI71–659 may charge and collect the proposed 1-cent per Mcf gathering allowance subject to refund pending Commission determination as to whether such allowance is applicable in this case.

(O) Within 30 days from the date of this order, applicant in Docket No. CI71–662 shall file three copies of a sample billing statement as required by § 154.92(b) of the regulations under the Natural Gas Act.

(P) In the event applicant in Dockets Nos. CI71–682, CI71–684, and CI71–718 exercises its options under its contracts with the gas purchaser to process the gas, applicant shall file with the Commission rate schedule supplements setting forth the conditions and details of the contemplated actions not less than 30 days prior to the commencement of such processing.

(Q) W. R. Dean, Robert L. Baker, and John C. O'Leary (Operator) et al., are made corespondents in the proceeding pending in Docket No. RI62–319; Odessa Natural Corp. is made a corespondent in the proceeding pending in Docket No. RI64–460; Bobby M. Whittington is made a corespondent in the proceeding pending in Docket No. RI70–498; and said proceedings are redesignated accordingly. They shall comply with the refunding procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder.

(R) Permission for and approval of the abandonment of service by applicants, as hereinbefore described and as more fully described in the applications and tabulation, are granted.

(S) The certificate application pending in Docket No. C170–712 is dismissed, the temporary certificate issued in said docket is terminated, and the related FPC gas rate schedule is canceled.

(T) The certificate issued in Docket No. CI71–664 is terminated.

(U) The proceeding in Docket No. RI70–816 is terminated. Applicant in Docket No. CI71–664 is not relieved of any refund obligations in Docket No. RI71–483 as a result of the abandonment permitted and approved in the former docket.

(V) The rate schedules and rate schedule supplements related to the authorizations granted herein are accepted for filing or are redesignated, all as set forth in the tabulation herein.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

Docket No. and date filed	Applicant	Purchaser and location	FPC gas rate schedule [1]		
			Description and date of document	No.	Supp.
G-4023 E 3-11-71	Texas Oil & Gas Corp. et al. (successor to Gulfshore Oil Co. et al.).	Tennessee Gas Pipeline Co., a division of Tenneco Inc., East Placedo Field, Victoria County, Tex.	Gulfshore Oil Co., et al., FPC Gas Rate Schedule No. 1.	79	
			Supplements Nos. 1-8	79	1-8
			Notice of succession 3-11-71		
			Assignment 7-2-70 [2]	79	9
			Assignment 7-2-70 [2]	79	10
			(Effective date: 6-1-70)		
G-6437 E 2-22-71	Helen Loraine Harvey (Operator) et al. (successor to Francis L. Harvey (Deceased)).	El Paso Natural Gas Co., Pictured Cliffs Field, San Juan County, N. Mex.	Final degree 1-28-71 [4]	1	19
			(Effective date: 1-28-71)		
G-7004 D 3-4-71 [5]	Pennzoil United, Inc.	Consolidated Gas Supply Corp., [6] Otter District, Braxton County, W. Va.	Supplemental agreement 1-5-71 [7]	10	24
			(Effective date: Date of this order).		
G-18297 C 4-5-71	Cities Service Oil Co. (Operator).	Kansas-Nebraska Natural Gas Co., Inc., Kimball County, Nebr.	Supplemental agreement 1-5-70 [8]	216	12
			(Effective date: Date of initial delivery).		
CI64-106 D 2-8-71	Sun Oil Co.	Northern Natural Gas Co., Hunt-Baggett Field, Crockett County, Tex.	Notice of partial cancellation 2-3-71	413	5
			(Effective date: Date of this order).		
CI68-620 CF 3-30-71 [9]	Gulf Oil Corp.	United Gas Pipe Line Co., Block 773, Mustang Island Area, Nueces County, Tex.	Amendment 2-23-71	394	5
			Assignment (various dates)	394	6
CI69-1287 E 2-18-71	Imperial American Management Company (successor to King Resources Company).	Northern Natural Gas Co., Fort Supply Field, Ellis County, Okla.	King Resources Co., FPC Gas Rate Schedule No. 22.	17	
			Supplements Nos. 1-4	17	1-4
			Notice of succession 2-15-71		
			Assignment 8-13-70 [10]	17	5
			(Effective date: 8-13-70)		
CI70-295 F 9-29-69 [11] 1-28-71 [11]	Odessa Natural Corp. (successor to El Paso Products Co.).	El Paso Natural Gas Co., Basin Dakota Pool, San Juan County, N. Mex.	Contract 1-2-59 [12]	2	
			Assignment 1-1-69 [13] (Berger Lease).	2	1
			Assignment 1-1-69 [13] (Navajo Lease).	2	2
			Assignment 1-1-69 [13] (Pierce Lease).	2	3
			Assignment 1-1-69 [13] (Holloway Lease).	2	4
			(Effective date: 1-1-69)		
			Amendment 8-1-70 [14]	2	5
			(Effective date: 8-1-70)		
CI70-712 B 3-19-71 [15]	Lyons Petroleum (Operator) et al.	Transcontinental Gas Pipe Line Corp., Lottie Field, Pointe Coupee Parish, La.	Notice of Cancellation 3-26-71.	8	2
			(Effective date: Date of this order.)		
CI71-281 C 3-5-71	Anadarko Production Co.	Panhandle Eastern Pipe Line Co., Acreage in Texas County, Okla.	Amendment 2-18-71	154	1
CI71-381 CF 3-1-71 [16]	Par Oil Corp. (successor to Penntoll Producing Co.).	United Gas Pipe Line Co. Sligo Field, Bossier Parish, La.	Amendment 2-11-71	1	1

Filing code: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Succession.
F—Partial succession.

See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser and location	FPC gas rate schedule [1]		
			Description and date of document	No.	Supp.
CI71-493 F 12-28-70 [17]	Bruce L. Wilson (Operator) et al. (successor to Atlantic Richfield Co. (Operator), et al.).	Southern Natural Gas Co. Carthage Field, Panola County, Tex.	Contract 5-7-51	2	
			Letter agreement 3-31-52	2	1
			Letter agreement 4-30-52	2	2
			Letter agreement 5-27-52	2	3
			Letter agreement 6-26-52	2	4
			Letter agreement 7-28-52	2	5
			Letter agreement 9-8-52	2	6
			Letter agreement 10-23-54	2	7
			Assignment 9-7-70	2	8
			Assignment 7-24-70	2	9
			Assignment 9-30-70	2	10
			Letter agreement 10-23-70	2	11
CI71-522 C 4-15-71	Commonwealth Gas Corporation.	United Fuel Gas Co., Ravenswood District, Jackson County, W. Va.	Supplemental agreement 12-9-70.	22	1
CI71-561 A 2-1-71	Mobil Oil Corp.	Colorado Interstate Gas Co., a division of Colorado Interstate Corp., Greenwood Field, Baca County, Colo.	Contract 12-4-70	468	
CI71-574 A 2-10-71	Arch B. Gilbert	Arkansas Louisiana Gas Co., Bonanza Field, Sebastian County, Ark.	Contract 12-7-70 [18]	2	
			Contract 10-5-70	2	1
			(Effective date: Date of initial delivery).		
CI71-577 A 2-10-71	K. M. McClain	do	Contract 12-7-70 [19]	1	
			Contract 10-5-70	1	1
			(Effective date: Date of initial delivery).		
CI71-591 AF 2-18-71 [20]	Jones & Pellow Oil Co. (successor to Union Oil Co. of California (Operator) et al.).	Michigan Wisconsin Pipe Line Co., Laverne Field, Harper County, Okla.	Contract 12-9-70	19	
CI71-645 3-4-71 [21]	Penntoll United, Inc.	Equitable Gas Co., Otter District, Braxton County, W. Va.	Contract (No. 6422) 1-18-71	28	
			(Effective date: Date of initial delivery).		
CI71-658 F 3-8-71 [22]	The Colorado National Bank of Denver (successor to J. Gregory Merrion et al.).	El Paso Natural Gas Co., Ignacio Field, La Plata County, Colo.	Contract 7-10-61 [23]	1	
			Amendatory agreements (various dates) [24]	1	1
			Assignments (various dates) [24]	1	2
			(Effective date: 12-1-67)		
CI71-659 A 3-11-71	Atlantic Richfield Co.	Northern Natural Gas Co., East Tuttle Field, Comanche County, Kans.	Contract 3-8-71	637	
CI71-662 F 3-10-71 [25]	W. E. Dean, Robert L. Baker, and John C. O'Leary (Operator) et al. (successor to J. S. Abercrombie Mineral Co., Inc. (Operator), et al.).	Natural Gas Pipeline Co. of America, Milton Field, Harris County, Tex.	Contract 4-1-56 [26]	1	
			Letter agreement 6-15-61	1	1
			Assignments [27]		
			11-12-70 [28]	1	2
			10-29-70 [29]	1	3
			12-10-70 [30]	1	4
			10-31-70 [31]	1	5
			10-30-70 [32]	1	6
			10-13-70 [33]	1	7
			10-2-70 [34]	1	8
			10-30-70 [35]	1	9
			10-31-70 [36]	1	10
			11-6-70 [37]	1	11
			11-5-70 [38]	1	12
			11-6-70 [39]	1	13
			11-6-70 [40]	1	14
			11-3-70 [41]	1	15
			11-3-70 [42]	1	16
			11-6-70 [43]	1	17
			11-11-70 [44]	1	18

Docket No. and date filed	Applicant	Purchaser and location	FPC gas rate schedule [1] Description and date of document	No.	Supp.
			11-6-70 [42]	1	19
			10-30-70 [43]	1	20
			12-8-70 [47]	1	21
			10-30-70 [45]	1	22
			11-18-70 [46]	1	23
			10-6-70 [47]	1	24
			10-9-70 [48]	1	25
			10-12-70 [49]	1	26
			10-9-70 [50]	1	27
			10-15-70 [51]	1	28
			10-30-70 [52]	1	29
			10-30-70 [53]	1	30
			10-29-70 [54]	1	31
			11-6-70 [55]	1	32
			11-12-70 [56]	1	33
			12-10-70 [57]	1	34
			(Effective date: 12-10-70)		
CI71-664, B 3-15-71 [61]	George R. Brown (Operator) et al.	Trunkline Gas Co. South Lissie Field, Wharton County, Tex.	Notice of cancellation 3-12-71. (Effective date: Date of this order.)	6	3
CI71-666, A 3-9-71	Mitchell Oil Co.	Cities Service Gas Co., Curl Creek Field, Nowata County, Okla.	Contract 1-29-71	1	
CI71-671, F 3-4-71 [62]	Bobby W. Whittington (successor to Mobil Oil Corp.).	Texas Eastern Transmission Corp., Bird Island, Kleberg County, Tex.	Contract 12-6-56 [63]	1	
			Letter agreement 12-6-56	1	1
			Letter agreement 6-17-56	1	2
			Letter agreement 9-10-58	1	3
			Letter agreement 7-27-59	1	4
			Notice of change 10-16-69	1	5
			Assignment 10-12-70 [64]	1	6
			(Effective date: 10-1-70)		
(G-14996 [65])	Mobil Oil Corp.		Notice of partial cancellation 11-10-70 [66].	420	9
			(Effective date: 10-1-70)		
CI71-674, A 3-18-71	Atlantic Richfield Co.	El Paso Natural Gas Co., San Juan Basin, San Juan County, N. Mex.	Contract 3-4-71	638	
			(Effective date: Date of initial delivery).		
CI71-682, A 3-22-71	Perry R. Bass	Northern Natural Gas Co., Gomez Field, Pecos County, Tex.	Contract 2-3-71	21	
CI71-683, A 3-22-71	Robert L. Williams, d.b.a. Imperial Oil Co.	Cities Service Gas Co., Aetna Mississippi Pool, Barber County, Kans.	Contract 2-25-71	3	
CI71-684, A 3-22-71	Perry R. Bass et al.	Northern Natural Gas Co., North Gomez Field Area, Pecos County, Tex.	Contract 3-2-71	22	
CI71-693, A 3-24-71	Ferguson Oil Co., Inc.	Michigan Wisconsin Pipe Line Co., Okeene Northwest Field, Major County, Okla.	Contract 2-23-71	7	
CI71-707, A 3-29-71	Hunt Industries	El Paso Natural Gas Co., Brown Bassett Field, Terrell County, Tex.	Contract 3-15-71	9	
CI71-708, A 3-29-71	Oklahoma Natural Gas Co.	Northern Natural Gas Co., Parnell South-Morrow Basal Field, Ochiltree County, Tex.	Contract 3-1-71	39	
CI71-711, F 3-29-71 [67]	G. E. Kadane & Sons (Operator), et al. (successor to Humble Oil & Refining Co.).	United Gas Pipe Line Co., Maxie Field, Forrest County, Miss.	Contract 4-15-55	5	
			Letter agreement 8-8-57	5	1
			Amendment 1-30-58	5	2
			Letter agreement 3-18-58	5	3
			Letter agreement 8-12-59	5	4
			Letter agreement 9-25-64	5	5
			Letter agreement 10-1-64	5	6
			Letter agreement 8-1-68	5	7
			Assignment 12-30-70	5	8
			Assignment 12-31-70	5	9
(G-8816 [68])	Humble Oil & Refining Co.		Notice of partial cancellation 2-2-71. (Effective date: 12-31-70)	110	10
CI71-713, A 3-31-71	Maguire Oil Co. (Operator), et al.	Valley Gas Transmission, Inc., Buena Suerta Field, Duval County, Tex.	Contract 2-25-71	12	
CI71-715, A 3-31-71	Commonwealth Gas Corp.	United Fuel Gas Co., Ravenswood District, Jackson County, W. Va.	Contract 12-9-70	23	
CI71-718, A 4-5-71	Perry R. Bass	Northern Natural Gas Co., Block 16 Field, Ward County, Tex.	Contract 3-18-71	23	
CI71-729, 4-2-71 [69]	Anadarko Production Co. (Operator) et al.	Texas Gas Transmission Corp., South Elton Field, Jefferson Davis Parish, La.		3 125	
CI71-766, A 4-16-71	Basin Petroleum Corp.	Northern Natural Gas Co., acreage in Ochiltree County, Tex.	Contract 3-8-71	2	

[1] Where no effective date is indicated, the rate schedule filing has heretofore been accepted.
[2] From Gulfshore Oil Co. and K. D. Owen to Toyah Corp.
[3] From Toyah Corp. to Texas Oil & Gas Corp.
[4] Assigns interest of Francis L. Harvey, deceased, presently administered under Helen Loraine Harvey, Ancillary Executrix of the Last Will and Testament of Francis L. Harvey, deceased et al., to Helen Loraine Harvey.
[5] Deletion of acreage from which a sale is authorized in the instant order in Docket No. CI71-645.
[6] Purchaser has no facilities in the area to take the gas.
[7] Deletes the Big Injun Formation under two leases.
[8] Dedicates additional acreage and changes the price structure of the basic contract with respect to "new" gas.
[9] Applicant proposes to continue in part sales of natural gas heretofore authorized in Docket No. CI58-309 to be made pursuant to Samedan Oil Corp. FPC Gas Rate Schedule No. 24 and in Docket No. CI58-802 to be made pursuant to Texas Gas Exploration Corp. (Operator) et al., FPC Gas Rate Schedule No. 20.
[10] From King Resources Co. to applicant.
[11] Applicant proposes to continue in part the sale of natural gas authorized in Docket No. G-17206 to be made pursuant to El Paso Products Co. FPC Gas Rate Schedule No. 8.
[12] Also on file as El Paso Products Co. FPC Gas Rate Schedule No. 8.
[13] From El Paso Products Co. to El Paso Oil and Gas Co.
[14] Covers change in name from El Paso Oil and Gas Co. to Odessa Natural Corp.
[15] Application for permission and approval to abandon the sale commenced under a temporary certificate issued in this docket.
[16] Applicant proposes to continue in part the sale of natural gas authorized in Docket No. G-13633 to be made pursuant to Pennzoil Producing Co. FPC Gas Rate Schedule No. 208.
[17] Applicant proposes to continue in part the sale of natural gas authorized in Docket No. G-11229 to be made pursuant to Atlantic Richfield Co. (Operator) et al., FPC Gas Rate Schedule No. 381.
[18] Ratifies contract of Oct. 5, 1970, between Tenneco Oil Co. and Arkansas Louisiana Gas Co.
[19] Applicant proposes to continue in part the sale of natural gas authorized in Docket No. G-18881 to be made pursuant to Union Oil Co. of California (Operator) et al., FPC Gas Rate Schedule No. 123 and to initiate a sale from previously undedicated acreage.
[20] Sale heretofore authorized in Docket No. G-7004 to be made to Consolidated Gas Supply Corp. which has no facilities to take the gas.
[21] Applicant proposes to continue in part the sale of natural gas authorized in Docket No. CI62-1335 to be made pursuant to J. Gregory Merrion et al., FPC Gas Rate Schedule No. 8.
[22] Also on file as J. Gregory Merrion et al., FPC Gas Rate Schedule No. 8.
[23] Five amendments which add acreage to the basic contract.
[24] Eleven assignments from Fred W. Pool et al., to applicant.
[25] Applicant proposes to continue in part the sale of natural gas authorized in Docket No. G-18064 to be made pursuant to J. S. Abercrombie Mineral Co., Inc. (Operator), et al., FPC Gas Rate Schedule No. 1.
[26] Also on file as J. S. Abercrombie Mineral Co., Inc. (Operator), et al., FPC Gas Rate Schedule No. 1.
[27] Each assignment provides for a depth limitation of 8,100 feet.
[28] From J. S. Abercrombie Mineral Co., Inc., to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[29] From Mrs. Wheeler Nazro, Independent Executrix of the Estate of Wheeler Nazro, to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[30] From Norman H. Mansfield to Robert L. Baker, John C. O'Leary, and W. R. Dean.
[31] From Robert V. R. Schuyler to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[32] From Clinton W. Josey, Jr., to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[33] From Pauline J. Low to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[34] From Robert H. Baker to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[35] From J. E. Josey III to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[36] From William L. Shepherd to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[37] From Ford Hubbard, Jr., to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.

[39] From Melissa Cotton Josey Fabian to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[40] From June Josey Stiles to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[41] From Dorothy Josey to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[42] From C. W. Josey to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[43] From D. W. Josey to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[44] From James L. Shephard III to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[45] From J. Robert King to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[46] From Madeline Shepherd to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[47] From M. M. Broussard to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[48] From Cecilia S. Cambiss to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[49] From R. A. Shepherd to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[50] From Ruth W. Downey to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[51] From Rex G. Baker, Jr., to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[52] From Jack S. Josey to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[53] From Houston Oil Well Service Company to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[54] From Lenoir M. Josey, Inc., to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[55] From Pine Lodge Oil Company, Inc., to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[56] From Mrs. Helga K. Shepherd, Life Tenant under the Will of James L. Shepherd, Jr., to Norman H. Mansfield Robert L. Baker, James C. O'Leary, and W. R. Dean.
[57] From Robert A. Shepherd, Jr., to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean
[58] From Mrs. Wheeler Nazro, Independent Executrix of the Estate of Wheeler Nazro, to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[59] From Thomas Fletcher, Jr., Trustee of the Grace King Fletcher Trust, to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[60] From J. S. Abercrombie Mineral Co., Inc., to Norman H. Mansfield, Robert L. Baker, John C. O'Leary, and W. R. Dean.
[61] From Norman H. Mansfield to Robert L. Baker, John C. O'Leary, and W. R. Dean.
[62] Application for permission and approval to abandon the sale authorized in Docket No. CI60-274.
[63] Applicant proposes to continue in part the sale of natural gas authorized in Docket No. G-14996 to be made pursuant to Mobil Oil Corp. FPC Gas Rate Schedule No. 420.
[64] Also on file as Mobil Oil Corp. FPC Gas Rate Schedule No. 420.
[65] From Mobil Oil Corp. to Bobby W. Whittington.
[66] No abandonment application filed or necessary (18 CFR 2.64).
[67] Includes assignment from Mobil Oil Corp. to Bobby W. Whittington.
[68] Applicant proposes to continue in part the sale of natural gas authorized in Docket No. G-8816 to be made pursuant to Humble Oil & Refining Co. FPC Gas Rate Schedule No. 110.
[69] No abandonment application filed or necessary (18 CFR 2.64).
[70] Applicant proposes to continue the sale authorized in Docket No. G-12721 to be made pursuant to its FPC Gas Rate Schedule No. 125. Permission and approval to abandon said sale were granted in Docket No. CI71-115 due to lack of gas production. The subject lease is now capable of producing gas.
[71] This rate schedule has been reinstated and acceptance of Supplement No. 6 hereto, the notice of cancellation, has been rescinded.

[FR Doc.71-11411 Filed 8-10-71;8:45 am]

[Docket No. CP68-231]

COLUMBIA OFFSHORE PIPELINE CO. ET AL.

Notice of Supplement to Third Amendment to Application

AUGUST 10, 1971.

Columbia Offshore Pipeline Co., Columbia Gulf Transmission Co., Bonita Transmission Co., and Tennessee Gas Pipeline Co., a division of Tenneco Inc.

Take notice that on August 6, 1971, Columbia Gulf Transmission Co. (Columbia Gulf), Post Office Box 683, Houston, TX 77001, and Tennessee Gas Pipeline Co., a division of Tenneco Inc. (Tennessee), Post Office Box 2511, Houston, TX 77001, filed in Docket No. CP68-231 a supplement to the third amendment to an application for a certificate of public convenience and necessity pursuant to section 7(c) of the Natural Gas Act currently pending before the Commission in said docket by proposing a substitution and rearrangement of the parties, all as more fully set forth in the supplement which is on file with the Commission and open to public inspection.

In the third amendment to the instant application, Tennessee and Columbia Gulf propose to interconnect certain of their existing and proposed pipeline facilities in the Southern Louisiana and Offshore Louisiana area with a new pipeline to be built, owned and leased to them by Bonita Transmission Co. (Bonita). Such interconnected facilities are proposed to be operated as an integrated offshore system known as the "Blue Water Project," for the transportation of natural gas produced in the Offshore Louisiana Area.

Specifically, applicants propose herein to eliminate Bonita as an applicant and to substitute in lieu thereof Tennessee and Columbia Gulf. Applicants state that the proposed substitution of parties will not alter the construction or operation of the facilities proposed in the application, as amended, in Docket No. CP68-231.

Applicants have submitted revised cost estimates and state that the total project presented is estimated to cost $45,519,000, of which amount $41,253,000 is attributable to the facilities to be jointly owned and operated by Tennessee and Columbia Gulf.

It appears reasonable and consistent with the public interest in this case to prescribe a period shorter than 15 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 amendment should on or before August 20, 1971, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-11675 Filed 8-10-71;10:03 am]

FEDERAL RESERVE SYSTEM

FIRST & MERCHANTS CORP.

Order Approving Acquisition of Bank Stock by Bank Holding Company

In the matter of the application of First & Merchants Corp., Richmond, Va., for prior approval of the acquisition of 100 percent (less directors' qualifying shares) of the voting shares of the successor by merger to The First National Bank of Danville, Danville, Va.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and § 222.3(a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by First & Merchants Corp., Richmond, Va. (Applicant), a bank holding company, for the Board's prior approval of the acquisition of 100 percent (less directors' qualifying shares) of the voting shares of the successor by merger to The First National Bank of Danville, Danville, Va.

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Comptroller of the Currency, and requested his views and recommendation. The Comptroller recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on April 27, 1971 (36 F.R. 7875), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired, and all those received have been considered by the Board.

It is hereby ordered, For the reasons set forth in the Board's statement[1] of this date, that said application be and hereby is approved, provided that the acquisition so approved shall not be consummated (a) before the 30th calendar day following the date of this order, or (b) later than 3 months after the date of this order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Richmond pursuant to delegated authority.

By order of the Board of Governors,[2] August 5, 1971.

[SEAL] KENNETH A. KENYON,
Deputy Secretary.

[FR Doc.71-11529 Filed 8-10-71;8:48 am]

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[1] Filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Richmond. Dissenting statement of Governor Robertson filed as part of the original document and available upon request.

[2] Voting for this action: Chairman Burns and Governors Daane, Maisel, and Sherrill. Voting against this action: Governor Robertson. Absent and not voting: Governors Mitchell and Brimmer.

HAMILTON BANCSHARES, INC.

Order Approving Acquisition of Bank Stock by Bank Holding Company

In the matter of the application of Hamilton Bancshares, Inc., Chattanooga, Tenn., for approval of acquisition of 90.5 percent or more of the voting shares of The First National Bank of Polk County, Copperhill, Tenn.

There has come before the Board of Governors, pursuant to section 3(a)(3) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(3)) and § 222.3 (a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by Hamilton Bancshares, Inc., Chattanooga, Tenn. (Applicant), a registered bank holding company, for the Board's prior approval of the acquisition of 90.5 percent or more of the voting shares of The First National Bank of Polk County, Copperhill, Tenn. (Bank).

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the Comptroller of the Currency, and requested his views and recommendation. The Comptroller has recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on June 9, 1971 (36 F.R. 11127), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered.

The Board has considered the application in the light of the factors set forth in section 3(c) of the Act, including the effect of the proposed acquisition on competition, the financial and managerial resources and future prospects of the Applicant and the banks concerned, and the convenience and needs of the communities to be served, and finds that:

Applicant, the largest bank holding company and fifth largest banking organization in Tennessee, controls nine banks which hold combined deposits of $441.6 million, representing 5.9 percent of the total deposits held by Tennessee banks.[1] (All banking data are as of December 31, 1970, adjusted to reflect holding company formations and acquisitions approved by the Board through June 30, 1971.) Upon acquisition of Bank (deposits of $12.7 million), Applicant would remain the fifth largest banking organization and its control of deposits in the State would increase slightly to 6.1 percent.

Bank, which operates one office at Copperhill, Tenn., is the largest of three banks in Polk County with 60.1 percent of the deposits in the county. Acquisition of Bank would represent Applicant's initial entry into Polk County; Applicant's subsidiary closest to Bank is approximately 60 miles away from it. Because of the distances involved, Tennessee's restrictive branching laws, and the unlikelihood that Applicant would enter the Polk County market de novo, it appears that consummation of the proposal herein would not result in the elimination of any signficant present competition nor the foreclosure of any significant potential competition between Bank and Applicant's subsidiaries. Although Applicant is acquiring the largest bank in the relevant market, the limited size and nature of the market (each bank is the sole bank within its community) make it appear unlikely competition between existing banks in the market will be altered. On the basis of the record before it, the Board concludes that consummation of the proposed acquisition would not adversely affect competition in any relevant area.

The financial and managerial resources and future prospects of Applicant, its subsidiary banks, and Bank are regarded as satisfactory. The major banking needs of Copperhill appear to be adequately served at present. Applicant proposes to improve bank services by making its trust services and managerial resources more readily available. Thus, considerations related to financial and managerial resources as well as convenience and needs of the community are consistent with approval. It is the Board's judgment that the proposed transaction would be in the public interest, and that the application should be approved.

It is hereby ordered, For the reasons set forth above, that said application be and hereby is approved, provided that the acquisition so approved shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than three months after the date of this order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Atlanta pursuant to delegated authority.

By order of the Board of Governors,[2] August 5, 1971.

[SEAL] KENNETH A. KENYON,
Deputy Secretary.

[FR Doc.71-11530 Filed 8-10-71;8:48 am]

[1] Applicant also controls two banks in Georgia which hold combined deposits of $56.8 million.

SUNCOOK BANK

Order Approving Action To Become Bank Holding Company

In the matter of the application of The Suncook Bank, Suncook, N.H., for approval of action to become a bank holding company through the acquisition of 48 percent of the voting shares of The Hooksett Bank, Hooksett, N.H., a proposed new bank.

There has come before the Board of Governors, pursuant to section 3(a)(1) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(1)) and § 222.3 (a) of Federal Reserve Regulation Y (12 CFR 222.3(a)), an application by The Suncook Bank, Suncook, N.H. (Applicant), for the Board's prior approval of action whereby Applicant would become a bank holding company through the acquisition of 48 percent of the voting shares of The Hooksett Bank, Hooksett, N.H. (Bank), a proposed new bank.

As required by section 3(b) of the Act, the Board gave written notice of receipt of the application to the New Hampshire Bank Commissioner, and requested his views and recommendation. The Commissioner recommended approval of the application.

Notice of receipt of the application was published in the FEDERAL REGISTER on June 19, 1971 (36 F.R. 11833), providing an opportunity for interested persons to submit comments and views with respect to the proposal. A copy of the application was forwarded to the U.S. Department of Justice for its consideration. Time for filing comments and views has expired and all those received have been considered.

The Board has considered the application in the light of the factors set forth in section 3(c) of the Act, including the effect of the proposed acquisition on competition, the financial and managerial resources and future prospects of the Applicant and the bank concerned, and the convenience and needs of the communities to be served and finds that:

Applicant, a bank with $16.2 million deposits, has one office with 1.6 percent of the deposits in the State, and 25 percent of the deposits in the Concord area. (Banking data are as of December 31, 1970.) Applicant proposes to acquire 48 percent of the voting shares of Bank, and directors of Applicant propose to acquire an additional 4 percent, with local residents owning the remainder. Bank, the first to be located in Hooksett, a town of 5,300, 3 miles south of Applicant, will, in effect, serve as a branch of Applicant. Bank should assume a portion of Applicant's existing business from the Hooksett area. However, this will not result in an elimination of existing or potential competition since Bank will be a new institution and will not open except as a subsidiary of Applicant. Based on the record before it, the Board concludes that consummation of the proposal will have no adverse effects on existing or potential competition. Rather, the formation of Bank will result in increased banking facilities and competition.

The financial and managerial resources and future prospects of Applicant and Bank are reasonably satisfactory and consistent with approval of the application.

The development of an industrial park and a shopping center, both in the vicinity of Bank, have created the need for additional banking services in the area. In view thereof and in view of recent increases in population of the area, considerations relating to the convenience

[2] Voting for this action: Chairman Burns and Governors Robertson, Mitchell, and Brimmer. Absent and not voting: Governors Daane, Maisel, and Sherrill.

and needs of the community to be served weigh in favor of approval.

It is hereby ordered, For the reasons set forth above, that said application be and hereby is approved, provided that the acquisition so approved shall not be consummated (a) before the 30th calendar day following the date of this order or (b) later than 3 months after the date of this order, and provided further that (c) The Hooksett Bank shall be open for business not later than 6 months after this order. The periods described in (b) and (c) hereof may be extended for good cause by the Board, or by the Federal Reserve Bank of Boston pursuant to delegated authority.

By order of the Board of Governors,[1] August 5, 1971.

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

[FR Doc.71-11531 Filed 8-10-71;8:48 am]

OLIN CORP.

Nonbanking Activities

Olin Corp., a Virginia corporation with principal offices in New York, N.Y., has applied, pursuant to section 4(d) of the Bank Holding Company Act, for an exemption from the provisions of the Act limiting the nonbanking activities of a bank holding company. The Applicant controls 59 percent of the voting shares of the Illinois State Bank of East Alton, Ill.

Under section 4(d), the exemption may be granted "(1) to avoid disrupting business relationships that have existed over a long period of years without adversely affecting the banks or communities involved, or (2) to avoid forced sales of small locally owned banks to purchasers not similarly representative of community interests, or (3) to allow retention of banks that are so small in relation to the holding company's total interests and so small in relation to the banking market to be served as to minimize the likelihood that the bank's powers to grant or deny credit may be influenced by a desire to further the holding company's other interests."

Interested persons may express their views on this matter. The application may be inspected in Room 1020 of the Board's building or at the Federal Reserve Bank of St. Louis. Any request for a hearing on this matter should be accompanied by a statement summarizing the evidence the person requesting the hearing proposes to submit or to elicit at the hearing and a statement of the reasons why this matter should not be resolved without a hearing.

Any views or requests for a hearing should be submitted in writing and received by the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, not later than September 6, 1971.

Board of Governors of the Federal Reserve System, August 4, 1971.

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

[FR Doc.71-11503 Filed 8-10-71;8:45 am]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-4692]

FAS INTERNATIONAL, INC.

Order Suspending Trading

AUGUST 4, 1971.

The common stock, 2 cents par value and the 5 percent convertible subordinated debentures due 1989 of FAS International, Inc., being traded on the New York Stock Exchange, Inc., pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of FAS International, Inc., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 5, 1971 through August 14, 1971.

By the Commission.

[SEAL] THEODORE L. HUMES, *Associate Secretary.*

[FR Doc.71-11508 Filed 8-10-71;8:46 am]

[812-2986]

HOME LIFE EQUITY FUND, INC., AND HOME LIFE INSURANCE

Application for Order Exempting Proposed Transaction

AUGUST 5, 1971.

Notice is hereby given that Home Life Equity Fund, Inc. (Fund), Two Hopkins Plaza, Post Office Box 1534, Baltimore, MD 21203, a diversified, open-end management investment company registered under the Investment Company Act of 1940, 15 U.S.C. section 80a-1 et seq. (Act), and Home Life Insurance Co. (Home Life), 253 Broadway, New York, NY 10007 (hereinafter collectively called "applicants") have filed an application pursuant to section 17(b) of the Act for an order exempting a proposed transaction from the provisions of section 17(a) of the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

The Fund is an investment company incorporated under the laws of Maryland. The investment adviser of the Fund is Home Life and all outstanding shares of the Fund are owned by Home Life. Currently, shares of the Fund may be sold only to Home Life and its separate accounts. The Fund has filed a registration statement under the Act on Form N-8B-1 and a registration statement on Form S-5 under the Securities Act of 1933, as amended (1933 Act).

Home Life is a mutual life insurance company organized under the laws of the State of New York on May 1, 1960. Home Life issues certain variable annuity contracts which participate in a separate account designated Separate Account B (Account). The Account is not registered as an investment company pursuant to exclusion from the definition of "investment company" provided by section 3(c)(11) of the Act, as amended December 14, 1970. The assets of the Account are separate from the other assets of Home Life, and in accordance with the terms of the participating contracts, the assets held in the Account to the credit of such contracts are not chargeable with liabilities arising out of any other business conducted by Home Life.

Home Life is responsible for making all investment decisions for the Account. The principal investment objective of the Account is in substance identical to the principal investment objective of the Fund, and the investment policies and restrictions of the Account are substantially similar to those of the Fund. Included among the investment policies of the Account is the right to invest all assets in shares of a registered open-end management investment company. In accordance with this policy, Home Life intends to invest all assets of the Account in shares of the Fund. As of March 31, 1971, the assets of the Account totaled approximately $217,000.

Home Life proposes to transfer all of the assets of the Account to the Fund in exchange for Fund shares. The number of Fund shares to be issued will be determined by dividing (i) the value of the assets of the Account as of the close of trading on the New York Stock Exchange on the date of the transfer by (ii) the net asset value per Fund share as of the close of trading on the Exchange on such date. Applicants represent that all assets transferred to the Fund will be compatible with the investment objective, policies and restrictions of the Fund. In the opinion of counsel for Home Life, the exchange of assets of the Account for Fund shares will be a taxable transaction, and the Fund's cost basis for tax purposes in the assets acquired from the Account will be the value of such assets as of the exchange date. Accordingly, no adjustment for potential capital gains taxes will be made. Applicants represent that any tax payable by Home Life as a result of the exchange will be insignificant inasmuch as the assets held by the Account in relation to variable annuity contracts are entitled

[1] Voting for this action: Chairman Burns and Governors Robertson, Mitchell, and Brimmer. Absent and not voting: Governors Daane, Maisel, and Sherrill.

to special tax treatment under the Internal Revenue Code.

Section 17(a) provides, in pertinent part, that it shall be unlawful for any affiliated person of a registered investment company, acting as principal, knowingly to sell property to such company. Home Life as the investment adviser and sole stockholder of the Fund is an affiliated person of the Fund under section 2(a)(3) of the Act. Section 17(b) of the Act directs the Commission to exempt a proposed transaction subject to section 17(a) of the Act, if the evidence establishes that (a) the terms thereof, including the consideration to be paid or received, are reasonable and fair and do not involve overreaching on the part of any person concerned; (b) the proposed transaction is consistent with the policy of each registered investment company concerned, as recited in its registration statement and reports filed under the Act; and (c) the proposed transaction is consistent with the general purposes of the Act.

Applicants state that the proposed transaction will not be effected unless all assets transferred to the Fund have been approved by Home Life, acting as investment adviser, and the Board of Directors of the Fund as suitable investments for the Fund. In addition, all assets of the Account and of the Fund at the time of the exchange must have readily ascertainable market values. Applicants represent that on the basis of the foregoing there is no possibility of unfairness in the terms of the transaction or of inadequate consideration being paid for the shares issued by the Fund.

Applicants further state that the proposed transaction will avoid unnecessary brokerage expenses which would otherwise be borne by shareholders of the Fund and by the holders of the variable annuity contracts participating in the Account. Applicants state that there is no persuasive reason for requiring the transaction to be accomplished in a manner subjecting the parties to unnecessary brokerage costs in view of the safeguards which will assure fairness in the terms of the exchange if effected in the manner described.

Notice is further given that any interested person may, not later than August 26, 1971, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter acompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicants at the address stated above. Proof of service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after such date as provided by Rule 0–5 of the rules and regulations promulgated under the Act, an order disposing of the matter herein may be issued by the Commission upon the basis of the information stated in said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] RONALD F. HUNT,
Acting Associate Secretary.

[FR Doc.71–11509 Filed 8–10–71;8:46 am]

[811–1942]

NATIONAL CAPITAL INVESTMENTS, INC.

Notice of Filing of Application Declaring That Company Has Ceased To Be an Investment Company

AUGUST 4, 1971.

Notice is hereby given that National Capital Investments, Inc. (Applicant), 85 Devonshire Street, Boston, MA, a Massachusetts corporation registered as a closed-end, nondiversified management investment company under the Investment Company Act of 1940 (Act), has filed an application 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 set forth therein which are summarized below.

Applicant registered under the Act by filing a Notification of Registration Form N–8A on September 17, 1969. A registration statement on Form N–8B–1 was filed on September 29, 1969. On November 24, 1969, a registration statement on Form S–4 was filed with the Commission under the Securities Act of 1933; said registration statement has not been made effective and Applicant has requested its withdrawal.

Applicant represents that it has no shareholders and that no public offering or sale of its common stock has been or is intended to be made. It has no assets of any kind.

Section 3(c)(1) of the Act excepts from the definition of investment company any issuer whose outstanding securities are beneficially owned by not more than 100 persons, and which is not making and does not presently propose to make a public offering of its securities.

Section 8(f) of the Act provides in pertinent part, that when the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the taking effect of such order the registration of such company shall cease to be in effect.

Notice is further given that any interested person may, not later than August 25, 1971, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted, or he may request he be notified if the Commission should order a hearing thereon. Any such communication should be adressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address 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. At any time later than said date as provided by Rule 0–5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] THEODORE L. HUMES,
Associate Secretary.

[FR Doc.71–11510 Filed 8–10–71;8:46 am]

TARIFF COMMISSION

[AA1921–78/80]

SHEET GLASS FROM FRANCE, ITALY, AND WEST GERMANY

Notice of Investigations and Hearing

Having received advice from the Treasury Department on August 3, 1971, that clear sheet glass weighing over 28 ounces per square foot from France and West Germany and clear sheet glass weighing over 16 ounces per square foot from Italy is being, or is likely to be, sold in the United States at less than fair value, the U.S. Tariff Commission has instituted joint investigations Nos. AA1921–78 (France), AA1921–79 (West Germany), and AA1921–80 (Italy) under section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)), to determine whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

Hearing. A joint public hearing in connection with these investigations will be

held in the Tariff Commission's Hearing Room, Tariff Commission Building, 8th and E Streets NW., Washington, DC, beginning at 10 a.m., e.d.s.t., on September 22, 1971. All parties will be given opportunity to be present, to produce evidence, and to be heard at such hearing. Interested parties desiring to appear at the public hearing should notify the Secretary of the Tariff Commission, in writing, at its office in Washington, D.C., at least 5 days in advance of the date set for the hearing.

Issued: August 6, 1971.

By order of the Commission.

[SEAL] KENNNETH R. MASON,
Secretary.

[FR Doc.71-11578 Filed 8-10-71;8:53 am]

DEPARTMENT OF LABOR

Office of the Secretary

[TEA-W-90]

M. P. MOLLER, INC.

Notice of Investigation Regarding Certification of Eligibility of Workers To Apply for Adjustment Assistance

After reviewing the Tariff Commission's report on its investigation of the petition for adjustment assistance filed on behalf of workers formerly employed by M. P. Moller, Inc. of Hagerstown, Md. (Report No. TEA-W-90) under section 301(c)(2) of the Trade Expansion Act of 1962, and in which report the Commission being equally divided, made no finding, the President decided, under the authority of section 330(d)(1) of the Tariff Act of 1930 as amended, to consider the findings of those Commissioners who found in the affirmative as the finding of the Commission. Accordingly, he has advised the Secretary of Labor that he may certify this group of workers as eligible to apply for adjustment assistance.

In view of the Tariff Commission's report, the President's authorization, and the responsibilities delegated to the Secretary of Labor under section 8 of Executive Order 11075 (28 F.R. 473), the Director, Office of Foreign Economic Policy, Bureau of International Labor Affairs, has instituted an investigation, as provided in 29 CFR 90.5 and this notice. The investigation relates to the determination of whether any of the group of workers covered by the Tariff Commission report should be certified as eligible to apply for adjustment assistance, provided for under Title III, Chapter 3, of the Trade Expansion Act of 1962, including the determination of related subsidiary subjects and matters, such as the date unemployment or underemployment began or threatened to begin and the subdivision of the firm involved to be specified in any certification to be made, as more specifically provided in Subpart B of CFR Part 90.

Interested persons should submit written data, views, or arguments relating to the subjects of investigations to the Director, Office of Foreign Economic Policy, U.S. Department of Labor, Washington, D.C. 20210, on or before August 19, 1971.

Signed at Washington, D.C. this 4th day of August 1971.

EDGAR I. EATON,
Director, Office of Foreign Economic Policy.

[FR Doc.71-11595 Filed 8-10-71;8:54 am]

Wage and Hour Division

CERTIFICATES AUTHORIZING THE EMPLOYMENT OF LEARNERS AT SPECIAL MINIMUM WAGES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.) and Administrative Orders 595 and 621 (31 F.R. 12981 and 36 F.R. 12819) the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the act. For each certificate, the effective and expiration dates, number or proportion of learners and the principal product manufactured by the establishment are as indicated. Conditions on occupations, wage rates, and learning periods which are provided in certificates issued under the supplemental industry regulations cited in the captions below are as established in those regulations; such conditions in certificates not issued under the supplemental industry regulations are as listed.

Apparel Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended and 29 CFR 522.20 to 522.25, as amended).

The following normal labor turnover certificates authorize 10 percent of the total number of factory production workers except as otherwise indicated.

Aalfs Manufacturing Co., Sioux City, Iowa; 7-12-71 to 7-11-72 (ladies', men's and boys' jeans).

Ainsbrooke Co., Olney, Ill.; 6-29-71 to 6-28-72 (men's and boys' pajamas).

Amco Industries, Anderson, S.C.; 6-23-71 to 6-22-72; 10 learners (ladies' blouses and pants suits).

The Arrow Co., Gilbert, Minn.; 6-24-71 to 6-23-72 (men's shirt collars and cuffs).

The Arrow Co., Virginia, Minn.; 6-24-71 to 6-23-72 (men's shirts).

Barbizon of Utah, Inc., Provo, Utah; 7-11-71 to 7-10-72 (ladies' lingerie).

Baumel Dress Corp., Olyphant, Pa.; 6-21-71 to 6-20-72 (women's and children's dresses).

Caraway Apparel Co. Inc., Caraway, Ark.; 7-11-71 to 7-10-72; 10 learners (ladies' dresses).

Central Apparel Corp., Danville, Va.; 7-14-71 to 7-13-72 (children's pants).

The Fordyce Apparel Co., Fordyce, Ark.; 7-10-71 to 7-9-72 (men's and boys' pants).

Giles Manufacturing Corp., Narrows, Va.; 7-6-71 to 7-5-72 (children's knit shirts, slacks, and creepers).

Greenway Manufacturing Co., Waynesburg, Pa.; 7-8-71 to 7-7-72 (boys' shirts).

Guin Garment Corp., Guin, Ala.; 7-15-71 to 7-14-72 (boys' shirts).

Hansley Industries, Inc., Hattiesburg, Miss.; 6-23-71 to 6-22-72 (men's pajamas).

Henry I. Siegel Co., Inc., Gleason, Tenn.; 6-29-71 to 6-28-72 (men's and boys' pants).

Hy-Grade Pants Co., Inc., Taylor, Pa.; 6-22-71 to 6-21-72 (men's and boys' pants).

Imperial Reading Corp., Lafayette, Tenn.; 6-25-71 to 6-24-72 (men's shirts).

Jo-Jac Shirt Co., Inc., Pulaski, Tenn.; 7-3-71 to 7-2-72; 10 learners (boys' shirts).

Kellwood Co., Coffeeville, Miss.; 7-12-71 to 7-11-72 (boys' pants).

LaCrosse Sportswear Corp., LaCrosse, Va.; 7-5-71 to 7-4-72 (men's and boys' knit sport shirts).

Lee-Mar Shirt Co., Inc., Pulaski, Tenn.; 7-15-71 to 7-14-72 (boys' shirts).

Manchester Pants Co., Manchester, Md.; 6-30-71 to 6-29-72 (men's pants).

Manhattan Industries, Inc., Americus, Ga.; 7-1-71 to 6-30-72 (men's shirts).

Marietta Sportswear Manufacturing Co., Marietta, Okla.; 7-7-71 to 7-6-72 (men's slacks).

Martin Manufacturing Co., Inc., Martin, Tenn.; 7-6-71 to 7-5-72 (men's uniform shirts).

McCreary Manufacturing Co., Inc., Stearns, Ky.; 7-19-71 to 7-18-72 (men's shirts).

Monticello Manufacturing Co., Inc., Monticello, Ky.; 7-19-71 to 7-18-72 (men's shirts and ladies' blouses).

Morgan Sportswear Co., Madison, Ga.; 7-11-71 to 7-10-72 (men's and boys' knit shirts).

Newport Manufacturing Co., Newport, N.C.; 7-12-71 to 7-11-72 (men's sport shirts).

Pecos Garment Co., Pecos, Tex.; 7-12-71 to 7-11-72 (men's and boys' dungarees).

Rose Hill Textiles, Inc., Rose Hill, N.C.; 6-29-71 to 6-28-72; 10 learners (boys' jackets).

Spencer California, Tehachapi, Calif.; 7-1-71 to 6-30-72; 7 learners (children's jumpers, pants dresses, pajamas, and gowns).

The following plant expansion certificates were issued authorizing the number of learners indicated.

Gahama Manufacturing Co., Inc., Heflin, Ala.; 7-6-71 to 1-5-72; 10 learners (ladies' dresses, pants suits, and uniforms).

Kellwood Co., Grenda, Miss.; 6-28-71 to 12-27-71; 50 learners (boys' pants).

Koinonia Sewing Industry, Americus, Ga.; 7-9-71 to 1-8-72; 18 learners (women's pants).

Glove Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended and 29 CFR 522.60 to 522.65, as amended).

Good Luck Glove Co., Metropolis, Ill.; 7-6-71 to 7-5-72; 10 percent of the total number of machine stitchers for normal labor turnover purposes (work gloves).

Ideal Glove Co., Maben, Miss.; 6-23-71 to 6-22-72; 5 learners for normal labor turnover purposes (work gloves).

Lambert Manufacturing Co., Chillicothe, Mo.; 7-18-71 to 7-17-72; 10 learners for normal labor turnover purposes (work gloves).

Southern Glove Manufacturing Co., Inc., Conover, N.C.; 6-23-71 to 6-22-72; 10 percent of the total number of machine stitchers for normal labor turnover purposes (work gloves).

Wells Lamont Corp., Brownsville, Tenn.; 7-20-71 to 7-19-72; 10 percent of the total number of machine stitchers for normal labor turnover purposes (fabric, hunting, casual, and ski gloves).

Hosiery Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended and 29 CFR 522.40 to 522.43, as amended)

W. Y. Shugart & Sons, Inc., Fort Payne, Ala.; 7-2-71 to 7-1-72; 5 percent of the total

number of factory production workers for normal labor turnover purposes (infants', misses', and boys' hosiery).

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended and 29 CFR 522.30 to 522.35, as amended).

Glennville Lingerie Corp., Glennville, Ga.; 7-12-71 to 1-11-72; 18 learners for plant expansion purposes (women's and children's underwear and sleepwear).

Paul Bruce Manufacturing Co., Inc., Scotland Neck, N.C.; 6-30-71 to 6-29-72; 5 learners for normal labor turnover purposes (ladies' sleepwear).

Each learner certificate has been issued upon the representations of the employer which, among other things, were that employment of learners at special minimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within 15 days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 522.9. The certificates may be annulled or withdrawn, as indicated, therein, in the manner provided in 29 CFR Part 528.

Signed at Washington, D.C., this 6th day of August 1971.

ROBERT G. GRONEWALD,
Authorized Representative of the Administrator.

[FR Doc.71-11596 Filed 8-10-71;8:52 am]

INTERSTATE COMMERCE COMMISSION

ASSIGNMENT OF HEARINGS

AUGUST 6, 1971.

Cases assigned for hearing, postponement, cancellation, or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 133488 Sub 1, R.F.P. Trucking, Inc., now assigned September 8, 1971, at Washington, D.C., postponed indefinitely.

MC 29886 Sub 269, Dallas & Mavis Forwarding Co., Inc., now assigned September 9, 1971, at Washington, D.C., postponed to October 4, 1971, at the Offices of the Interstate Commerce Commission, Washington, D.C.

MC 128675 Sub 3, Edward T. Walsh, doing business as Walsh Carriage, assigned September 13, 1971, in Room E-2222, 26 Federal Plaza, New York, N.Y.

MC 129600 Sub 3, Polar Transport, Inc., assigned September 14, 1971, in Room E-2222, 26 Federal Plaza, New York, N.Y.

MC 135249, Clements Marcinkowski, doing business as Marc Trucking, assigned September 15, 1971, in Room E-2222, 26 Federal Plaza, New York, N.Y.

MC 60852 Sub 3, Warco Service, Inc., assigned September 23, 1971, in Room E-2222, 26 Federal Plaza, New York, N.Y.

MC 135434, V & A Warehouse Corp., assigned September 22, 1971, Room E-2222, 26 Federal Plaza, New York, N.Y.

MC 105733 Sub 43, H. R. Ritter Trucking Co., Inc., Extension—Perryville, Md., assigned September 20, 1971, in Room E-2222, 26 Federal Plaza, New York, N.Y.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.71-11588 Filed 8-10-71;8:51 am]

FOURTH SECTION APPLICATION FOR RELIEF

AUGUST 5, 1971.

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

LONG-AND-SHORT-HAUL

FSA No. 42260—*Ethylene oxide from Geismar, La.* Filed by M. B. Hart, Jr., agent (No. A6273), for interested rail carriers. Rates on ethylene oxide, in tank carloads, from Geismar, La., to Kansas City, Mo.-Kans.

Grounds for relief—Market competition.

Tariff—Supplement 82 to Southern Freight Association, agent, tariff I.C.C. S-838. Rates are published to become effective on September 9, 1971.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.71-11587 Filed 8-10-71;8:51 am]

[Notice 27]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

AUGUST 6, 1971.

The following letter-notices of proposals to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission under the Commission's Revised Deviation Rules—Motor Carriers of Property, 1969 (49 CFR 1042.4(d)(11)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 1042.4(d)(11)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 1042.4(d)(12)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Revised Deviation Rules—Motor Carriers of Property, 1969, will be numbered consecutively for convenience in identification and protests, if any, should refer to such letter-notices by number.

MOTOR CARRIERS OF PROPERTY

No. MC-20824 (Deviation No. 7), COMMERCIAL MOTOR FREIGHT, INC., OF INDIANA, 2141 South High School Road, Post Office Box 41719, Indianapolis, IN 46241, filed July 28, 1971. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: Between South Bend, Ind., and Valparaiso, Ind., over Indiana Highway 2, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Fort Wayne, Ind., over U.S. Highway 30 to junction Indiana Highway 53, thence over Indiana Highway 53 to Gary, Ind., thence over U.S. Highway 20 to Chicago, Ill.; and (2) from Louisville, Ky., over U.S. Highway 31E to Sellersburg, Ind., thence over U.S. Highway 31 to junction Alternate U.S. Highway 31, thence over Alternate U.S. Highway 31 via Columbus, Ind., to junction U.S. Highway 31, thence over U.S. Highway 31 via Franklin and Indianapolis, Ind., to South Bend, Ind., and return over the same routes.

No. MC 42487 (Deviation No. 90), CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, 174 Linfield Drive, Menlo Park, CA 94105, filed July 29, 1971. Carrier's representative: V. R. Oldenburg, Post Office Box 5138, Chicago, IL 60680. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Jamestown, N.Y., over New York Highway 17J to Mayville, N.Y., thence over New York Highway 17 to Westfield, N.Y., thence over U.S. Highway 20 to junction Interstate Highway 90 at or near the New York-Pennsylvania State line, thence over Interstate Highway 90 to junction Interstate Highway 271, thence over Interstate Highway 271 to junction Ohio Highway 82 at or near Twinsburg, Ohio, thence over Ohio Highway 82 to junction Ohio Highway 21, thence over Ohio Highway 21 to junction Cleveland-Massillon Road, thence over the Cleveland-Massillon Road to West Richfield, Ohio, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Akron, Ohio, over U.S. Highway 224 to New Castle, Pa., serving all points within 15 miles of Akron, Ohio; and (2) from Jamestown, N.Y., over New York Highway 60 to junction unnumbered highway, thence over unnumbered highway via Busti, N.Y., to the New York-Pennsylvania State line, thence over unnumbered highway to Sugargrove, Pa., thence over Pennsylvania Highway 69 to junction Pennsylvania Highway 27, thence

over Pennsylvania Highway 27 via Youngsville, Pa., to Pleasantville, Pa., thence over Pennsylvania Highway 36 to Titusville, Pa., thence over Pennsylvania Highway 8 to Franklin, Pa., thence over U.S. Highway 62 to Mercer, Pa., thence over U.S. Highway 19 to Harlansburg, Pa., thence over Pennsylvania Highway 108 to New Castle, Pa., thence over Pennsylvania Highway 65 to Pittsburgh, Pa., and return over the same routes.

No. MC-48958 (Deviation No. 29), ILLINOIS-CALIFORNIA EXPRESS, INC., Post Office Box 9050, Amarillo, TX 79105, filed July 28, 1971. Carrier's representative: Morris G. Cobb, same address as applicant. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Dallas, Tex., over Interstate Highway 20 (U.S. Highway 80) to junction U.S. Highway 380 at or near Post, Tex., thence over U.S. Highway 84 to junction US. Highway 380 at or near Post, Tex., thence over U.S. Highway 380 to Roswell, N. Mex., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over pertinent service routes as follows: (1) From Amarillo, Tex., over U.S. Highway 287 via Wichita Falls, Tex., to Rhome, Tex., thence over Texas Highway 114 to Dallas, Tex.; (2) from Vaughn, N. Mex., over U.S. Highway 60 via Clovis, N. Mex., to Amarillo, Tex.; and (3) from Roswell, N. Mex., over U.S. Highway 70 to Clovis, N. Mex., and return over the same routes.

No. MC-59680 (Deviation No. 86), STRICKLAND TRANSPORTATION CO., INC., Post Office Box 5689, Dallas, TX 75222, filed July 28, 1971. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over deviation routes as follows: (1) From junction U.S. Highway 6 and Interstate Highway 65, over Interstate Highway 65 to junction U.S. Highway 30, thence over U.S. Highway 30 to junction Interstate Highway 69, thence over Interstate Highway 69 (U.S. Highway 27) to junction U.S. Highway 6, and (2) from junction U.S. Highway 6 and Interstate Highway 65, over Interstate Highway 65 to junction U.S. Highway 30, thence over U.S. Highway 30 to junction U.S. Highway 31, thence over U.S. Highway 31 to junction U.S. Highway 6, and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Chicago, Ill., over Alternate U.S. Highway 30 via Calumet City, Ill., to junction U.S. Highway 6, thence over U.S. Highway 6 to Lorain, Ohio, and return over the same route.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.71-11589 Filed 8-10-71;8:51 am]

[Notice 22]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

AUGUST 6, 1971.

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

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

Successively filed letter-notices of the same carrier under the Commission's Revised Deviation Rules—Motor Carriers of Property, 1969, will be numbered consecutively for convenience in identification and protests, if any, should refer to such letter-notices by number.

MOTOR CARRIERS OF PASSENGERS

No. MC-2844 (Deviation No. 2), CHICAGO & CALUMET DISTRICT TRANSIT COMPANY, INC., 4932 Columbia Avenue, Hammond, IN 46327, filed July 28, 1971. Carrier's representative: Gregory M. Rebman, 1230 Boatmen's Bank Building, St. Louis, MO 63102. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, over a deviation route as follows: From the junction of Indianapolis Boulevard and Chicago Skyway entrance, over the Chicago Skyway to junction Dan Ryan Expressway, thence over Dan Ryan Expressway to junction 22d Street, thence over 22d Street, to junction Indiana Street, thence over Indiana Street, to junction 14th Street, thence over 14th Street, to junction Michigan Avenue, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over pertinent service routes as follows: (1) From the National Trailways Bus Depot at 20 East Randolph Street, over the first alley north of East Randolph Street to junction Wabash Avenue, thence over Wabash Avenue to junction Wacker Drive, thence over Wacker Drive to junction Michigan Boulevard, thence over Michigan Boulevard to junction East Balbo Drive, thence over East Balbo Drive to junction Columbus Drive, thence over Columbus Drive to junction Leif Ericson Drive, thence over Leif Ericson Drive to Jackson Park, thence through Jackson Park to junction 63d Street and Stoney Island Avenue; and return over the above-specified route to junction Leif Ericson Drive and Columbus Drive, thence over Leif Ericson Drive to junction Michigan Boulevard, thence over Michigan Boulevard to junction Randolph Street, thence over Randolph Street to the National Trailways Bus Depot; and (2) from junction 63d Street and South Park Avenue, Chicago, Ill., over South Park Avenue to junction South Chicago Avenue, thence over South Chicago Avenue to junction 95th Street, thence over 95th Street to junction Ewing Avenue, thence over Ewing Avenue to junction Indianapolis Boulevard, thence over Indianapolis Boulevard to junction Calumet Avenue, in Hammond Ind., and return over the same route.

No. MC-2844 (Deviation No. 3), CHICAGO & CALUMET DISTRICT TRANSIT COMPANY, INC., 4932 Columbia Avenue, Hammond, IN 46327, filed July 28, 1971. Carrier's representative: Gregory M. Rebman, 1230 Boatmen's Bank Building, St. Louis, MO 63102. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, over a deviation route as follows: From junction Wacker Boulevard and Michigan Avenue, over Michigan Avenue to 14th Street, thence over 14th Street to junction Indiana Avenue, thence over Indiana Avenue to junction 22d Street, thence over 22d Street to junction Dan Ryan Expressway, thence over Dan Ryan Expressway to junction Calumt Expressway, thence over Calumet Expressway to junction Dalton Road, thence over Dalton Road to junction State Street, thence over State Street to junction State Line Avenue, thence over State Line Avenue to junction Highland Avenue, thence over Highland Avenue to junction Hohman Avenue, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over pertinent service routes as follows: (1) From junction Wacker Drive and Michigan Boulevard, over Michigan Boulevard, to junction East Balbo Drive, thence over East Balbo Drive to junction Columbus Drive, thence over Columbus Drive to junction Leif Ericson Drive, thence over Leif Ericson Drive to Jackson Park, thence through Jackson Park to junction 63d Street and Stony Island Avenue; and return over the above-specified route to junction Leif Ericson Drive and Columbus Drive, thence over Leif Ericson Drive to junction East Balbo Drive, thence over East Balbo Drive to junction Michigan Boulevard, thence over Michigan Boulevard, to junction Wacker Drive; and (2) from junction 63d Street and South Park Avenue, Chicago, Ill., over South Park Avenue, to junction South Chicago Avenue, thence over South Chicago Avenue, to junction 95th Street, thence over 95th Street, to junction Ewing Avenue, thence over Ewing Avenue, to junction Indianapolis Boulevard, thence over Indianapolis Boulevard, to junction Calumet Avenue, in Hammond, Ind., thence over Calumet Avenue, to junction Gostlin Street, thence over Gostlin Street to junction Hohman Avenue, thence over Hohman Avenue, to junction Highland Street, and return over the same route.

No. MC–2844 (Deviation No. 4), CHICAGO & CALUMET DISTRICT TRANSIT COMPANY, INC., 4932 Columbia Avenue, Hammond, IN 46327, filed July 28, 1971. Carrier's representative: Gregory M. Rehman, 1230 Boatmen's Bank Building, St. Louis, Mo. 63102. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, over a deviation route as follows: From junction 141st Street and Hohman Avenue in Hammond, Ind., over 141st Street to junction Indianapolis Toll Road, thence over Indianapolis Toll Road to junction Chicago Skyway, thence over Chicago Skyway to junction Dan Ryan Expressway, thence over Dan Ryan Expressway to junction 22d Street, thence over 22d Street to junction Indiana Street, thence over Indiana Street to junction 14th Street, thence over 14th Street to junction Michigan Avenue, in Chicago, Ill., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property over pertinent service routes as follows: (1) From junction Calumet and Sheffield Avenues, in Hammond, Ind., over Sheffield Avenue, to junction Hohman Avenue, thence over Hohman Avenue, to junction Gostlin Street, (2) from junction Calumet Avenue and 119th Street, in Hammond, Ind., over 119th Street, to junction Indianapolis Boulevard, in Whiting, Ind., and (3) from junction 63d Street, and South Park Avenue, in Chicago, Ill., over 63d Street, to junction Stony Island Avenue, thence over Stony Island Avenue, to junction South Chicago Avenue, thence over South Chicago Avenue, to junction 95th Street, thence over 95th Street, to junction Ewing Avenue, thence over Ewing Avenue, to junction Indianapolis Boulevard, thence over Indianapolis Boulevard, to junction 119th Street, Whiting, Ind., and return over the same routes.

No. MC–109780 (Deviation No. 36), CONTINENTAL TRAILWAYS, INC., 1501 South Central Avenue, Los Angeles, CA 90021, filed July 28, 1971. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage, and express and newspapers* in the same vehicle with passengers, over a deviation route as follows: From junction U.S. Highway 50 and Interstate Highway 205 east of Tracy, Calif., over Interstate Highway 205 to junction U.S. Highway 50 west of Tracy, Calif., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property, over a pertinent service route as follows: From Lerdo, Calif., over California Highway 99 (formerly U.S. Highway 99) via Tulare and Manteca, Calif., to Stockton, Calif., thence over U.S. Highway 50 to San Francisco, Calif., and return over the same route.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.71–11590 Filed 8–10–71;8:51 am]

[Notice 63]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

AUGUST 6, 1971.

The following publications are governed by the new Special Rule 247 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of December 3, 1963, which became effective January 1, 1964.

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

MOTOR CARRIERS OF PROPERTY

No. MC 115180 (Sub-No. 68) (Republication) filed January 4, 1971, published in the FEDERAL REGISTER issue of February 4, 1971, and republished this issue. Applicant: ONLEY REFRIGERATED TRANSPORTATION, INC., 408 West 14th Street, New York, NY 10014. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. A report and order of the Commission, Review Board No. 3, decided July 13, 1971, and served July 30, 1971, finds; that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of meat, meat products, and meat byproducts, and articles distributed by meat packinghouses as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766; from the facilities of Wilson Beef & Lamb Co., near Hereford, Tex., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and New Hampshire, and the District of Columbia, restricted to the transportation of shipments originating at the above-described origin points and destined to the above-named destinations. Because it is possible that other parties, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority granted herein, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file a petition for leave to intervene in this proceeding or for other appropriate relief setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 120978 (Sub-No. 2) (Republication) filed November 23, 1970, published in the FEDERAL REGISTER issue of December 17, 1970, and republished this issue. Applicant: REINHART MAYER, doing business as MAYER TRUCK LINE, 1203 South Riverside Drive, Jamestown, ND 58401. Applicant's representative: Thomas J. Van Osdel, 502 First National Bank Building, Fargo, ND 58102. An order of the Commission, Operating Rights Board, dated June 30, 1971, and served July 30, 1971, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a common carrier by motor vehicle, over irregular routes, of dry fertilizer and dry fertilizer ingredients, from Port Cargill, Minn., to Bloomington, Minn. Because it is possible that other parties, who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described in the findings in this order, a notice of the authority actually granted will be published in the FEDERAL REGISTER and issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of such publication, during which period any proper party in interest may file an appropriate petition for leave to intervene or other pleading setting forth in precise detail the manner in which it has been so prejudiced.

No. MC 134073 (Notice of Filing of Petition To Add Names of Shippers to Present Operating Authority), filed July 22, 1971. Petitioner: GENOVA TRANSPORT, INC., Williamstown, N.J. Petitioner's representative: George A. Olsen, 69 Tonnale Avenue, Jersey City, NJ 07306. Petitioner is authorized in No. MC 134073, the part here pertinent, to transport metal containers, ends, caps, and covers, from Winchester, Va., to Williamstown, N.J., with no transportation for compensation on return except as otherwise authorized, under contract with Violet Packing Co. of Williamstown, N.J. By the instant petition, petitioner seeks to add the additional contracting shippers, National Fruit Co., Inc., and Ron Son Mushroom Products Co., Inc. Any interested person desiring to participate may file an original and six copies of his written representation, views, or argument in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

NOTICE OF FILING OF PETITIONS

No. MC 100623 (Sub-No. 9), (Notice of Filing of Petition for Waiver of Rule 101(e) and for Clarification of Modification of Operating Authority), filed July 27, 1971. Petitioner: HOURLY MESSENGERS, INC., doing business as H. M. PACKAGE DELIVERY SERVICE, Philadelphia, Pa. Petitioner's representative: James W. Patterson, 2107 The Fidelity Building, Philadelphia, Pa. 19109. Petitioner holds a certificate in No. MC 100623 (Sub-No. 9) authorizing the transportation, as a motor common carrier, over irregular routes, of: *Drugs, medicines, and pharmaceutical products*, from Somerset, N.J., to points in Berks, Bucks, Chester, Dauphin, Delaware, Lancaster, Lebanon Lehigh, Montgomery,

Philadelphia, and York Counties, Pa., with no transportation for compensation on return except as otherwise authorized. Restriction: The service authorized herein is subject to the following conditions: The service authorized herein is restricted against the transportation of packages or articles weighing in the aggregate more than 50 pounds from one consignor to one consignee on any one day. By the instant petition, petitioner requests that the service restriction be modified to read as follows: "Drugs, medicines and pharmaceuticals, *in packages of 50 pounds or less*,". Any interested person desiring to participate may file an original and six copies of his written representations, views, or argument in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

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

MOTOR CARRIERS OF PROPERTY

Finance Docket No. 26737. By application filed August 3, 1971, KATY INDUSTRIES, INC., seeks an order under sections 5(2) and (15) of the Interstate Commerce Act authorizing it to acquire control of CENAC TOWING CO., INC., through ownership of its stock. CENAC TOWING CO., INC., operates between ports and points in Mississippi, Alabama, and Florida, along the Gulf of Mexico, the Gulf Intracoastal Waterway and connecting waterways, except ports and points on the Mississippi River above Louisiana. In the alternative, applicant asks for a finding that the transaction is not prohibited by section 5(14) of the act. Applicant is not a carrier, but controls the MISSOURI-KANSAS-TEXAS RAILROAD COMPANY, a common carrier by railroad operating in Missouri, Oklahoma, Kansas, and Texas. Any person wishing to object to the applicant's proposal should file its protest with the Secretary of the Interstate Commerce Commission within 15 days from the date of this publication.

No. MC–F–11251. Authority sought for purchase by LESTER R. SUMMERS, INC., Post Office Box 239, Ephrata, PA. 17522, of the operating rights of W. B. GIRVIN, INC., Post Office Box 156, Ephrata, PA. 17522, and for acquisition by LESTER R. SUMMERS, also of Ephrata, Pa. 17522, of control of such rights through the purchase. Applicants' attorney: John M. Musselman, Post Office Box 1146, 400 North Third Street, Harrisburg, PA. 17108. Operating rights sought to be transferred: *General commodities*, except those of unusual value, and except dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities requiring special equipment other than tank trucks, and those injurious or contaminating to other lading, as a *common carrier*, over irregular routes, between points and places within 5 miles of Leola, Pa., including Leola; *fertilizer*, from Baltimore, Md., to points and places in certain specified counties in Pennsylvania, from Paulsboro, N.J., to Strasburg, Pa.; *fertilizer ingredients*, from Philadelphia, Pa., to Harrison, N.J.; *insecticides*, from Chauncey and New York, N.Y., and Bound Brook, N.J., to points and places in certain specified counties in Pennsylvania, from Baltimore, Md., to Leola, Pa.; *flour, bran, cornmeal, and cracked wheat*, from Ronks and Quarryville, Pa., to New York, N.Y., and Trenton and Camden, N.J.; *burlap*, in bales and rolls, from New York, N.Y., to Lancaster, Pa.; *bakery paper and cardboard cartons*, from Newark, N.J., to Leola, Pa.; *linseed oil*, from New York, N.Y., and Baltimore, Md., to Lancaster, Pa.; *potatoes*, from points and places in Lancaster, Lehigh, and York Counties, Pa. to Baltimore, Md., Washington, D.C., Camden, N.J., and New York, N.Y., from points and places in Lancaster, Lebanon, and Chester Counties, Pa., to Trenton, N.J., and Baltimore, Md.; *poultry*, from Bird-in-Hand, Pa., to New York, N.Y.; *Nursery products*, from points and places in Lancaster and Berks Counties, Pa., to New York, N.Y., Baltimore, Md., and Washington, D.C., and points and places in Maryland, within 15 miles of Baltimore and Washington; *cod liver oil*, from Newark and Vineland, N.J., to Lancaster and York, Pa.; *lumber*, from Wilmington, Del., and Philadelphia, Pa., to points and places in Lancaster and York Counties, Pa.; *feed*, from Harrison, N.J., to Westminster, Mt. Airy, and Germantown, Md., points and places in York and Lancaster Counties, Pa., and those in Pennsylvania bounded by a line beginning at Chambersburg, Pa., and extending along U.S. Highway 30 to McConnellsburg, Pa., thence along U.S. Highway 522 to Lewistown, Pa., thence along U.S. Highway 22 to Harrisburg, Pa., and thence along U.S. Highway 11 to the point of beginning, including points and places on the indicated portions of the highways specified, from Baltimore, Md., to Lancaster, Pa., from Philadelphia, Pa., to points and places in Chester, Lancaster, Pa., Berks, Dauphin, Lebanon, Adams, York, and Cumberland Counties, Pa., and those in Harford, Baltimore, Carroll, Frederick, Howard, and Montgomery Counties, Md.; *peat moss*, from Philadelphia, Pa., to Leola, Pa., and points and places within 10 miles of Leola; *gasoline, kerosene, and fuel oil*, in bulk, from Wilmington, Del., to points and places in Pennsylvania within 150 miles of Wilmington, and those in Maryland east of the Susquehanna River and Chesapeake Bay; *agricultural pulverized limestone*, from points in Lancaster County, Pa., to points in Delaware and Maryland, except incorporated municipalities; *sand*, from points in Cecil County, Md., to points in Lancaster County, Pa. Vendee is authorized to operate as a *common carrier* in Pennsylvania, Maryland, District of Columbia, Delaware, New Jersey, New York, Virginia, and West Virginia. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–11252. Authority sought for purchase by IML FREIGHT, INC., 2175 South 3270 West, Post Office 2277, Salt Lake City, UT 84110, of a portion of the operating rights and specified property of MICHIGAN EXPRESS, INC., 1122 Freeman Avenue SW., Grand Rapids, MI 49502, and for acquisition by HAZEL GATES WOODRUFF, CHARLES GATES CANNON AND CHARLES GATES, JR., all of Salt Lake City, Utah 84110, of control of such rights and specified property through the purchase. Applicant's attorney: Jack Goodman, 39 South LaSalle Street, Chicago, IL 60603. Operating rights sought to be transferred: *General commodities*, excepting among others, classes A and B explosives, household goods and commodities in bulk, as a *common carrier*, over regular routes, between Chicago, Ill., and Marshall and Niles, Mich., and all intermediate points, those intermediate and off-route points within 2 miles of Kalamazoo, Mich., the off-route points of Buchanan, Mich., and the site of the Upjohn Co. plant, located approximately 4½ miles southeast of Kalamazoo, and those off-route points in the Chicago, Ill., commercial zone as defined by the Commission, between Grand Rapids, Mich., and Detroit, Mich., and all intermediate points with service at intermediate points restricted against traffic originating at Battle Creek, Mich., or points east thereof destined to points east of Battle Creek; and off-route points within 5 miles of Ann Arbor, Mich., those within 4 miles of Jackson, Mich., those in the Detroit, Mich., commercial zone as defined by the Commission, the site of the Packard Motor Car Co. plant, north of Utica, Mich., and the site of the Chrysler Corp. plant, approximately 8 miles north of Detroit, unrestricted, over one alternate route for operating convenience only, between Kalamazoo, Mich., on the one hand, and, on the other Hastings, Mich., between Kalamazoo, Mich., on the one hand, and, on the other, Grand Rapids, Mich., between junction U.S. Highways 12 and 31, on the one hand, and, on the other, Niles, Mich., between Jackson, Mich., and Toledo, Ohio, serving all intermediate points, between Benton Harbor, Mich., and Chicago, Ill., serving the intermediate point of Indiana Harbor and the off-route point of Fort Sheridan, Ill., and those in the Chicago commercial zone, between Detroit, Mich., and Rochester, Mich., serving all intermediate points, between Chicago, Ill., and Cincinnati, Ohio, serving all intermediate points, between Chicago, Ill., and Lima, Ohio, serving all intermediate points, with restrictions. Vendee is authorized to operate as a *common carrier* in Colorado, Utah, Wyoming, Nevada, Nebraska, California, Iowa, Illinois, Arizona, Idaho, Kansas, Missouri, Oregon, Washington, Kentucky, Indiana, Ohio, Pennsylvania, Massachusetts, New York, New Jersey, District of Columbia,

Connecticut, and Wisconsin. Application has been filed for temporary authority under section 210a(b).

No. MC–F–11253. Authority sought for purchase by VIRGINIA-CAROLINA FREIGHT LINES, INCORPORATED, V-C Drive, Martinsville, Va. 24112, of a portion of the operating rights of FARSON MOTOR LINES, INC., Post Office Box 227, Ashland, KY 41101, and for acquisition by JAMES C. STONE, also of Martinsville, Va. 24112, of control of such rights through the purchase. Applicants' attorney: Spencer T. Money, 110 Park Lane Building, 2025 Eye Street NW., Washington, DC 20006. Operating rights sought to be transferred: *General commodities*, with exceptions, as a *common carrier*, over irregular routes, between Huntington, W. Va., on the one hand, and, on the other, points and places in Boyd County, Ky., and Lawrence County, Ohio, between Huntington, W. Va., on the one hand, and, on the other, points and places in Ohio, except those on U.S. Highway 52 between Chesapeake and Cincinnati, Ohio, inclusive and the off-route points of Batavia, Ohio, and those in Ohio within 5 miles of Cincinnati, Ripley, and Portsmouth, Ohio, Ashland and Maysville, Ky., and Huntington, W. Va. Vendee is authorized to operate as a *common carrier* in South Carolina, Virginia, North Caroline, Georgia, Tennessee, Maryland, West Virginia, Pennsylvania, Delaware, New Jersey, Kentucky, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

No. MC–F–11254. Authority sought for purchase by TRANS-WESTERN EXPRESS, LTD., 48 East 56th Avenue, Denver, CO 80216, of the operating rights and property of CAPRON TRUCK CO., 3360 Blake Street, Denver, CO 80205, and for acquisition by PAUL D. AMEN, MARCIA M. AMEN, FLOYD A. HENRIKSON, CLAIRE C. HENRIKSON, A. GENE HOOD, AND PAULINE C. HOOD, all of Denver, Colo. 80216, of control of such rights and property through the purchase. Applicants' attorney: John P. Thompson, 450 Capitol Life Building, Denver, Colo. 80203. Operating rights sought to be transferred: *General commodities*, excepting among others, dangerous explosives, household goods and commodities in bulk, as a *common carrier*, over regular routes, between Denver, Colo., and Nunn, Colo., and under a certificate of registration in Docket No. MC–2151 Sub–2, covering the transportation of property as a common carrier in interstate or foreign commerce within the State of Colorado. Vendee is authorized to operate as a *common carrier* in Colorado, Wyoming, and Nebraska. Application has been filed for temporary authority under section 210a(b).

No. MC–F–11255. Authority sought for control by LOWELL L. RHODES, doing business as RHODES TRUCK SERVICE, 624 East Morris Street, Wichita, KS 67211, of WICHITA-SOUTHEAST KANSAS TRANSIT, INC., also of Wichita, KS 67211. Applicants' attorney: Warren A. Goff, 2111 Sterick Building, Memphis, Tenn. 38103. Operating rights sought to be controlled: General commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, and commodities in bulk) between Wichita, Kans., and Fort Scott, Kans., from Wichita over Kansas Highway 96 to junction Kansas Highway 99, thence over Kansas Highway 99 to junction U.S. Highway 54, thence over U.S. Highway 54 to Fort Scott, and return over the same route, serving as intermediate points Beaumont, Kans., and all points on the designated routes east of Beaumont, Kans., and also serving as off-route points all points in that part of Kansas bounded by a line beginning at the Kansas-Oklahoma State line and extending north along U.S. Highway 169 to junction U.S. Highway 160, thence west along U.S. Highway 160 to the Montgomery County line, thence along the western boundary of Montgomery and Wilson Counties to the Greenwood County line, thence along the southern and western boundaries of Greenwood County to U.S. Highway 54, thence east along U.S. Highway 54 to the Kansas-Missouri State line. LOWELL L. RHODES, doing business as RHODES TRUCK SERVICE is authorized to operate as a *common carrier* in Kansas and Missouri. Application has not been filed for temporary authority under Section 210a(b). NOTE: Authority sought for in pending docket No. MC–133302 Sub-3, certificate not yet issued.

No. MC–F–11256. Authority sought for control by CLARENCE LEVI AND W. Z. JERNIGAN, Post Office Box 1247, Mobile, AL 36601, of CHOCTAW TRANSPORT, INC., 808 Bay Bridge Road, Prichard, AL 36610. Applicants' attorney: Drew L. Carraway, 618 Perpetual Building, 1111 E Street NW., Washington, DC 20004. Operating rights sought to be controlled: *General commodities*, except dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467 commodities in bulk, and those requiring special equipment, as a *common carrier* over regular routes, between Mobile, Ala., and York, Ala., between Mobile, Ala., and Chatom, Ala., between Butler, Ala., and Meridian, Miss., with restriction. CLARENCE LEVI AND W. Z. JERNIGAN holds no authority from this Commission. However, CLARENCE LEVI controls MERCURY FREIGHT LINES, INC., Post Office Box 1247, Mobile, AL 36601, which is authorized to operate as a *common carrier* in Alabama, Florida, Texas, Georgia, Mississippi, and Louisiana. Application has not been filed for temporary authority under section 210a(b).

No. MC–F–11257. Authority sought for purchase by WATKINS MOTOR LINES, INC., 1120 West Griffin Road, Lakeland, FL 33802, of a portion of the operating rights of ALTERMAN TRANSPORT LINES, INC., Post Office Box 425, Opa Locka, FL 33054, and for acquisition by WATKINS ASSOCIATED INDUSTRIES, INC., Post Office Box 1738, Atlanta, GA 30301, of control of such rights through the purchase. Applicants' attorney: Paul M. Daniell, Suite 1600, First Federal Building, Atlanta, Ga. 30303. Operating rights sought to be transferred: *Meats, meat products, and meat byproducts, and dairy products*, as described in sections A and B of appendix I to the report in *Descriptions in Motor Carrier Certificate*, 61 M.C.C. 209 and 766, and frozen foods, as a *common carrier* over irregular routes, between points in Florida, on the one and, and, on the other, points in Tift County, Ga. Vendee is authorized to operate as a *common carrier* in all States in the United States (including Alaska and Hawaii). Application has not been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.71–11591 Filed 8–10–71;8:51 am]

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PART II



DEPARTMENT OF LABOR

Employment Standards Administration

■

Minimum Wages for Federal and Federally Assisted Construction

REGION II

DEPARTMENT OF LABOR

Employment Standards Administration

MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

Area Wage Determination Decisions for Specified Localities in the States of New York and New Jersey and for Puerto Rico

There are set forth below general Area Wage Determination Decisions Nos. AM–1706 through AM–1736, and AM–2340 of the Secretary of Labor. These decisions specify, in accordance with applicable law and on the basis of information available to the Department of Labor from its study of local wage conditions and from other sources, the basic hourly wage rates and fringe benefit payments which are determined to be prevailing for the described classes of laborers and mechanics employed in construction activity of the character and in the localities specified therein. The decisions are applicable to Federal and federally assisted construction in described localities situated within the States of New York and New Jersey and in Puerto Rico. No general area wage determinations are currently applicable to localities within such States other than those described in these decisions; only determinations for specific projects are made in such other localities.

The determinations in these decisions of such prevailing rates and fringe benefits have been made by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR 1.1 (including the statutes listed at 36 F.R. 306 following Secretary of Labor's Order No. 24–70) containing provisions for the payment of wages which are dependent upon determinations by the Secretary of Labor under the Davis-Bacon Act; and pursuant to the provisions of Part 1 of Subtitle A of Title 29 of the Code of Federal Regulations, Procedure for Predetermination of Wage Rates, and of Secretary of Labor's Orders 13–71 and 15–71 (36 F.R. 8755, 8756). The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal or federally assisted construction projects to laborers and mechanics of the specified classes engaged in contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 533, and not providing for delay in effective date as prescribed in that section, because the necessity to issue construction industry wage determinations frequently and in large volume causes such procedures to be impractical and contrary to the public interest. These wage determination decisions shall accordingly, be effective on publication in the FEDERAL REGISTER, except as otherwise provided hereinafter.

The wage determinations in these decisions replace all prior general or area wage determinations for localities in the above States, the expiration dates of which were extended by the notice of variation published in the FEDERAL REGISTER on April 3, 1971 (36 F.R. 6467). The replaced determinations are hereby canceled: *Provided, however,* That where bids have been opened or will be opened within 10 days from the date of publication of this document in the FEDERAL REGISTER, the expiration date of the prior wage determination decision provided for preparation of such bids may be extended by the contracting agency for an additional 30-day period to permit orderly contracting procedures.

These wage determinations are effective for a period of 120 days from the date of publication in the FEDERAL REGISTER and are to be used in accordance with the provisions of 29 CFR Part 5. Accordingly, the applicable determination together with any modification issued subsequent to this date during this 120-day period, shall be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 29 CFR Part 5. The wage rates contained herein shall be the minimum paid under such contract by contractors and subcontractors on the work.

Area wage determination decisions for specific localities in other States, the District of Columbia, and insular possessions will be published in series on August 13, August 18, August 20, August 25, August 27, and September 3, 1971. Changes in published area decisions will be made as necessary and will appear in Friday issues of the FEDERAL REGISTER.

Any person, organization, or governmental agency having an interest in the wages determined or to be determined as prevailing in any locality is encouraged to submit wage rate information for consideration by the Department. Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Division of Wage Determinations, Washington, D.C. 20210.

The area wage determination decisions for localities within the above States are set forth below.

Dated at Washington, D.C., this 4th day of August 1971.

HORACE E. MENASCO,
Administrator,
Wage and Hour Division.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW JERSEY	ATLANTIC AND CAPE MAY	AM-1,706	1
		DATE OF DECISION: AUGUST 11, 1971	

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

BUILDING, HEAVY, HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$ 7.45	.30	.30			
Boilermakers	8.35	8%	9½% + 3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½% + 3%	10%	.01	
Bricklayers	6.30	.30	.15			
Carpenters, Millwrights and Insulators	8.45	.25	.50			
Cement masons	6.05	.30	.15			
Electricians	7.45	.20 + g	1% + .25			
Elevator Constructors:						
Elevator constructors	7.92	.17	.185	1½%+a+b	.005	
Elevator constructors' helpers	5.54	.17	.185	1½%+a+b	.005	
Elevator constructors' helpers (prob.)	3.96					
Glaziers	4.90	.20				
Ironworkers, structural	7.40	.235	.665		.05	
Ironworkers, ornamental	7.40	.235	.665		.05	
Ironworkers, reinforcing	7.40	.235	.665		.05	
Laborers, Building Construction:						
Laborers	5.40	.20	.15			
Air tool operator	5.65	.20	.15			
Concrete workers	5.40	.20	.15			
Gunnite men	5.80	.20	.15			
Nozzle gun operator	5.80	.20	.15			
Mason tenders	5.40	.20	.15			
Plasterers' tenders	5.40	.20	.15			
Lathers	6.35	.15			.01	
Leadburners	6.00	.15		c	.01	
Line Construction, Cape May Co. & Remainder of Atlantic County:						
Linemen, cable splicer	7.10	.20	1% + .20			
Line Truck Drivers	5.52	.20	1% + .20			
Groundmen	5.08	.20	1% + .20			
Digger truck drivers	5.52	.20	1% + .20			
Digger operator	5.52	.20	1% + .20			
Crane operator, welder	7.10	.20	1% + .20			
Marble setters	6.30	.30	.15			
Painters:						
Brush and roller	6.15	.10	.30			
Structural steel, tanks & flag poles	6.65	.10	.30			
Spray	7.15	.10	.30			
Sandblasting and striping of lines by mechanical machines	7.15	.10	.30			
Piledrivermen and dock builders	7.60	.92	.25		.07	
Plasterers	6.30	.30	.15			
Plumbers	6.90	.28	.22			
Roofers:						
Composition, Bollermen and Kettlemen	7.65	.25	.25			
Slate, tile and dampproofers	7.90	.25	.25			
Roofers' helpers	2.30					
Sheet metal workers	5.80	.20	.15			
floor layers	8.45	.25	.30			

BUILDING, HEAVY, HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Steam fitters	6.90	.28	.22			
Stone masons	6.30	.30	.15			
Sprinkler fitters	8.00	.25	.40		.05	
Terrazzo workers	6.05	.30	.15			
Tile setters	6.05	.30	.15			
Truck Drivers: (Building, Heavy & Highway)						
Truck drivers	3.78	.14 + d	.20	e + f		
Truck drivers' helpers	3.66	.14 + d	.20	e + f		
Euclids, 10-wheel tractors & tractor trailer trucks, lowbeds and pole trailer	4.06	.14 + d	.20	e + f		
Tractors, trailers, transit mix, 10-wheel flats and dumps	3.91	.14 + d	.20	e + f		
Warehousemen	3.66	.14 + d	.20	e + f		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes 4% basic hourly rate for 5 years or more of service, or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

b. Holidays: A through F.

c. Holidays: A through F; Washington's Birthday; Good Friday providing employee has worked at least 45 full days during the 120 calendar days prior to the holiday and the regularly scheduled work days immediately preceding and following the holiday.

d. $1.00 per week employer contribution to Life Insurance Fund.

e. One week vacation after one year's work; two weeks vacation after 3 year's work.

f. Holidays: A through F; Washington's Birthday, Armistice Day, Presidential Election Day provided an employee works 3 days in the week in which the holiday falls.

g. Employer contributes 1% to Temporary Disability Fund.

HEAVY & HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Blasters	$4.95	.26	.44	a		
Finishers, rammer, paver and gunnite nozzle man	4.65	.26	.44	a		
Timberman	4.65	.26	.44	a		
Form setters	4.65	.26	.44	a		
Grademan	4.70	.26	.44	a		
Sewer pipe, conduit & duct line layers	4.40	.26	.44	a		
Wagon drill op., & drill masters	4.45	.26	.44	a		
Wagon drill op. helper & drill master helper	4.05	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., and such other power tools used to perform work usually done manually by laborers	4.45	.26	.44	a		
Signal man	4.20	.26	.44	a		
Wrapping & coating of all pipe	4.10	.26	.44	a		
Common laborers, landscape laborers, railroad track men	3.90	.26	.44	a		
Rock Shafts and Tunnel Work						
Blasters	6.50	.26	.44	a		
Miners, drill runners, jacking pipe & other skilled workers	6.15	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	5.90	.26	.44	a		
Form erectors and form movers	5.90	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	5.90	.26	.44	a		
Top laborers	5.80	.26	.44	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a - Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before & 5 working working days after the day upon which the holiday falls).

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers, Asphalt						
Street:						
Head raker	$4.65	.26	.44	a		
Rakers and screed board man	4.50	.26	.44	a		
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	4.25	.26	.44	a		
Plant:						
Scale mixers and burner men	4.50	.26	.44	a		
Feeders and dust men	4.25	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day and Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holiday falls or is observed as such.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APPR. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Power shovels (all types), scooper (loader and shovel), koehring, buck hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, koluan or similar-type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing plant, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bull-dozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (auto-grader machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, de's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10%+7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10%+7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APPR. TR.	OTHER
POWER EQUIPMENT OPERATORS: (cont'd)						
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoist (freight or passenger), conveyor, ladders (motorized)laddervator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10%+7%	7%	a	
Carryalls, pans, scrapers, uke's le tourneau, de's and similar type machines whether self loaded or externally loaded	8.65	10%+7%	7%	a		
Asphalt plant (manually operated), boilers,(irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers,silos, hopper doors (motorized)	7.85	10%+7%	7%	a	
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type., generator, pump, (single), temporary heating plants, welding machine-gas-eline or electric converters of any type-single, compressor and blower						

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS: (cont'd)						
type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10%+7%	7%	a		
Oilers, greaser	6.60	10%+7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10%+7%	-7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10%+7%	7%	a		
Deckhand	6.50	10%+7%	7%	a		
PAID HOLIDAYS						
A-New Year's Day; B-Memorial Day						
C-Independence Day; D-Labor Day;						
E-Thanksgiving Day; F-Christmas Day						
FOOTNOTE:						
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.50	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), economobiles (hilo lull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-DW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-DW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetzel-Rexomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
STEEL ERECTION						
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service, one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE: NEW JERSEY | COUNTY: BERGEN | DIVISION NO: AM-1,707 | PAGE: 1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

DATE OF DECISION: AUGUST 11, 1971

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BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$6.99	7%+.01	6%	11%	.02	
Boilermakers	8.35	8%	9½%+3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½%+3%	10%	.01	
Bricklayers, cement masons, plasterers and stonemasons:						
Garfield, Lodi, Wallington and E. Patterson South of Route 4	8.90	.30	.30		.02	
N. Arlington, Lyndurst, E. of Ridge and N. to Rutherford Ave., and Berry's Creek W. of the Hackensack River	8.80	.35	.35		.02	
Remainder of County	6.85	.35	.30			
Carpenters and Insulators:						
City of Garfield; Lodi and Wallington Boroughs:						
Carpenters	8.89	.20	.25		.02	
Millwrights	9.14	.20	.25		.02	
Remainder of County:						
Carpenters	8.34	.50	.50		.02	
Millwrights	8.59	.50	.50		.02	
Carpenters, Millwrights and Insulators:						
Cliffside, Fort Lee, Grantwood, Palisades Park, Ridgefield, Edgewater, Fairview, Leonia and Coytesville	8.41	7%	7%			
Dock Builders and Piledrivermen	8.40	.75	1.40	.56	.02	
Electricians	8.20	3%+g	6%+.58		1.5%	
Elevator constructors	7.96	.075	a+.125	b+c		
Elevator constructors' helpers	5.97	.075	a+.125	b+c		
Elevator constructors' probationary helper	3.98					
Elevator constructors modernization	7.24	.075	a+.125	b+c		
Elevator constructors modernization helper	5.43	.075	a+.125	b+c		
Elevator constructors' repair	6.03	.075	a+.125	b+c		
Elevator constructors' repair helper	4.78	.075	a+.125	b+c		
Glaziers	6.40	.30	.45	d	.01	
Ironworkers, structural	8.80	7%	11%+6%	10%	1%	
Ironworkers, ornamental	8.80	7%	11%+6%	10%	1%	
Ironworkers, reinforcing	8.80	7%	11%+6%	10%	1%	
Laborers, Building:						
Garfield, Passaic and Wallington Townships, Lodi, Lodi Borough and E. Paterson:						
Laborers	5.90	.40	.25			
Air tool operator (jackhammer, vibrator)	6.50	.40	.25			
Mason tenders	6.50	.40	.25			
Mortar mixers	6.50	.40	.25			
Pipelayers (concrete and clay)	6.50	.40	.25			
Plasterers' tenders	6.50	.40	.25			

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BUILDING, HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers, Building, (continued):						
Remainder of County:						
Laborers	$ 6.45	.35	.35			
Air tool op. (jackhammer, vibrator)	6.45	.35	.35			
Mason tenders	6.45	.35	.35			
Mortar mixers	6.45	.35	.35			
Pipelayers (concrete and clay)	6.45	.35	.35			
Plasterers' tenders	6.45	.35	.35			
Wrecking and excavation	6.45	.35	.35			
Lathers	7.75	.25	.25		.02	
Leadburners	6.00	.15	e		.01	
Marble setters	7.40	6½%	7%			
Marble setters' helpers	6.80	6½%	7%			
Painters:						
Commercial and Industrial	6.55	f	f+.25	.25		
Steel	7.05	f	f+.25	.25		
High hazardous work and bridge	7.05	f	f+.25	.25		
Pipe fitters	7.25	.30	.50	1.00	.25	
Pipe type cable:						
Linemen, cable splicer, hole digging equipment	6.56	3% + .58	6% + .58		1.5%	
Plumbers:						
E. Paterson, Fairlawn, Mahawah, Glen Rock, Ridgewood, Midland Park, Hohokus Waldwick, Alendale, Ramsey, Oakland, Franklin Lakes, Saddle River	7.00	.365	.50	1.00		
Ridgefield, Fairview Cliffside Park, Fort Lee and Edgewater	7.00	.50	.35	.80	.02	
Remainder of County	7.80	.50	.55	1.00	.03	
Roofers:						
Composition	8.40	3%	1.00			
Slate and tile	7.70	.35	.60			
Slate and tile helpers	6.15	.35	.60			
Sheet metal workers	8.15	3% + .10	3%			
Soft floor layers	5.80	4%	3%			
Sprinkler fitters	8.37	.20	.30		.07	
Terrazzo workers	7.95	.43+.45	.43			
Terrazzo workers; helpers	6.98	.43+.45	.43			
Terrazzo machine operator	7.13	.43+.45	.43			
Tile setters	6.16	4%	4%	2%		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

BUILDING, HEAVY AND HIGHWAY CONSTRUCTION

PAID HOLIDAYS:

A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes $7.00 per day to Annuity Fund.

b. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, Armistice Day.

c. Employer contributes 6.4% basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. One week Vacation after one year's work; two weeks vacation after 4 years work.

e. Holidays: A through F, Washington's Birthday, and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

f. Employer contributes 14% to Health & Welfare & Pension Funds.

g. Employer contributes 1% to Temporary Disability Fund.

HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers:						
Blasters	6.10	.26	.44	a		
Finishers, runner, paver and gunnite nozzle man	5.95	.26	.44	a		
Timberman	5.70	.26	.44	a		
Form setters	5.65	.26	.44	a		
Grademan	5.55	.26	.44	a		
Sewer pipe, conduit & duct line layers	5.45	.26	.44	a		
Wagon drill op., & drill masters	5.55	.26	.44	a		
Wagon drill op., helper & drill master helper	5.20	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, shoot hammer & tree cutter op., and such other power tools used to perform work usually done manually by laborers	5.55	.26	.44	a		
Signal man	5.25	.26	.44	a		
Wrapping & coating of all pipe	5.05	.26	.44	a		
Common laborers, landscape laborers, railroad track laborers, rakers tampers on cold patch work, flagmen salamander tenders, pitmen & dumpmen	5.00	.26	.44	a		
Rock Shafts and Tunnel Work						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe and other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before and 5 working days after the day upon which the holiday falls).

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, Asphalt						
Streels:						
Head rakers	5.00	.36	.34	a		
Rakers	4.85	.36	.34	a		
Tampers and smoothers, kettlemen, painters, top shovelers, and roller boys	4.69	.36	.34	a		
Plant:						
Scale mixer and burner men	4.85	.36	.34	a		
Feeders and dust men	4.69	.36	.34	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F, Washington's Birthday; Armistice Day; Presidential Election Day; providing an employee works or is available for work 3 days in the work week in which the holiday falls.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, holman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing plant, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, wks, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (bilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS: (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyor, ladders (motorized) ladervator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, dw's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used, giraffe grinders, hoppers, silos, hopper doors (motorized)	7.85	10% + 7%	7%			

BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS: (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTE:
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resimous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.50	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), economobiles (hilo lull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-LW's-Whes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-LW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetzel-Rexomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

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HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

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STEEL ERECTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoist house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Winch Trailer	5.68	.85		a+b		
Euclids, straight, bottom, rear and side dump, carryall and scrapers: (not self loading-loading over the top), water sprinkler trailers, water pulls, and similar types, flat, floats, I-Beam, low beds, transit-mix, road oil, fuel, asphalt, stringer, seeding fertilizing, bituminous distributor, and similar types of vehicles	5.58	.85		a+b		
Straight three-axle materials: trucks and floats	5.48	.85		a+b		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, winch, A-frame, scissor, nipper, "all dual purpose trucks", trucks with mechanical tail gates", any rubber tired tractor used in pulling and towing farm wagons and trailers of any description, mechanics	5.43	.85		a+b		
Mechanics helpers	5.20	.85		a+b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Lincoln's Birthday; Columbus Day; General Election Day; Veteran's Day; providing an employee works or shapes one day and is available during the Holiday calendar week.

b. Employees who have worked or have received pay for 85 days shall receive 48 hours vacation pay; 130 days - 96 hours vacation pay; 150 days - 120 hours vacation pay; an employee with 150 days credit and at least 15 years seniority shall receive an additional 40 hours vacation pay.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW JERSEY	BURLINGTON	AM-1,708	1
		DATE OF DECISION	
		AUGUST 11, 1971	

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. 3-N.J.-1-2-3-V 1 of 3

BUILDING, HEAVY, HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers:						
Twps. of Bordentown, Burlington, Chesterfield, E. Hampton, Florence, Mansfield, Mt. Holly, New Hanover, Pemberton, Roebling, Springfield, Wrightstown, Woodlawn, & N. Hanover	$7.25	.25	.20			
Bass River & Washington Twps.	7.45	.30	.30			
Remainder of County	7.45	.30	.30			
Boilermakers	8.35	8%	9½% + 3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½% + 3%	10%	.01	
Bricklayers, cement masons, marble masons, plasterers, stone masons, terrazzo workers & tile setters:						
Bordentown, Croswicks, Chesterfield, Mansfield	8.00	.50	.50	.50	.02	
Remainder of County	7.65	.25	.30			
Bordentown: Carpenter & Insulators:						
Carpenters, Insulators & Millwrights	8.10	.40	.40	.50	.02	
Remainder of County:						
Carpenters & Insulators	8.425	.45	.50		.02	
Millwrights	8.675	.45	.50		.02	
Electricians and Linemen:						
Electricians	9.25	.20 + d	1% + .30		.07	
Linemen & Pipe-type cable:						
Linemen, cable splicers, hole digging equipment	7.55	.20 + d	1% + .30		.07	
Groundman	6.20	.20 + d	1% + .30		.07	
Elevator constructors	7.92	.17	.185	1½% +a +b	.005	
Elevator constructors' helpers	5.54	.17	.185	1½% +a +b	.005	
Elevator constructors' helpers (prob.)	3.96					
Ironworkers - Nearest Towns as listed below:						
Trenton	7.65	.235	.665	7%	.03	
Camden	7.00	.235	.665	.75		
Atlantic City	7.40	.235	.665		.05	
Laborers, Building:						
Twps., of Burlington, Chesterfield, North Hanover, Florence, Bordentown, Mansfield, New Hanover, Springfield, and Wrightstown:						
Laborers, mortar mixers, masons tenders, pneumatic, gas, electric tool op., power buggy, wreckers & pipelayers (conc. & clay)	6.35	.30	.40			
Plasterers' tenders & hod carriers	6.45	.30	.40			
Bass River & Washington Twps.:						
Laborers, Mason tenders, Concrete workers	5.40	.20	.15			
Air tool operator	5.65	.20	.15			
Gunnite men	5.80	.20	.15			

AM-1,708 P. 2
3-N.J.-1-2-3-V 2 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers, building: (Cont'd)						
Nozzle and gun operators	$ 5.80	.20	.15			
Plasterers' tenders	5.40	.20	.15			
Remainder of County:						
Construction laborers	6.30	.25	.25			
Brick tenders, mortar mixers	6.40	.25	.25			
Scaffold builders (brick)	6.40	.25	.25			
Hod carriers (brick), power tool operator	6.40	.25	.25			
Barco tamper opr., jackhammer opr.	6.65	.25	.25			
Motorized buggy operator, burners	6.525	.25	.25			
Nozzle men (gunite)	6.525	.25	.25			
Plasterers' tenders	6.80	.25	.25			
Lathers' tenders	6.80	.25	.25			
Lathers	6.85	.25	.25		.02	
Lead burners	6.00	.20		c	.01	
Painters:						
Painters	6.25	.45	.45	e		
Structural steel	6.35	.45	.45	e		
Flag poles, tanks, bridges, steeples & boiler rooms	6.35	.45	.45	e		
Spray	7.20	.45	.45	e		
Piledrivermen and dock builders	7.60	.92	.25		.07	
Plumbers & Steamfitters:						
Burlington to Mt. Holly them following the Pennsylvania Railroad to County line & north thereof	8.99	.51	.71			
Atsion, Bass River Twp., Batso, Chatsworth, Green Banks, Herman, Jenkins, Quaker Bridge, Washington, Washington Twp.	6.90	.28	.22			
Remainder of County	8.00	4%	10%	11%	.6%	
Roofers:						
Beverly, Charleston, Rancocas, Lumberton, Medford, Fairview, Medford Lakes, Smalls, Atsion, and areas inclusive to the Camden County line:						
Composition	8.225	.65	.40	f		
Composition helper	4.60	.65	.40	f		
Slate, tile & asbestos shingle	6.875	.50	.50			
Slate, tile & asbestos shingle helpers	4.575	.50	.50			
Asphalt shingle	6.325	.50	.50			
Remainder of County:						
Composition, waterproofing and slate	8.54	.20	.20			
Asphalt shingle	8.54	.20	.20			
Sheet metal workers	6.65	.20	.20			

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Sprinkler fitters	$8.00	.25	.40		.05	
Soft floor layers	5.80	1%	3%			
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						
PAID HOLIDAYS:						
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.						
FOOTNOTES:						
a. Holidays: A through F.						
b. Employer contributes 4% basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.						
c. Holidays: A through F, Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.						
d. Employer contributes 1% to Temporary Disability Fund.						
e. Holidays: A through F, Armed Services Day & Election Day for the President of United States. Employee must have worked at least 30 calendar days prior to above holiday for the same contractor.						
f. Holiday - Election Day.						

Heavy and Highway Construction	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Blasters	$5.50	.26	.44	a		
Finishers, rammer, paver & gunite nozzle man and stonecutter	5.20	.26	.44	a		
Timberman	5.15	.26	.44	a		
Form setters	5.20	.26	.44	a		
Grademan	5.20	.26	.44	a		
Sewer pipe, laser men, conduit & duct line layers	4.90	.26	.44	a		
Wagon drill op., & drill masters	5.00	.26	.44	a		
Wagon drill op. helper & drill master helper, powder carrier, magazine tender	4.65	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., & such other power tools used to perform work usually done manually by laborers	5.00	.26	.44	a		
Signal man	4.70	.26	.44	a		
Wrapping and coating of all pipe	4.60	.26	.44	a		
Common laborers, landscape laborers, railroad track man, flagman, salamander tenders, pitmen & dumpmen	4.50	.26	.44	a		
Rock Shafts and Tunnel Work:						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe& other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nipper powder carriers & all other semi-skilled men	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft & tunnel laborers	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnotes:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for same employer within a period of 10 working days consisting of 5 working days before & 5 working days after the day upon which the holiday falls.)

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers, Asphalt						
Street:						
Head raker	$4.65	.26	.44	a		
Rakers and screed board man	4.50	.26	.44	a		
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	4.25	.26	.44	a		
Plant:						
Scale mixers and burner men	4.50	.26	.44	a		
Feeders and dust men	4.25	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day and Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holiday falls or is observed as such.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, kolman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing palnt, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldoring machine, c.m.i. (placer-spreader), c.m.i. (slip form pavet), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, ecomomobiles, fork lift, (hilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS: (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyor, ladders (motorized) laddervator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, du's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers, silos, hopper doors (motorized)	7.85	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS: (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTE:
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.

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New Jersey-2-PEO-3-P 1 of 3

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.50	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), econombiles (hilo bull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-DW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-DW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetzel-Rexomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

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New Jersey-2-PEO-3-P 2 of 3

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

STEEL ERECTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists, house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION Remainder of County	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Truck Drivers:						
Winch trailers	$4.98	.375	.325	a		
Euclids, International Harvesters Wabcos, caterpiller, koehring, tractors, and wagon, dumptors, straight, bottom rear and side dump (not self-loading), loading over the top	4.88	.375	.325	a		
Tractor and trailer type - flat, floats, I-beam, low beds, water sprinkler, bituminous, transitmix, road oil, fuel, bottom dump hopper, rear dump, office, shanty, Epoxy, asphalt, agitator mixer mulching, stringer, seeding, fertilizing, pole, spread, bituminous distributor and similar types	4.88	.375	.325	a		
Straight three-axle materials	4.78	.375	.325	a		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, stringer bead and hot pass, bus, dumperete, transit-mixers, agitator mix, half-truck, winch, side-o-matic, dynamite, power, x-ray, welding, skid, jeep, station wagon stringer, A-frame, all dual purpose, mechanical tail gates, batch, seeding, mulching fertilizer, air compressor trucks (in transit), parts chaser, escort, scissor, hilift, telescope, concrete breaker, gin pole, stone, sand, asphalt distributor, spreader and nipper, helpers, Broyhill coal tar Epoxy, Littleford bituminous distributor, slurry seal, Thiokol Trackmaster pick-up, (swamp cat pick-up), bucket loader dump, rubber tired tractor trucks and similar types, mechanics	4.73	.375	.325	a		
Mechanics helpers	4.50	.375	.325	a		

Footnotes:

a. Employees worked or received pay: 85 days within a year - full week vacation; 130 days - 2 full weeks vacation; 150 days - 15 days vacation; and 15 years of service or more who has worked 150 days - 4 weeks vacation.

TRUCK DRIVERS, BUILDING, HEAVY & HIGHWAY	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
West of Jersey Turnpike to Delaware River						
Straight, dump, transit-mix, pickup, water & fuel and ambulance drivers	$5.20	a+c	b	d		
Low boy, tractor trailer, winch straight, euclid trailer, dump not self-loading, winch trailer, asphalt or oil distributor	5.55	a+c	b	d		
Mechanics	5.70	a+c	b	d		
Ten wheel dump & trailer dump off-site	4.50	a+c	b	d		
Tow truck	5.35	a+c	b	d		
Mechanics' helper	4.50	a+c	b	d		

FOOTNOTES:

a. Employer contributes $1.90 per day to Health & Welfare.

b. Employer contributes $2.00 per day to Pension Fund.

c. Employer contributes $1.00 per day to Life Insurance.

d. Employee who has worked or received pay for 90 days within a year prior to his anniversary date shall receive 50 hours straight time Vacation Pay; 3 years but less than 8 years of service-100 hours; more than 8 years but less than 15 years - 125 hours; 15 years or more - 165 hours.

DREDGE 1-ATLANTIC-U

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW JERSEY	CAMDEN AND GLOUCESTER	AM-1,709	1
		DATE OF DECISION: AUGUST 11, 1971	

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

--New Jersey-CAM-GLOU-1-2-3-U 1 of 2

BUILDING, HEAVY, HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$7.45	.30	.30			
Boilermakers	8.35	3%	9½%+3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½%+3%	10%	.01	
Bricklayers	7.00	.65	.50			
Carpenters, insulator and soft floor layers	8.45	.25	.50			
Cement masons	7.70	.55	.45			
Electricians, linemen & pipe type cable:						
Electricians	7.30	.20+d	1%+.15			
Linemen and cable splicers	7.30	.20+d	1%+.15			
Hole digging equipment	7.30	.20+d	1%+.15			
Truck	7.30	.20+d	1%+.15			
Groundman	5.15	.20+d	1%+.15			
Elevator constructors	7.92	.17	.185	1-½%+a+b	.005	
Elevator constructors' helpers	5.34	.17	.185	1-½%+a+b	.005	
Elevator constructors' helpers (prob.)	3.56					
Glaziers	8.13	.245	.15			
Ironworkers:						
Structural	7.00	.235	.665	.50		
Ornamental	7.00	.235	.665	.50		
Reinforcing	7.00	.235	.665	.50		
Laborers, Building:						
Laborers	6.30	.25	.25			
Brick tenders, mortar mixers, scaffold builders (brick), hod carriers (brick), power tool operator	6.40	.25	.25			
Burners, nozzle men (gunite) & motorized buggy operators	6.525	.25	.25			
Lathers' tenders & plasterers' tenders	6.80	.25	.25			
Jackhammer, opr., concrete vibrator & barco tamper operator	6.65	.25	.25			
Lathers	6.06	.275	.15			
Lead burners	6.00	.15		c	.01	
Painters:						
Commercial and industrial	5.45	.35	.35	.20+f		
Spackling machine	5.45	.35	.35	.20+f		
Steel, Bosun Chair	5.85	.35	.35	.20+f		
Commercial spray and dipping	6.25	.35	.35	.20+f		
Brushing hazardous material on commercial work	6.25	.35	.35	.20+f		
Brushing hazardous material on steel	6.50	.35	.35	.20+f		
Sandblasting	6.50	.35	.35	.20+f		
Using roller on tanks	6.50	.35	.35	.20+f		
Spraying hazardous material	7.05	.35	.35	.20+f		
Spraying hazardous material on steel on tanks	7.45	.35	.35	.20+f		
Piledrivermen & dock builders	7.60	.92	.25		.07	
Plasterers	6.60					

AM-1,709 F. 2

--New Jersey-CAM-GLOU-1-2-3-U 2 of 2

BUILDING, HEAVY, HIGHWAY CONSTRUCTION AND DREDGING	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Plumbers & Steamfitters:						
Gloucester County:						
Blue Bell, Malaga & New Field	6.90	.28	.22			
Camden Co., & remainder of Gloucester County	8.00	4%	10%	11%	.6%	
Roofers:						
Composition	8.225	.65	.40	e		
Composition helpers	6.60	.65	.40	e		
Slate, tile & asbestos	6.875	.50	.50		.04	
Slate, tile & asbestos helpers	4.575	.50	.50		.04	
Asphalt shingle	6.325	.50	.50		.04	
Asphalt shingle helpers	4.575	.50	.50		.04	
Sheet metal workers	9.27	.30	.25		.01	
Sprinkler fitters	6.965	.13	.25		.02	
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F.

b. Employer contributes 4% basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as vacation pay credit.

c. Holidays: A through F, Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holidays, and the regular scheduled work days immediately preceding and following the holiday.

d. Employer contributes 1% to Temporary Disability Fund.

e. Holiday---Election Day.

f. Holidays: B. C. Veteran's Day and the Tuesday following Labor Day.

HEAVY & HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers:						
Blasters	$4.95	.25	.44	a		
Finishers, rammer, power and gunnite nozzle man	4.65	.25	.44	a		
Timberman	4.65	.25	.44	a		
Form setters	4.65	.25	.44	a		
Craderan	4.70	.25	.44	a		
Sewer pipe, conduit & duct line layers	4.45	.25	.44	a		
Wagon drill op., & drill casters	4.45	.25	.44	a		
Wagon drill op. helper & drill caster helper	4.05	.25	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., and such other power tools used to perform work usually done manually by laborers	4.45	.25	.44	a		
Signal man	4.20	.25	.44	a		
Wrapping & coating of all pipe	4.20	.25	.44	a		
Common laborers, landscape laborers, railroad track men	3.90	.25	.44	a		
Rock Shafts and Tunnel Work						
Blasters	6.50	.25	.44	a		
Miners, drill runners, jacking pipe & other skilled workers	6.15	.25	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	5.50	.25	.44	a		
Form erectors and form movers	5.90	.25	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	5.90	.25	.44	a		
Top laborers	5.80	.25	.44	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a - Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before & 5 working working days after the day upon which the holiday falls).

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, Asphalt						
Street:						
Head raker	$4.65	.25	.44	a		
Rakers and screed board man	4.50	.25	.44	a		
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	4.25	.25	.44	a		
Plant:						
Scale mixers and burner men	4.50	.25	.44	a		
Feeders and dust men	4.25	.25	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day and Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holiday falls or is observed as such.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, kolman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing paint, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%			

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyor, ladders (motorized) ladderator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, dw's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders hoppers, silos, hopper doors (motorized)	7.85	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		
PAID HOLIDAYS						
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day						
FOOTNOTE:						
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.30	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), economobiles (hilo hull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-EW's-Ukes, pumpcrete machines (regardless of size), pumperete-unit type, scrapers LeTourneau-EW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Metzel-Rexonstic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

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HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

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New Jersey-2-PRD-3-P 3 of 3

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
STEEL ERECTION						
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
TRUCK DRIVERS, BUILDING, HEAVY & HIGHWAY						
Straight, dump, transit-mix, pickup, water & fuel and ambulance drivers	$5.20	a+c	b	d		
Low boy, tractor trailer, winch straight, euclid trailer, dump not self-loading, winch trailer, asphalt or oil distributor	5.55	a+c	b	d		
Mechanics	5.70	a+c	b	d		
Ten wheel dump & trailer dump off-site	4.50	a+c	b	d		
Tow truck	5.35	a+c	b	d		
Mechanics' helper	4.50	a+c	b	d		

FOOTNOTES:

a. Employer contributes $1.90 per day to Health & Welfare.

b. Employer contributes $2.00 per day to Pension Fund.

c. Employer contributes $1.00 per day to Life Insurance.

d. Employee who has worked or received pay for 90 days within a year prior to his anniversary date shall receive 50 hours straight time Vacation Pay; 3 years but less than 8 years of service-100 hours; more than 8 years but less than 15 years - 125 hours; 15 years or more - 165 hours.

ENDICE 1-ATLANTIC-U

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Leverman	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilerman	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE: NEW JERSEY | COUNTY: CUMBERLAND | DECISION NO.: AM-1,710 | PAGE: 1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

DATE OF DECISION: AUGUST 11, 1971

6-N.J.-1-2-3-T 1 of 2

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$6.10	.25	.20			
Boilermakers	8.35	8%	9½%+3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½%+3%	10%	.01	
Bricklayers, Cement masons, marble setters, plasterers, stone masons, terrazzo workers and tile setters	5.55	.15	.10			
Carpenters, insulators and soft floor layers, millwrights	8.45	.25	.50			
Electricians	6.90	.20+d	1%+.15			
Elevator constructors	7.92	.17	.185	1½% +a +b	.005	
Elevator constructors helpers	5.54	.17	.185	1½% +a +b	.005	
Elevator constructors' helpers (prob.)	3.96					
Ironworkers-Nearest cities listed below:						
Structural, ornamental and reinforcing:						
Atlantic City	7.40	.235	.665		.05	
Camden	7.00	.235	.665	.75		
Laborers, Building:						
Fairfield, Lawrence, Millville, Downe, Commercial & Maurice River Twps.:						
Laborers, building	5.40	.20	.15			
Mason tenders	5.40	.20	.15			
Plasterers' tenders	5.40	.20	.15			
Concrete laborers	5.40	.20	.15			
Air-gas-electric tool op.	5.65	.20	.15			
Gunite men	5.80	.20	.15			
Nozzle and gun op.	5.80	.20	.15			
Greenwich, Stowe Creek, Hopewell, Deerfield, Upper Deerfield and Vineland Twps.:	6.05	.25	.25	.25		
Laborers						
Brick tenders, mortar mixers, scaffold builders (brick), hod carriers (brick) power tool op., Barko tamper	6.15	.25	.25	.25		
Motorized buggy op.	6.275	.25	.25	.25		
Burners	6.275	.25	.25	.25		
Nozzlemen (gunite)	6.275	.25	.25	.25		
Plasterers' tenders	6.55	.25	.25	.25		
Lathers' tenders	6.35	.25	.25	.25		
Lathers:						
One-half the distance to the nearest outside local (Philadelphia, Pa.)	5.66	.275	.15			
Lead Burners	6.00	.15		c	.01	

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BUILDING, HEAVY & HIGHWAY CONSTRUCTION (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Line Construction:						
Linemen & Pipe Type Cable:						
Linemen & Cable splicers	$6.90	.20+d	1%+.15			
Line truck driver	4.95	.20+d	1%+.15			
Hole digging equipment	6.90	.20+d	1%+.15			
Groundman	4.35	.20+d	1%+.15			
Painters:						
Brush	5.25					
Steel & swing-hazardous work	6.50					
Spray and roller	7.25					
Sandblasting	7.50					
Piledrivermen & dock builders	7.60	.92	.25		.07	
Plumbers	6.30	.23	.17			
Roofers, composition	7.15	.25	.25			
Roofers, slate, tile & danproofing	7.40	.25	.25			
Roofers helpers	2.30					
Sheet metal workers	5.80	.20	.15			
Sprinkler fitters	7.00	.20	.30		.05	
Steamfitters	5.65	.20	.15			
Welders-receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:

A-New Year's Day B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F.

b. Employer contributes 4% basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

c. Holidays: A through F, Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.

d. Employer contributes 1% to Temporary Disability Fund.

HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers:						
Blasters	$4.95	.26	.44	a		
Finishers, rammer, paver and gunnite nozzle man	4.65	.26	.44	a		
Timberman	4.65	.26	.44	a		
Form setters	4.65	.26	.44	a		
Grademan	4.70	.26	.44	a		
Sewer pipe, conduit & duct line layers	4.40	.26	.44	a		
Wagon drill op., & drill masters	4.45	.26	.44	a		
Wagon drill op. helper & drill master helper	4.05	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., and such other power tools used to perform work usually done manually by laborers	4.45	.26	.44	a		
Signal man	4.20	.26	.44	a		
Wrapping & coating of all pipe	4.10	.26	.44	a		
Common laborers, landscape laborers, railroad track men	3.90	.26	.44	a		
Rock Shafts and Tunnel Work						
Blasters	6.50	.26	.44	a		
Miners, drill runners, jacking pipe & other skilled workers	6.15	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	5.90	.26	.44	a		
Form erectors and form movers	5.90	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	5.90	.26	.44	a		
Top laborers	5.80	.26	.44	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a - Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before & 5 working working days after the day upon which the holiday falls).

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, Asphalt						
Street:						
Head raker	$4.65	.26	.44	a		
Rakers and screed board man	4.50	.26	.44	a		
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	4.25	.26	.44	a		
Plant:						
Scale mixers and burner men	4.50	.26	.44	a		
Feeders and dust men	4.25	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day and Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holiday falls or is observed as such.

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New Jersey 1-FEO-1-2-J 1 of 3

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, kolman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing palnt, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldoring machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%			

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New Jersey 1-FEO-1-2-J 2 of 3

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulit, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyor, ladders (motorized) laddervator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, dw's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers, silos, hopper doors (motorized)	7.85	10% + 7%	7%			

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New Jersey 1-FEO-1-2-J 3 of 3

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		
PAID HOLIDAYS						
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day						
FOOTNOTE:						
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.						

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HIGHWAY, ROAD, STREET, SEWER AND PIPELINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	8.30	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), economobiles (hilo lull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-DW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-DW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hettel-Rexomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

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	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
STEEL ERECTION						
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

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New Jersey 7-TH-1-2-3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Winch Trailer	5.68	.85		a+b		
Euclids, straight, bottom, rear and side dump, carryall and scrapers: (not self loading-loading over the top), water sprinkler trailers, water pulls, and similar types, flat, floats, I-Beam, low beds, transit-mix, road oil, fuel, asphalt, stringer, seeding fertilizing, bituminous distributor, and similar types of vehicles	5.58	.85		a+b		
Straight three-axle materials: trucks and floats	5.48	.85		a+b		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, winch, A-frame, scissor, nipper, "all dual purpose trucks", trucks with mechanical tail gates", any rubber tired tractor used in pulling and towing farm wagons and trailers of any description, mechanics	5.43	.85		a+b		
Mechanics helpers	5.20	.85		a+b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Lincoln's Birthday; Columbus Day; General Election Day; Veteran's Day; providing an employee works or shapes one day and is available during the Holiday calendar week.

b. Employees who have worked or have received pay for 65 days shall receive 48 hours vacation pay; 130 days - 96 hours vacation pay; 150 days - 120 hours vacation pay; an employee with 150 days credit and at least 15 years seniority shall receive an additional 40 hours vacation pay.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW JERSEY	ESSEX	AM-1,711	1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

DATE OF DECISION: AUGUST 11, 1971

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BUILDING, HEAVY, HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$ 6.99	7%+.01	6%	11%	.02	
Boilermakers	8.35	8%	9½%+3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½%+3%	10%	.01	
Bricklayers, cement masons-finishers, Plasterers, stonemasons:						
Millburn	6.60	.20	.20		.02	
Remainder of County	8.80	.35	.35		.02	
Carpenters, Insulators:						
Millburn:						
Carpenters and insulators	8.39	.45	.50		.02	
Millwrights	8.64	.45	.50		.02	
Remainder of County	8.51	6%	6%			
Dock builders and piledrivermen	8.40	.75	.70+.70	.56	.02	
Electricians	8.10	4% +f	1%+5%	10%		
Elevator constructors	7.96	.075	.125+a	b + c		
Elevator constructors' helpers	5.97	.075	.125+a	b + c		
Elevator constructors' helpers (prob.)	3.98					
Elevator constructors, modernization	7.24	.075	.125+a	b + c		
Elevator constructors, modernization helpers	5.43	.075	.125+a	b + c		
Elevator repair mechanic	6.37	.075	.125+a	b + c		
Elevator repair mechanic helpers	4.78	.075	.125 +a	b + c		
Glaziers	7.05	.45	.55	d	.01	
Ironworkers: Str., Orn., Reinf.	8.80	7%	11%+6%	10%		1%
Laborers (Building):						
Millburn	5.75	.40	.40			
City of E. Orange - S. Orange - Maplewood Twps.:						
Laborers common	6.40	.20	.35			
Pneumatic-gas-elec, tool operators, masons tenders, mortar mixers, scaffold men	6.65	.20	.35			
Remainder of County:						
Laborers, Pneumatic-gas-elec. tool op., masons tenders, mortar mixers, pipe-layers (concrete-clay)	6.45	.40	.30			
Lathers	5.61	.25	.35		.01	
Lead burners	6.00	.15		e	.01	
Line construction:						
Linemen, cable splicer, line equip. op., line truck op., groundmen, welders	8.10	4%+f	1%+5%	10%		
Marble setters & cutters	7.40	6-1/2%	7%			
Marble setters' helpers	6.83	6-1/2%	7%			
Painters:						
Brush	6.30	.42	.43	.10		
Structural steel & tanks under 30'	6.45	.42	.43	.10		
Structural steel & tanks 30' & over	6.90	.42	.43	.10		
Bridges, TV, radio, water towers, & stacks	6.90	.42	.43	.10		

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BUILDING HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Plumbers:						
Millburn & Short Hills	7.76	.35	.75		.05	
Orange, W. Orange, E. Orange, S. Orange, Maplewood & Livingston	8.30	.35	.75	10%		
Remainder of County	8.30	.35	.75	.80	.025	
Roofers:						
Composition, damp and waterproofers	6.82	.25	.20			
Slate and tile	8.05	.30	.20			
Slate and tile helpers	7.05	.30	.20			
Sheet metal workers	8.10	3%	3%	8%		
Soft floor layers	5.80	4%	3%			
Sprinkler fitters	9.47	.25	.40		.07	
Steam fitters	8.45	5%	6%	10%		
Terrazzo workers	7.95	.43+.45	.43			
Terrazzo workers' helpers	6.98	.43+.45	.43			
Terrazzo workers' machine operator	7.13	.43+.45	.43			
Tile setters	6.16	4%	4%	2%		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes $7.00 per day to Annuity Fund.

b. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, Armistice Day.

c. Employer contributes 6.4% basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. One week vacation after one year's work; two weeks vacation after 4 year's work; 3 weeks vacation after 15 year's work.

e. Holidays: A through F, Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

f. Employer contributes 1% to Temporary Disability Fund.

HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers:						
Blasters	6.10	.26	.44	a		
Finishers, rammer, paver and gunnite nozzle man	5.95	.26	.44	a		
Timberman	5.70	.26	.44	a		
Form setters	5.65	.26	.44	a		
Grademan	5.55	.26	.44	a		
Sewer pipe, conduit & duct line layers	5.45	.26	.44	a		
Wagon drill op., & drill masters	5.55	.26	.44	a		
Wagon drill op., helper & drill master helper	5.20	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., and such other power tools used to perform work usually done manually by laborers	5.55	.26	.44	a		
Signal man	5.25	.26	.44	a		
Wrapping & coating of all pipe	5.05	.26	.44	a		
Common laborers, landscape laborers, railroad track laborers, rakers, tampers on cold patch work, flagmen, salamander tenders, pitmen & dumpmen	5.00	.26	.44	a		
Rock Shafts and Tunnel Work						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe and other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before and 5 working days after the day upon which the holiday falls).

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, Asphalt						
Streets:						
Head rakers	5.00	.36	.34	a		
Rakers	4.85	.36	.34	a		
Tampers and smoothers, kettlemen, painters, top shovelers, and roller boys	4.60	.36	.34	a		
Plant:						
Scale mixer and burner men	4.85	.36	.34	a		
Feeders and dust men	4.60	.36	.34	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F, Washington's Birthday; Armistice Day; Presidential Election Day; providing an employee works or is available for work 3 days in the work week in which the holiday falls.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATOR						
Power shovels (all types), scooper (loader and shovel), koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, kolman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing plant, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bull-dozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (auto-grader machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10%+7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10%+7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS						
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoist (freight or passenger), conveyor, ladders (motorized)laddervator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10%+7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, dw's and similar type machines whether self loaded or externally loaded	8.65	10%+7%	7%	a		
Asphalt plant (manually operated), boilers,(irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers,silos, hopper doors (motorized)	7.85	10%+7%	7%	a		
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type., generator, pump, (single), temporary heating plants, welding machine-gas-oline or electric converters of any type-single, compressor and blower						

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS (cont'd)						
type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10%+7%	7%	a		
Oilers, greaser	6.60	10%+7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10%+7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10%+7%	7%	a		
Deckhand	6.50	10%+7%	7%	a		
PAID HOLIDAYS						
A-New Year's Day; B-Memorial Day						
C-Independence Day; D-Labor Day;						
E-Thanksgiving Day; F-Christmas Day						
FOOTNOTE:						
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.50	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), economobiles (hilo loll, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-DW's-Ukes, pumpcrete machines (regardless of site), pumpcrete-unit type, scrapers LeTourneau-DW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetzel-Rexomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & moter						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

STEEL ERECTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms	9.85	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Truck drivers:						
Winch trailers	$5.33	a	.40	b		
Euclids, International Harvesters Wabcos, caterpiller, Koehring, tractors and wagons, dumpters, straight, bottom rear and side dump (not self-loading), loading over the top	5.23	a	.40	b		
Tractor and trailer type - flat, floats, I-beam, low beds, water sprinkler, bituminous, transit-mix, road oil, fuel, bottom dump hopper, rear dump, office shanty, Epoxy, asphalt, agitator mix, mulching, stringer, seeding, fertilizing, pole, spread, bituminous distributor and similar types	5.23	a	.40	b		
Straight three-axle materials	5.13	a	.40	b		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, Stringer Head and hot pass, bus, dumpcrete, transit-mixers, agitator mix, half-track, winch, side-o-matic, dynamite, power, x-ray, welding, skid, jeep, station wagon stringer, A-frame, all dual purpose, mechanical tail gates, batch, seeding, mulching, fertilizer, air compressor trucks (in transit), parts chaser, escort, scissor, hi-lift, telescope, concrete breaker, gin pole, stone, sand, asphalt distributor, spreader and nipper, helpers, Preyhill coal tar Epoxy, Littleford bituminous distributor, slurry seal, Thiokol trackmaster pick-up, (swamp cat pick-up), bucket loader dump, rubber tired tractor trucks and similar types, mechanic	5.08	a	.40	b		
Mechanic' helper	4.85	a	.40	b		

Footnotes:
a. Employer contributes $59.60 per month to Health and Welfare.
b. Employees worked or received pay: 85 days within a year - 1 full week Vacation; 130 days - 2 full weeks Vacation; 150 days - 15 full days vacation; and 15 years of service or more who has worked or received pay for 150 days - 4 weeks vacation.

AM-1,711 P. 13

DREDGE 1-ATLANTIC - U

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a + 5%		
Cranemen	5.78	.25	.15	a + 5%		
Maintenance engineers	5.66	.25	.15	a + 5%		
Welders	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a + 5%		
Deckhands	4.35	.25	.15	a + 5%		
Scowmen	4.28	.25	.15	a + 5%		
Engineer	5.55	.25	.15	a + 5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a + 5%		
Engineer and derrick operators	5.78	.25	.15	a + 5%		
Maintenance engineer	5.66	.25	.15	a + 5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a + 5%		
Deckhands and shoremen	4.28	.25	.15	a + 5%		
Tug engineer	5.20	.25	.15	a + 5%		
Tug deckhand	4.35	.25	.15	a + 5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1557	.25	.15	b		
Firemen	6.86	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

Footnotes:

a. Holidays: A through F; Washington's Birthday and Veterans Day.

b. Holidays: A through F; Washington's Birthday and Veterans Day (6-1/2) days of vacation with pay for 104 days of service one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	schedule no.	page
NEW JERSEY	HUDSON	AM-1,712	1
		date of decision	
		AUGUST 11, 1971	

DESCRIPTION OF BUILDING construction, (excluding single family home and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

9-New Jersey-1-2-3-S 1 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	Basic Hourly Rate	FRINGE BENEFITS PAYMENTS H & W	Pensions	Vacation	App. Tr.	Other
Asbestos Workers	$6.99	7%+.01	6%	11%	.02	
Boilermakers	8.35	8%	9½%+3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½%+3%	10%	.01	
Bricklayers, cement masons, plasterers and stone masons:						
W. of the Hackensack River	8.80	.35	.35		.02	
Remainder of County:						
Bricklayers & stone masons	6.35	.62	.45			
Cement masons & plasterers	7.75	1.00	.50		.01	
Carpenters:						
West of the Hackensack River:						
Carpenters	8.51	6%	6%			
Remainder of County:						
Carpenters and insulators	8.41	7%	7%			
Millwrights	8.41	7%	7%			
Electricians	8.20	3%+1%	6%+.58		1.5%	
Elevator constructors	7.96	.075	.125+a	b+c		
Elevator constructors' helpers	5.97	.075	.125+a	b+c		
Elevator constructors' helpers (prob.)	3.98					
Elevator constructor modernization	7.24	.075	.125+a	b+c		
Elevator constructor modernization helpers	5.43	.075	.125+a	b+c		
Elevator constructor repair	6.37	.075	.125+a	b+c		
Elevator constructor repair helpers	4.78	.075	.125+a	b+c		
Glaziers	7.05	.45	.55	d	.01	
Ironworkers:						
Structural, ornamental & reinforcing	8.80	7%	11%+6%	10%	1%	
Laborers, Building:						
Kearny, E. Newark and Harrison:						
Laborers	6.45	.40	.30			
Air tool op. (jackhammer, vibrator)	6.45	.40	.30			
Mortar mixers	6.45	.40	.30			
Mason tenders	6.45	.40	.30			
Plasterers' tenders	6.45	.40	.30			
Pipelayers (concrete & clay)	6.45	.40	.30			
Remainder of County:						
Laborers, air tool op., mason tenders, mortar mixers, concrete laborers, plasterers' tender & hod carrier	6.40	.40	.40			
Laborers on structures 176' high or 22 stories from the ground level	6.30	.40	.40			
Lathers	6.63	.25	.25		.01	
Lead Burners	6.00	.15		e	.01	
Marble setters	7.40	6½%	7%			
Marble setters' helpers	6.83	6½%	7%			

9-New Jersey-1-2-3-S 2 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	Basic Hourly Rate	FRINGE BENEFITS PAYMENTS H & W	Pensions	Vacation	App. Tr.	Other
Painters:						
Kearny and Harrison:						
Brush	6.30	.42	.43	.10		
Structural steel & tanks under 3 stories	6.45	.42	.43	.10		
Structural steel & tanks above 3 stories	6.90	.42	.43	.10		
Bridges, TV-radio-water towers, stacks	6.90	.42	.43	.10		
Remainder of County:						
Industrial and commercial	6.50	.60	.80	.15		
Exterior scaffold work	7.00	.60	.80	.15		
Structural steel, tanks, bridges, towers, smoke-stacks, radio towers, TV towers, flagpoles (steel or wood), & sandblasting	7.00	.60	.80	.15		
Hazardous work	7.00	.60	.80	.15		
Pipe type cable:						
Linemen, cable splicers	6.96	3%+1%	6%+.58		1.5%	
Hole digging equipment	6.96	3%+1%	6%+.58		1.5%	
Piledrivermen and dock builders	8.40	.75	1.40	.56	.02	
Pipe fitters	7.25	.30	.30	1.00	.25	
Plumbers:						
Jersey City Bayonne & Hoboken	7.25	.60	.60	.80	.05	
Kearny and Harrison	8.30	.35	.75	.80	.025	
Remainder of County	7.80	.61	.45	1.00	.02	
Roofers:						
East of the Hackensack River:						
Composition, damp & waterproofing	7.55	6%	1.43	4%		
West of the Hackensack River:						
Composition, damp & waterproofing	6.82	.25	.20			
Slate, tile and asbestos	8.05	.30	.20			
Slate, tile and asbestos helpers	7.05	.30	.20			
Sheet metal workers	8.15	3%+.10	3%			
Soft floor layers	5.80	4%	3%			
Sprinkler fitters	9.47	.25	.40		.07	
Terrazzo workers	7.95	.88	.43			
Terrazzo workers' helpers	6.98	.88	.43			
Terrazzo machine operators	7.13	.88	.43			
Tile setters	6.16	4%	4%	2%		

Welders - receive rate prescribed for craft performing operation to which welding is incidental.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION

PAID HOLIDAYS:

A- New Year's Day; B- Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F- Christmas Day.

FOOTNOTES:

a. Employer contributes $7.00 per day to Annuity Fund.

b. HOLIDAYS: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, and Armistice Day.

c. Employer contributes 6.4% basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. One week vacation after 1 year's work; two weeks vacation after four year's work; 3 week vacation after 15 year's work.

e. Holidays" A through F. Washington's Birthday, and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APPR. TR.	OTHERS
Laborers:						
Blasters	6.10	.26	.44	a		
Finishers, rammer, paver and gunnite nozzle man	5.95	.26	.44	a		
Timberman	5.70	.26	.44	a		
Form setters	5.65	.26	.44	a		
Grademan	5.55	.26	.44	a		
Sewer pipe, conduit & duct line layers	5.45	.26	.44	a		
Wagon drill op., & drill masters	5.55	.26	.44	a		
Wagon drill op., helper & drill master helper	5.20	.25	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., and such other power tools used to perform work usually done manually by laborers	5.55	.26	.44	a		
Signal man	5.25	.26	.44	a		
Wrapping & coating of all pipe	5.05	.25	.44	a		
Common laborers, landscape laborers, railroad track laborers, rakers tampers on cold patch work, flagmen salamander tenders, pitmen & dumpmen	5.00	.26	.44	a		
Rock Tunnels and Tunnel Work:						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe and other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 20 working days consisting of 5 working days before and 5 working days after the day upon which the holiday falls).

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, Asphalt						
Streets:						
Head rakers	$5.00	.36	.34	a		
Rakers	4.85	.36	.34	a		
Tampers and smoothers, kettlemen, painters, top shovelers, and roller boys	4.60	.36	.34	a		
Plant:						
Scale mixer and burner men	4.85	.36	.34	a		
Feeders and dust men	4.60	.36	.34	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F, Washington's Birthday; Armistice Day; Presidential Election Day; providing an employee works or is available for work 3 days in the work week in which the holiday falls.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, kolman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing palnt, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), hester planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS: (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyor, ladders (motorized) ladderator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, du's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers, silos, hopper doors (motorized)	7.85	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS: (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS: On all power boats used in conjunction with pipeline, river crossing, and all types of construction work: Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTE:
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.

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HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.30	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), econommobiles (hilo lull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-LW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-LW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetzel-Rexomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

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New Jersey-2-PED-3-P 2 of 3

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

STEEL ERECTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

New Jersey 3,7B-8-2-3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Winch Trailer	5.88	.85		a+b		
Euclids, straight, bottom, rear and side dump, carryall and scrapers: (not self loading-loading over the top), water sprinkler trailers, water pulls, and similar types, flat, floats, I-Beam, low beds, transit-mix road oil, fuel, asphalt, stringer, seeding fertilizing, bituminous distributor, and similar types of vehicles	5.58	.85		a+b		
Straight three-axle materials: trucks and floats	5.48	.85		a+b		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, winch, A-frame, scissor, nipper, "all dual purpose trucks", trucks with mechanical tail gates", any rubber tired tractor used in pulling and towing farm wagons and trailers of any description, mechanics	5.43	.85		a+b		
Mechanics helpers	5.20	.85		a+b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Lincoln's Birthday; Columbus Day; General Election Day; Veteran's Day; providing an employee works or shapes one day and is available during the Holiday calendar week.

b. Employees who have worked or have received pay for 85 days shall receive 48 hours vacation pay; 130 days - 96 hours vacation pay; 150 days - 120 hours vacation pay; an employee with 150 days credit and at least 15 years seniority shall receive an additional 40 hours vacation pay.

DREDGE 1-ATLANTIC-U

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW JERSEY	MERCER	AM-1,713	1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

DATE OF DECISION: AUGUST 11, 1971

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Building, Heavy, Highway Construction	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$7.25	.25	.20			
Boilermakers	8.35	6%	9½%+3%	10%	.01	
Boilermakers' helpers	7.82	6%	9½%+3%	10%	.01	
Bricklayers, cement masons, plasterers, and stone masons:						
Princeton Borough & Princeton Twp.	8.25	.50	.50	.50	.02	
Bricklayers, cement masons, marble masons, plasterers, terrazzo workers, tile setters, and stonemasons:						
Remainder of County	8.00	.50	.50	.50	.02	
Carpenters and Insulators:						
Lawrenceville, Clarksville, Dutch Neck, Grover's Mill, Princeton Jct., Penns Neck, Princeton & Fort Mercer	8.75	.45	.50			
Millwrights	8.75	.45	.50			
Remainder of County:						
Carpenters & Insulators	8.10	.40	.40	.50	.02	
Millwrights	8.10	.40	.40	.50	.02	
Electricians	9.25	.20+d	1%+.30		.07	
Elevator constructors	7.92	.17	.185	1½%+a+b	.005	
Elevator constructors' helpers	5.54	.17	.185	1½%+a+b	.005	
Elevator constructors' helpers (prob.)	3.96					
Ironworkers:						
Structural, ornamental & reinforcing	7.65	.235	.665	7%	.03	
Laborers, Building:						
Princeton, Lawrence & West Windsor Twps., & Princeton Boro:						
Common laborer	4.75	.20	.10			
Hod carriers, jackhammer operators, tampers, electric hammer operator	5.00	.20	.10			
Twps., of Washington, Hightstown and E. Windsor:						
Laborers	4.25	.25	.20			
Jackhammermen	4.50	.25	.20			
Remainder of County:						
Laborers, mortar mixers, mason tenders, pneumatic gas, elec. tool operators, power buggy, wreckers & pipe layers (conc. and clay)	6.35	.30	.40			
Plasterers' tenders and hod carriers	6.45	.30	.40			
Lathers	7.75	.25	.25		.02	
Lead burners	8.00	.15		c	.01	
Linemen & pipetype cable:						
Lineman	7.55	.20+d	1%+.30		.07	
Cable splicer	7.55	.20+d	1%+.30		.07	
Hole digging equipment & truck	7.55	.20+d	1%+.30		.07	
Groundman	6.20	.20+d	1%+.30		.07	

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Building, Heavy, Highway Construction	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Princeton Borough, Princeton Township:						
Marble setters	$7.40	6%	7%			
Marble setters' helpers	6.53	6%	7%			
Terrazzo workers	7.95	.434+.45	.43			
Terrazzo workers' helpers	6.98	.434+.45	.43			
Terrazzo workers' machine operator	7.13	.43+.45	.43			
Tile setters	6.10	4%	4%	2%		
Tile setters' helpers	5.05	4%	4%	2%		
Painters:						
Princeton, Hopewell, Mt. Rose, Kingston, Rosedale, Penns Neck, Grover's Mill, Fort Mercer and Clarksville:						
Brush, commercial & industrial	4.76					
Steel	5.50					
Spray	5.50					
Residential	4.55					
Roller	5.60					
Remainder of County:						
Commercial & industrial	6.48	.50	.40			
Bridges, skeleton steel, towers	7.00	.50	.40			
Power tool, spray, roller & sand-blasting	7.30	.50	.40			
Taping	6.73	.50	.40			
Piledrivermen: (Trenton Area):						
Piledrivermen, dock builders	7.40	.92	.25		.07	
Piledrivermen: (Princeton Area):						
Piledrivermen, dock builders	8.40	.75	.20+.70	.56	.02	
Plumbers and Steamfitters:						
Trenton Area	8.99	.31	.71		-	
Princeton Area	8.10	.53	.49	1.00	.08	
Roofers:						
Roofers, composition, waterproofing & slate & asphalt shingle	7.54	.20	.20			
Sheet metal workers	6.65	.20	.20			
Soft floor layers	5.80	4%	3%			
Sprinkler fitters:						
Town of Trenton	6.965	.15	.25		.02	
Remainder of County	8.00	.25	.40		.05	
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

Building, Heavy, Highway Construction

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes 4% basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

b. Holidays: A through F.

c. Holidays: A through F, Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work day immediately preceding and following the holiday.

d. Employer contributes 1% to Temporary Disability Fund.

Heavy and Highway Construction

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers:						
Blasters	$5.30	.26	.44	a		
Finishers, rammer, paver & gunite nozzle man and stonecutter	5.20	.26	.44	a		
Timberman	5.15	.26	.44	a		
Form setters	5.20	.26	.44	a		
Grademan	5.20	.26	.44	a		
Sewer pipe, laser men, conduit & duct line layers	4.90	.26	.44	a		
Wagon drill op., & drill masters	5.00	.26	.44	a		
Wagon drill op. helper & drill master helper, powder carrier, magazine tender	4.65	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., & such other power tools used to perform work usually done manually by laborers	5.00	.26	.44	a		
Signal man	4.70	.26	.44	a		
Wrapping and coating of all pipe	4.60	.26	.44	a		
Common laborers, landscape laborers, railroad track man, flagman, salamander tenders, pitmen & dumpmen	4.50	.26	.44	a		
Rock Shafts and Tunnel Work:						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe& other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nipper powder carriers & all other semi-skilled men	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft & tunnel laborers	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnotes:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for same employer within a period of 10 working days consisting of 5 working days before & 5 working days after the day upon which the holiday falls.)

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, Asphalt						
Street:						
Head raker	$4.65	.26	.44	a		
Rakers and screed board man	4.50	.26	.44	a		
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	4.25	.26	.44	a		
Plant:						
Scale mixers and turner men	4.50	.26	.44	a		
Feeders and dust men	4.25	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day and Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holiday falls or is observed as such.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, koiman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing plant, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS: (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS: H & W	PENSIONS	VACATION	APPR. TR.	OTHERS
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyer, ladders (motorized) ladderveter, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, de's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe, grinders, hoppers, silos, hopper doors (motorized)	7.85	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION POWER EQUIPMENT OPERATORS: (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS: H & W	PENSIONS	VACATION	APPR. TR.	OTHERS
Air compressor (single), portable light generator, welsun or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTE:
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.50	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), economobiles (hilo lull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-DW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-DW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetzel-Resomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

STEEL ERECTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoist, house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Truck Drivers:						
Winch trailers	$4.98	.375	.325	a		
Euclids, International Harvesters Wabcos, caterpillar, koehring, tractors, and wagon, dumptors, straight, bottom rear and side dump (not self-loading), loading over the top	4.88	.375	.325	a		
Tractor and trailer type - flat, floats, I-beam, low beds, water sprinkler, bituminous, transitmix, road oil, fuel, bottom dump hopper, rear dump, office, shanty, Epoxy, asphalt, agitator mixer mulching, stringer, seeding, fertilizing, pole, spread, bituminous distributor and similar types	4.88	.375	.325	a		
Straight three-axle materials	4.78	.375	.325	a		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, stringer bend and hot pass, bus, dumperete, transit-mixers, agitator mix, half-track, winch, side-o-matic, dynamite, power, x-ray, welding, skid, jeep, station wagon stringer, A-frame, all dual purpose, mechanical tail gates, hatch, seeding, mulching fertilizer, air compressor trucks (in transit), parts chaser, escort, scissor, hilift, telescope, concrete breaker, gin pole, stone, sand, asphalt distributor, spreader and mipper, helpers, Broyhill coal tar Epoxy, Littleford bituminous distributor, slurry seal, Thiokol Trackmaster pick-up, (swamp cat pick-up), bucket loader dump, rubber tired tractor trucks and similar types, mechanics	4.73	.375	.325	a		
Mechanics helpers	4.50	.375	.325	a		

Footnotes:

a. Employees worked or received pay: 85 days within a year - full week vacation; 130 days - 2 full weeks vacation; 150 days - 15 days vacation; and 15 years of service or more who has worked 150 days - 4 weeks vacation.

DREDGE 1-ATLANTIC-U

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE: NEW JERSEY | COUNTY: MIDDLESEX | DECISION NO.: AM-1,714 | PAGE: 1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. | DATE: AUGUST 11, 1971

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BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers:						
Twps., of Cranbury, E. Brunswick, Helmetta, Jamesburg, Milltown, Monroe, N. Brunswick, Plainsboro, S. Brunswick & Spotswood	$7.25	.25	.20			
Remainder of County	6.99	7% +.01	6%	11%	.02	
Boilermakers	8.35	8%	9½+3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½+ 3%	10%	.01	
Bricklayers, cement masons, plasterers, and stone masons:						
Dunellen, Middlesex, New Market, Oak Tree, and S. Plainfield	8.00	.35	.35		.02	
Remainder of County	8.00	.35	.35			
Plainsboro	8.25	.50	.50	.50	.02	
Carpenters and insulators	8.39	.45	.50		.02	
Millwrights	8.64	.45	.50		.02	
Electricians and Linemen:						
Electricians	9.85	.20+e	1% +.25		.05	
Linemen, cable splicers, equipment operators, welder, hole digging equipment truck with winch or pole and steel handling, truck without winch	9.85	.20+e	1% +.25		.05	
Groundman and winch operator	9.00	.20+e	1%+.25		.05	
Elevator constructors	7.96	.075	.125+a	b+c		
Elevator constructors helpers	5.97	.075	.125+a	b+c		
Elevator constructors probationary helpers	3.98					
Elevator constructors modernization	7.24	.075	.125+a	b+c		
Elevator constructors modernization helpers	5.43	.075	.125+a	b+c		
Elevator constructors repair	6.37	.075	.125+a	b+c		
Elevator constructors repair helper	4.78	.075	.125+a	b+c		
Glazier	7.60	.38	.65	.38	.01	
Ironworkers, structural, reinforcing	8.80	7%	11%+6%	10%	1%	
Ironworkers, Ornamental	8.80	7%	11%+6%	10%	1%	
Ironworkers, Plainsboro, structural, ornamental and reinforcing	7.65	.235	.665	7%	.03	
Laborers: Building						
Perth Amboy, Carteret, Woodbridge and Metuchen Townships:						
Laborers	4.75	.15				
Air compressed tampers, paving breakers, jackhammers, barco type hammers or air-drills	5.00	.15				
Dunellen & S. Plainfield Townships:						
Laborers, air tool op., mason tenders, plasterers' tenders and mortar mixers	5.95	.40	.40			

12-N.J.-1-2-3-W AM-1,714 P.2 2 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers: Building (cont'd)						
S. River, S. Amboy, Sayreville, Keyport, Spotswood, Helmetta, Jamesburg, Cranbury, and Monroe Townships, Madison & E. Brunswick Twps.						
Laborers	$6.40	.25	.25			
Tenders, scaffolding, excavation and foundation, concrete, trenches, manholes, sidewalks, curbing, compressed air, excavation and grading,						
Pipe layers	6.40	.25	.25			
Remainder of County:						
Laborers	5.25	.20	.15			
Air tool operator (jackhammer, vibrator)	5.50	.20	.15			
Mason tenders, mortar mixers	5.25	.20	.15			
Demolition & scaffold builders	5.25	.20	.15			
Plasterers' tenders	5.25	.20	.15			
Lathers:						
Dunellen, Edison, Middlesex, New Market, Oak Tree, Piscataway, and S. Plainfield	6.15	.25	.25		.01	
Remainder of County	5.75	.25	.20		.01	
Lead burners	6.00	.15		d	.01	
Marble setters	7.40	6½%	7%			
Marble setters' helpers	6.83	6½%	7%			
Painters:						
Perth Amboy, Carteret, Woodbridge Twp., Edison Twp., north of Metuchen, Sayreville, S. Amboy, Meuchen, Old Bridge and Madison township:						
Brush	5.70	.30	.40			
Structural steel, tanks, bridges & towers	6.25	.30	.40			
Spray	6.75	.30	.40			
Sandblasting	6.60	.30	.40			
Edison Twp., south of Metuchen, Highland Park, New Brunswick, E. Brunswick and S. Brunswick, S. Brunswick Twp., & Monroe Twp., N. Brunswick						
Commerical & industrial	5.90	.35	.50			
Steel, tanks, towers, steeples, stacks and bridges	6.55	.35	.50			
Spray	7.15	.35	.50			
Plainsboro:						
Brush	4.70					
Steel	5.50					
Spray	5.80					
Roller	5.60					

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H&W	PENSIONS	VACATION	APP. TR.	OTHERS
Painters: (Cont'd)						
Dunellen, South Plainfield, Middlesex & Bev Market:						
Commercial & industrial	5.75	.35	.45			
Spray, sandblast, tanks, steel & stagework	6.70	.35	.45			
Piledrivermen and dockbuilders	8.40	.75	1.40	.56	.02	
Plumbers and steamfitters:						
Piscataway to Old Bridge to County line and north thereof	9.70		.50		.03	
Remainder of County	9.37	5%	4%		1%	
Roofers, composition, damp & waterproofing	8.50	.50	.325			
Roofers, slate & tile	8.625	.50	.325			
Roofers, slate & tile helpers	7.55	.50	.325			
Sheet metal workers	7.95	3%	3%			
Soft floor layers	5.80	4%	3%			
Sprinkler fitters:						
New Brunswick, Milltown, Old Bridge Browntown, and North thereof:	9.47	.25	.40		.07	
Remainder of County	8.00	.25	.40		.05	
Terrazzo workers	7.95	.43+.45	.43			
Terrazzo workers' helpers	6.98	.43+.45	.43			
Terrazzo machine operator	7.13	.43+.45	.43			
Tile setters	6.16	4%	4%	2%		
Welders- receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F- Christmas Day.

FOOTNOTES:
a. Employer contributes $7.00 per day to Annuity Fund.

b. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day; Armistice Day.

c. Employer contributes .4% basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. Holidays: A through F; Washington's Birthday; and Good Friday, providing employee has worked at least 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.

e. Employer contributes 1% to Temporary Disability Fund.

HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Blasters	6.10	.26	.44	a		
Finishers, raker, paver and gunnite nozzle man	5.95	.26	.44	a		
Timberman	5.70	.26	.44	a		
Form setters	5.65	.26	.44	a		
Grademan	5.55	.26	.44	a		
Sewer pipe, conduit & duct line layers	5.45	.26	.44	a		
Wagon drill op., & drill masters	5.55	.26	.44	a		
Wagon drill op., helper & drill master helper	5.20	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., and such other power tools used to perform work usually done manually by laborers	5.55	.26	.44	a		
Signal man	5.25	.26	.44	a		
Wrapping & coating of all pipe	5.05	.26	.44	a		
Common laborers, landscape laborers, railroad track laborers, rakers tampers on cold patch work, flagmen salamander tenders, pitmen & dumpmen	5.00	.26	.44	a		
Rock Shafts and Tunnel Work						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe and other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before and 5 working days after the day upon which the holiday falls).

Southern half of Middlesex County	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, Asphalt						
Streets:						
Head raker	$4.65	.26	.44	a		
Rakers and screed board man	4.50	.26	.44	a		
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	4.25	.26	.44	a		
Plant:						
Scale mixers and burner men	4.50	.26	.44	a		
Feeders and dust men	4.25	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day and Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holiday falls or is observed as such.

Northern half of Middlesex County	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, Asphalt						
Streets:						
Head rakers	$5.00	.36	.34	a		
Rakers	4.85	.36	.34	a		
Tampers and smoothers, kettlemen, painters, top shovelers, and roller boys	4.60	.36	.34	a		
Plant:						
Scale mixer and burner men	4.85	.36	.34	a		
Feeders and dust men	4.60	.36	.34	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F, Washington's Birthday; Armistice Day; Presidential Election Day; providing an employee works or is available for work 3 days in the work week in which the holiday falls.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, kolman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing plant, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, de's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), beater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%			

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyor, ladders (motorized) ladderator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, de's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers, silos, hopper doors (motorized)	7.85	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTE:
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.

HIGHWAY, ROAD, STREET, SEWER AND PIPELINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) stooper (loading & shovel), Koehring, shovels, trench machines	9.50	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), econmobiles (hilo lull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-DW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-DW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetzel-Roumatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

HIGHWAY, ROAD, STREET, SEWER AND PIPELINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seamon pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPELINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

N.J.-4-PED-J.v

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
STEEL ERECTION						
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	6.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

New Jersey 1-TR-1-2-3 E

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHE
Truck Drivers:						
Winch trailers	$4.88	.375	.325	a		
Euclids, International Harvesters Wabcos, caterpiller, koehring, tractors, and wagon, dumptors, straight, bottom rear and side dump (not self-loading), loading over the top	4.88	.375	.325	a		
Tractor and trailer type - flat, floats, I-beam, low boys, water sprinkler, bituminous, transitmix, road oil, fuel, bottom dump hopper, rear dump, office, shanty, Epoxy, asphalt, agitator mixer mulching, stringer, seeding, fertilizing, pole, spread, bituminous distributor and similar type	4.88	.375	.325	a		
Straight three-axle materials	4.38	.375	.325	a		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, stringer bead and hot pass, bus, dumperete, transit-mixers, agitator mix, half-truck, winch, side-o-matic, dynamite, power, x-ray, welding, skid, jeep, station wagon stringer, A-frame, all dual purpose, mechanical tail gates, batch, seeding, mulching fertilizer, air compressor trucks (in transit), parts chaser, escort, scissor, hilift, telescope, concrete breaker, gin pole, stone, sand, asphalt distributor, spreader and nipper, helpers, Broyhill coal tar Epoxy, Littleford bituminous distributor, slurry seal, Thiokol Trackmaster pick-up, (swamp cat pick-up), bucket loader dump, rubber tired tractor trucks and similar types, mechanics	4.73	.375	.325	a		
Mechanics helpers	4.50	.375	.325	a		

Footnotes:
a. Employees worked or received pay: 85 days within a year - full week vacation; 130 days - 2 full weeks vacation; 150 days - 15 days vacation; and 15 years of service or more who has worked 150 days - 4 weeks vacation.

DREDGE 1-ATLANTIC-U

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE: NEW JERSEY | COUNTY: Statewide | DECISION NO.: AS-1,715 | PAGE: 1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. 13-N.J.-1-2-3-V | DATE OF DECISION: AUGUST 11, 1971 | 1 of 2

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers						
Twps., of Allentown, Blamsingburg, Brielle, Englishtown, Farmingdale, Freehold, Howell, Manalapan, Manasquan, Millstone, Roosevelt, Sea Girt, South Belmar, Spring Lake, Spring Lake Heights, Upper Freehold, Wall & West Belmar	$7.25	.25	.20			
Remainder of County	6.99	7% + .01	6%	11%	.02	
Boilermakers	8.35	8%	9½% + 3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½% + 3%	10%	.01	
Bricklayers, cement masons, plasterers and stone masons	9.45		.20			
Carpenters and Insulators	7.85	.45	.50		.02	
Millwrights	8.10	.45	.50		.02	
Electricians, Linemen & Pipe Type Cable:						
Electricians	8.20	.20 + d	1% + .20		.01	
Lineman, cable splicer, welder, equipment repairman, hole digging equipment, truck with winch or pole & steel handling, truck without winch	6.45	.20 + d	1% + .20		.01	
Groundman	5.00	.20 + d	1% + .20		.01	
Elevator constructors	7.92	.17	.185	1½%+a+b	.005	
Elevator constructors' helpers	5.54	.17	.185	1½%+a+b	.005	
Elevator constructors' helpers (prob.)	3.96					
Glaziers	7.60	.38	.65	.38	.01	
Ironworkers, structural	8.80	7%	11% + 6%	10%	1%	
Ironworkers, ornamental	8.80	7%	11% + 6%	10%	1%	
Ironworkers, reinforcing	8.80	7%	11% + 6%	10%	1%	
Laborers, Building:						
Twps. of Matawan, Union Beach, Raritan, Keansburg, Highland, Holmdel, Middletown, Fair Haven, Red Bank, Matawan Boro and Marlboro:						
Laborers	6.85	.30				
Jackhammermen	7.10	.30				
Remainder of County:						
Laborers	5.70	.25	.20			
Jackhammermen	5.95	.25	.20			
Lathers	5.76	.25	.20		.01	
Lead burners	6.00	.15		c	.01	
Marble setters	7.40	6-½%	7%			
Marble setters' helpers	6.83	6-½%	7%			
Painters:						
Commercial	6.80		.45			
Structural steel and bridge	7.40		.45			
Plumbers and Steamfitters:						
Asbury Park Area	9.55	3%	.25			
Plumbers and Pipefitters:						
Red Bank Area	8.71	.36	.35	.75	.05	

AS-1,715 P.2
13-N.J.-1-2-3-V 2 of 2

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Piledrivermen, wharf and dock builders	8.40	.75	1.40	.56	.02	
Roofers:						
Allentown, Arneytown, Harmerstown, Cream Ridge, Imlaystown, New Sharon, Roosevelt, Clarksburg, and Perrinville	8.54	.20	.20			
Remainder of County:						
Composition, damp and water-proofing	8.50	.50	.325			
Slate and tile	8.625	.50	.325			
Slate and tile helpers	7.55	.50	.325			
Sheet metal workers	7.95	3%	3%			
Soft floor layers	5.80	4%	3%			
Sprinkler fitters:						
Union Beach, Keyport, Clifford, Keensburg, Port Monmouth, Belford, Leonardo, Atlantic Highland, New Monmouth, Matawan & Middletown	9.47	.25	.40		.07	
Remainder of County	8.00	.25	.40		.05	
Terrazzo workers	7.95	.43 +.45	.43			
Terrazzo workers' helpers	6.98	.43 +.45	.43			
Terrazzo machine operator	7.13	.43 +.45	.43			
Tile setters	6.16	4%	4%	2%		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F.

b. Employer contributes 4% basic hourly rate for 3 years or more of service or 2% basic hourly rate for 6 months to 3 years of service as Vacation Pay Credit.

c. Holidays: A through F, Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the Holiday, and the regular scheduled work days immediately preceding and following the holiday.

d. Employer contributes 1% to Temporary Disability Fund.

N.J.-1-Lab-2-3-K AM- 1,715 P.3

Highstown diagonally to Ocean Grove and South thereof

Heavy and Highway Construction	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers:						
Blasters	$5.50	.26	.44	a		
Finishers, rammer, paver & gunite nozzle man and stonecutter	5.20	.26	.44	a		
Timberman	5.15	.26	.44	a		
Form setters	5.20	.26	.44	a		
Grademan	5.20	.26	.44	a		
Sewer pipe, laser men, conduit & duct line layers	4.90	.26	.44	a		
Wagon drill op., & drill masters	5.00	.26	.44	a		
Wagon drill op. helper & drill master helper, powder carrier, magazine tender	4.65	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., & such other power tools used to perform work usually done manually by laborers	5.00	.26	.44	a		
Signal man	4.70	.26	.44	a		
Wrapping and coating of all pipe	4.60	.26	.44	a		
Common laborers, landscape laborers, railroad track man, flagman, salamander tenders, pitmen & dumpmen	4.50	.26	.44	a		
Rock Shafts and Tunnel Work:						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe& other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nipper powder carriers & all other semi-skilled men	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft & tunnel laborers	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnotes:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for same employer within a period of 10 working days consisting of 5 working days before & 5 working days after the day upon which the holiday falls.)

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Remainder of County HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Blasters	6.10	.26	.44	a		
Finishers, rammer, paver and gunnite nozzle man	5.95	.26	.44	a		
Timberman	5.70	.26	.44	a		
Form setters	5.65	.26	.44	a		
Grademan	5.55	.26	.44	a		
Sewer pipe, conduit & duct line layers	5.45	.26	.44	a		
Wagon drill op., & drill masters	5.55	.26	.44	a		
Wagon drill op., helper & drill master helper	5.20	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., and such other power tools used to perform work usually done manually by laborers	5.55	.26	.44	a		
Signal man	5.25	.26	.44	a		
Wrapping & coating of all pipe	5.05	.26	.44	a		
Common laborers, landscape laborers, railroad track laborers, rakers tampers on cold patch work, flagmen salamander tenders, pitmen & dumpmen	5.00	.26	.44	a		
Rock Shafts and Tunnel Work						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe and other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before and 5 working days after the day upon which the holiday falls).

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers, Asphalt						
Street:						
Head raker	$4.65	.26	.44	a		
Rakers and screed board man	4.50	.26	.44	a		
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	4.25	.26	.44	a		
Plant:						
Scale mixers and burner men	4.50	.26	.44	a		
Feeders and dust men	4.25	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day and Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holiday falls or is observed as such.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, kolman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing plant, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.30	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
POWER EQUIPMENT OPERATORS: (cont'd)		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyor, ladders (motorized) ladderator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, de's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders hoppers, silos, hopper doors (mechanized)	7.85	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
POWER EQUIPMENT OPERATORS: (cont'd)		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Air compressor (single), portable light generator, welder or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type units, used independently or mounted on mul purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, Instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.65	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTE:
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Braybill) scooper (loading & shovel), Koehring, shovels, trench machines	9.50	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), economobiles (hilo lull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-DW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-DW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetzel-Rexmatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjonction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPELINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

STEEL ERECTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.65	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

New Jersey 1-TU-1-3-3 E'

BUILDING, HEAVY & HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Truck Drivers:						
Winch trailers	$6.88	.375	.325	a		
Euclids, International Harvesters Wabco, caterpillar, bochring, tractors, and wagon, dumpters, straight, bottom rear and side dump (not self-loading), loading over the top	4.68	.375	.325	a		
Tractor and trailer type - flat, floats, I-beam, low beds, water sprinkler, bituminous, transporting road oil, fuel, bottom dump hopper, rear dump, office, shanty, Epoxy, asphalt, agitator mixer mulching, stringer, seeding, fertilizing, pole, spread, bituminous distributor and similar types	4.18	.375	.325	a		
Straight three-axle materials	4.78	.375	.325	a		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, stringer bed and hot pass, bus, dumperete, transit-mixers, agitator mix, half-track, winch, side-o-matic, dynamite, power, x-ray, welding, skid, jeep, station wagon stringer, A-frame, all dual purpose, mechanical tail gates, batch, seeding, mulching fertilizer, air compressor trucks (in transit), parts chaser, escort, scissor, hilift, telescope, concrete bucket, gin pole, stone, sand, asphalt distributor, spreader and dipper, helpers, Koppill coal tar Epoxy, Littleford bituminous distributor, slurry seal, Thiokol Trschuster pick-up, (swamp cat pick-up), bucket loader dump, rubber tired tractor trucks and similar types, mechanics	4.73	.375	.325	a		
Mechanics helpers	4.50	.375	.325	a		

Footnotes:

a. Employees worked or received pay: 85 days within a year - full week vacation; 130 days - 2 full weeks vacation; 150 days - 15 days vacation; and 15 years of service or more who has worked 150 days - 4 weeks vacation.

DREDGE 1-ATLANTIC-U AN-1,715 P. 14

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.34	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE: NEW JERSEY | COUNTY: BERGEN | DECISION NO.: AM-1,716 | PAGE: 1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. | DATE OF DECISION: AUGUST 11, 1971

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BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$6.99	7%+.01	6%	11%	.02	
Boilermakers	8.35	8%	9½%+3%	10%	.01	
Boilermakers helpers	7.82	8%	9½%+3%	10%	.01	
Bricklayers, Cement Masons, Plasterers, and Stonemasons:						
Norristown, Madison, Chatham, Morris Plains, Mt. Tabor, Parsippany, Troy Hills, Pine Brook, Mendham, Ralston, Whippany, E. Hanover, Morris Twp., & Millington, Hanover	6.80	.35	.35		.02	
Stephensburg, Pleasant Grove, Middle Valley, and Parker	6.675	.20	.25			
Pompton Plains, Pequannock, Lincoln Park, Kinnelon, Butler and Riverdale	8.90	.30	.30		.02	
Remainder of County	7.80	.35	.35		.02	
Carpenters and Insulators:						
Naughright, Mt.Freedom, Middle Valley, Parker, Ralston, Ironia, Mendham, Chester and Brookside	7.39	.30	.40	.25	.02	
Carpenters & Insulator	7.64	.30	.40	.25	.02	
Millwrights						
Remainder of County:						
Carpenters	8.39	.45	.50		.02	
Millwrights	8.64	.45	.50		.02	
Electricians	9.28	.20+f	1%+.28		.01	
Elevator Constructors:						
Elevator Constructors	7.96	.075	.125+a	b+c		
Helpers	5.97	.075	.125+a	b+c		
Probationary helpers	3.98					
Modernization	7.24	.075	.125+a	b+c		
Modernization helpers	5.43	.075	.125+a	b+c		
Repair	6.37	.075	.125+a	b+c		
Repair helpers	4.78	.075	.125+a	b+c		
Glaziers	7.05	.45	.55	d	.01	
Ironworkers, structural, ornamental and reinforcing-nearest town as listed below:						
Easton, Pennsylvania	6.80	.235	.515			
Perth Amboy	8.80	7%	11%+6%	10%	1%	
Laborers, Building:						
Boonton, Boonton Twp., Montville, Lincoln Park Borough, Butler Kinnelon Brough, Pine Brook, Towaco, Denville, Mountain Lake, Pequannock, Pompton Plains and Riverdale Borough:						
Laborers, building, wrecking, demolition, concrete mixers, without hoppers drill runners, jackhammerman, mason tenders, mortar mixers, excavation and foundations, scaffold builders, carpenters' tenders, and grading for concrete	7.15	.30	.10			
Jefferson, Rockaway, Mt. Arlington, Rockaway Brough, Wharton, Mill Hill, Dover, Netcong, Roxbury, Mt. Olive & Randolph Twps:						
Laborers, air tool op., jackhammer, vibrator, mason tenders & pipe layers, wreckers, excavation	6.25	.45	.45			
Morristown, Morris Twp., Morris Plains, Mendham, Ralston, Chester, Brookside, Flanders, Ironia, Mt. Freedom, Mt. Tabor, Parsippany-Troy Hills, Pine Brook, Cedar Knolls, Whippany, Hanover Twp., and Long Valley:						
Laborers, tenders, scaffolds, excavation, concrete, bituminous concrete, aggregates, pipelayers, underpinning, lagging, bracing, wrecking	6.75	.20	.20			
Remainder of County:						
Laborers, tenders, scaffolds, excavating and site preparation and clearance, concrete, bituminous concrete and aggregates, trenches, manholes, handling and distribution of pipe, underpinning, lagging, bracing, propping, and shoring, excavating & grading, wrecking	5.30	.30	.30			
Lathers:						
Sterling, Gilette and Millington	6.65	.25	.25		.01	
Morristown Area	6.15	.25	.25		.02	
Lead burners	6.00	.15		e	.01	
Linemen & Pipe Type Cable						
Linemen, cable splicer, hole digging equipment, truck with winch or pole & steel handling truck w/o winch	9.28	.20+f	1%+.28		.01	
Groundmen, line truck operator & equipment operator	9.45	.20+f	1%+.28		.01	
Marble setters	7.40	6-1/2%	7%			
Marble setters' helpers	6.83	6-1/2%	7%			
Painters:						
Mt. Freedom, Mendham, Chester, Ralston, Park, Long Valley, Stirling & Gillette:						
Commercial & Industrial	5.75	.35	.45			

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATE	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Painters: (cont'd)						
Tanks, bridges, Structural Steel	10.70	.35	.45			
Spray	6.70	.35	.45			
Remainder of County:						
Painters Commerical & Indus.	6.60	.30	.20			
Rollers	7.10	.30	.20			
Structural steel & bridges	7.10	.30	.20			
Spray	6.10	.30	.20			
Piledrivermen & Dock builders	8.40	.75	1.40	.46	.02	
Plumbers & Steamfitters						
From Dover to Rockaway, Mountain Lakes, Denville, Succasunna, Budd Lake, Hackettstown, Columbia, Flatbrookville, Vernon, Fort Jervis (N.Y.), Glenwood, Stockholm, Charlottesburg, and returning to Dover	8.07	.35	.75	.90	.10	
Lincoln Park, Pompton Plains, Pequannock Twp. Riverdale, Butler, Kinnelon Boro	7.60	.365	.50	1.00		
Remainder of County	8.57	.35	.75		.15	
Roofers:						
Composition, damp and waterproofers	6.32	.25	.20			
Slate, tile and asbestos	6.57	.30	.20			
Slate, tile and asbestos helpers	7.35	.30	.20			
Soft floor layers	5.60	4%	3%			
Sprinkler fitters	9.40	.25	.40		.07	
Sheet metal workers	8.12	4%	3-1/2%		.02	
Terrazzo workers	7.95	.434.45	.43			
Terrazzo workers' helpers	6.92	.434.45	.43			
Terrazzo machine operator	7.12	.434.45	.43			
Tile setters	8.16	4%	4%	2%		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes $7.00 per day to Annuity Fund.

b. Holidays: A through F; Lincoln's Birthday, Washington's Birthday Columbus Day, Election Day and Armistice Day.

c. Employer contributes 6.4% basic hourly rate for 5 years or more of service or 4.7% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. One week vacation after one year's work; 2 weeks vacation after 4 years work; 3 weeks vacation after 15 years work.

FOOTNOTES: (cont'd)

e. Holidays: A through F; Washington's Birthday, Good Friday providing employee has worked at least 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

f. Employer contributes 1% to Temporary Disability Fund.

g. Employer contributes a total of $.55 per hour to Pension, Health & Welfare Fund.

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HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APPR. TR.	OTHER
Laborers:						
Blasters	6.10	.26	.44	a		
Finishers, raker, paver and gunite nozzle man	5.95	.26	.44	a		
Timberman	5.70	.26	.44	a		
Form setters	5.65	.26	.44	a		
Grademan	5.55	.26	.44	a		
Sewer pipe, conduit & duct line layers	5.45	.26	.44	a		
Wagon drill op., & drill masters	5.55	.26	.44	a		
Wagon drill op., helper & drill master helper	5.20	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, shoot hammer & tree cutter op., and such other power tools used to perform work usually done manually by laborers	5.55	.26	.44	a		
Signal man	5.25	.26	.44	a		
Wrapping & coating of all pipe	5.05	.26	.44	a		
Common laborers, landscape laborers, railroad track laborers, rakers tampers on cold patch work, flagmen salamander tenders, pitmen & dumpmen	5.00	.26	.44	a		
Rock Shafts and Tunnel Work						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe and other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before and 5 working days after the day upon which the holiday falls).

AM-1,716 P.6

N.J. 5-1A3-5-G

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APPR. TR.	OTHER
Laborers, Asphalt						
Streets:						
Head rakers	5.00	.36	.34	a		
Rakers	4.85	.36	.34	a		
Tampers and smoothers, kettlemen, painters, top shovelers, and roller boys	4.60	.36	.34	a		
Plant:						
Scale mixer and burner men	4.85	.36	.34	a		
Feeders and dust men	4.60	.36	.34	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F, Washington's Birthday; Armistice Day; Presidential Election Day; providing an employee works or is available for work 3 days in the work week in which the holiday falls.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, kolman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing palnt, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, wkes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Hoists; all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyor, ladders (motorized) laddervator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, wke's le tourneau, dw's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers, silos, hopper doors (motorized)	7.85	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gaseline or electric converters of any type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grador, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		
PAID HOLIDAYS A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day						
FOOTNOTE: a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.						

HIGHWAY, ROAD, STREET, SEWER AND PIPELINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21S & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.30	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), ecommobiles (hilo hall, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-DW's-Wees, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-DW's-WKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Metzel-Rexomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site); sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
STEEL ERECTION						
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators permanent or temporary or any other hoisting machine regardless of motor power, fork lifter, brick house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.60	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	
Visch Trailer	5.68	.85		a+b		
Euclids, straight, bottom, rear and side dump, carryall and scrapers: (not self loading-loading over the top), water sprinkler trailers, water pulls, and similar types, flat, floats, I-Beam, low beds, transit-mix, road oil, fuel, asphalt, stringer, seeding fertilizing, bituminous distributor, and similar types of vehicles	5.58	.85		a+b		
Straight three-axle materials: trucks and floats	5.48	.85		a+b		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, winch, A-frame, scissor, nipper, "all dual purpose trucks", trucks with mechanical tail gates", any rubber tired tractor used in pulling and towing farm wagons and trailers of any description, mechanics	5.43	.85		a+b		
Mechanics helpers	5.20	.85		a+b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday; Lincoln's Birthday; Columbus Day; General Election Day; Veteran's Day; providing an employee works or shares one day and is available during the Holiday calendar week.

b. Employees who have worked or have received pay for 55 days shall receive 48 hours vacation pay; 130 days - 96 hours vacation pay; 150 days - 120 hours vacation pay; an employee with 150 days credit and at least 15 years seniority shall receive an additional 40 hours vacation pay.

DISTRICT 1--ATLANTIC--C

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE: NEW JERSEY | COUNTY: OCEAN | DECISION NO.: AM-1,717 | PAGE: 1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

DATE OF DECISION: AUGUST 11, 1971

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BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers:						
Twps., of Eaglewood, Lacy, Little Egg Harbor, Long Beach, Ocean, Stafford, Tuckerton and Union	$7.45	.30	.30			
Remainder of County	7.25	.25	.20			
Boilermakers	8.35	8%	9½%+3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½%+3%	10%	.01	
Bricklayers, cement masons, plasterers & stone masons	9.345		.20			
Carpenters and insulators	7.85	.45	.50		.02	
Electricians, Linemen & Pipe Type Cable:						
Electricians	8.20	.20+d	1%+.20		.01	
Linemen, cable splicer, welder, equipment repairman, hole digging equipment, truck with winch or pole & steel handling, truck without winch	6.95	.20+d	1%+.20		.01	
Groundman	5.00	.20+d	1%+.20		.01	
Elevator constructors	7.92	.17	.185	1½%+a+b	.005	
Elevator constructors' helpers	5.54	.17	.185	1½%+a+b	.005	
Elevator constructors' helpers (prob.)	3.96					
Glaziers	7.60	.38	.65	.38	.01	
Ironworkers, structural, ornamental & reinforcing-nearest towns as listed below:						
Atlantic City	7.40	.235	.665		.05	
Perth Amboy	8.00	7%	10%	9%	¼ of 1%	
Trenton	7.65	.235	.665	7%	.03	
Laborers, Building:						
Lacey, Ocean, Union, Barnegat City, Stafford, Harvey Cedars, Surf City, Eaglewood, Ship Bottom, Beach Arlington, Little Egg Harbor, Beach Haven & Tuckerton Twps.:						
Laborers, bldg., & concrete	5.40	.20	.15			
Mason tenders	5.40	.20	.15			
Plasterers' tenders, gunite men	5.40	.20	.15			
Air, gas & electric tool operator	5.65	.20	.15			
Nozzle and gun operator	5.80	.20	.15			
Gunite men	5.80	.20	.15			
Remainder of County:						
Laborers	5.70	.25	.20			
Jackhammermen	5.95	.25	.20			
Lathers	5.76	.25	.20			
Lead Burners	6.00	.15		c	.01	
Millwrights	8.10	.45	.50		.02	
Painters:						
Commercial	6.05		.45			
Structural steel	6.65		.45			
Piledrivermen and dock builders	7.60	.92	.25		.07	

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BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Plumbers and Steamfitters:						
Whiting to Keswich Grove to Barnegat Pines to Barnegat Light and all areas inclusive south thereof	$6.90	.28	.22			
Remainder of County	9.55	3%	.25			
Roofers:						
County line southward to Cassville, Lakehurst, Whiting, Wheatland and Cedar Bridge inclusive:						
Composition, damp & waterproofing	8.50	.50	.325			
Slate and tile	8.625	.50	.325			
Slate and tile helpers	7.55	.50	.325			
Remainder of County	8.54	.20	.20			
Sheet metal workers	7.00	3%	3%			
Soft floor layers	5.80	4%	3%			
Sprinkler fitters	8.00	.25	.40		.05	

Welders - receive rate prescribed for craft performing operation to which welding is incidental.

PAID HOLIDAYS:
A-New Years' Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes 4% of basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as vacation pay credit.

b. Holidays: A through F.

c. Holidays: A through F; Washington's Birthday; Good Friday providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

d. Employer contributes 1% to Temporary Disability Fund.

Heavy and Highway Construction	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers:						
Blasters	$5.50	.26	.44	a		
Finishers, rammer, paver & gunite nozzle man and stonecutter	5.20	.26	.44	a		
Timberman	5.15	.26	.44	a		
Form setters	5.20	.26	.44	a		
Grademan	5.20	.26	.44	a		
Sewer pipe, loser men, conduit & duct line layers	4.90	.26	.44	a		
Wagon drill op., & drill masters	5.00	.26	.44	a		
Wagon drill op. helper & drill master helper, powder carrier, magazine tender	4.65	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., & such other power tools used to perform work usually done manually by laborers	5.00	.26	.44	a		
Signal man	4.70	.26	.44	a		
Wrapping and coating of all pipe	4.60	.26	.44	a		
Common laborers, landscape laborers, railroad track men, flagman, salamander tenders, pitmen & dumpmen	4.50	.26	.44	a		
Rock Shafts and Tunnel Work:						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe& other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nipper powder carriers & all other semi-skilled men	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft & tunnel laborers	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnotes:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for same employer within a period of 10 working days consisting of 5 working days before & 5 working days after the day upon which the holiday falls.)

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, Asphalt						
Street:						
Head raker	$4.65	.26	.44	a		
Rakers and screed board man	4.50	.26	.44	a		
Tampers, smoothers, kettlemen, painters, top shovelers and roller boys	4.25	.26	.44	a		
Plant:						
Scale mixers and burner men	4.50	.26	.44	a		
Feeders and dust men	4.25	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday; Armistice Day and Presidential Election Day providing employee works on (3) three days for the same employer within a period of ten (10) working days, consisting of five (5) working days before and five (5) working days after the day on which the holiday falls or is observed as such.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Power shovels (all types), scooper (loader and shovel), koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, koluan or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing plant, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bull-dozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (auto-grader machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10%+7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10%+7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS: (cont'd)						
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoist (freight or passenger), conveyor, ladders (motorized) ladderveyor, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10%+7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, dw's and similar type machines whether self loaded or externally loaded	8.65	10%+7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, powers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers, silos, hopper doors (motorized)	7.85	10%+7%	7%	a		
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type., generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type-single, compressor and blower						

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSION	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS: (cont'd)						
type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instanterete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating or acoustical sprays and plaster and curing and sandblasting	7.45	10%+7%	7%	a		
Oilers, greaser	6.60	10%+7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), Tirtan	7.65	10%+7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.50	10%+7%	7%	a		
Deckhand	6.50	10%+7%	7%	a		
PAID HOLIDAYS						
A-New Year's Day; B-Memorial Day						
C-Independence Day; D-Labor Day;						
E-Thanksgiving Day; F-Christmas Day						
FOOTNOTE:						
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.						

BUILDING, HEAVY, HIGHWAY, RAILROAD AND MARINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSION	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types--including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1000 HP) and stage pump, elevator graders, front loaders (5 yds & over), gradalls, hoisting machine, pavers (20S & over), paver (resinous, Asphalt) scooper (loading & shovel, Koehring, shovels, trench machines	9.90	10%+7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under) conveyors (145 ft. & over), economobiles (Tilo Hall, hyster & similar type equipment), fork lifts, front loaders (4 yds. but less than 9 yds.), frater placer, hoist--Chicago boom type, Sauer-le Tourneau-Da's-Ukes, progrete machines (regardless of size), pumpcrete-unit type, screeners--LeTourneau-Da's-Ukes, side booms, winch trucks (hoisting)	8.65	10%+7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10%+7%	7%	a		
Asphalt spreaders, asphalt plant engineer, tar bending machines -(power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instanterete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Betrel-Assembly & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

HIGHWAY, ROAD, STREET, SEWER AND PUBLIC CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixer), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skinner machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10+7%	7%	a		
Welder and repair mechanics	7.70	10%+7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PUBLIC CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10%+7%	7%	a		
(Oiler), tire repair and maintenance	6.60	10%+7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10%+7%	7%	a		
Deckhand	6.30	10%+7%	7%	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

STEEL ERECTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

WELDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Truck Drivers:						
Winch trailers	$4.98	.375	.325	a		
Euclids, International Harvesters Webcos, caterpiller, koehring, tractors, and wagon, dumptors, straight, bottom rear and side dump (not self-loading), loading over the top	4.88	.375	.325	a		
Tractor and trailer type - flat, floats, I-beam, low beds, water sprinkler, bituminous, transitmix, road oil, fuel, bottom dump hopper, rear dump, office, shanty, Epoxy, asphalt, agitator mixer mulching, stringer, seeding, fertilizing, pole, spreed, bituminous distributor and similar types	4.68	.375	.325	a		
Straight three-axle materials	4.78	.375	.325	a		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, stringer bead and hot pass, bus, dumperete, transit-mixers, agitator mix, half-track, winch, side-o-matic, dynamite, power, x-ray, welding, skid, jeep, station wagon stringer, A-frame, all dual purpose, mechanical tail gates, batch, seeding, mulching fertilizer, air compressor trucks (in transit), parts chaser, escort, scissor, hilift, telescope, concrete breaker, gin pole, stone, sand, asphalt distributor, spreader and nipper, helpers, Broyhill coal tar Epoxy, Littleford bituminous distributor, slurry seal, Thiokol Tracknaster pick-up, (swamp cat pick-up), bucket loader dump, rubber tired tractor trucks and similar types, mechanics	4.73	.375	.325	a		
Mechanics helpers	4.50	.375	.325	a		

Footnotes:
a. Employees worked or received pay: 85 days within a year - full week vacation; 130 days - 2 full weeks vacation; 150 days - 15 days vacation; and 15 years of service or more who has worked 150 days - 4 weeks vacation.

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DREDGE 1-ATLANTIC - U

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a + 5%		
Craftmen	5.78	.25	.15	a + 5%		
Maintenance engineers	5.66	.25	.15	a + 5%		
Welders	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a + 5%		
Deckhands	4.35	.25	.15	a + 5%		
Scowmen	4.28	.25	.15	a + 5%		
Engineer	5.95	.25	.15	a + 5%		
Hydraulic Dredges						
Leverman	5.86	.25	.15	a + 5%		
Engineer and derrick operators	5.78	.25	.15	a + 5%		
Maintenance engineer	5.66	.25	.15	a + 5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firmen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a + 5%		
Deckhands and shoremen	4.28	.25	.15	a + 5%		
Tug engineer	5.20	.25	.15	a + 5%		
Tug deckhand	4.35	.25	.15	a + 5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

Footnotes:

a. Holidays: A through F; Washington's Birthday and Veterans Day.

b. Holidays: A through F; Washington's Birthday and Veterans Day (6-1/2) days of vacation with pay for 104 days of service one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW JERSEY	PASSAIC	AM-1,718	1

DESCRIPTION OF WORK: Building construction, (including single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

16-NJ-1-2-3-W

DATE OF DECISION: AUGUST 11, 1971

1 of 2

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$6.99	7%+.01	6%	11%	.02	
Boilermakers	8.35	8%	9½ + 3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½ + 3%	10%	.01	
Bricklayers, cement masons, plasterers and stone masons	6.90	.30	.30		.02	
Carpenters and Insulators	6.85	.20	.35		.02	
Millwrights	7.14	.20	.25		.02	
Electricians	8.85	.20+g	1%+5%			
Elevator constructors	7.44	.075	.125+a	b+c		
Elevator constructors' helpers	5.97	.075	.125+a	b+c		
Elevator constructors' helpers (prob.)	3.98					
Elevator constructors modernization	7.24	.075	.125+a	b+c		
Elevator constructors modernization helpers	5.43	.075	.125+a	b+c		
Elevator constructors repair	6.37	.075	.125+a	b+c		
Elevator constructors repair helpers	4.78	.075	.125+a	b+c		
Glaziers	6.40	.30	.45	d	.01	
Ironworkers:						
Structural, ornamental and reinforcing	8.80	7%	11% + 6%	10%	1%	
Laborers, Building:						
Laborers	6.30	.40	.25			
Air tool op. (jackhammer, vibrator)	6.56	.40	.25			
Mason tenders	6.50	.40	.25			
Mortar mixers	6.50	.40	.25			
Plasterers' tender	6.50	.40	.25			
Pipelayers (concrete and clay)	6.50	.40	.25			
Lathers	6.65	.25	.25		.01	
Lead burners	6.00	.15	e		.01	
Line Construction:						
Linemen	8.85	.20+g	1%+5%			
Groundmen	6.195	.20+g	1%+5%			
Equipment operators	8.85	.20+g	1%+5%			
Cable splicers	9.65	.20+g	1%+5%			
Marble setters	7.40	6½%	7%			
Marble setters' helpers	6.83	6½%	7%			
Painters:						
Commercial & Industrial	6.55	f	f+.25	.25		
Steel	7.05	f	f+.25	.25		
High hazardous work and bridge	7.05	f	f+.25	.25		
Piledrivermen and Dock builders	8.40	.75	1.40	.56	.02	
Plumbers	7.00	.365	.50	1.00		
Roofers:						
Composition	8.40	5%	1.00			
Slate and tile	7.70	.35	.60			
Slate and tile helpers	6.15	.35	.60			
Sheet metal workers	8.10	3%	3%	8%		
Soft floor layers	5.80	4%	3%			
Sprinkler fitters	9.47	.25	.40		.07	
Steamfitters	7.00	.365	.50	1.00		

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BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Terrazzo workers	7.60	.395+.45	.395			
Terrazzo workers' helpers	6.63	.395+.45	.395	.15		
Terrazzo workers' machine operators	6.78	.395+.45	.395	.15		
Tile setters	5.88	4%	4%	2%		

Welders - receive rate prescribed for craft performing operation to which welding is incidental.

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes $7.00 per day to Annuity Fund.

b. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, Armistice Day.

c. Employer contributes 6.4% basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. One week's vacation after one year's work; two weeks' vacation after 4 years work.

e. Holidays: A through F, Washington's Birthday, and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

f. Employer contributes 14% combined to pension, health & welfare.

g. Employer contributes 1% to Temporary Disability Fund.

HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Blasters	6.10	.26	.44	a		
Finishers, reamer, paver and gunite nozzle man	5.95	.26	.44	a		
Timberman	5.70	.26	.44	a		
Form setters	5.65	.26	.44	a		
Grademan	5.50	.26	.44	a		
Sewer pipe, conduit & dust line layers	5.45	.26	.44	a		
Wagon drill op., & drill masters	5.55	.26	.44	a		
Wagon drill op., helper & drill master helper	5.40	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet header & tree cutter op., and such other power tools used to perform work usually done manually by laborers	5.55	.26	.44	a		
Signal man	5.25	.26	.44	a		
Wrapping & coating of all pipe	5.05	.26	.44	a		
Common laborers, landscape laborers, railroad track laborers, rakers tampers on cold patch work, flagmen salamander tenders, ritem & dumpman	5.00	.26	.44	a		
ROCK SHAFTS AND TUNNEL WORK						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe and other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before and 5 working days after the day upon which the holiday falls).

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers, Asphalt						
Streets:						
Head rakers	5.00	.36	.34	a		
Rakers	4.85	.36	.34	a		
Tampers and smoothers, kettlemen, painters, top shovelers, and roller boys	4.60	.36	.34	a		
Plant:						
Scale mixer and burner men	4.85	.36	.34	a		
Feeders and dust men	4.60	.36	.34	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F, Washington's Birthday; Armistice Day; Presidential Election Day; providing an employee works or is available for work 3 days in the work week in which the holiday falls.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, kolman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing plant, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, econo-mobiles, fork lift, (hilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyor, ladders (motorized) ladderator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, dw's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers, silos, hopper doors (motorized)	7.85	10	7%	7%	a	

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Air compressor (single), portable light generator, welsom or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		
PAID HOLIDAYS						
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day						
FOOTNOTE:						
a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.						

HIGHWAY, ROAD, STREET, SEWER AND PIPELINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.30	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), ecomomobiles (hilo loll, hyster & sindlar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-DW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-DW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetzel-Conmastic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

HIGHWAY, ROAD, STREET, STATE AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, tote pots (mechanical) with or without pump, dumpsters, pavers (under 71S), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (irrespective of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seamon pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10% + 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10% + 7%	7%	a		
Broom & sweepers, bulldozers (D6 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D6 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10% + 7%	7%	a		
Front loaders (under 1 yard)	7.50	10% + 7%	7%	a		
Bulldozers (under D6), rollers-grade fill or stone base, tractors (under D6)	7.30	10% + 7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
STEEL ERECTION						
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
TRUCK DRIVERS		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Winch Trailer	5.43	.85		a+b		
Euclids, straight, bottom, rear and side dump, carryall and scrapers; (not self loading-loading over the top), water sprinkler trailers, water pulls, and similar types, flat, floats, I-Beam, low beds, transit-mix, road oil, fuel, asphalt, stringer, seeding fertilizing, bituminous distributor, and similar types of vehicles	5.59	.85		a+b		
Straight three-axle materials: trucks and floats	5.49	.85		a+b		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, winch, A-frame, scissor, mixer, "all dual purpose trucks", trucks with mechanical tail gates", any rubber tired tractor used in pulling and towing farm wagons and trailers of any description, mechanics	5.43	.85		a+b		
Mechanics helpers	5.29	.85		a+b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday; Lincoln's Birthday; Columbus Day; General Election Day; Veteran's Day; providing an employee works or shapes one day and is available during the Holiday calendar week.

b. Employees who have worked or have received pay for 85 days shall receive 48 hours vacation pay; 130 days - 96 hours vacation pay; 150 days - 120 hours vacation pay; an employee with 150 days credit and at least 15 years seniority shall receive an additional 40 hours vacation pay.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Dipper and Clamshell Dredges						
Operators	$6.62	.25	.15	a + 5%		
Cranemen	5.78	.25	.15	a + 5%		
Maintenance engineers	5.66	.25	.15	a + 5%		
Welders	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a + 5%		
Deckhands	4.35	.25	.15	a + 5%		
Scowmen	4.28	.25	.15	a + 5%		
Engineer	5.55	.25	.15	a + 5%		
Hydraulic Dredges						
Levermen	5.84	.25	.15	a + 5%		
Engineer and derrick operators	5.78	.25	.15	a + 5%		
Maintenance engineer	5.66	.25	.15	a + 5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a + 5%		
Deckhands and thorenen	4.28	.25	.15	a + 5%		
Tug engineer	5.20	.25	.15	a + 5%		
Tug deckhand	4.35	.25	.15	a + 5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1557	.25	.15	b		
Fireman	6.86	.25	.15	b		
Oiler	6.7357	.25	.15	b		
Drill helper	6.7357	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

Footnotes:

a. Holidays: A through F; Washington's Birthday and Veterans Day.

b. Holidays: A through F; Washington's Birthday and Veterans Day (6-1/2) days of vacation with pay for 104 days of service one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

STATE: NEW JERSEY COUNTY: SOMERSET

DECISION NO. AM-1,719 | PAGE 1

DESCRIPTION OF WORK: Building construction (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. 16-NJ-1-2-3-Z

DATE OF DECISION: AUGUST 11, 1971

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BUILDING, HEAVY, HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers:						
Bedminster, Bernards, Bernardsville, Bound Brook, Bridgewater, Far Hills, Gladstone, Peapack, Raritan, Somerville & Warren	$6.99	7%+.01	6%	11%	.02	
Remainder of County	7.35	.25	.20			
Boilermakers	8.35	5%	9½%+3%	10%	.01	
Boilermakers' helpers	7.82	5%	9½%+3%	10%	.01	
Bricklayers, cement masons, plasterers, and stone masons:						
Franklin Park	8.00	.35	.35			
Bernardsville, Peapack, Gladstone, Far Hills, Bedminster, Liberty Corner and Basking Ridge	7.86	.35	.35		.02	
N. Plainfield and Watchung Twps.	8.00	.35	.35		.02	
Remainder of County	8.90	.30	.30			
Carpenters:						
Watchung & No. Plainfield:						
Carpenters	7.64	.35	.35		.02	
Millwrights	7.89	.35	.35		.02	
Skillman, and Hlawenburg:						
Carpenters and insulators	8.10	.40	.40	.50	.02	
Millwrights	8.10	.40	.40	.50	.02	
Remainder of County:						
Carpenters & insulators	7.39	.30	.40	.25	.02	
Millwrights	7.68	.30	.40	.25	.02	
Dock builders and Piledrivermen	8.40	.75	1.40	.56	.02	
Electricians:						
Electricians & cable splicers	7.60	.20+f	15+.20		3/4 of 1%	
Linemen and Pipe Type Cable:						
Linemen, Cable splicer, Hole digging equipment and Truck	8.10	.20+f	15+.20		.05	
Groundman	3.75	.20+f	15+.20		.05	
Elevator Constructors:						
Elevator constructors	7.96	.075	.125+a	b+c		
Elevator constructors' helpers	5.97	.075	.125+a	b+c		
Elevator constructors' helpers (prob.)	3.98					
Modernization	7.24	.075	.125+a	b+c		
Modernization helper	5.43	.075	.125+a	b+c		
Repair	6.37	.075	.125+a	b+c		
Repair helpers	4.78	.075	.125+a	b+c		
Glaziers	7.05	.45	.55	d	.01	
Ironworkers, structural, ornamental & reinforcing-nearest town listed below:						
Easton, Pennsylvania	6.80	.235	.515			
Trenton	7.65	.435	.655	7%	.03	
Perth Amboy	8.80	7%	11%+4%	10%	1%	
Laborers, Building:						
Bernardsville, Peapack, Gladstone, Far Hills, Basking Ridge, Liberty Corners, Lyons (VA Hospital)	6.60	.20	.20			

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BUILDING, HEAVY, HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers (continued):						
N. Plainfield, Warren and Watchung:						
Laborers	$5.75	.40	.40			
Air tool op., mason tenders, mortar mixers, plasterers' tenders	5.75	.40	.40			
E. Millstone and Franklin Twps:						
Laborers	5.25	.20	.15			
Mason tenders, mortar mixers, demolition and plasterers' tenders	5.25	.20	.15			
Scaffold builders	5.25	.20	.15			
Jackhammer and vibrator operator	5.50	.20	.15			
Remainder of County	6.25	.45	.45			
Lathers:						
Bridgewater, Branchburg, Bound Brook, Belle Mead, E. Millstone, Finderne, Flagtown, Franklin, Green Brook, Griggstown, Lamington, Martinsville, Millstone, Pluckemin, Raritan, Rocky Hill, Middlebush, Manville, N. Branch, Meshanic Station, S. Bound Brook Somerville, Watchung, Warren and Zarephath, Franklin Park	6.15	.25	.25		.01	
Remainder of County	6.15	.25	.25		.02	
Lead burners	6.00	.35		e	.01	
Marble setters	7.60	6-1/2%	7%			
Marble setters' helpers	6.83	6-1/2%	7%			
Painters:						
Skillman, Hlawenburg, Rock Hill & Stoutsburg:						
Brush	4.70					
Steel	5.50					
Spray	5.80					
Roller	5.60					
Franklin Township:						
Commercial	5.70	.30	.35			
Steel, tanks, towers, steeples, stacks, and bridges	6.35	.30	.35			
Spray	6.85	.30	.35			
Remainder of County:						
Commercial	5.75	.35	.45			
Spray, steel, sandblast, tanks, power lines & stage work	6.70	.35	.45			
Plumbers and steamfitters	8.12	.40	.75		.10	
Roofers:						
Rocky Hill, Harlingen, Belle Meade, Meshanic, Montgomery, Zion, Skillman, Clover Hill, Stoutsburg, Hlawenburg, Centerville, and Kingston	8.54	.20	.20			

BUILDING, HEAVY, HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Roofers: (continued):						
Pottersville, Peapack, Gladstone, Bernardsville, Basking Ridge, Pedminster, Far Hills, Mine Brook, Lyons, Liberty Corner, Pluckamin, Mt. Bethel and Watchung:						
Composition, damp & waterproofing	$6.82	.25	.20			
Slate and tile	8.05	.30	.20			
Slate and tile helpers	7.05	.30	.20			
Remainder of County:						
Roofers, composition, damp & waterproofing	8.30	.50	.325			
Slate and tile	8.625	.50	.325			
Slate and tile helper	7.55	.50	.325			
Sheet metal workers	8.12	4%	3-1/2%		.02	
Soft floor layers	5.80	4%	3%			
Sprinkler fitters:						
Bernardsville, Basking Ridge, Mine Brook, Far Hills, Lyons, Mt. Bethel, Watchung, N. Plainfield, Martinsville, and Somerville	9.43	.25	.40		.03	
Remainder of County	8.00	.25	.40		.05	
Terrazzo workers	7.93	.43+.45	.43			
Terrazzo workers' helpers	6.98	.43+.45	.43			
Terrazzo machine operator	7.13	.43+.45	.43			
Tile setters	6.16	4%	4%	2%		
Welders-rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:

A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day F-Christmas Day.

FOOTNOTES:

a. Employer contributes $7.03 per day to Annuity Fund.

b. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, Armistice Day.

c. Employer contributes 6.4% basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. One week vacation after one year's work; 2 weeks vacation after 4 years' work; 3 weeks vacation after 15 years' work.

BUILDING, HEAVY, HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS

FOOTNOTES: (continued):

e. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 65 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

f. Employer contributes 1% to Temporary Disability Fund.

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HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Blasters	6.10	.26	.44	a		
Finishers, rammer, paver and gunnite nozzle man	5.95	.26	.44	a		
Timberman	5.70	.26	.44	a		
Form setters	5.65	.26	.44	a		
Grademan	5.55	.26	.44	a		
Sewer pipe, conduit & duct line layers	5.45	.26	.44	a		
Wagon drill op., & drill masters	5.55	.26	.44	a		
Wagon drill op., helper & drill master helper	5.20	.26	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet hammer & tree cutter op., and such other power tools used to perform work usually done manually by laborers	5.55	.26	.44	a		
Signal man	5.25	.26	.44	a		
Wrapping & coating of all pipe	5.05	.26	.44	a		
Common laborers, landscape laborers, railroad track laborers, rakers tampers on cold patch work, flagmen salamander tenders, pitmen & dumpmen	5.00	.26	.44	a		
ROCK SHAFTS AND TUNNEL WORK						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe and other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	7.41	.26	.44	a		
Top laborers	6.9025	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before and 5 working days after the day upon which the holiday falls).

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N.J. 5-LAB-5-6

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers, Asphalt						
Streets:						
Head rakers	5.00	.36	.34	a		
Rakers	4.85	.36	.34	a		
Tampers and smoothers, kettlemen, painters, top shovelers, and roller boys	4.60	.36	.34	a		
Plant:						
Scale mixer and burner men	4.85	.36	.34	a		
Feeders and dust men	4.60	.35	.34	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F, Washington's Birthday; Armistice Day; Presidential Election Day; provicing an employee works or is available for work 3 days in the work week in which the holiday falls.

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: Power shovels (all types), scooper (loader and shovel), Koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, kolman or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing paint, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bulldozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (autograder machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10% + 7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster, and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10% + 7%	7%			

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoists (freight or passenger), conveyor, ladders (motorized) laddervator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10% + 7%	7%	a		
Carryalls, pans, scrapers, uke's le tourneau, dw's and similar type machines whether self loaded or externally loaded	8.65	10% + 7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers, silos, hopper doors (motorized)	7.85	10% + 7%	7%			

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Air compressor (single), portable light generator, welson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		
PAID HOLIDAYS						
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day						
FOOTNOTE:						
a. Holidays: A through F; Washington's Birthday; Veterans's Day; Presidential Election Day.						

HIGHWAY, ROAD, STREET, SEWER AND PIPELINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (3 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.50	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), econcmobiles (hilo lull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 3 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-IW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-IW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetsel-Rexomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), farm lime graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.40	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
STEEL ERECTION						
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoists house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
BUILDING, HEAVY & HIGHWAY CONSTRUCTION						
Winch Trailer	5.15	.65		a+b		
Euclids, straight, bottom, rear and side dump, carryall and scrapers; (not self loading-loading over the top), water sprinkler trailers, water pulls, and similar types, flat, floats, I-Beam, low beds, transit-mix, road oil, fuel, asphalt, striper, seeding fertilizing, bituminous distributor, and similar types of vehicles	5.58	.85		a+b		
Straight three-axle materials: trucks and floats	5.45	.85		a+b		
Straight dumps, flats, floats, pick-up, container haulers, fuel, water sprinkler, road oil, winch, A-frame, scissor, skipper, "all dual purpose trucks", trucks with mechanical tail gates", any rubber tired tractor used in pulling and towing farm wagons and trailers of any description, mechanics	5.49	.85		a+b		
Mechanics helpers	5.20	.85		a+b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday; Lincoln's Birthday; Columbus Day; General Election Day; Veteran's Day; providing an employee works or shapes one day and is available during the Holiday calendar week.

b. Employees who have worked or have received pay for 65 days shall receive 48 hours vacation pay; 130 days - 96 hours vacation pay; 150 days - 120 hours vacation pay; an employee with 150 days credit and at least 15 years seniority shall receive an additional 40 hours vacation pay.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Leverman	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2375	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW JERSEY	UNION	AM-1,720	1
		DATE OF DECISION AUGUST 11, 1971	

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. 20-N.J.-1-2-3-V 1 of 3

BUILDING HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Asbestos workers	$6.99	7% + .01	6%	11%	.02	
Boilermakers	8.35	8%	9½% + 3%	10%	.01	
Boilermakers' helpers	7.82	8%	9½% + 3%	10%	.01	
Bricklayers, cement masons, plasterers & stone masons:						
Hillside Twp.	8.80	.35	.35		.02	
Elizabeth, Linden, Roselle, Roselle Park & Winfield	8.85	.51	.39	.30	.02	
Summit, Springfield, Union, New Providence, Murray Hill, & Berkeley Heights	6.60	.20	.20		.02	
Remainder of County	8.00	.35	.35		.02	
Carpenters and Insulators	8.39	.45	.50		.02	
Dock builders & piledrivermen	8.40	.75	1.40	.56	.02	
Electricians, Linemen & Pipe Type Cable:						
Electricians	8.75	.20 + f	1% + 3%			
Linemen, cable splicer & line equipment operators	8.75	.20 + f	1% + 3%			
Elevator constructors	7.96	.075	.125 + a	b + c		
Elevator constructors' helpers	5.97	.075	.125 + a	b + c		
Elevator constructors' prob., helpers	3.98					
Elevator constructors modernization	7.24	.075	.125 + a	b + c		
Elevator constructors modernization helpers	5.43	.075	.125 + a	b + c		
Elevator constructors repair	6.37	.075	.125 + a	b + c		
Elevator constructors repair helpers	4.78	.075	.125 + a	b + c		
Glaziers	7.05	.45	.55	d	.01	
Ironworkers:						
Structural, ornamental, reinforcing	8.80	7%	11% + 6%	10%	1%	
Laborers, Building:						
Springfield and Union Twps.	6.55	.30	.30			
Remainder of County:						
Laborers, air tool op., masons tenders, mortar mixers, plasterers' tenders	5.75	.40	.40			
Lathers:						
Scotch Plains, Westfield, New Providence, N. Plainfield, Garwood Mountainside, Murray Hill, Berkeley Heights & Fanwood	6.85	.25	.25		.01	
Remainder of County	6.65	.25	.25		.01	
Lead burners	6.00	.15		e	.01	
Marble setters	7.40	6¾%	7%			
Marble setters' helpers	6.83	6¾%	7%			
Millwrights	8.64	.45	.50		.02	
Painters:						
Elizabeth, Union Hillside, Linden, Rahway, Roselle, Kenilworth, Cranford, Westfield, Clark & Mountainside:						
Painters	6.60	.45	.35			

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20-N.J.-1-2-3-V 2 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Painters (continued)						
Tanks requiring scaffold	$6.85	.45	.35			
Spray, sandblasting, TV and radio towers, smokestacks, water towers and bridges, boatswain chair	7.10	.45	.35			
Groundman	6.60	.45	.35			
Summit, Springfield, Berkeley, Heights, New Providence and Mountainside:						
Painters, Commercial & industrial	6.60	.30	.20			
Rollers	7.10	.30	.20			
Hazardous work, structural steel, tanks, bridges and all work 20' or more above the floor or ground on interior areas & exterior areas	7.10	.30	.20			
Spray	6.60	.30	.20			
Plainfield:						
Commercial	5.75	.35	.45			
Spray, steel tanks sewer lines, stage work, and sandblast	6.70	.35	.45			
Plumbers:						
Fanwood, Netherwood, Plainfield and Plainfield Twp.	8.11	.35	.75	.85	.11	
Ashbrook, Berkeley Heights, Great Island, Murray Hill, Springfield, Springfield Twp., Unionbury, Unionville, Vauxhall, Warners, Summit, Summit Twp., New Providence, New Providence Twp., Chathan	9.02	.35	.75		.05	
Remainder of County	8.45	5%	4%	12%		
Roofers:						
Scotch Plains, Plainfield, Clark & Rahway:						
Composition, damp & waterproofing	8.50	.50	.325			
Slate and tile	8.625	.50	.325			
Slate and tile helper	7.55	.50	.325			
Remainder of County:						
Composition, damp & waterproof	6.82	.25	.20			
Slate, tile and asbestos	8.05	.30	.20			
Slate, tile and asbestos helpers	7.05	.30	.20			
Sheet metal workers	8.12	4%	3-1/2%		.02	
Soft floor layers		4%	3%			
Sprinkler fitters	9.47	.25	.40		.07	
Steam fitters:						
Ashbrook, Berkeley Heights, Great Island, Murray Hill, Springfield, Springfield Twp., Unionbury, Unionville Chathan, Vauxhall, Warners, Summit, Summit Twp., New Providence & New Providence Twp.	5.30	.30	.50	.30		
Remainder of County	8.45	5%	6%	10%		

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Terrazzo workers	7.95	.43+.45	.43			
Terrazzo workers' helpers	6.98	.43+.45	.43			
Terrazzo machine operator	7.13	.43+.45	.43			
Tile setters	6.16	4%	4%	2 %		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes $7.00 per day to Annuity Fund.

b. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, Armistice Day.

c. Employer contributes 6.4% basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. One week vacation after one years' work; two weeks vacation after 4 years' work; 3 weeks vacation after 15 years' work.

e. Holidays: A through F, Washington's Birthday, and Good Friday providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

f. Employer contributes 1% to Temporary Disability Fund.

HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Blasters	6.10	.26	.44	a		
Finishers, rammer, paver and gunite nozzle man	5.95	.26	.44	a		
Timbermen	5.70	.26	.44	a		
Form setters	5.65	.26	.44	a		
Cribmen	5.59	.26	.44	a		
Sewer pipe, conduit & duct line layers	5.45	.26	.44	a		
Wagon drill op., & drill masters	5.55	.26	.44	a		
Wagon drill op., helper & drill master helper	5.70	.25	.44	a		
Jackhammer, chipping hammer, pavement breaker, power buggy, concrete cutter, asphalt cutter, sheet burner & tree cutter op., and such other power tools used to perform work usually done manually by laborers	5.55	.26	.44	a		
Signal man	5.25	.26	.44	a		
Wrapping & coating of all pipe	5.05	.26	.44	a		
Common laborers, landscape laborers, railroad track laborers, rakers tampers on cold patch work, flagmen salamander tenders, pitmen & dumpmen	5.00	.26	.44	a		
Boom Shafts and Tunnel Work						
Blasters	7.97	.26	.44	a		
Miners, drill runners, jacking pipe and other skilled workers	7.57	.26	.44	a		
Miners' helpers, chuck tenders, nippers & powder carriers	7.41	.26	.44	a		
Form erectors and form movers	7.41	.26	.44	a		
Bell man or signal man in shaft bottom, brakeman, trackman, shaft and tunnel laborer	7.41	.26	.44	a		
Top laborers	6.9085	.26	.44	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Armistice Day; Presidential Election Day; (providing employee works 3 days for the same employer within a period of 10 working days consisting of 5 working days before and 5 working days after the day upon which the holiday falls).

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	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, Asphalt						
Streets:						
Head rakers	$5.00	.36	.34	a		
Rakers	4.85	.36	.34	a		
Tampers and smoothers, kettlemen, painters, top shovelers, and roller boys	4.60	.36	.34	a		
Plant:						
Scale mixer and burner men	4.85	.36	.34	a		
Feeders and dust men	4.60	.36	.34	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F, Washington's Birthday; Armistice Day; Presidential Election Day; providing an employee works or is available for work 3 days in the work week in which the holiday falls.

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BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS						
Power shovels (all types), scooper (loader and shovel), koehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks, (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine premium rate), concrete paving machines, central power plants (all types), engines, large diesel, (1620 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, koluan or similar type loader equipped with grizzly or shaker screen, automated batch plant operator, central mixing plant, asphalt spreading machine, automated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bull-dozing machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (auto-grader machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.30	10%+7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobile, fork lift, (hilo, lull, hyster and similar type equipment), side booms, winch trucks (hoisting), heater planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading of materials at the construction job site or in conjunction with the job site	8.65	10%+7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS						
Hoists: all type hoists, shall also include steam, gas, diesel, electric air, hydraulic, single and double drum, concrete, brick, shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoist (freight or passenger), conveyor, ladders (motorized)ladderveyor, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10%+7%	7%	a		
Carryalls, pans, scrapers, pan's in tourneau, du's and similar type machines whether self loaded or externally loaded	8.65	10%+7%	7%	a		
Asphalt plant (manually operated), boilers,(irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotive, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, concrete bump grinding machine, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used giraffe grinders, hoppers,silos, hopper doors (motorized)	7.85	10%+7%	7%	a		
Air compressor (single), portable light generator, nelson or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type,, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric converters of any type-single, compressor and blower						

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS						
type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.45	10% + 7%	7%	a		
Oilers, greaser	6.60	10% + 7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), firemen	7.65	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossing, and all types of construction work:						
Captain-Tug master	7.80	10% + 7%	7%	a		
Deckhand	6.50	10% + 7%	7%	a		

PAID HOLIDAYS

A-New Year's Day; B-Memorial Day
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

FOOTNOTE

a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.

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HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1820 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E & over), paver (resinous, Brayhill) scooper (loading & shovel), Koehring, shovels, trench machines	9.30	10% + 7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers (6 tons and under), conveyers (125 ft. & over), ecommobiles (hilo lull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer hoist-Chicago boom type, pans-Le Tourneau-DW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers LeTourneau-DW's-UKES, side booms, winch trucks (hoisting)	8.65	10% + 7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10% + 7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Hetter-Hexomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor						

AM-1,720 P. 10
New Jersey-2-PEO-3-P 2 of 3

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers hopper doors (power operated), mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives (irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seaman pulverizing mixer, skimmer machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in battery), fine grade machine (large type)	7.85	10 + 7%	7%	a		
Welder and repair mechanics	7.70	10%+ 7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+ 7%	7%	a		
Broom & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pump trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+ 7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+ 7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+ 7%	7%	a		

HIGHWAY, ROAD, STREET, SEWER AND PIPE-LINE CONSTRUCTION (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Concrete spreaders (small type), conveyor loaders (not including elevator graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10% + 7%	7%	a		
(Oiler)	6.60	10% + 7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.00	10% + 7%	7%	a		
Deckhand	6.30	10% + 7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday; Veterans' Day; Presidential Election Day.

STEEL ERECTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140'	$ 10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators permanent or temporary or any other hoisting machine regardless of motor power, fork lifts, hoist house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

Paid Holidays:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

AM-1,720 P.13
New Jersey 1-IB-1-2-3 E

Southern half of Union County

BUILDING, HVY & HWY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Truck drivers						
Winch trailers	$4.98	.375	.325	a		
Euclids, International Harvesters Wabcos, caterpillar, koehring, tractors, and wagon, dumptors, straight, bottom rear and side dump (not self-loading), loading over the top	4.88	.375	.325	a		
Tractor and trailer type - flat, floats, I-beam, low beds, water sprinkler, bituminous, transitmix, road oil, fuel, bottom dump hopper, rear dump, office, shanty, Epoxy, asphalt, agitator mixer mulching, stringer, seeding, fertilizing, pole, spread, bituminous distributor and similar types	4.88	.375	.325	a		
Straight three-axle materials	4.78	.375	.325	a		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, stringer bead and hot pass, bus, dumpcrete, transit-mixers, agitator mix, half-track, winch, side-o-matic, dynamite, power, x-ray, welding, skid, jeep, station wagon stringer, A-frame, all dual purpose, mechanical tail gates, batch, seeding, mulching fertilizer, air compressor trucks (in transit), parts chaser, escott, scissor, hilift, telescope, concrete breaker, gin pole, stone, sand, asphalt distributor, spreader and nipper, helpers, Broyhill coal tar Epoxy, Littleford bituminous distributor, slurry seal, Thiokol Trackmaster pick-up, (swamp cat pick-up), bucket loader dump, rubber tired tractor trucks and similar types, mechanics	4.73	.375	.325	a		
Mechanics helpers	4.50	.375	.325	a		

Footnotes:

a. Employees worked or received pay: 85 days within a year - full week vacation; 130 days - 2 full weeks vacation; 150 days - 15 days vacation; and 15 years of service or more who has worked 150 days - 4 weeks vacation.

AM-1,720 G P.14
New Jersey A-1B-1-2-3

Northern half of Union County

BUILDING HVY & HWY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Truck drivers						
Winch trailers	$5.33	a	.40	b		
Euclids, International Harvesters Wabcos, caterpillar, koehring, tractors and wagons, dumptors, straight, bottom rear and side dump (not self-loading), loading over the top	5.23	a	.40	b		
Tractor and trailer type - flat, floats, I-beam, low beds, water sprinkler, bituminous, transit-mix, road oil, fuel, bottom dump hopper, rear dump, office shanty, Epoxy, asphalt, agitator mix, mulching, stringer, seeding, fertilizing, pole, spread, bituminous distributor and similar types	5.23	a	.40	b		
Straight three-axle materials	5.13	a	.40	b		
Straight dumps, flats, floats, pick-ups, container haulers, fuel, water sprinkler, road oil, Stringer Bead and hot pass, bus, dumpcrete, transit-mixers, agitator mix, half-track, winch, side-o-matic, dynamite, power, x-ray, welding, skid, jeep, station wagon stringer, A-frame, all dual purpose, mechanical tail gates, batch, seeding, mulching, fertilizer, air compresser trucks (in transit), parts chaser, escort, scissor, hi-lift, telescope, concrete breaker, gin pole, stone, sand, asphalt distributor, spreader and nipper, helpers, Broyhill coal tar Epoxy, Littleford bituminous distributor, slurry seal, Thiokol trackmaster pick-up, (swamp cat pick-up), bucket loader dump, rubber tired tractor trucks and similar types, mechanic	5.08	a	.40	b		
Mechanic' helper	4.85	a	.40	b		

Footnotes:

a. Employer contributes $59.60 per month to Health and Welfare.

b. Employees worked or received pay: 85 days within a year - 1 full week Vacation; 130 days - 2 full weeks Vacation; 150 days - 15 full days vacation; and 15 years of service or more who has worked or received pay for 150 days - 4 weeks vacation.

DREDGE I-ATLANTIC-U AM-1,720 P. 35

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service, one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE: NEW YORK
COUNTY: NEW YORK, BRONX, KINGS, QUEENS, AND RICHMOND
DECISION NO. AM-1,721
PAGE 1
DATE OF DECISION: August 11, 1971

DESCRIPTION OF WORK: building construction, including single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

3-24-31-41-43-New York-1-2-3-E 1 of 4

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	8.00	5.5%	7%	10%		
Boilermakers	8.48	5%	5% + 10%	7%	.01	
Bricklayers	6.95	5% +.30	1.40	.30		
Carpenters, Building:						
Carpenters, soft floor layers	8.40	.75	1.40	.50	.02	
Millwrights	8.40	.75	1.40	.50	.02	
Dock builders & piledrivermen	8.40	.75	1.40	.56	.02	
Carpenters, Heavy:						
Carpenters	8.40	.75	1.40	.50	.02	
Dock builders & piledrivermen	8.40	.75	1.40	.56	.02	
Timbermen	7.63	.75	1.40	.50	.02	
Cement masons	8.75	.845	.695+.50		.01	
Electricians and linemen	7.00	7%	15%+a	5%+b		
Elevator constructors	7.96	.075	.125 + m	c + d		
Elevator constructors' helpers	5.97	.075	.125 + m	c + d		
Elevator constructors' helpers (prob.)	3.98					
Elevator Constructors modernization	7.24	.075	.125 + m	c + d		
Elevator constructors modernization helpers	5.43	.075	.125 + m	c + d		
Elevator constructors repair	6.37	.075	.125 + m	c + d		
Elevator constructors repair's helpers	4.78	.075	.125 + m	c + d		
Glaziers	7.05	6%	6% +1.00	5%		
Ironworkers:						
Structural	9.18	7%	10% +.80	9%	.04	
Ornamental finisher	7.30	6%	8%+1.095	9%		
Reinforcing	5.40	.305	.30+.265	.60	.01	
Laborers						
Asphalt spreaders (Hwy.)	5.10	4%	4%	e		
Asphalt rubbers, kettlemen, helpers	4.40	4%	4%	e		
Asphalt rakers	6.91	1.03	.85	s		
Asphalt tampers	6.77	1.03	.85	s		
Asphalt laborers	6.80	1.03	.85	s		
Blasters (Hwy.)	8.30	.685	1.085	t + .55		
Cement concrete workers	7.85	.2525	.2525	.40		
Curb setters, flaggers (Hwy.)	6.35	.75	.32	e		
Form setters (Hwy.)	7.65	1.03	.85	s		
Laborers, poddlers, concrete rakers (Hwy.)	6.80	1.03	.85	s		
Laborers, (Bldg., & Hvy.)	6.95	1.15	.70	s		
Mason tenders	7.10	.637	.545+.50			
Pavers (Hwy.)	6.35	.75	.32	e		
Plasters' tenders (Kings)	5.85	.25		.40		
Plasters' helpers (Queens)	6.90	.45		.50		
Plasters' helpers (NY-Bronx-Richmond)	6.30	.35	.35			
Pneumatic-gas-elec. tool op. (Hwy.)	6.73	.485	.885	.35 + t		

AM-1,721 P. 2

3-24-31-41-43-New York-1-2-3-E 2 of 4

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers: cont'd						
Powder carriers (Hwy.)	6.61	.685	1.085	.55 + t		
Rammers (Hwy.)	6.10	.75	.32			
Wagon drills (Hwy.)	7.38	.685	1.085	.55 + t		
Lath hoister (except Richmond)	5.80	.12				
Lathers, metallic	5.40	.305	.30+.265	.60	.01	
Lathers, nail-on (King & Queens)	5.95	8%	6% + .20	.70		
Lathers, nail-on (NY-Bronx-Richmond)	6.75		.25		.01	
Lead burners	6.00	.15		g	.01	
Marble setters:						
Carvers	7.65	6½%	7%			
Cutters, setters	7.40	6½%	7%			
Sawyers, rubbers, polishers	7.07	6½%	7%			
Crane operators & derrickmen	6.83	6½%	7%			
Crane operators helpers	6.83	6½%	7%			
Painters:						
Interior	5.80	6%	5% + h	3%		
Interior & exterior swing scaffold work and spray gun	6.40	6%	5% + h	3%		
Structural steel	6.90	8%	11%			
Structural steel spray	7.80	8%	11%			
Plasterers:						
Kings	6.10	.60		.70	.01	
Queens	6.90	i			.01	
Bronx-NY-Richmond	6.90	.65	.65		.01	
Plumbers:						
Manhattan and Bronx	6.20		j	.26		
Kings-Queens	7.24	.64	.88 + j	.34	.10	
Richmond	7.90	.45	k+1.25	.87	.29	
Riggers	8.10	5½%	12%+.55	6½%+.15		
Roofers:						
Composition, damp & waterproofers	7.55	6%	1.43	4%		
Slate-tile (Kings - Queens)	6.45	8%	.50	5%		
Slate-tile (Kings - Queens) helpers	5.13	8%	.50	5%		
Slate-tile (Bronx-NY-Richmond)	7.45	.50	.30	.75		
Slate-tile (Bronx-NY-Richmond) helpers	5.96	.40	.24	.60		
Sheet metal workers	9.80	3% +.20	3% +.20	2%		
Sprinkler fitters	5.98	6% +.50	7%	9%		
Steamfitters	5.98	6% +.50	7%	9%	.03	
Service fitters air condition up to 10 hp	5.05	.05	.15			
Stonemasons	7.25	4%				
Stone derrickmen & riggers	8.87	7%+ .79	4%+.55	.60	.01	
Terrazzo workers	7.95	.43 +.45	.43			
Terrazzo workers' helpers	6.98	.43 +.45	.43			
Terrazzo workers, machine operator	7.13	.43 +.45	.43			
Tile setters	6.16	4%	4%	2%		
Tile setters' helpers	4.85	6%	4%+.45			
Tuckpointers:						
Steam cleaners	5.35	.38	.53			
Tuckpointers: waterproofers	5.20	.38	.53			
Sandblasters	5.90	.38	.53			

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Truck Drivers:						
Ready-mix concrete, sand, gravel and asphalt	5.23	.44-½	.55-½	n + o		
Euclids and turnapull operator	5.385	.44-½	.55-½	n		
Demolition & wrecking:						
Straight jobs	4.76	p	q	r		
Trailers	5.01	p	q	r		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F. Christmas Day.

FOOTNOTES:

a. Employer contributes $4.00 per day to Annuity Fund.

b. Holidays: A through F; Election Day; Employee's Birthday.

c. Holidays: A through F; Lincoln's Birthday; Washington's Birthday; Columbus Day; Election Day; Armistice Day.

d. Employer contributes 6.4% basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Credit.

e. Holidays: A through F; (provided the employee worked one day in the payroll week in which the holiday falls).

f. Holidays: A through F; Washington's Birthday; Columbus Day; Election Day; Armistice Day.

g. Holidays: A through F, Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and regular scheduled work days immediately preceding and following the holiday.

h. $3.00 per day contribution for each man to special Annuity Fund.

i. Employer contributes $1.30 per hour combined to the Welfare, Pension & Vacation Fund.

j. $6.00 per day to the Security Benefit Fund provided the employee works 4 hours in the day.

k. Employer contributes $3.00 per day to Security Benefit Fund.

m. Employer contributes $7.00 per day to Annuity Fund.

n. Holidays: A through F, Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, Veteran's Day (providing employee works two days in the calendar week in which the holiday falls and shape each remaining work day during such calendar week.

o. For each 15 days worked within the contract year an employee will receive one day's

BUILDING, HEAVY & HIGHWAY CONSTRUCTION
FOOTNOTES: cont'd

Vacation with pay, with a maximum vacation of three weeks per year.

p. Employer contributes $28.86 per month to Health & Welfare.

q. Employer contributes $29.13 per month to Pension Fund.

r. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Good Friday, Columbus Day, Armistice Day and Election Day.

s. Holidays: B, C, D & E, Election Day, Columbus Day, providing employee works at least 1 day in the week in which the holiday occurs.

t. Holidays: A through F.

N.Y. -1-PEO-1- C AN-1,721 P. 5

BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
STEEL ERECTION (Cranes-Derricks)	$7.27	4%	6%	.35+a		
DERRICKS (Stone)	7.12	4%	6%	.35+a		
CRANES (other than steel erection)	7.12	4%	6%	.35+a		
CRANES-all types - Crawler or truck 100' to 149' Boom	7.67	4%	6%	.35+a		
150' and over Boom	7.82	4%	6%	.35+a		
COMPRESSORS: Hoists; Plaster (Platform machine); Plaster Bucket Welding Machine (concrete-tank)	6.87	4%	6%	.35+a		
COMPRESSORS (steel); Welding Machine (steel)	6.62	4%	6%	.35+a		

Paid Holidays:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F; Washington's Birthday; Columbus Day; Election Day; Armistice Day.

N. Y. 7-PEO-2-3- D (1-2) AN-1,721 P. 6

POWER EQUIPMENT OPERATORS, HEAVY & HIGHWAY:	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Mine hoists	$7.20	4%	6%	.35 +a		
Steel erection	7.05	4%	6%	.35 +a		
Backhoes, draglines, gradalls, Keystones, power shovels, trenching machines	7.12	4%	6%	.35 +a		
Derrick boats, tunnel shovels	6.995	4%	6%	.35 +a		
Tunnel mucking machines, cranes, power dual drums	6.87	4%	6%	.35 +a		
Elevator manual operated, levers, subways, land derricks, tower hoists which contain low air pressure units	6.745	4%	6%	.35 +a		
Power houses other than above, portable compressors three (3) or more in battery; double drum hoists; concrete pumps, well point pumps, tugger machines (caissons), when driving truck-mounted compressors; soil solidification equipment	6.62	4%	6%	.35 +a		
River cofferdam pumps, welding machines, concrete breaking machines, portable compressors single or two (2) in battery, not over one hundred feet (100') apart; high pressure boilers, single drum hoist, locomotive over ten (10) tons, push button machines, maintenance cranes.	6.37	4%	6%	.35 +a		
Junior engineers, scrapers & turn-a-mulls; tugger hoists (used exclusively for handling excavated material); tractors with attachments, such as hyster and roustabout cranes, scoot-mobiles, monorails, Barbercreene loaders; conveyors, trenchers, hough loaders, lull loaders, end & side loaders, mighty midget and similar breakers & tampers; motor patrols; motor graders; curb & gutter pavers; and all machines of a similar nature, cherry pickers, Austin-Western & machines of a similar nature	6.37	4%	6%	.35+a		
Junior engineers-miner equipment, bull-dozers, tractors, locomotive (10)ten tons and under; post hole diggers, motor generators, road finishing machines, mixers 16S & under with or without loading devices; grade rollers five (5) tons and under; tugger hoists, dual purpose trucks, fork lifts, dumpster dumpers	6.245	4%	6%	.35+a		
Firemen	6.245	4%	6%	.35+a		

POWER EQUIPMENT OPERATORS, HEAVY & HIGHWAY: CONT'D	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Apprentice engineers, oilers, all gasoline electric, oil or air operated shovels, cranes, draglines, backhoes, gradalls, pavers, trenching machines, concrete pumps, air compressors 3 or more in battery & on Power Houses; & their duties shall be to assist the Engineer in oiling, greasing & repairing of all machines; giving signals when necessary; chaining buckets & scale boxes, driving truck cranes, driving and operating fuel & grease trucks	$5.995	4f	6f	.35+a		

Paid Holidays:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

Footnotes:
a. Holidays: A through F; Lincoln's Birthday; Washington's Birthday; Columbus Day; Election Day; Armistice Day (providing employee works one day in the payroll week in which the holiday occurs).

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	STANDARD NO.	PAGE
N.Y. YORK	ALBANY	AN-1,722	1
		DATE OF DECISION	
		August 11, 1971	

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. 1-NEW YORK-1-2-3 A 1 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$7.36	.40	.10			
Boilermakers	7.25	.40	10%		.01	
Bricklayers, cement masons, plasterers and stonemasons	7.95	.25	.20		.01	
Carpenters & soft floor layers, Building	7.05	.50	.45		.02	
Carpenters, Heavy & Highway	6.20	.25	.25			
Millwrights, Building	7.55	.50	..45		.02	
Cement masons, Heavy & Highway	6.08	.25	.20			
Electricians:						
Cohoes and Watervliet	8.70	.15	1% +.20	i		
Remainder of County	6.55	.15	1% +.20	a		
Elevator Constructors:						
Elevator constructors	6.97	.17	.185	½+b+c	.005	
Elevator constructor's helpers	4.88	.17	.185	½+b+c	.005	
Elevator constructors' helpers(prob.)	3.485					
Glaziers	4.59	.15	.15		.01	
Ironworkers, structural, ornamental and reinforcing	5.65	.34	.35			
Laborers, Building:						
West side of Hudson River, extending westerly along the north side of 1st St., Watervliet, to half-mile of Rt., 9 to Shaker Road to Rt., 9 northerly to the N. of the line of Albany Co.:						
Laborers	4.45	.25	.25			
Pipelayers (2 man team), hod carriers, mortar mixers (hand or machine), jackhammer op., well pointing, all air or gas driven tools, vibrators, power driven buggies	4.60	.25	.25			
Asphalt rakers	4.55	.25	.25			
Demolition	4.70	.25	.25			
Form setters (curb)	4.625	.25	.25			
Wagon drill operator	4.625	.25	.25			
Acetylene burners	4.725	.25	.25			
Blasters	4.925	.25	.25			
Remainder of County:						
Laborers	6.20	.50	.50		.02	
Blasters	6.675	.50	.50		.02	
Acetylene burners	6.475	.50	.50		.02	
Wagon drills	6.425	.50	.50		.02	
Form setters (curb)	6.375	.50	.50		.02	
Pipe layers, hod carriers, mortar mixers (hand or machine), jackhammer op., well pointing, air or gas driven tools, power driven buggies, air and gas hammers and drills, electric hammers, 50 lbs. or over and air, gas or						

1-NEW YORK-1-2-3 A 2 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers, Building (continued) electric tampers and vibrators	$6.35	.50	.50		.02	
Asphalt rakers	6.30	.50	.50		.02	
Demolition	6.45	.50	.50		.02	
Lathers	7.96	.25	.10		.01	
Lead burners	6.00	.15		d	.01	
Line Construction:						
Linemen, cable splicer helper and material man	8.10	.35	1% +.25	e	1%	
Cable splicer	8.85	.35	1% +.25	e	1%	
Groundman	7.00	.35	1% +.25	e	1%	
Groundman digging machine operator	7.95	.35	1% +.25	e	1%	
Groundman mobile equipment op.	7.50	.35	1% +.25	e	1%	
Groundman truck driver and mechanic	7.15	.35	1% +.25	e	1%	
Groundman dynamite man	7.50	.35	1% +.25	e	1%	
Marble, tile and terrazzo workers	5.32	.25	.20			
Marble, tile and terrazzo workers' helpers	4.90		.15			
Painters:						
Brush	5.90	.23	.12			
Structural steel and bridge	6.65	.23	.12			
Spray	7.00	.23	.12			
Piledrivermen	7.60	.60	1.15	.46	.02	
Plumbers, Steamfitters, Air conditioning and refrigeration:						
Albany area	7.90	.35	.32		.04	
Plumbers and Pipefitters:						
Cohoes area	5.27	.30	.30	.30		
Roofers	7.65	.30	.30		.02	
Sheet metal workers	8.05	.35	.20		.01	
Sprinkler fitters	8.00	.25	.40		.05	
Truck drivers - Building:						
Straight, winch transit on site, road oilers, dump, pick-up, panel, water and fuel trucks on site	4.50	g	h	f		
Low or lowboy trailers	4.65	g	h	f		
Euclids	4.75	g	h	f		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

Paid Holidays: A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: E

b. Holidays: A through F.

c. Employer contributes 4% of basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. Holidays: A through F; Washington's Birthday and Good Friday providing employee has worked 15 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

e. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York (provided employee works the day before and the day after the holiday).

f. One week vacation after one year's work; two weeks vacation after five year's work.

g. Employer contributes $10.00 per week to Health & Welfare Fund.

h. Employer contributes $10.00 per week to Pension Fund.

i. Holiday - Thanksgiving Day provided employee reports for work the day following the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
LABORERS:						
Laborers and driller helpers	$4.84	.30	.30	a		
Concrete aggregate bin, mortar mixer, hand or machine vibrator gin buggy, mason tenders, concrete bootmen, chain saw, jackhammer, pavement breaker, and all other gas, electric oil and air tool operators, bull float, tamper, pipelayers	5.04	.30	.30	a		
Drillers, asphalt rakers, stone or granite curb setters and acetylene torch operator	5.24	.30	.30	a		
Blasters, form setters, stone or granite curb setters	5.44	.30	.30	a		

Paid Holidays:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, providing the employee works the day before and the day after the holiday.

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Building, Heavy, and Highway Construction, City of Albany, and Building Construction, Remainder of County	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators:						
Oilers	6.74	.35+.30	.35	a	.10	
Firemen and heavy duty greasers, all boilers and steam generators	6.87	.35+.30	.35	a	.10	
Pumps, vibrators, concrete mixers, spreaders, concrete finishing machines, mortar mixers, air compressors, dust collectors, welding machines well points, two or more Herman Nelson and like heaters, batch and plant op., seed and mulching machines, generators, temporary light plants, concrete pump, beltcrete power pac (beltcrete system), electric submersible pump 4" and over	6.93	.35+.30	.35	a	.10	
Dinkey locomotives, Barber Greene loaders, loaders and conveyors, tractors scoopmobiles, bulldozers, road rollers, form fine graders, power brooms and sweepers	7.12	.35+.30	.35	a	.10	
Black top spreaders, black top rollers, high lifts, fork lifts, one drum hoist or hod hoists, post hole diggers, trxcavators, core and well drillers (one drum), econonobile and similar type machines, elevators, A-L frame winches, power hoisting (single drum)	7.25	.35+.30	.35	a	.10	
LeTourneau graders or scrapers, trenching machines, push cat	7.425	.35+.30	.35	a	.10	
Tractor road pavers, cranes, power road graders, shovels, backhoes, draglines, pile drivers, hoists two or more drums, three drum engines, hysters, two drum and swinging engines, three drum swinging engine, locomotive cranes, gradalls, hydrocrane, model CMI Vibrotamp or similar machines, Murphy type diesel generator-beltcrete system, side booms, hydro hanner, tractor mounted drill (quarry master), euclid loaders, concrete pumps, all CMI equipment, concrete central mix plant, automated asphalt concrete plant, derrick, whirlies, tower cranes, cableways, hydraulic cranes, power hoisting (2 drum and over), mucking machine	7.45	.35+.30	.35	a	.10	
Maintenance engineer	7.51	.35+.30	.35	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:
a. Holidays: A through F.

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Heavy and Highway Construction, Remainder of County	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Automatic fine grader, backhoe (except tractor mounted, rubber-tired), blacktop, plant (automated), cableway, caisson auger, central mix concrete plant (automated), Cherry picker-over 5 tons capacity, crane, cranes & derricks (steel erection), dragline, dual drum paver, excavator-all purpose-hydraulically operated, front end loader (4 C.Y. & over), hoist, two or three drums pile-driver, power grader with elevating loader attachment, Quarry master (or equivalent), shovel, slip form paver (if a second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel	$6.15	.25+.30	.25	a	.10	
Backhoe (tractor mounted, rubber-tired) bituminous spreader & mixer, blacktop plant (non-automated), boring machine cage hoist, central mix plant (non-automated) & all concrete batching plants, cherry picker-5 tons & under, compressors (4 or less) exceeding 2,000 C.F.M. combined capacity, concrete paver (over 16-S), concrete pump, crusher, drill rigs, tractor mounted, front end loader (under 4 c.y.), hi-pressure boiler (15 lbs., & over), hoist, one drum, Kolman plant loader & similar type loaders (if employer requires another man to clean screen or to maintain the equipment he shall be an oiler), maintenance engineer, mixer for stabilized base, self, propelled, monorail machine plant engineer, power grader, pump crete, ready-mix concrete plant, maintenance grease man, road widener, roller (all above subgrade), side boom, tractor scraper, tractor with dozer &/or pusher, winch	5.85	.25+30	.25	a	.10	
Compressors (4 not to exceed 2,000 C.F.M. combined capacity; or 3 or less with more than 1,200 C.F.M., but not to exceed 2,000 C.F.M. compressors (any size but subject to other provision for compressors), dust collectors, generators, pumps, welding machines						

Heavy and Highway Construction, Remainder of County (Cont'd)

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS: (cont'd)						
(4 of any type or combination), concrete pavement spreaders & finishers conveyor, drill core & well, electric pump used in conjunction with well point system, farm tractor with accessories, fine grade machine, fork lift gunnite machine, hammers, hydraulic self-propelled, locomotive, post hole digger & post driver, roller (grader & fill), tractor with towed accessories, vibratory compactor, vibro, tamp, well point	5.50	.25+.30	.25	a	.10	
Aggregate plant, boiler (used in conjunction with production), cement bin operator, compressors; 3 or less not to exceed 1,200 c.f.m. combined capacity, compressors (any size, but subject to other provisions, for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete mixer (16-S and under), concrete saw-self-propelled, firemen, form tamper, mulching machine, oiler, power broom power heaterman, revinius widener, steam cleaner, tractor	4.85	.25+.30	.25	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day, E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; providing employee works the working day before and the working day after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
TRUCK DRIVERS:						
Warehouse, yardmen, truck helpers, pick-ups, panel trucks, flatbody material trucks (straight jobs), single axle dump, dumpsters, material checkers and receivers, greasers, tireman, mechanic helpers and parts chaser	$4.94	.20	.20	a		
Tandems and batch trucks, mechanics, dispatcher	4.99	.20	.20	a		
Semi-trailers, lowboy trucks asphalt distributor, agitator, mixer trucks and dumpcrete type vehicles	5.04	.20	.20	a		
Specialized earth moving equipment, Euclid type or similar off-highway equipment, where not self-loaded	5.19	.20	.20	a		
Off-highway tandem back dump, twin engine equipment and double hitched equipment where not self-loaded	5.34	.20	.20	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, provided employee has worked the working day before and the working day after the holiday.

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DREDGE 1-ATLANTIC - D-

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a + 5%		
Cranemen	5.78	.25	.15	a + 5%		
Maintenance engineers	5.66	.25	.15	a + 5%		
Welders	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a + 5%		
Deckhands	4.35	.25	.15	a + 5%		
Scowmen	4.28	.25	.15	a + 5%		
Engineer	5.95	.25	.15	a + 5%		
Hydraulic Dredges						
Leverman	5.86	.25	.15	a + 5%		
Engineer and derrick operators	5.78	.25	.15	a + 5%		
Maintenance engineer	5.66	.25	.15	a + 5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a + 5%		
Deckhands and shoremen	4.28	.25	.15	a + 5%		
Tug engineer	5.20	.25	.15	a + 5%		
Tug deckhand	4.35	.25	.15	a + 5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

Footnotes:

a. Holidays: A through F; Washington's Birthday and Veterans Day.

b. Holidays: A through F; Washington's Birthday and Veterans Day (6-1/2) days of vacation with pay for 104 days of service one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	ERRIE	AM-1,723	1
		DATE OF DECISION	
		AUGUST 11, 1971	

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

4-N.Y.-1-2-3-5 1 of 2

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$8.33	.37	.21		.04	
Boilermakers	7.25	.40	10%		.01	
Bricklayers:						
Bricklayers, cement masons plasterers and stone mason	7.64	.25	.25			
Carpenters, Building:						
Carpenters and soft floor layers	7.14	.25	.40			
Millwrights and piledrivermen	7.39	.25	.40			
Carpenters & piledrivermen, Heavy & Highway	6.10	.25	.35			
Cement masons, Heavy & Highway	6.03	.25	.25			
Electricians	7.25	.29	1%+.21	.23	.055	
Elevator constructors	6.96	.17	.185	½%+a+b	.005	
Elevator constructors' helpers	4.34	.17	.185	½%+a+b	.005	
Elevator constructors' helpers (prob.)	3.10					
Glaziers	6.00	.35	.30			
Ironworkers, structural	7.74	.26	.30			
Ironworkers, ornamental	7.74	.26	.30			
Ironworkers, reinforcing	7.74	.26	.30			
Laborers: (Building)						
Laborers & wreckers	4.74	.25	.25			
Sewer pipelayers, tunnel laborers, rockmen & drillers, powdermen, pneumatic tool, electric tool, jackhammers and similar mechanical tools with 3/4" bits and over	5.02	.25	.25			
Hod carriers, mortar mixers (hand or machine), asphalt rakers, asphalt levelers, vibrator operator	4.95	.25	.25			
Mason tenders, scaffold builders, bootmen working in concrete	4.85	.25	.25			
Lathers	7.28	.275	.25			
Lead burners	6.00	.15		c	.01	
Linemen:						
Linemen cable splicer helper & material man	8.10	.35	1%+.25	d	1½%	
Groundman	7.00	.35	1%+.25	d	1½%	
Groundman digging machine operator	7.95	.35	1%+.25	d	1½%	
Groundman mobile equipment operator	7.50	.35	1%+.25	d	1½%	
Groundman truck driver and mechanic	7.15	.35	1%+.25	d	1½%	
Groundman dynamite man	7.50	.35	1%+.25	d	1½%	
Cable splicer	8.85	.35	1%+.25	d	1½%	
Marble setters, terrazzoworkers and tile setters	7.27	.25	.25			
Marble setters, terrazzo and tile setters' helpers	4.35					

4-N.Y.-1-2-3-5 2 of 2

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Painters:						
Painters	6.18	.25	.30			
Rollers over 10', sandblasting, swing scaffold, steam cleaning spray helper	6.68	.25	.30			
Bridge	7.65	.25	.30			
Structural steel, building, steeplejack and spray	7.28	.25	.30			
Plumbers:						
Plumbers	7.45	.30	.40	5%	.06	
Steam fitters	7.45	.30	.40	5%	.06	
Roofers	7.50	.30	.25			
Sheet metal workers	7.47	5%	.50			
Sprinkler fitters	8.00	.25	.40		.05	
Truck Drivers: (Building)						
Transit-mix, dump trucks and road oilers	5.10			e+f		
Euclids and fuel trucks	5.24			e+f		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F.

b. Employer contributes 4% of basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

c. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

d. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York (provided employee works the day before and the day after the holiday).

e. One week vacation after 7 months steady work; and 2 weeks vacation after 3 years steady work, 3 weeks vacation after 10 years of steady work.

f. Holidays: A through F; providing employee works 3 days in the calendar week in which the holiday occurs and the scheduled work day before and after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
LABORERS:						
Laborers and driller helpers	$4.84	.30	.30	a		
Concrete aggregate bin, mortar mixer, hand or machine vibrator gin buggy, mason tenders, concrete bootman, chain saw, jackhammer, pavement breaker, & all other gas, electric oil and air tool operators, bull float; tamper, pipelayers	5.04	.30	.30	a		
Drillers, asphalt rakers, stone or granite curb setters & acetylene torch operator	5.24	.30	.30	a		
Blasters, form setters, stone or granite curb setters	5.44	.30	.30	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, providing the employee works the day before and the day after the holiday.

BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Cranes with boom and jib, 175 feet and over	7.96	.25+.30	.25	a		
Cranes with boom and jib, 130 feet and over	7.71	.25+.30	.25	a		
Cranes with boom and jib 100 feet and over	7.46	.25+.30	.25	a		
Automatic fine grader, back hoe, cableway, caisson auger, cherry picker (straddle mobil type), over 5 ton, compressor, pump, generator or welding machines (when used in a battery of not more than four (4), crane, derrick, diesel power unit, dragline, excavators (gradall type, hydraulically operated), front-end loader (4 cubic yard and over), high speed conveyors (in one line), pile driver, shovel, two and three drum hoists, vibro or sonic hammer controls (when not mounted by rig operator), tower crane.	7.21	.25+.30	.25	a		
"A" frame truck (when used in setting of installation of material), bulldozer, carry-all scraper, cherry picker (5 ton or under), compressor (300 cubic feet and over), concrete paver and mixer, (16S and over), concrete pump, core boring machine, crop dryer (when used as heater), dinkey locomotive, elevator cage hoist, fork lift, full time welder on maintenance, front end loader (under 4 cubic yard), grease truck, high pressure boiler, one drum hoist, maintenance engineer, post hole digger, power grader, pumps (4 inch and over), roller, side boom, test boring machine, tractor mounted backhoe, trenching machine, two cage elevator hoist, tugger hoist, vibro tamp, well drill, well point system.	6.91	.25+.30	.25	a		
Concrete mixer (under 16S), conveyor, (over 12 foot), firemen, hydraulic pumps, oiler, mechanical heaters (more than two (2) mechanical heaters), power driven welding machine (300 amp. and over, other than all electric - one welding machine under 300 amp. will not						

BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: cont'd						
require an engineer unless in a battery), pump (under 4 inch), tractor (farm type), steam jenny.	6.17	.25+.30	.25	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independance Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays: A through F; (provided an employee works the day before and the day after the holiday).

POWER EQUIPMENT OPERATORS:	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Automatic fine grader, backhoe (except tractor mounted, rubber-tired), blacktop, plant (automated), cableway, caisson auger, central mix concrete plant (automated), cherry picker-over 5 tons capacity, crane, cranes & derricks (steel erection), dragline, dual drum paver, excavator-all purpose-hydraulically operated, front end loader (4 C.Y. & over), hoist, two or three drums pile-driver, power grader with elevating loader attachment, Quarry master (or equivalent), shovel, slip form paver (if a second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel	$6.15	.25+.30	.25	a	.10	
Backhoe (tractor mounted, rubber-tired) bituminous spreader & mixer, blacktop plant (non-automated), boring machine cage hoist, central mix plant (non-automated) & all concrete batching plants, cherry picker-5 tons & under, compressors (4 or less) exceeding 2,000 C.F.M. combined capacity, concrete paver (over 16-S), concrete pump, crusher, drill rigs, tractor mounted, front end loader (under 4 c.y.), hi-pressure boiler (15 lbs., & over), hoist, one drum, Kolman plant loader & similar type loaders (if employer requires another man to clean screen or to maintain the equipment he shall be an oiler), maintenance engineer, mixer for stabilized base, self, propelled, monorail machine plant engineer, power grader, pump crete, ready-mix concrete plant, maintenance grease man, road widener, roller (all above subgrade), side boom, tractor scraper, tractor with dozer &/or pusher, winch	5.85	.25+.30	.25	a	.10	
Compressors (4 not to exceed 2,000 C.F.M. combined capacity; or 3 or less with more than 1,200 C.F.M., but not to exceed 2,000 C.F.M. compressors (any size but subject to other provision for compressors), dust collectors, generators, pumps, welding machines						

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N.Y. 23-FEO-2-3-F 2 of 2

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd) (4 of any type or combination), concrete pavement spreaders & finishers conveyor, drill core & well, electric pump used in conjunction with well point system, farm tractor with accessories, fine grade machine, fork lift gunnite machine, hammers, hydraulic self-propelled, locomotive, post hole digger & post driver, roller (grader & fill), tractor with towed accessories, vibratory compactor, vibro, tamp, well point	$5.30	.25+.30	.25	a	.10	
Aggregate plant, boiler (used in conjunction with production), cement bin operator, compressors; 3 or less not to exceed 1,200 c.f.m. combined capacity, compressors (any size, but subject to other provisions, for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete mixer (16-S and under), concrete saw-self-propelled, firemen, form tamper, mulching machine, oiler, power broom, power heaterman, revinius widener, steam cleaner, tractor	4.85	.25+.30	.25	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; providing employee works the working day before and the working day after the holiday.

N.Y. 1-TD-2-3 E AM-1,723 P. 8

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
TRUCK DRIVERS:						
Warehouse, yardmen, truck helpers, pick-ups, panel trucks, flatbody material trucks (straight jobs), single axle dump, dumpsters, material checkers and receivers, greasers, tireman, mechanic helpers and parts chaser	$4.94	.20	.20	a		
Tandems and batch trucks, mechanics, dispatcher	4.99	.20	.20	a		
Semi-trailers, lowboy trucks asphalt distributor, agitator, mixer trucks and dumpcrete type vehicles	5.04	.20	.20	a		
Specialized earth moving equipment, Euclid type or similar off-highway equipment, where not self-loaded	5.19	.20	.20	a		
Off-highway tandem back dump, twin engine equipment and double hitched equipment where not self-loaded	5.34	.20	.20	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, provided employee has worked the working day before and the working day after the holiday.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	DUTCHESS	AH-1,724	1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

DATE OF DECISION: August 11, 1971

14-New York-1-2-3- T 1 of 2

BUILDING, HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$8.921	5%	4%			
Boilermakers	8.48	5%	5%+10%	7%	.01	
Bricklayers, cement masons, marble setters, plasterers, stone masons and tile setters	7.70	8%	6%+12%			
Carpenters, Building:						
Wappingers Falls, New Hackensack, Pawling and Beacon:						
Carpenters, piledrivermen and soft floor layers	6.30	7%	5%			
Remainder of County:						
Carpenters and soft floor layers	6.30	6%	6%			
Carpenters, heavy and highway:						
Wappingers Falls, New Hackensack, Pawling, and Beacon:						
Carpenters, Piledrivermen and Wharf and Dock builders	6.30	7%	5%			
Remainder of County:						
Piledrivermen, dock & wharf builders	7.60	.60	1.15	.46	.02	
Cement masons, Bricklayers, stone-masons (Heavy & Highway)	8.20	8%	6%+12%			
Electricians:						
Beacon and Fishkill	7.65	.33	1%+.26		1/2 of 1%	
Remainder of County:	7.50	.25	1%+.45	2%+a+h	1/4 of 1%	
Elevator constructors	7.96	.075	.125+b	c + d		
Elevator constructors' helpers	5.97	.075	.125+b	c + d		
Elevator constructors' probationary helper	3.98					
Elevator constructors modernization	7.24	.075	.125+b	c + d		
Elevator constructors modernization helpers	5.43	.075	.125+b	c + d		
Elevator constructors repair	6.37	.075	.125+b	c + d		
Elevator constructors repair helpers	4.78	.075	.125+b	c + d		
Glaziers	7.05	6%	6%+ 1.00	5%		
Ironworkers, structural, orna. & reinforcing	7.70	.49	13%	10%	1%	
Lathers	7.70	0%	.15+60		.01	
Lead burners	6.00	.15		e	.01	
Line Construction:						
Lineman, cable splicer helper & material man	8.10	.35	1%+.25	f	1-1/4%	
Groundman	7.00	.35	1%+.25	f	1-1/4%	
Groundman digging machine operator	7.95	.35	1%+.25	f	1-1/4%	
Groundman mobile equipment operator	7.50	.35	1%+.25	f	1-1/4%	
Groundman truck driver and mechanic	7.15	.35	1%+.25	f	1-1/4%	
Ground dynamite man	7.50	.35	1%+.25	f	1-1/4%	
Cable splicer	8.85	.35	1%+.25	f	1-1/4%	
Marble setters' helpers	5.55	9%	.50	g		

BUILDING, HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Painters:						
Brush	$6.15	.32	.30	1		
Bridges, towers, fire escapes, smoke stacks, flag poles, swing stage, window jacks, boatswain chair, safety belts, and spray struc. steel	7.15	.32	.30	1		
Plumbers, and steamfitters	8.15	4%	4%	13%	1/2 of 1%	
Roofers, composition & shingle	8.15	7%	4%+.60			
Roofers, slate, tile asbestos	8.40	7%	4%+.60			
Roofers, pitch	11.15	7%	4%+.60			
Sheet metal workers	7.40	5%	5%+3%	8%	1%	
Sprinkler fitters	8.00	.25	.40		.05	
Tile setters' helpers	5.25	9%	.50	8		
Terrazzo workers' helpers	5.60	9%	.50	8		

Welders - receive prescribed for craft performing operation to which welding is incidental.

PAID HOLIDAYS: A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; (provided employee is on the payroll two weeks prior to the holiday).

b. Employer contributes 7.00 per day to Annuity Fund.

c. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, and Armistice Day.

d. Employer contributes 6.4% basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

e. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

f. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York (provided employee works the day before and the day after the holiday).

g. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Good Friday and Columbus Day; (provided employee works 3 days in the work week in which the holiday falls).

h. Two hours off with pay on Election Day.

i. Holiday C: (providing employer works for the employer within the period June 20 to July 4).

N.Y. 14-LAB-1-F AM-1,724 P. 3

BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers:						
General Laborers	6.35	9%	4%+.40	a		
Rod carriers (plasterers' helpers), scaffold builders (padlock & self-supporting scaffold 14 ft. or under all runways), mortar mixers (machine & hand), concrete mixers (by machine under 21-E), vibrators, form setters, pipe layers, asphalt rakers, handling reinforcement rods, working labor foremen, drillers & jackhammer op., signalmen, gunniting, motor buggs, water pumps 2" or under, Barco machines, wreckers, paving breakers, power saw operator, other machine operators	6.60	9%	4%+.40	a		
Blasters	6.75	9%	4%+.40	a		

FOOTNOTE:

a. Two hours off with pay on Election Day.

AM-1,724 P. 4

N.Y. 15-LAB-2-1-F

HEAVY & HIGHWAY	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
General laborers	$ 4.75	8%	4%	a		
Concrete men, joint setter, signal man, mason tender, pipe layer, riprap and dry stone layers, asphalt workers, screed bar operator, steel rod carrier, jackhammerman, wagon driller, air-trac operator, nippers, powderman, high scalers, power buggy operator, vibratory operator, other machine operators, vibrator operator compactor, wrecking laborers, gunite and sandblasting, coal passer	5.00	8%	4%	a		
Concrete finisher on Highways, blaster, form setter	5.35	8%	4%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:

a. Holidays: A through F, Election Day, Presidential Day, providing employee works within 7 calendar days before a holiday.

Building Construction, Remainder of County	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTH
Power Equipment Operators:						
Oilers	6.71	.35+.30	.35	a	.10	
Firemen and heavy duty greasers, all boilers and steam generators	6.87	.35+.30	.35	a	.10	
Pumps, vibrators, concrete mixers, spreaders, concrete finishing machines, mortar mixers, air compressors, dust collectors, welding machines well points, two or more Herman Nelson and like heaters, batch and plant op., seed and mulching machines, generators, temporary light plants, concrete pump, beltcrete power pac (beltcrete system), electric submersible pump 4" and over	6.93	.35+.30	.35	a	.10	
Dinkey locomotives, Barber Greene loaders, loaders and conveyors, tractors scoopmobiles, bulldozers, road rollers, form fine graders, power brooms and sweepers	7.12	.35+.30	.35	a	.10	
Black top spreaders, black top rollers, high lifts, fork lifts, one drum hoist or bod hoists, post hole diggers, trxcavators, core and well drillers (one drum), scoopmobile and similar type machines, elevators, A-L frame winches, power hoisting (single drum)	7.25	.35+.30	.35	a	.10	
LeTourneau graders or scrapers, trenching machines, push cat	7.425	.35+.30	.35	a	.10	
Tractor road pavers, cranes, power road graders, shovels, backhoes, draglines, pile drivers, hoists two or more drums, three drum engines, hysters, two drum and swinging engines, three drum swinging engine, locomotive cranes, gradalls, hydrocrane, model CMB Vibrotamp or similar machines, Murphy type diesel generator-beltcrete system, side booms, hydro hammer, tractor mounted drill (quarry master), euclid loaders, concrete pumps, all CMI equipment, concrete central mix plant, automated asphalt concrete plant, derrick, whirlies, tower cranes, cableways, hydraulic cranes, power hoisting (2 drum and over), mucking machine *	7.48	.35+.30	.35	a	.10	
Maintenance engineer	7.51	.35+.30	.35	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

POWER EQUIPMENT OPERATORS, BUILDING: Poughkeepsie and South Thereof	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTH
Concrete-portable hoist, crane, hoist engineer-steel (concrete, material, super structure, sub-structure), derrick (stone-steel), elevator & cage, engineer-Pile driver, overhead crane, power house plant, telephies, whirly, hoist (single, double or triple drum), hoist (portable mobile unit), hoist engineer concrete (crane, derrick, mine hoist), hoist engineer material	$11.1425	65+.75	8½	a	1½	
Backhoe Oliver 88, Fordson, dynahoe, dual purpose & similar machine, Barber Green loader-Euclid loader or similar type, cherry picker (cableway), compressor (Steel erection), conmzy or similer mucking machines, dragline, gradall, shovel, backhoe, etc., (crawler or truck), front end loaders, hydraulic boom, Jersey spreader, Letourneau or Tournapull (scrapers over 20 yds. struck), mucking machines, pavement breaker (air ram), paver (concrete), pulsometer, push button (buzz box) elevator, road boring machine, road mix machines, Ross carrier & similar machines, post hole digger, shovel (tunnels), side boom, spreader (asphalt), scoopmobile-tractor-shovel over 1-1/2 yds., trenching machines, tractor type demolition equipment, winch truck "A" Frame	10.915	65+.75	8½	a	1½	
Compactor self-propelled, grader, bulldozer D7 & similar tractors with a draw bar horsepower of 100 & over maintenance engineer, mechanic (outside) all types, welder, scrapers -20 yds. struck & under, machine pulling sheep's foot roller, etc., roller 4 ton and over, vib. roller	10.00	65+.75	8½	a	1½	
Asphalt plant, boiler (high pressure), bulldozer D6 & similar tractors with a draw bar horsepower less than 100, compressor, compressor plant, concrete mixing plants, concrete pump, conveyor belt machine-irrespective of motor size, fireman, forklift, forklift (electric), joy drill or similar tractor drilling machine, loader-1-1/2 yds., & under, lighting unit (portable & generator), locomotive						

POWER EQUIPMENT OPERATORS, BUILDING: Poughkeepsie & South thereof, cont'd	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
(all sizes), mixer concrete-21E & over, portable asphalt plant, portable batch plant, portable crusher, quarry master, stone crusher, welding machine (steel erection excavation), well drilling machine, well point system	9.8575	6%+.75	8½%	a	1%	
Air tractor drill, batch plant, bending machine, concrete breaker, concrete spreader, compressor to 125 cu ft., curb cutter machine, dust collector, farm tractor (all types), finishing machine concrete, material hooper-sand-stone-cement, mixer-concrete-under 21E, mulching grass spreader, heater-all types, pump, pump station (water & sewer), pump-gypsum, etc., concrete, pump- plaste roller under 4 ton, spreading & fine grading machine, steam Jenny, steel Jenny, steel cutting machine, sweeper, syphon pump air steam, tar joint machine, Turbo jet burner or similar equipment vibrator (1 to 5) fine grading machine	9.715	6%+.75	8½%	a	1%	
Concrete saw, mechanic's helper, oiler, paint compressor, welder's helper	8.5725	6%+.75	3½%	a	1%	
Helicopter winch operator	11.4275	6%+.75	3½%	a	1%	
Oiler-asphalt paver, utility man	7.6275	6%+.75	3½%	a	1%	
Welder-Certified	10.4275	6%+.75	3½%	a	1%	
Cranes- Crawler or truck, 100 ft. but less than 150 ft.,	13.1425	6%+.75	8½%	a	1%	
Cranes- Crawlers or truck, 150 ft. and over	14.1425	6%+.75	8½%	a	1%	
Loaders - over 5 cu. yd. capacity	11.415	6%+.75	3½%	a	1%	
Shovels - over 4 cu. yd. capacity	11.915	6%+.75	3½%	a	1%	

Paid Holidays:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:
a. Holidays: A through F, Washington's Birthday, Lincoln's Birthday, Good Friday, Columbus Day, November Election and Veteran's Day.

POWER EQUIPMENT OPERATORS HEAVY & HIGHWAY Poughkeepsie & South Thereof	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Auger, auto grader, backhoe Oliver 88, Fordson, dynahoe, dual purpose and similar machines, barber green loader-euclid loader or similar type, central mix plant operator, cherry picker (cableway), compactor with blade, compressor (steel erection), concrete portable hoist, C.M.I. or similar Conway or similar mucking machines, Crane (crawler or truck) dragline, gradall, shovel backhoe, etc., derrick (stone-steel), elevator & cage, front end loaders, hoist single, double, triple drum, hoist portable mobile unit, hoist engineer-concrete (crane-derrick-mine hoist), hoist engineer-material, hydraulic boom, LeTourneau or Tournapull (scrapers over 20 yards struck), mucking machines, overhead crane, paver(concrete), power house plant, pulsometer, push button (buzz box) elevator, road mix machines, Rex carrier and similar machines, shovel (tunnels), side boom, spreader (Asphalt), scoopmobile-tractor-shovel over 1 1/2 yards, trenching machines, telephies, tractor type demolition equipment, whirly, winch truck "A" frame	9.55	6%	7½+.625	a	1%	
Compactor self-propelled, grader, bulldozer D7 and similar tractors with a draw bar horsepower of 200 and over, maintenance engineer, mechanic (outside) all types, welder, scrapers—20 yards struck and under, shop foreman, vibratory roller, etc., roller 4 ton and over	8.75	6%	7½+.625	a	1%	
Asphalt plant, boiler (high pressure), bulldozer D6 and similar tractors with a draw bar horsepower less than 100, compressor, compressor plant, concrete pump, conveyor belt machine-irrespective of motor size, fireman, forklift, forklift (electric), jay drill or similar tractor drilling machine, loader-1-1/2 yds. and under, lighting unit (portable & generator), locomotive (all sizes), mucking machine, pile hammer, pipe welding machine, power roller, timber concrete—21E and over, portable asphalt plant, portable batch plant, portable crusher, quarry master, stone crusher, welding machine (steel erection-excavation), well drilling machine, well point system	8.425	6%	7½+.625	a	1%	

POWER EQUIPMENT OPERATORS
HEAVY & HIGHWAY
Poughkeepsie & South Thereof, cont.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Air tractor drill, batch plant, bending machine, concrete breaker, concrete spreader, compressor to 125 cu. ft., curb cutter machine, dust collector, farm tractor (all types), finishing machine-concrete, material hopper-sand-stone-cement, mixer-concrete-under 21E, mulching grass spreader, heater-all types, pump 4 inches and over, pump station (water & sewer), pump-gypsum, etc., pump-plaster, roller under 4 ton, shop mechanic (not employed on job site), spreading & fine grading machine, steam jenny, steel cutting machine, sweeper, syphon pump-air-steam, tar joint machine, Turbo jet burner or similar equipment, vibrator (1 to 5), fine grading machine	$8.50	6%	7%+.625	a	1%	
Concrete saw, mechanic's helper, oiler, oiler (fuel truck), oiler (grease truck), stockroom or stockroom attendant, paint compressor, pump under 4" or any combination not equal to 4", roller motorized (walk behind), welder's helper	$7.50	6%	7%+.625	a	1%	
Hoist engineer-steel, sub-struct., engineer-pile driver	9.75	6%	7%+.625	a	1%	
Jersey spreader, pavement breaker (air ram), post hole digger	8.5875	6%	7%+.625	a	1%	
Oiler asphalt paver, utility man	6.675	5%	7%+.625	a	1%	
Welder-certified	9.125	6%	7%+.625	a	1%	
Crawlers or truck: 100 ft. but less than 149 ft. $2.00 per hour additional						
Crawlers or truck: 149 ft. and over $3.00 per hour additional						
Loader operators: Over 5 cu. yd. capacity $.50 per hour additional						
Shovel operators: Over 4 cu. yd. capacity $.100 per hour additional						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Lincoln's Birthday; Washington's Birthday; Good Friday; Columbus Day; November Election Day and Veteran's Day.

HEAVY AND HIGHWAY CONSTRUCTION,
Remainder of County

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Automatic fine grader, backhoe (except tractor mounted, rubber-tired), blacktop, plant (automated), cableway, caisson auger, central mix concrete plant (automated), Cherry picker-over 5 tons capacity, crane, cranes & derricks (steel erection), dragline, dual drum paver, excavator-all purpose-hydraulically operated, front end loader (4 C.Y. & over), hoist, two or three drums pile-driver, power grader with elevating loader attachment, Quarry master (or equivalent), shovel, slip form paver (if a second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel	$6.15	.25+.30	.25	a	.10	
Backhoe (tractor mounted, rubber-tired) bituminous spreader & mixer, blacktop plant (non-automated), boring machine cage hoist, central mix plant (non-automated) & all concrete batching plants, cherry picker-5 tons & under, compressors (4 or less) exceeding 2,000 C.F.M. combined capacity, concrete paver (over 16-S), concrete pump, crusher, drill rigs, tractor mounted, front end loader (under 4 c.y.), hi-pressure boiler (15 lbs., & over), hoist, one drum, Kolman plant loader & similar type loaders (if employer requires another man to clean screen or to maintain the equipment he shall be an oiler), maintenance engineer, mixer for stabilized base, self, propelled, monorail machine plant engineer, power grader, pump crete, ready-mix concrete plant, maintenance grease man, road widener, roller (all above subgrade), side boom, tractor scraper, tractor with dozer &/or pusher, winch	5.85	.25+.30	.25	a	.10	
Compressors (4 not to exceed 2,000 C.F.M. combined capacity; or 3 or less with more than 1,200 C.F.M., but not to exceed 2,000 C.F.M. compressors (any size but subject to other provision for compressors), dust collectors, generators, pumps, welding machines						

POWER EQUIPMENT OPERATORS: (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H&W	PENSIONS	VACATION	APP. TR.	OTHER
(4 of any type or combination), concrete pavement spreaders & finishers conveyor, drill core & well, electric pump used in conjunction with well point system, farm tractor with accessories, fine grade machine, fork lift gunnite machine, hammers, hydraulic self-propelled, locomotive, post hole digger & post driver, roller (grader & fill), tractor with towed accessories, vibratory compactor, vibro, tamp, well point	5.50	.25+.30	.25	a	.10	
Aggregate plant, boiler (used in conjunction with production), cement bin operator, compressors; 3 or less not to exceed 1,200 c.f.m. combined capacity, compressors (any size, but subject to other provisions, for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete mixer (16-S and under), concrete saw-self-propelled, fireman, form tamper, mulching machine, oiler, power broom power heaterman, revinius widener, steam cleaner, tractor	4.85	.25+.30	.25	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day, E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; providing employee works the working day before and the working day after the holiday.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	Basic Hourly Rate	FRINGE BENEFITS/PAYMENTS H&W	Pension	Vacation	Apprentice	Other
TRUCK DRIVERS:						
Drivers on LeTourneau tractors, double barrel Euclids, Athey wagon and similar equipment (except when hooked to scrapers), low beds, I-Beam, pole trailers, road oil distributors, tire trucks, tractors and trailers with 5 axle and over	$5.30	.40	.40	a		
Equipment 25 yards and over up to and including 30 yards bodies, cable dump trailers, powder and dynamite trucks	5.20	.40	.40	a		
Equipment up to and including 24 yard bodies, mixer trucks, dump crete trucks and similar types of equipment, fuel trucks, batch trucks and all other tractor trailers	5.00	.40	.40	a		
Ten wheelers, grease trucks and tillermen	4.90	.40	.40	a		
Straight trucks	4.80	.40	.40	a		
Pick-up trucks used for hauling materials, parts, Escort Man over the road	4.80	.40	.40	a		
Helpers	4.70	.40	.40	a		

Paid Holidays:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

Footnote:

a. Holidays: A through F; Washington's Birthday; Election Day; Veteran's Day.

FRINGE 1-ATLANTIC-U

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.93	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operaters	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2375	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	ERIE	AM-1,725	1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. 15-New York-1-2-3- T 1 of 2

DATE OF DECISION: August 11, 1971

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$8.39	.59	.40			
Boilermakers	7.84	.30	.50		.01	
Boilermakers' helpers	4.54	.30	.50		.01	
Bricklayers:						
Tonawanda and Grand Island Twps:						
Bricklayers and stone masons	7.31	.45	.65			
Cement masons	8.56		.75			
Plasterers	8.06					
Terrazzo workers & tile setters	6.99	.45	.65			
Marble masons	7.055	.45	.65			
Remainder of County:						
Bricklayers and stone masons	8.11	.55	1.00			
Marble setters	7.855	.55	1.00			
Terrazzo workers & tile setters	7.79	.55	1.00			
Cement masons	8.56		.75			
Plasterers	6.06					
Carpenters, Building:						
Grand Island north of White Haven Road	8.28	.40+.40	.40		.02	
Millwrights	8.38	.40+.40	.40		.02	
Remainder of County:						
Carpenters and millwrights	7.98	.90	.60			
Electricians	9.31	.20	1%+.40			
Elevator Constructors	7.97	.17	.185	½%+a+b	.005	
Elevator Constructors' helpers	5.58	.17	.185	½%+a+b	.005	
Elevator Constructors' helpers (prob.)	3.985					
Glaziers	6.61	.30+.30	.30		.02	
Ironworkers, structural, ornamental & reinforcing:						
Grand Island to White Haven Road	8.615	.46	.40		.01	
Remainder of County	8.23	.60	.66			
Lathers	9.41		.10		.01	
Lead burners	6.00	.15		c	.01	
Line Construction:						
Linemen, cable splicer helpers & material man	8.10	.35	1%+.25	d	1½%	
Groundman	7.00	.35	1%+.25	d	1½%	
Groundman digging machine operator	7.95	.35	1%+.25	d	1½%	
Groundman mobile equipment operator	7.50	.35	1%+.25	d	1½%	
Groundman truck driver and mechanic	7.15	.35	1%+.25	d	1½%	
Groundman dynamite man	7.50	.35	1%+.25	d	1½%	
Cable splicer	8.85	.35	15+.25	d	1½%	
Marble, tile & terrazzo workers' helper	7.83	.75				
Painters:						
Grand Island North of White Haven Road:						
Painters, brush	6.385	.425+.45	.30	.01		
Spray, Steel steeple jacks, swing scaffold	6.783	.425+.45	.30	.01		
Bridges-crossing the Niagara River	9.30	.425+.45	.30	.01		
Sandblasting and waterblasting	6.885	.425+.45	.30	.01		

AM-1,725 P. 2

15-New York-1-2-3- T 2 of 2

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Remainder of County: cont'd						
Painters, brush	5.425	.275+.45	.30		.05	
Steel tanks, towers, stacks, flag poles, radio TV towers	5.925	.275+.45	.30		.05	
Sandblasting, swing stage, spray, bosun chair	6.885	.425+.45	.30	.01	.05	
Bridges 35' high or in depth of 35' from road level	6.85	.275+.45	.30		.05	
Piledrivermen, etc:						
Piledrivermen, dock carpenters & divers' tenders	7.63	1.05	.80			
Divers	15.37	1.05	.80			
Plumbers	7.88	.35	.30		.02	
Roofers:						
Composition, damp waterproofers, sprayers, asphalt mastic, wood block floor workers steep roofers and siders	6.35	.63	.80		.02	
Helpers	3.80	.63	.80		.02	
Slate, tile precast tile roofers and asbestos	6.30	.63	.80		.02	
Sheet metal workers	8.50	.40	.75		.03	
Soft floor layers	4.765	.15+.42	.30			
Sprinkler fitters	6.10	.11	.10		.02	
Steam fitters	8.76	.52	.54		.05	
Truck Drivers:						
Truck drivers	4.675	.275	e			
Euclids	5.08	.225	e			
Ready mix	4.725	.225	e			
Dump	4.83	.275	f			

Welders-receive rate prescribed for craft performing operation to which welding is incidental.

Paid Holidays:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnotes:

a. Holidays: A through F.

b. Employer contributes 4% of basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

c. Holidays: A through F; Washington's Birthday and Good Friday; providing employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work day immediately preceding and following the holiday.

d. Holidays: A through F; Washington's Birthday, Election Day For President of the United States and Election of Governor of New York State, provided employee works the day before and the day after the holiday.

e. $9.00 per week

f. $10.00 per week

BUILDING, HEAVY AND HIGHWAY CONSTRUCTION LABORERS	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
BUILDING						
BLASTER; Plumbing Laborer, Wagon Drill Operator; Swing Scaffold	6.635	.504.70	1.00			
PNEUMATIC-GAS-ELECTRIC TOOL OP (over 8 feet deep)	6.585	.504.70	1.00			
MORTAR MIXER	6.535	.504.70	1.00			
FOUNDATION LABORER (over 8 feet deep); Hod Carriers; Plaster Tender; Plaster Scaffold Builder; Pneumatic Gas-Electric Tool Operator	6.485	.504.70	1.00			
LABORER	6.385	.504.70	1.00			
WRECKING						
WAGON DRILL OPERATOR	6.635	.504.70	1.00			
PNEUMATIC-GAS-ELECTRIC TOOL OPERATORS Steel Burners	6.485	.504.70	1.00			
WRECKERS	6.385	.504.70	1.00			
OPEN CUT SEWER						
BLASTER: Wagon Drill Op	6.635	.504.70	1.00			
BOTTOM MEN: Pneumatic-Gas-Electric Tool Op.	6.485	.504.70	1.00			
LABORER: Top Men	6.385	.504.70	1.00			
CAISSON-SHAFT-COFFERDAMS (OPEN CUT)						
BLASTER: Bottom Men; Wagon Drill Op.	6.635	.504.70	1.00			
PNEUMATIC-GAS-ELECTRIC TOOL OP.	6.485	.504.70	1.00			
TOP MEN	6.385	.504.70	1.00			
STREET-ROAD-WORK						
PAVEMENT FORM SETTER; Wagon Drill Op.	6.635	.504.70	1.00			
CONCRETE WORKER (Bootmen); Pneumatic-Gas-Electric Tool Op.	6.485	.504.70	1.00			
LABORER	6.385	.504.70	1.00			
SOFT GROUND TUNNEL OR JACKING						
BOOMEN(reinforce); Welder	6.985	.504.70	1.00			
LEAD MINER	6.785	.504.70	1.00			
CONCRETE FORM MOVER: Monkey Hole Man; Side Miner	6.735	.504.70	1.00			
BOTTOM SHAFT MEN	6.585	.504.70	1.00			
TUNNEL-SHAFT MUCKER: Shaft Miner	6.635	.504.70	1.00			
CAR PUSHER: Concrete Placing Crew; & Bull Gangs	6.535	.504.70	1.00			
TOP MAN	6.385	.504.70	1.00			
ROCK TUNNEL						
BOOMAN (reinforce); Welder	6.985	.504.70	1.00			
LEAD HEADING ROCK DRILLERS	6.785	.504.70	1.00			
CONCRETE FORM MOVER; Side Heading Rock Drillers	6.735	.504.70	1.00			
PLUG HOLE AND ROOF BOLT DRILLERS: Mucking Machine Tender; Tunnel & Shaft Mucker; Shaft Sinking Drillers	6.635	.504.70	1.00			
BOTTOM SHAFT MAN	6.335	.504.70	1.00			

BUILDING, HEAVY AND HIGHWAY CONSTRUCTION LABORERS	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
CAR PUSHERS; Bull & Tract Gangs; Concrete Placing Crew	6.535	.504.70	1.00			
TOP MAN	6.385	.504.70	1.00			

Building, Heavy And Highway Construction Power Equipment Operators:	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Crane with a main boom over 100 feet	$ 8.785	.30+.45	.35		.10	
All boom type equipment, all pan and carry-all operators, Archer hoist, back & pull hoe operator, blast or rotary drill, track or cat mounted, boiler (when used for power), boom trucks, cableway operator, concrete paver machine, crane operator, derrick operator, dragline operator, elevating grader (self-propelled), head tower operator, hot roller (finish course), hydraulic booms, hydro crane, maintenance engineer, mucking machine operator, multiple drum hoist, (more than 1 drum in use), Peine crane, pile driving machine operator, power grader machine operator, scoopmobile, shovel operator, skimmer operator, test core drill machine, tractor shovel operator, vertical caisson auger drill, well drilling machine	8.285	.30+.45	.35		.10	
Back filling machine operator, Holman loader, roller machine operator, snatch & pusher cats, stone crusher, towed or self-propelled rollers, trenching machine operator	8.16	.30+.45	.35		.10	
Air hoist operator, cage hoist operator, conveyor operator, conveyor systems, (belt-crete or similar), hoisting engine op., house elevator, (when used for hoisting), industrial tractor, locomotive op., (irrespective or power), push button hoist op., Strato tower, tractors (when using winch power).	8.12	.30+.45	.35		.10	
Concrete mixer op., (½ c.y. or over), gasoline driven boring machine, hydraulic system pumps, hydro hammer, finishing machine op., (asphalt spreader), finishing machine op., pump op., (4" or over), pump op., (2 or 3 in a battery)	8.035	.30+.45	.35		.10	
Air compressor operator, (under 160 cu. ft.), air compressor op., (over 160 cu. ft.), generator, grout machine operator, heating boiler operator, (used for temporary heat), lubrication unit or truck, mechanical heaters, (when 3 are in a battery), mechanic or repairman, pneumatic mixer op., power plant (in excess of 100KW), welding machine operator, (to and including 3 machines)	7.91	.30+.45	.35		.10	

Building, Heavy And Highway Construction Power Equipment Operators (Cont'd):	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Bulldozer (over 50 h.p.), monorail	8.12	.30+.45	.35		.10	
Bulldozer & tractor, (50 h.p. drawbar or under), jeep trencher, mulchers, power brooms and rakes, seeders	7.785	.30+.45	.35		.10	
Fireman	7.645	.30+.45	.35		.10	
Truck crane driver	7.51	.30+.45	.35		.10	
Aggregate bin op., apprentice engineer or oiler, cement bin op., concrete mixer op., (under ½ c.y.), mechanical heaters, (when one or two are used), pump oper. (one inch), pump op., (two inches), pump operators, (three inches), tractor machines	7.385	.30+.45	.35		.10	

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
DIPPER AND HYDRAULIC DREDGING						
Chief engineer	$7.5850	.25	.15	a		
Operators	7.52875	.25	.15	a		
Assistant engineers	7.25125	.25	.15	a		
Firemen, oilers	6.44875	b 3.00	.25	a		
Welder	7.17125	.25	.15	a		
Deckhands	6.40375	b 3.00	.25	a		
Scowman - Chicago and South Chicago	6.425	b 3.00	.25	a		
Scowman - other ports	6.40375	b 3.00	.25	a		
Pipeline men	6.40375	b 3.00	.25	a		
Cranemen - Dipper Dredging	7.17125	.25	.15	a		
Spill barge operator - Hydraulic Dredging	7.17125	.25	.15	a		
DRILL BOATS						
Engineers	7.1575	.25	.15	c		
Blasters	7.2575	.25	.15	c		
Firemen	6.88	.25	.15	c		
Drillers, welders or machinists	7.15875	.25	.15	c		
Oilers & helpers	6.73875	.25	.15	c		
TUG ENGINEERS AND OPERATORS	6.94125		.40	a		
TUG FIREMEN, LINEMEN AND OILERS						
Chicago and South Chicago (Michigan City, Indiana to Waukegan, Illinois both included)	6.54	b 3.00	.40	a		
All other ports	6.505	b 3.00	.25	a		
FLOATING EQUIPMENT (Clamshell, Dragline and Marine Construction)						
Engineer & operator	8.55f			d5e		
Equipment operator	7.86f			d5e		
Fireman	7.47f			d5e		
Oilers	7.18f			d5e		
ENGINEER HELPERS, RANGERMEN, RODMEN SWEEPERS:						
Engineer helpers, rangermen, rodmen or sweepmen	5.10	b 3.00		a		
Service truck drivers	4.73	b 3.00		a		

PAID HOLIDAYS (Where Applicable):
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. 8 paid holidays; A through F plus Washington's Birthday and Veterans Day; 6½ days vacation with pay for 104 days of service, one additional day of vacation with pay for each of the next 3 periods of 26 days of service, and for 208 days or over of service 13 days of vacation with pay, all in one calendar year. Employees not qualifying for vacation to receive one day's vacation with pay for each full 24 days of service in one calendar year.

b. Per day, per employee

c. 8 paid holidays; A through F plus Washington's Birthday and Veterans Day; 6½ days vacation with pay for 104 days of service, one additional day of vacation with pay for each additional 21 2/3 days of service, all in one calendar year. Employees not qualifying for vacation receive one day's vacation with pay for each full 24 days of service in one calendar year.

d. 8 paid holidays; A through F plus Washington's Birthday and Veterans Day.

e. ½ day vacation for each full 12 days employment in one calendar year.

f. Plus $.80 in fringe benefits.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	JEFFERSON	AM-1,726	1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging-23-N.Y.-1-2-3- S 1 of 2

DATE OF DECISION: August 11, 1971

Building, Heavy and Highway Construction	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	8.33	.37	.21		.04	
Boilermakers	7.25	.40	10%		.01	
Bricklayers, cement masons, marble masons, plasterers, stone masons, terrazzo workers and tile setters	6.68	.20	.30	a	.02	
Carpenters:						
Building:						
Carpenters & soft floor layers	6.20	.20	.20	d		
Millwrights	6.45	.20	.20	d		
Piledrivermen	6.35	.20	.20	d		
Heavy & Highway:						
Carpenters & Piledrivermen	6.30	.20	.20			
Cement masons, heavy & highway	6.03	.20	.30			
Electricians:						
Project $10,000 or over:						
Electricians	7.95	.20	1%+.15		.8 of 1%	
Cable splicers	8.20	.20	1%+.15		.8 of 1%	
Projects under $10,000:						
Electricians	7.65	.20	1%+.15		.8 of 1%	
Cable splicers	7.90	.20	1%+.15		.8 of 1%	
Glaziers	5.05	.15			.01	
Ironworkers, structural, ornamental and reinforcing	5.80	.15	.10			
Laborers: (Building)						
Laborers	4.99	.30	.30	e		
Chain saw op., jackhammer op., scaffold builders, mortar mixers, pipe layers, gas buggy op., wagon drill & wagon jack ops., vibrator ops., and all air or electric tools (electric tools used in place of air tools) used by laborers, hod carriers (for plasterers only)	5.19	.30	.30	e		
Sandblasterers on construction clean up where laborers are ordinarily employed, pot liners and acetylene torch op., on demolition work only	5.39	.30	.30	e		
Blasters	5.99	.30	.30	e		
Lathers, Southern Part of County	6.20	.275	.30		.01	
Lathers, Northern Part of County	6.675	.25	.10		.01	
Lead burners	6.00	.15		b	.01	
Line Construction:						
Linemen cable splicers helper & matl.man	8.10	.35	1%+.25	c	1-1/1%	
Groundman	7.00	.35	1%+.25	c	1-1/1%	
Groundman digging machine operator	7.95	.35	1%+.25	c	1-1/1%	
Groundman mobile equipment operator	7.50	.35	1%+.25	c	1-1/1%	
Groundman truck driver and mechanic	7.15	.35	1%+.25	c	1-1/1%	
Groundman dynamite man	7.50	.35	1%+.25	c	1-1/1%	
Cable splicer	8.85	.35	1%+.25	c	1-1/1%	

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Building, Heavy and Highway Construction	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Painters:						
Brush & Roller	5.55	.25	.30			
Swing staging & bosun chair	5.90	.25	.30			
Steel, spray & sandblasting	5.90	.25	.30			
Plumbers and steam fitters	6.70	.30	.35		.025	
Roofers:						
Roofers	8.20	.35	.45			
Helpers-1st 30 days	7.28	.35	.45			
Helpers-next 60 days	7.40	.35	.45			
Sheet metal workers	8.30	.40	.34		.05	
Sprinkler fitters	8.00	.25	.40		.05	
Welders-receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnotes:

a. Holidays: D; (provided employee has been on the payroll five days prior to the holiday and he reports to work the day following the holiday).

b. Holidays: A through F; Washington's Birthday and Good Friday, prowding employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.

c. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York (Provided employee works the day before and the day after the holiday.

d. Holiday D-Providing the employee was on the payroll the week before the holiday or on the payroll the week after the holiday.

e. Holidays: B and D, provided employee works the working day before and the working day after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers:						
Laborers and driller helpers	$4.69	.25	.25	a		
Concrete aggregate bin, mortar mixer, hand or machine vibrator gin buggy, mason tenders, concrete bootmen, chain saw, jackhammer, pavement breaker, and all other gas, electric oil and air tool ops., bull float, tamper, pipelayers	4.89	.25	.25	a		
Drillers, asphalt rakers, stone or granite curb setters and acetylene torch operator	5.09	.25	.25	a		
Blasters, form setters, stone or granite curb setters	5.29	.25	.25	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, providing the employee works the day before and the day after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS						
Automatic line grader, backhoe (except tractor mounted, rubber-tired), blacktop, plant (automated), cableway, caisson auger, central mix concrete plant (automated), Cherry picker - over 5 tons capacity, crane, cranes and derricks(steel erection), dragline, dual drum paver, excavator - all purpose -hydraulically, operated, front end loader (4 cu. yds., and over), hoist, two or three drums, piledriver, power grader with elevating loader attachment, (quarry master (or equivalent), shovel, slip form paver (if a second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel.	$6.05	.25+.40	.25	a	.10	
Backhoe (tractor mounted, rubber-tired), bituminous spreader and mixer, blacktop plant (non-automated), boring machine, cage hoist, central mix plant (non-automated), and all concrete batching plants, Cherry picker - 5 tons and under, compressors (4 or less) exceeding 2,000 c.f.m. combined capacity, concrete paver (over 16-S), concrete pump, crusher, drill rigs, tractor mounted, front end loader (under 4 cu. yds. hi-pressure boiler (15 lbs., and over), hoist one drum, Kolman plant loader and similar type loaders (if employer requires another man to clean screen or to maintain the equipment he shall be an oiler), maintenance engineer, mixer for stabilized base, self-propelled, monorail machine, plant engineer, power grader, pump crete, ready-mix concrete plant, maintenance grease man, road widener, roller (all above subgrade), side boom, tractor scraper, tractor with dozer and/or pusher, winch.	5.75	.25+.40	.25	a	.10	

HEAVY AND HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS: cont'd:	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Compressors; (4 not to exceed 2,000 c.f.m. combined capacity; or 3 or less with more than 1,200 c.f.m., but not to exceed 2,000 c.f.m. compressors (any size but subject to other provision for compressors), dust collectors, generators, pumps, welding machines (4 of any type or combination), concrete pavement spreaders and finishers, conveyor, drill, core and well, electric pump used in conjunction with well point system, farm tractor with accessories, fine grade machine, fork lift, gunnite machine, hammers, hydraulic, self-propelled, locomotive, post hole digger and post driver, roller (grade & fill), tractor with towed accessories, vibratory compactor, vibro tamp, well point.	5.40	.25+.40	.25	a	.10	
Aggregate plant, boiler (used in conjunction with production), cement bin operator, compressors; 3 or less not to exceed 1,200 c.f.m. combined capacity, compressors (any size, but subject to other provisions for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete mixer (16-S and under), concrete saw - self-propelled, firemen, form tamper, mulching machine, oiler, power broom, power heater-man, revinius windener, steam cleaner, tractor.	4.75	.25+.40	.25	a	.10	

PAID HOLIDAYS: A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES: a- holidays: A through F; providing employee works the working day before and the working day after the holiday.

BUILDING CONSTRUCTION POWER EQUIPMENT OPERATORS	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asphalt and blacktop roller, automated concrete spreader (CMI or equivalent), automated fine grade machine (CMI), backhoe, belt placer, blacktop spreader (such as Barber Greene & BawKnox) blacktop plant (automated), blast or rotary drill (truck or cat mounted), cableway, caisson auger, carry-all-scraper-self loading, central mix plant (automated), cherry picker-over five (5) ton capacity, compressor, pump, generator, or welding machine (when used in a battery of not more than four (4), crane, crusher-rock, derrick, diesel power unit, dragline, dredge, dual drum paver, elevating grader (self-propelled or towed), elevator hoist-two cage, excavator-all purpose-hydraulically operated, fork lift (factory rating 15 ft. or more), front end loader (4 c.y. and over), gradall, grader (power), head tower (saur man or equal), hoist (2 or 3 drum), locomotive, maintenance engineer, maintenance welder, mine hoist, mucking machine or mole, overhead crane-fixed permanent, pile driver, quarry master or equivalent, refrigeration equipment - for soil stabilization, shovel, side boom, slip form paver, tractor drawn belt type loader (Euclid Loader), trenching machine (digging capacity of over 4 ft. depth), truck crane operator, tunnel shovel, vibro or sonic hammer controls (when not mounted in proximity to the rig operator	7.95	.35+.40	.35	a	.10	
"A" frame truck, blacktop plant (non-automatic), boring machine, bulldozer, cage hoist, carry-all scraper, central mix plant (non-automated), cherry picker -five (5) tons and under, compressor (315 C.F. and over), concrete paver (single drum over 16S), concrete pump, core boring machine, drill rigs-tractor mounted, elevator -as a material hoist, fork lift (factory rating less than 15 ft.), front end loader (under 4 c.y.), gunnite machine, high pressure boiler (15 lbs. and over), hoist (one drum), hydraulic breaking hammer, (drop hammer), holman plant loader (screening						

BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:(cont'd)						
gravel), maintenance grease man, mixer for stabilized base - self propelled (seaman mixer), monorail machine, parapet concrete or pavement grinder post hole digger (truck or tractor mounted), post driver (truck or tractor mounted), power sweeper (Wayne or similar), pump 4" and over, pump-crete or squeeze-crete, road widner (front end of grader or self-propelled), shell winder (motorized), snorkel (overhead arms), trenching machine (digging capacity of 4 ft. or less), tugger hoist vibro tamp, well drill, well point system (Submersible pumps when used in lieu of well-point system), winch (motor driven), winch cat.	$7.475	.35+.40	.35	a		.10
Compressor (under 315 c.f.), concrete paver or mixer (under 16S), concrete pavement spreaders and finishers (not automated), conveyor (over 12 ft.), electric submersible pump(4"and over), farm tractor with or without accessories, fine grade machine (not automated), fireman, form tamper, generator (2,500 watts and over), hydraulic pump, mechanical heaters-more than two (2) mechanical heaters or any mechanical heater or heaters whose combined output exceeds 640,000 BTU per hour (manufacturer's rating), mulching machine, oiler, power driven welding machine -300 amp. and over (other than all electric), one welding machine under 300 amp. will not require an engineer unless in a battery), power heaterman (hay drier) pump (under 4"), revinius widner (road widener), steam cleaner or jenny, tractor with or without towed accessories	6.70	.35+.40	.35	a		.10
Crane or derrick with a boom length of over 150 ft. including jib, and on a pile driver with leads or boom length of over 100 ft.	8.95	.35+.40	.35	a		.10

FOOTNOTES:

a. Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day and Christmas Day, provided employee has worked 5 consecutive working days before and the working day after the holiday.

BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Truck Drivers:						
Warehouse, Yardmen, Truck Helpers, Pick-ups, Panel Trucks, Flatbody Material Trucks (straight jobs), Single Axle Dump Trucks, Dumpster, Material Checkers and Receivers Greasers, Tiremen, Mechanic Helpers and Parts Chaser.	$4.41	.25	.20	a		
Tandems and Batch Trucks, Mechanics, Dispatcher	4.61	.25	.20	a		
Semi-Trailers, Low-Boy Trucks, Asphalt Distributor Trucks, and Agitator, Mixer Trucks and Dumpcrete Type vehicles	4.66	.25	.20	a		
Specialized Earth Moving Equipment Euclid Type or similar Off-Highway Equipment, where not self-loaded	4.81	.25	.20	a		
Off-Highway Tandem Pack-Dump, Twin Engine Equipment and Double-Hitched Equipment where not self-loaded	4.96	.25	.20	a		

Paid Holidays:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holiday: A,D&F (provided employee works the scheduled working day before the holiday and the scheduled working day after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
TRUCK DRIVERS:						
Warehouse, yardmen, truck helpers, pick-ups, panel trucks, flatbody material trucks (straight jobs), single axle dump, dumpsters, material checkers and receivers, greasers, tireman, mechanic helpers and parts chaser	$4.94	.20	.20	a		
Tandems and batch trucks, mechanics, dispatcher	4.99	.20	.20	a		
Semi-trailers, lowboy trucks asphalt distributor, agitator, mixer trucks and dumpcrete type vehicles	5.04	.20	.20	a		
Specialized earth moving equipment, Euclid type or similar off-highway equipment, where not self-loaded	5.19	.20	.20	a		
Off-highway tandem back dump, twin engine equipment and double hitched equipment where not self-loaded	5.34	.20	.20	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, provided employee has worked the working day before and the working day after the holiday.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
DIPPER AND HYDRAULIC DREDGING						
Chief engineer	$7.5850	.25	.15	a		
Operators	7.52875	.25	.15	a		
Assistant engineers	7.25125	.25	.15	a		
Firemen, oilers	6.44875	b 3.00	.25	a		
Welder	7.17125	.25	.15	a		
Deckhands	6.40375	b 3.00	.25	a		
Scowman - Chicago and South Chicago	6.425	b 3.00	.25	a		
Scowman - other ports	6.40375	b 3.00	.25	a		
Pipeline men	6.40375	b 3.00	.25	a		
Cranemen - Dipper Dredging	7.17125	.25	.15	a		
Spill barge operator - Hydraulic Dredging	7.17125	.25	.15	a		
DRILL BOATS						
Engineers	7.1575	.25	.15	c		
Blasters	7.2575	.25	.15	c		
Firemen	6.88	.25	.15	c		
Drillers, welders or machinists	7.15875	.25	.15	c		
Oilers & helpers	6.73875	.25	.15	c		
TUG ENGINEERS AND OPERATORS	6.94125		.40	a		
TUG FIREMEN, LINEMEN AND OILERS						
Chicago and South Chicago (Michigan City, Indiana to Waukegan, Illinois both included)	6.54	b 3.00	.40	a		
All other ports	6.505	b 3.00	.25	a		
FLOATING EQUIPMENT (Clamshell, Dragline and Marine Construction)						
Engineer & operator	8.55f			d&e		
Equipment operator	7.86f			d&e		
Fireman	7.47f			d&e		
Oilers	7.18f			d&e		
ENGINEER HELPERS, RANGERMEN, RODMEN SWEEPERS:						
Engineer helpers, rangermen, rodmen or sweepmen	5.10	b 3.00		a		
Service truck drivers	4.73	b 3.00		a		

PAID HOLIDAYS (Where Applicable):
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. 8 paid holidays; A through F plus Washington's Birthday and Veterans Day; 6½ days vacation with pay for 104 days of service, one additional day of vacation with pay for each of the next 3 periods of 26 days of service, and for 208 days or over of service 13 days of vacation with pay, all in one calendar year. Employees not qualifying for vacation to receive one day's vacation with pay for each full 24 days of service in one calendar year.

b. Per day, per employee

c. 8 paid holidays; A through F plus Washington's Birthday and Veterans Day; 6½ days vacation with pay for 104 days of service, one additional day of vacation with pay for each additional 21 2/3 days of service, all in one calendar year. Employees not qualifying for vacation receive one day's vacation with pay for each full 24 days of service in one calendar year.

d. 8 paid holidays; A through F plus Washington's Birthday and Veterans Day.

e. ½ day vacation for each full 12 days employment in one calendar year.

f. Plus $.80 in fringe benefits.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	NASSAU	AN-1,727	1
		DATE OF DECISION	
		August 11, 1971	

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

28-New York-1-2-3- R 1 of 2

BUILDING, HEAVY, & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$ 8.73	.45	.15		.02	
Boilermakers	7.84	.30	.50		.01	
Boilermakers' helpers	4.54	.30	.50		.01	
Bricklayers, plasterers & stone masons	8.185	.25	.50			
Carpenters, Building	7.76	.30+.30	.30		.005	
Carpenters & piledrivermen, heavy & highway	6.15	.35	.20			
Cement masons, building	7.985	.25	.50			
Cement masons, heavy & highway	6.28		.25			
Electricians	8.20	.25	3%+.25		½ of 1%	
Elevator Constructors:						
Elevator constructors	7.27	.17	.185	½%+a+b	.005	
Elevator constructors' helpers	5.09	.17	.185	½%+a+b	.005	
Elevator constructors' helpers (prob.)	3.635					
Glaziers	6.32	.38	.20		.02	
Ironworkers:						
Structural, ornamental & reinforcing	6.85	.30	.40			
Laborers, Building:						
Laborers	6.58	.40	.20 +.35			
Blasters	7.95	.40	.20 +.35			
Air track, wagon drill op., asphalt rakers	6.98	.40	.20 +.35			
Jackhammers, mortar mixer, concrete vibrator, pipelayers, burners & cutters for wrecking and demolition.	6.88	.40	.20 +.35			
Lathers	6.23		.10			
Lead burners	6.00	.15		c	.01	
Line Construction:						
Linemen cable splicer helper & material man	8.10	.35	1% +.25	d	1½%	
Groundman	7.00	.35	1%+.25	d	1½%	
Groundman digging machine operator	7.95	.35	1% +.25	d	1½%	
Groundman mobile equipment operator	7.50	.35	1% +.25	d	1½%	
Groundman truck driver and mechanic	7.15	.35	1% +.25	d	1 ½%	
Groundman dynamite man	7.50	.35	1% +.25	d	1½%	
Cable splicer	8.85	.35	1% +.25	d	1½%	
Marble, tile setters & terrazzo workers	6.74					
Marble, tile and terrazzo workers' helpers	5.65	.35				
Painters:						
Brush and roller	7.31	.35	.32		.04	
Swing scaffold	7.81	.35	.32		.04	
Structural steel:						
Up to 40'	7.81	.35	.32		.04	
Over 40'	8.01	.35	.32		.04	
Spray	7.81	.35	.32		.04	
Piledrivermen and millwrights building	8.06	.30+.30	.30	h		
Plumbers and steamfitters	8.77	6	6		.06	

28-New York -1-2-3 -R AN-1,727 P. 2

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Roofers:						
Roofers	$7.62	.25				
Helpers:						
1st year - 1st 6 months	3.50	.25	.25			
1st year - 2nd 6 months	4.57	.25	.25			
2nd year	5.72	.25	.25			
3rd year	6.48	.25	.25			
Sheet metal workers	8.08	.40	.30		.025	
Soft floor layers	6.455	.30	.30	e+f		
Sprinkler fitters	8.00	.25	.40		.05	
Terrazzo machine operator	5.30					
Truck drivers, building	5.07	.09	.20			
Welders - Craft Rate						

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F.

b. Employer contributes 4% basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

c. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.

d. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York, provided employee works the day before and the day after the holiday.

e. Holidays: A through F and Good Friday.

f. One years' work or more - 1 weeks' vacation; 3 years' work or more - 2 weeks' vacation.

g. $7.25 pension and welfare combined.

h. Holiday D, provided employee works the regular working day preceding the holiday and the regular working day after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Laborers and driller helpers	$4.79	.15+.30	.20	a		
Concrete aggregate bin, mortar mixer, hand or machine, vibrator gin buggy, mason tenders, concrete bootmen, chain saw, jackhammer, pavement breaker, and all other gas, electric oil and air tool ops., bull float, tamper, pipelayers	4.99	.15+.30	.20	a		
Drillers, asphalt rakers, stone or granite curb setters and acetylene torch operator	5.19	.15+.30	.20	a		
Blasters, form setters, stone or granite curb setters	5.39	.15+.30	.20	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, providing the employee works the day before and the day after the holiday.

BUILDING CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
CRANES:						
121 ft. and under	7.47	.35+.30	.35	a	.10	
121 - 151 ft.	7.72	.35+.30	.35	a	.10	
151 - 201 ft.	7.97	.35+.30	.35	a	.10	
201 - 251 ft.	8.22	.35+.30	.35	a	.10	
251 - 301 ft.	8.72	.35+.30	.35	a	.10	
301 - 351 ft.	9.22	.35+.30	.35	a	.10	
351 - 401 ft.	9.72	.35+.30	.35	a	.10	
401 - 451 ft.	10.22	.35+.30	.35	a	.10	
Air tugger, backhoe, clamshell, dragline, shovel & similar machines over three-eighths (3/8 cu. yd. capacity (factory rating), big generator plant, bridge crane (all types), cableway, caisson auger & similar type machine, climbing and/or tower crane (all kinds & all types), derrick, dredge, forklift (with factory rating of fifteen (15) ft. or more of lift), hoist (on steel erection), mucking machine, ross carrier (and similar types), three drum hoist (when all drums are in use)	7.47	.35+.30	.35	a	.10	
"A" Frame truck, back filling machines, barber green & similar type loader, belt crete & similar type machine, bituminous spreading machine, bulldozer, carry-all type scraper, compressors: four (4) not to exceed 2000 c.f.m. combined capacity; or three (3) or less with more than 1200 c.f.m., but to exceed 2000 c.f.m., concrete mixer, concrete pump, core drill, crane-hoe-shovel (3/8 yd. capacity or less); (factory rating), dinky locomotive (all types), elevating type grader, elevator, fine grade machine (all kinds), front end loader, forklift (with factory rating of less than fifteen (15) ft. of lift), high pressure boiler (over 15 lbs. pressure) hoist (1 or 2 drums), maintenance engineer, motor grader, post hole digger, sheepsfoot roller, side boom, stone crusher, submersible electric pump, when used in lieu of well point system, tandem roller, tournapull, tower mobile and similar kinds, trenching machine, vibratory type roller and similar equipment of all kinds, welder, well drill, well point system	7.30	.35+.30	.35	a	.10	

BUILDING CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Any combination (not to exceed three (3) pieces of equipment), pumps, welding machines or mechanical conveyors (over 12 feet in length), belt crete generator, compressors - 3 or less not to exceed 1200 c.f.m. combined capacity, fireman, longitudinal float, mechanical heater, roller (fill and grade), rubber tired tractor	6.265	.35+.30	.35	a	.10	
Oilers	6.265	.35+.30	.35	a	.10	

Paid Holidays:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:

a. Holidays: A through F (providing employee works the working day either immediately preceding a holiday or on the scheduled work day immediately following the holiday.

HEAVY AND HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATIONS:						
Automatic fine grader, backhoe (except tractor mounted, rubber-tired), blacktop, plant (automated), cableway, caisson auger, central mix concrete plant (autocated), Cherry picker-over 5 tons capacity, crane, cranes & derricks (steel erection), dragline, dual drum paver, excavator-all purpose-hydraulically operated, front end loader (4 C.Y. & over), hoist, two or three drums pile-driver, power grader with elevating loader attachment, Quarry master (or equivalent), shovel, slip form paver (if a second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel	$6.15	.25+.30	.25	a	.10	
Backhoe (tractor mounted, rubber-tired bituminous spreader & mixer, blacktop plant (non-automated), boring machine cage hoist, central mix plant (non-automated) & all concrete batching plants, cherry picker-5 tons & under, compressors (4 or less) exceeding 2,000 C.F.M. combined capacity, concrete paver (over 16-S), concrete pump, crusher, drill rigs, tractor mounted, front end loader (under 4 c.y.), hi-pressure boiler (15 lbs., & over), hoist, one drum, Kolman plant loader & similar type loaders (if employer requires another man to clean screen or to maintain the equipment he shall be an oiler), maintenance engineer, mixer for stabilized base, self, propelled, monorail machine plant engineer, power grader, pump crete, ready-mix concrete plant, maintenance grease man, road widener, roller (all above subgrade), side boom, tractor scraper, tractor with dozer &/or pusher, winch	5.85	.25+30	.25	a	.10	
Compressors (4 not to exceed 2,000 C.F.M. combined capacity; or 3 or less with more than 1,200 C.F.M., but not to exceed 2,000 C.F.M. compressors (any size but subject to other provision for compressors), dust collectors, generators, pumps, welding machines						

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd) (4 of any type or combination), concrete pavement spreaders & finishers conveyor, drill core & well, electric pump used in conjunction with well point system, farm tractor with accessories, fine grade machine, fork lift gunnite machine, hammers, hydraulic self-propelled, locomotive, post hole digger & post driver, roller (grader & fill), tractor with towed accessories, vibratory compactor, vibro, tamp, well point	$5.50	.25+.30	.25	a	.10	
Aggregate plant, boiler (used in conjunction with production), cement bin operator, compressors; 3 or less not to exceed 1,200 c.f.m. combined capacity, compressors (any size, but subject to other provisions, for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete mixer (16-S and under), concrete saw-self-propelled, firemen, form tamper, mulching machine, oiler, power broom power heaterman, rewinfus widener, steam cleaner, tractor	4.85	.25+.30	.25	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; providing employee works the working day before and the working day after the holiday.

EXCAVATING FOR SITE PREPARATION SEWER AND WATER LINES	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS						
Automatic fine grader, backhoe (except tractor mounted, rubber tired), blacktop plant (automated), cableway, caisson auger, central mix concrete plant (automated), cherry picker-over 5 ton capacity, crane, cranes and derricks (steel erection), dragline, dual drum paver, excavator-all purpose-hydraulically operated, front end loader (4 c.y. and over), hoist, two or three drum, pile driver, power grader with elevating loader attachment, quarry master (or equivalent), shovel, slip form paver (if a second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel	$7.45	.35+.30	.35	a	.10	
Backhoe (tractor mounted, rubber tired), bituminous spreader and mixer, blacktop plant (non-automated), boring machine, cage hoist, central mix plant (non-automated) and all concrete batching plants, cherry picker-5 tons and under, compressors (4 or less) exceeding 2,000 c.f.m. combined capacity, concrete paver over 16S, concrete pump, crusher, drill rigs, tractor mounted, front end loader (under 4 c.y.), hi-pressure boiler (15 lbs. and over), hoist, one drum, Kolman plant loader and similar type loaders (if employer requires another man to clean the screen or to maintain the equipment, he shall be an oiler), maintenance engineer, maintenance grease man, mixer for stabilized base self-propelled, monorail machine, plant engineer power grader, pump crete, ready mix concrete plant, road widener, roller (all above subgrade), side boom, tractor scraper, tractor with dozer and/or pusher, trencher, winch, mechanical slurry machine, power broom	7.25	.35+.30	.35	a	.10	
Compressors: 4 not to exceed 2,000 c.f.m. combined capacity; or 3 or less with more than 1,200 c.f.m. but not to exceed 2,000 c.f.m., compressors (any size but subject to other provisions for compressors), dust collectors, generators,						

EXCAVATING FOR SITE PREPARATION SEWER AND WATER LINES

POWER EQUIPMENT OPERATORS (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
pumps, welding machines (four of any type or combination), concrete pavement spreaders and finishers, conveyor, drill, core, drill, well, electric pump used in conjunction with well point system, farm tractor with accessories, fine grade machine fork lift, gunite machine, hammers-hydraulic-self propelled, locomotive, post hole digger and post driver, roller, (grader and fill), tractor with towed accessories, vibrator compactor, vibro tamp, well point, pumps, regardless of motive power, no more than 4 in number not to exceed 20" in total capacity, submersible electric pumps when used in lieu of well points	6.95	.35+.30	.35	a	.10	
Compressor (any size, but subject to other provisions, for compressors, dust collectors, generators, welding machines (three or less of any type or combination) concrete mixer (16S or under), concrete saw-self propelled, fireman, form tamper, mulching machine, oiler, power heaterman, revinius widener, steam cleaner, tractor, pumps regardless of motive power, no more than 3 in number not to exceed 12" in total capacity	6.35	.35+.30	.35	a	.10	

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day;

FOOTNOTES:

a. Holidays: A through F, provided employee works the working day before and the working day after the holiday.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers						
Heavy Construction Excavating and Paving:						
Laborers & chuck tenders	$6.20	.40+.30	.20	a		
Asphalt rakers, air track, wagon drill op., curb stone setters, powder monkeys	6.45	.40+.30	.20	a		
Curb cockmen, pipe layers, layers of conduit and all air, electric, gas and deisel motor driven tool op.	6.20	.40+.30	.20	a		
Relining of all types of pipe	6.20	.40+.30	.20	a		
Blasters	7.95	.40+.30	.20	a		
Meter setters and meter changers	6.50	.40+.30	.20	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays A through F, providing employee works the working day before and the working day after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
TRUCK DRIVERS:						
Warehouse, yardmen, truck helpers, pick-ups, panel trucks, flatbody material trucks (straight jobs), single axle dump, dumpsters, material checkers and receivers, greasers, fireman, mechanic helpers and parts chaser	$4.94	.20	.20	a		
Tandems and batch trucks, mechanics, dispatcher	4.99	.20	.20	a		
Semi-trailers, lowboy trucks asphalt distributor, agitator, mixer trucks and dumpcrete type vehicles	5.04	.20	.20	a		
Specialized earth moving equipment, Euclid type or similar off-highway equipment, where not self-loaded	5.19	.20	.20	a		
Off-highway tandem back dump, twin engine equipment and double hitched equipment where not self-loaded	5.34	.20	.20	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, provided employee has worked the working day before and the working day after the holiday.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
DIPPER AND HYDRAULIC DREDGING						
Chief engineer	$7.5850	.25	.15	a		
Operators	7.52875	.25	.15	a		
Assistant engineers	7.25125	.25	.15	a		
Firemen, oilers	6.44875	b 3.00	.25	a		
Welder	7.17125	.25	.15	a		
Deckhands	6.40375	b 3.00	.25	a		
Scowman - Chicago and South Chicago	6.425	b 3.00	.25	a		
Scowman - other ports	6.40375	b 3.00	.25	a		
Pipeline men	6.40375	b 3.00	.25	a		
Cranemen - Dipper Dredging	7.17125	.25	.15	a		
Spill barge operator - Hydraulic Dredging	7.17125	.25	.15	a		
DRILL BOATS						
Engineers	7.1575	.25	.15	c		
Blasters	7.2575	.25	.15	c		
Firemen	6.88	.25	.15	c		
Drillers, welders or machinists	7.15875	.25	.15	c		
Oilers & helpers	6.73875	.25	.15	c		
TUG ENGINEERS AND OPERATORS	6.94125		.40	a		
TUG FIREMEN, LINEMEN AND OILERS						
Chicago and South Chicago (Michigan City, Indiana to Waukegan, Illinois both included)	6.54	b 3.00	.40	a		
All other ports	6.505	b 3.00	.25	a		
FLOATING EQUIPMENT (Clamshell, Dragline and Marine Construction)						
Engineer & operator	8.55f			d&e		
Equipment operator	7.86f			d&e		
Fireman	7.47f			d&e		
Oilers	7.18f			d&e		
ENGINEER HELPERS, RANGERMEN, RODMEN SWEEPERS:						
Engineer helpers, rangermen, rodmen or sweepmen	5.10	b 3.00		a		
Service truck drivers	4.73	b 3.00		a		

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Dredging 5 Great Lakes-V 2 of 2

PAID HOLIDAYS (Where Applicable):
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. 8 paid holidays; A through F plus Washington's Birthday and Veterans Day; 6½ days vacation with pay for 104 days of service, one additional day of vacation with pay for each of the next 3 periods of 26 days of service, and for 208 days or over of service 13 days of vacation with pay, all in one calendar year. Employees not qualifying for vacation to receive one day's vacation with pay for each full 24 days of service in one calendar year.

b. Per day, per employee

c. 8 paid holidays; A through F plus Washington's Birthday and Veterans Day; 6½ days vacation with pay for 104 days of service, one additional day of vacation with pay for each additional 21 2/3 days of service, all in one calendar year. Employees not qualifying for vacation receive one day's vacation with pay for each full 24 days of service in one calendar year.

d. 8 paid holidays; A through F plus Washington's Birthday and Veterans Day.

e. ½ day vacation for each full 12 days employment in one calendar year.

f. Plus $.80 in fringe benefits.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	NASSAU	AM-1,728	1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging.

DATE OF DECISION: AUGUST 11, 1972

30-N.Y.-1-2-3-V 1 of 3

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$ 8.00	5.5%	7%	10%		
Boilermakers	8.48	5%	5% + 10%	7%	.01	
Bricklayers	6.95	5% + .30	.40 + a	.30		
Carpenters, Building:						
South of the Southern State Parkway in Hempstead Borough:						
Carpenters and soft floor layers	8.40	.75	1.40	.50	.02	
Dock builders and Piledrivermen	8.40	.75	1.40	.56	.02	
Remainder of County:						
Carpenters, piledrivermen and soft floor layers	8.40	.75	.75		.11	
Carpenters, Heavy:						
Carpenters	6.90	.43	.38	.47	.05	
Dock & wharf carpenters	6.90	.43	.38	.47	.05	
Piledrivermen	6.90	.43	.38	.47	.05	
Cement masons	8.75	.845	.695 +.50		.01	
Electricians & linemen	7.25	6%	9.5%	7½%	.75%	
Elevator Constructors	7.96	.075	.125 + b	c + d		
Elevator Constructors' helpers	5.97	.075	.125 + b	c + d		
Elevator Constructors helpers (prob.)	3.98					
Elevator Constructors modernization	7.24	.075	.125 + b	c + d		
Elevator Constructors modernization helpers	5.43	.075	.125 + b	c + d		
Elevator Constructors repair	6.37	.075	.125 + b	c + d		
Elevator Constructors repair helpers	4.78	.075	.125 + b	c + d		
Glaziers	7.05	6%	6% + 1.00	5%		
Ironworkers, structural	9.18	7%	10% +.80	9%	.04	
Ironworkers, reinforcing	5.40	.305	.265 +.30	.60	.01	
Ironworkers, ornamental finishers	7.30	6%	8% +1.095	9%		
Laborers: (Building)						
Laborers, building	6.75	.50	.50	.51		
Mason tenders	6.75	.50	.50	.51		
Plasterers' helpers	6.90	.45		.50		
Mortar mixers	6.05	.50	.50	.51		
Lathers, metal	5.40	.305	.265 +.30	.60	.01	
Lathers, nail-on	7.80	11% +.08	.20+ 1.15	1.05		
Lead burners	6.00	.15		e	.01	
Marble:						
Cutters	7.40	6½%	7%			
Carvers	7.65	6½%	7%			
Setters	7.40	6½%	7%			
Sawyers, rubbers, polishers	7.07	6½%	7%			
Derrickmen	6.83	6½%	7%			
Helpers, crane operator	6.83	6½%	7%			
Millwrights	7.60	.60	1.15	.40	.02	
Painters:						
Inwood, Lawrence, Cedarhurst, Woodmere, Hewlett, Hewlett Bay, Hewlett Neck, Hewlett Park, E. Rockaway, part of Oceanside part of Lynbrook, part of						

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Painters: Cont'd						
Rockville Center, Atlantic Beach, Long Beach, Lido Beach, Point Lookout, Gibson and part of Valley Stream:						
Interior	5.60	6%	5% + f	3%		
Interior and exterior swing scaffold	6.40	6%	5% + f	3%		
West of Port Washington Blvd. and north of Powerhouse Road on the shore and west of Long Beach Road and south of Sunrise Highway on the South Shore:						
Structural steel	6.80	8%	11%			
Structural steel, spray	7.80	8%	11%			
Remainder of County:						
Painters	6.47	.42 +.18	.32	.19		
Painters, spray	7.39	.42 +.18	.32	.19		
Painters, open structural steel swing scaffold rolling scaffolds 18' or over	7.39	.42 +.18	.32	.19		
Plasterers	6.90	g			.01	
Plumbers	8.05	6%	5%	10%	2%	
Riggers	8.10	5½%	12% +.55	6½ + .15		
Roofers:						
Comp., damp, and waterproofing	7.35	.50	.50 + .60	.80	.01	
Slate and tile	6.45	8%	.50	5%		
Slate and tile helpers	5.13	8%	.50	5%		
Sheet metal workers	8.45	3% + .10	4%+.40	3% +.55	½ of 1%	
Steam fitters	5.98	6% + .50	7%	9%	.03	
Stone masons	5.90	4%		.50		
Stone derrickmen & riggers	8.87	7% + .01	7%+.79		.01	
Sprinkler fitters	5.98	8% + .50	7%	9%	.03	
Terrazzo workers	7.95	.43 +.45	.43			
Terrazzo machine operator	7.13	.43 +.45	.43			
Terrazzo workers' helpers	6.98	.43 +.45	.43			
Tile setters	5.88	4%	4%	2%		
Tile setters' helpers	4.85	6%	4% +.45			
Truck drivers:						
Ready-mix concrete, Sand gravel and asphalt	5.23	.44+k	.55+k	h + i		
Euclid and Turnapull operator	5.383	.44+k	.55+k	h		
Demolition & Wrecking:						
Straight jobs	4.76	k	m	n		
Trailers	5.01	k	m	n		
Tuck pointers:						
Tuck-pointers & waterproofers	5.20	.38	.53			
Steam cleaners	5.35	.38	.53			
Sandblasters	5.90	.38	.53			
Well drillers	5.35			o		
Well drillers' helpers	3.65			o		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

BUILDING, HEAVY & HIGHWAY CONSTRUCTION

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes $1.00 per hour to Annuity Fund.

b. Employer contributes $7.00 per day to Annuity Fund.

c. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, Armistice Day.

d. Employer contributes 6.4% basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

e. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

f. $3.00 per day contribution for each man to special annuity fund.

g. Employer contributes $1.30 per hour combined to the Welfare, Pension & Vacation Fund.

h. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, Veteran's Day, providing employee works two days in the calendar week in which the holiday falls, and shapes each remaining work day during such calendar week.

i. For each 15 days worked within the contract year an employee will receive one day's vacation with pay, with a maximum vacation of three weeks per year.

k. Employer contributes $28.86 per month to Health and Welfare Fund.

m. Employer contributes $29.13 per month to Pension Fund.

n. Holidays: A through F; Lincoln's Birthday, Washington's Birthday, Good Friday, Columbus Day, Armistice Day and Election Day.

o. Holidays: A through F; Election Day and Washington's Birthday.

HEAVY AND HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Concrete & curb form setters, asphalt rakers	$ 6.50	9%	9%	.50+a		
Asphalt workers & roller boys, asphalt top shovelers and smoothers, asphalt tampers	6.30	9%	9%	.50+a		
Jackhammers, & drill men, hoppermen, carpenters' tenders, pipe jointers and setters, concrete laborers (structures), stone spreading laborers, trackmen, grading & excavating laborers, yard laborers, puddlers on concrete pavement, laborers (other than above) on concrete pavement, landscape laborers, asphalt plants (batchers & hopper men)	5.90	9%	9%	.50+a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
A- Holidays: A through F, Columbus Day, Lincoln's Birthday, Washington's Birthday, Veterans Day; Election Day, provided employee works or shapes up the scheduled day before and the scheduled day after the holiday.

BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe, dragline, gradall, pile driver, shovel	$7.355	6%	.30	a	.05	
Batching plant, on site of job, power winch, used for stone or steel, pump (concrete)	7.255	6%	.30	a	.05	
Bending machine, generator (small), vibrator (1 to 5)	5.905	6%	.30	a	.05	
Boiler, bulldozer, compressor (on crane), compressor (pile work), compressor (stone setting), concrete breaker, curb machine, dinky locomotive, loading machine (front end), conveyor, maintenance engineer, powerhouse, power winch, used for other than stone or steel, pulvi-mixer, pump, double action diaphragm, pump, gysum, pump (gypsum), pump (hydraulic) pump (jet), pump (single action, 1 or 3), Pump (well point), welding & burning, welding machine (pile work), mechanical compactors (machine drawn)	6.905	6%	.30	a	.05	
Boom truck, crane, crawler or truck, conveyor, multi, plant engineer, stone spreader (self-propelled)	7.105	6%	.30	a	.05	
Boom truck, setting structural steel or stone, crane (stone setting or structural steel)	7.48	6%	.30	a	.05	
Bulldozer (used for excavation), fireman, loading machine, powerbroom, scoop, carry-all, or scraper, vac-all	6.53	6%	.30	a	.05	
Compressor, structural steel, welding machine, structural steel	7.13	6%	.30	a	.05	
Compressor, compressor (2 or more in battery), generator, mulch machine, pin puller, portable heaters, pump (4" or over), truck tamper (2 engineers, each), welding machine	6.655	6%	.30	a	.05	
Concrete saw or cutter, mixer (with skip), mixer, 2 small with or without skip, pump (up to 3"), tractor-caterpillar or wheel	6.155	6%	.30	a	.05	
Derrick, tank work	7.38	6%	.30	a	.05	
Dredge	7.25	6%	.30	a	.05	
Elevator, fork lift, hoist (1 drum)	7.28	6%	.30	a	.05	
Grader	6.68	6%	.30	a	.05	
Hoist (2 drums), hoist (3 drums)	7.33	6%	.30	a	.05	
Hoist (tandem, platform)	8.33	6%	.30	a	.05	
Mechanical compactor, hand operator, trench machine (hand)	5.53	6%	.30	a	.05	
Oiler, stump caliper	5.505	6%	.30	a	.05	
Power buggies	5.78	6%	.30	a	.05	
Roller, trench machine	7.155	6%	.30	a	.05	
Scoop, carry-all or scraper in tandem	7.53	6%	.30	a	.05	

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Crane (truck - 130' boom or over); crawler 175' boom and over	7.855	6%	.30	a	.05	
Oilers on truck crane boom length 130' or over	5.755	6%	.30	a	.05	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a - Holidays: A through F; Lincoln's Birthday; Washington's Birthday; Columbus Day; Election Day; Veterans' Day.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Asphalt spreader, boom truck, boring machine, other than post holes, crane, crawler or truck, conveyors, multi, plant engineer, stone spreader, self-propelled	$7.105	6%	.30	a	.05	
Backhoe, crane, stone setting, crane, structural steel, dragline, gradall, pile driver, road paver, shovel	7.355	6%	.30	a	.05	
Batching plant, on site of job, crane on barge, derrick, tank work	7.255	6%	.30	a	.05	
Bending machine, generator (small), mechanical compactors, hand operated, pump-centrifugal; up to 3", trench machine (hand), mechanical compactors (hand operated)	5.53	6%	.30	a	.05	
Boiler	6.755	6%	.30	a	.05	
Boring machines, post holes	7.055	6%	.30	a	.05	
Bulldozer	6.53	6%	.30	a	.05	
Compressor, curb machine, mulch machine, pin puller, pump-double action diaphragm, pump-gypsum, pump-single action 1 to 3, track tamper (two engineers, each), welding machine	6.25	6%	.30	a	.05	
Compressor (on crane), compressor (pile work), hoist (2 drum), loading machine (front-end), portable heaters, power house, power winch (used for other than stone or structural steel) welding machine, pile work	6.905	6%	.30	a	.05	
Compressor (stone setting), compressor (structural steel), welding machine (structural steel)	7.005	6%	.30	a	.05	
Compressor (two or more in battery)	6.655	6%	.30	a	.05	
Concrete breaker, concrete saw or cutter, mixer with skip, mixer, 2 small with or without skip, mixer, 2 bag or over with or without skip, power buggies, power grinders	5.78	6%	.30	a	.05	
Concrete finishing machine, conveyor, dinky locomotive, fireman, fork lift, hoist (one drum), loading machine, maintenance engineer, pulvi-mixer, pump (4" or over), pump-hydraulic, pump-jet, pump (well point), roller (5 tons and under), scoop (carryall, scraper), vac-all, welding and buring	6.53	6%	.30	a	.05	
Dredge	6.955	6%	.30	a	.05	
Generator	6.48	6%	.30	a	.05	
Grader	6.68	6%	.30	a	.05	
Hoist (3 drum), power winch; used for stone setting and/or structural steel, trench machine	7.155	6%	.30	a	.05	

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS: (CON'TD)						
Oiler, root cutter, stump chipper	5.505	6%	.30	a	.05	
Powerbroom	5.89	6%	.30	a	.05	
Pump, concrete	6.88	6%	.30	a	.05	
Roller, over 5 tons	6.78	6%	.30	a	.05	
Scoop, carry-all, scraper in tandem	7.53	6%	.30	a	.05	
Tractor, caterpillar or wheel	5.405	6%	.30	a	.05	
Vibrator (1 to 5)	5.63	6%	.30	a	.05	
Crane (truck-130' boom or over); crawler-175' boom or over	7.855	6%	.30	a	.05	
Oiler on truck crane boom length 130' or over	5.815	6%	.30	a	.05	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays: A through F; Lincoln's Birthday; Columbus Day; Election Day; Veterans' Day.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	NIAGARA	AN-1,729	1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. 32-New York-1-2-3 U (1 of 3)

DATE OF DECISION: AUGUST 11, 1971

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Asbestos workers	$8.39	.59	.40			
Boilermakers	7.84	.30	.50		.01	
Boilermakers' helpers	4.54	.30	.50		.01	
Bricklayers:						
Niagara Falls, Johnsburg, Colonial Village, Model City, Peking, Filmore Chapel, Ransomville, Towers Corner, Niagara on the Lake, Elairville, Dickersonville and Lewiston:						
Bricklayers and stone masons	8.42	.375+.15	.325			
Marble masons, terrazzo workers and tile setters	8.595	.375+.15	.325			
North Tonawanda:						
Bricklayers and stone masons	6.22	.25	.55			
Cement masons	8.06					
Plasterers	6.06					
Terrazzo workers & tile setters	5.90	.25	.55			
Marble setters	5.965	.25	.55			
Remainder of County:						
Bricklayers, marble masons, stone masons and terrazzo workers	7.77		.20			
Tile setters	7.47		.20			
Carpenters:						
North Tonawanda:						
Carpenters and millwrights	7.98	.90	.60			
Soft floor layers	4.765	.15+.62	.60			
Remainder of County:						
Carpenters & soft floor layers	8.28	.60+.60	.60		.02	
Millwrights	8.38	.60+.60	.60		.02	
Cement masons and Plasterers:						
Niagara County West of the Town Line:						
Cement masons	8.60		.25+.45			
Plasterers	9.30					
Remainder of County	5.80					
Electricians:						
Electricians	9.35	.20+.20	1%+.15		½ of 1%	
Cable Splicers	9.85	.20+.20	1%+.15		½ of 1%	
Elevator constructors	7.97	.17	.185	½%+a+b	.005	
Elevator constructors' helpers	5.58	.17	.185	½%+a+b	.005	
Elevator constructors' helpers (Prob.)	3.585					
Glaziers	6.61	.30+.30	.30		.02	
Ironworkers:						
Structural, ornamental & reinforcing	8.615	.46	.40		.01	
Lathers	7.215		.20		.01	
Lead burners	6.00	.15		c	.01	
Linemen:						
Linemen & cable splicer helper, material man	8.10	.35	1%+.25	d	1½%	
Groundman	7.00	.35	1%+.25	d	1½%	
Groundman digging machine operator	7.95	.35	1%+.25	d	1½%	
Groundman mobile equipment operator	7.50	.35	1%+.25	d	1½%	

32-New York-1-2-3-U (2 of 3) AN-1,729

BUILDING HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Groundman truck driver and mechanic	$7.15	.35	1%+.25	d	1½%	
Groundman dynamite man	7.50	.35	1%+.25	d	1½%	
Cable splicer	8.85	.35	1%+.25	d	1½%	
Marble, tile and terrazzo workers' helpers	7.83	.75				
Painters:						
Twps., of Somerset, Hartland, Royalton, Newfane, Lockport, Pendleton and the eastern half of Cambria and Wilson:						
Brush	5.425	.275+.45	.30		.05	
Steel, tanks, towers, stacks, flag poles, radio TV towers	5.925	.275+.45	.30		.05	
Sandblasting, swing stage spray, bosun chair	5.675	.275+.45	.30		.05	
Bridges 35' high or in depth of 35' from road level	6.85	.275+.45	.30		.05	
Remainder of County:						
Brush	6.385	.425+.45	.30		.01	
Spray, steel steeple jack, swing scaffold	6.783	.425+.45	.30		.01	
Bridges-crossing the Niagara River	9.30	.425+.45	.30		.01	
Piledrivermen:						
Piledrivermen, dock carpenters and divers' tenders	7.63	1.05	.80			
Divers	15.37	1.05	.80			
Plumbers and Steamfitters	9.25	.275	.35		.025	
Roofers:						
Composition, damp, waterproofers sprayers, asphalt mastic, wood block floor workers, steep roofers & siders	6.35	.63	.80		.02	
Slate, tile, asbestos & pre-cast tile	6.50	.63	.80		.02	
Helpers	3.80	.63	.80		.02	
Sheet metal workers, commercial	4.545	.18		.40		
Sprinkler fitters	6.10	.11	.10		.02	
Truck drivers, building	5.375	.225				
Truck drivers, heavy & highway:						
Truck drivers	4.675	.275	e			
Euclids	5.08	.225	e			
Ready mix	4.725	.225	e			
Dump	4.83	.275	e			
Welders - Craft Rate						

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F.

b. Employer contributes 1% of basic hourly rate for 5 years or more of service or 2% basic hourly rate after 6 months to 5 years of service as Vacation Pay Credit.

c. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 4/5 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

d. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York State (provided employee works the day before and the day after the holiday.

e. $9.00 per week.

Niagara County (Lockport Area) bounded on the West by the Wilson town line, on the North by Lake Ontario, on the East by the Orleans Co. line, and on the South by Tonawanda Creek. LABORERS:	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H&W	PENSIONS	VACATION	APPR. TR.	OTHER
Building, Heavy & Airport Construction:						
Laborers	$5.375	.30+.50	.20			
Form setter, wagon drill operator, road finishers, blasters, gunite nozzleman, operator of concrete saw burning torch	5.875	.30+.50	.20			
Pipelayers, pavement breakers or busters, jackhammer operators, Barco rammers, chain-saw, powder monkey, black top rakers, scalers, drill helpers, mortar mixers, swing scaffold, bosun chair, surpended cage or bucket, caissons below 8 ft., concrete motor buggy, all other operators of mechanical tools, including vibrators regardless of type of power	5.575	.30+.50	.20			
Rock Tunnel Free Air:						
Driller, shaft driller	5.725	.30+.50	.20			
Cmucker, mucking machine tender, shaft mucker	5.625	.30+.50	.20			
Nipper, car pusher-tramer, track gang, bull gang, cage man, concrete gang, powder monkey	5.575	.30+.50	.20			
Blasters, burning torch on demolition	5.875	.30+.50	.20			
Rodman	5.975	.30+.50	.20			

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BUILDING, HEAVY CONSTRUCTION & AIRPORT:	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Remainder of County						
Laborers	$5.125	.30+.50	.20			
Form setter, wagon drill op., road finishers, blasters, gunnite nozzlemen, concrete saw op., burning torch & sandblasting	5.625	.30+.50	.20			
Pipelayers, pavement breakers, or busters, jackhammer op., barco rammers, chain saw, powder monkey, black top rakers, scalers, drill helpers, mortar mixers, swinging scaffold, suspended cage or bucket, bosun chair, caissons below 8' concrete motor buggy, all other mechanical tools regardless of power	5.325	.30+.50	.20			
HEAVY CONSTRUCTION:						
Rock Tunnel Free Air: Driller & shaft driller	5.475	.30+.50	.20			
Chucker, mucking machine tender, shaft muckers	5.375	.30+.50	.20			
Nipper, car pusher-tramer, track gang, bull gang, cage man, concrete gang, powder monkey	5.325	.30+.50	.20			
Blasters, burning torch on demolition	5.625	.30+.50	.20			
Rodman	5.725	.30+.50	.20			
Topman	5.125	.30+.50	.20			

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NEW YORK 14-PED-1-2-3-C 1 of 2

BUILDING, HEAVY & HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Asphalt plant, bobcat loader or fork lift, compressor (over 125 cu. ft.), concrete blowers, concrete pumps, conveyors, earth drills, electric light and power units, elevators, fork lift, gunite machines, hoists (material), high lift hoists, LeTourneau trailer, lighting system (25 kilowatt or over), light generators, locomotives, pavement busters, pin puller, pug machine, pumps (over 3 in.), road rollers, self propelled rollers (not on blacktop under 7 ton), tractors, trenchers (jeep), welding machines (used in banks of 2 not over 3.)	$5.12	.25	.25+.40	a		
Aggremeter batching machine (portable), back hoes, back fillers, black top spreaders, bulldozers, cable ways, clam shells, combination machines, concrete planers, cranes, derricks, ditcher (trencher), dragline, dredge, euclid type belt loader, excavating machines, form puller graders, grade-all, hoists (steel), high-lift, Le-Tourneau carry-alls, loaders (front and back end), lubrication engineer, mechanical or hydraulic pushing machine, mixers (1 yard or over concrete), motor patrol (grader), mucking machines, pile driving rigs, post drivers, road rollers (on blacktop - over 7 tons), scoopmobile, scraper, (single or double bowl), self-propelled riding vibrators, snow loaders, shovels, sno-go, stone crusher, stone spreader, steel erection, tractors (used in conjunction with scraper wagons), tractors (on cats with side boom), tractors (winch), trenchers (on cats), automatic batch plant operators, CMI-grading machine, concrete spreader and concrete finishing opr., hydraulic concrete joint jammer, kolman loaders, mechanical or hydraulic pipe pushing machine, mechanic or welder, portable concrete batching machine, truck mounted concrete pump.	5.625	.25	.25+.40	a		

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS: Cont'd						
Aggregater batching machine bins, lighting systems (up to 25 kilowatts), vibrating machines, well drills, automatic heaters (oil fired), (When there are 3 and not over 6 heaters), compressor (125 cu. ft. or under), pumps (3 inches or under), winch trucks	4.32	.25	.25+.40	a		
Firemen (boilers)	4.845	.25	.25+.40	a		
Oiler (truck crane)	4.485	.25	.25+.40	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays: A through F; (providing employee works the day before and the day after the holiday.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
DIPPER AND HYDRAULIC DREDGING						
Chief engineer	$7.5850	.25	.15	a		
Operators	7.5287	.25	.15	a		
Assistant engineers	7.2525	.25	.15	a		
Firemen, oilers	6.4487	b 3.00	.25	a		
Welder	7.1712	.25	.15	a		
Deckhands	6.4037	b 3.00	.25	a		
Seaman - Chicago and South Chicago	6.425	b 3.00	.25	a		
Seaman - other ports	6.4037	b 3.00	.25	a		
Pipeline men	5.4037	b 3.00	.25	a		
Cranemen - Dipper Dredging	7.1712	.25	.15	a		
Spill barge operator - Hydraulic dredging	7.1712	.25	.15	a		
DRILL BOATS						
Engineers	7.157	.25	.15	c		
Blasters	7.257	.25	.15	c		
Firemen	6.88	.25	.15	c		
Drillers, welders or machinists	7.1587	.25	.15	c		
Oilers & helpers	6.7287	.25	.15	c		
TUG ENGINEERS AND OPERATORS	6.9412		.40	a		
TUG FIREMEN, LIVERMEN AND OILERS						
Chicago and South Chicago (Michigan City, Indiana to Waukegan, Illinois both included)	6.54	b 3.00	.40	a		
All other ports	6.505	b 3.00	.25	a		
FLOATING EQUIPMENT (Clamshell, Dragline and Marine Construction)						
Engineer & operator	8.55f			d&e		
Equipment operator	7.65f			d&e		
Fireman	7.47f			d&e		
Oilers	7.18f			d&e		
ENGINEER HELPERS, RANGERMEN, ROBMEN SWEEPERS:						
Engineer helpers, rangermen, robmen or sweepmen	5.10	b 3.00		a		
Service truck drivers	4.73	b 3.00		a		

Dredging 5 Great Lakes 2 of 2

PAID HOLIDAYS (Where Applicable):
A-New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; F-Thanksgiving Day; G-Christmas Day.

FOOTNOTES

a. 8 paid holidays; A through F plus Washington's Birthday and Veterans Day; 6½ days vacation with pay for 104 days of service, one additional day of vacation with pay for each of the next 3 periods of 26 days of service, and for 208 days or over of service 13 days of vacation with pay, all in one calendar year. Employee not qualifying for vacation to receive one day's vacation with pay for each full 24 days of service in one calendar year.

b. Per day, per employee

c. 8 paid holidays, A through F plus Washington's Birthday and Veterans Day; 6½ days vacation with pay for 104 days of service, one additional day of vacation with pay for each additional 21 2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive one day's vacation with pay for each full 24 days of service in one calendar year.

d. 8 paid holidays, A through F plus Washington's Birthday and Veterans Day.

e. ½ day vacation for each full 12 days employment in one calendar year.

f. Plus $.80 in fringe benefits.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	CHENANGO	AM-1,730	3

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

DATE OF DECISION: AUGUST 11, 1971

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BUILDING, HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$ 8.33	.37	.21		.04	
Boilermakers	7.25	.40	10%		.01	
Bricklayers, etc.:						
Twps. of Remsen, Trenton, Marcy, Deerfield, New Hartford, Paris, Bridgewater) Sangerfield, Marshall, Kirkland and Whitestown and Forestport:						
Bricklayers, cement masons, plasterers and stone masons	7.25	.25	.50+1.00			
Cement masons, Heavy & Highway	5.78	.25	.50			
Remainder of County:						
Bricklayers, cement masons, plasterers & stonemasons	6.65	.25	.20			
Cement masons, heavy & highway	6.08	.25	.20			
Carpenters, building:						
Carpenters & soft floor layers	5.86	.15	.20			
Piledrivermen & millwrights	6.11	.15	.20			
Carpenters, heavy and highway	6.35	.15	.20			
Electricians:						
Sylvian Beach, Hillsboro, McConnelville and North Bay	7.40	.32	1% + .45		.05	
Remainder of County	8.06	.15	1% + .14		.02	
Elevator constructors	6.95	.17	.185	1½%+a+b	.005	
Elevator constructors' helpers	4.865	.17	.185	1½%+a+b	.005	
Elevator constructors' helpers (prob.)	3.475					
Glaziers:						
Twps. of Florence, Camden, Annsville, Verona, Vernon, Augusta, Lee, Rome City, Ava, Western, Floyd, Boonville, Steuben, Vienna	7.65	.30			.01	
Ironworkers:						
Structural, ornamental & reinforcing	6.30	.15	.10			
Laborers, building:						
Twps. of Forestport, Remsen, Trenton, Marcy, Deerfield, Whitestown, New Hartford, Kirkland, Marshall, Harris, Sangerfield and Bridgewater:						
Laborers	4.05	.50	.25			
Pipelayers, asphalt rakers, mortar mixers (hand or machine), motor buggy op., (walk behind), power high lift, mason tender and power tool operator	4.20	.50	.25			
Blasters, form setters, motor buggy rider type	4.55	.50	.25			
Wagon drill operator, acetylene torch, chain-saw op. & wagon drill op.	4.45	.50	.25			
Remainder of County:						
Laborers	6.625	.25	.25			
Jackhammermen & excavation 8' or more in depth	6.725	.25	.25			
Lathers	$ 5.93	.15	.10		.01	
Lead burners	6.00	.15		c	.01	
Linemen:						
Linemen, cable splicer helper & material man	8.10	.35	1% + .25	d	1½%	
Groundman	7.00	.35	1% + .25	d	1½%	
Groundman digging machine operator	7.95	.35	1% + .25	d	1½%	
Groundman mobile equipment operator	7.50	.35	1% + .25	d	1½%	
Groundman truck driver & mechanic	7.15	.35	1% + .25	d	1½%	
Groundman dynamite man	7.50	.35	1% + .25	d	1½%	
Cable splicers	8.85	.35	1% + .25	d	1½%	
Marble setters, terrazzo workers & tile setters	4.80	.10				
Painters:						
Twps. of Vienna, Western, Rome, Westmoreland, Steuben, Augusta, Annsville, Ava, Lee, Verona, Vernon, Floyd and Boonsville:						
Brush	6.90	.30	.35			
Roller	6.90	.30	.35			
Steel and sandblasting	7.40	.30	.35			
Spray	7.30	.30	.35			
Remainder of County:						
Brush	4.75	.175	.30			
Structural steel and roller	5.00	.175	.30			
Spray	5.35	.175	.30			
Sandblasting	5.75	.175	.30			
Plumbers and Steamfitters:						
Twps. of Florence, Steuben, Camden, Vienna, Ava, Rome, Boonsville, Annsville, Verona, Lee, Westmoreland, Western, Vernon, Augusta, and Kirkland	6.35	.35	.45	.50+f		
Remainder of County	8.45	.35	.70		.01	
Roofers:						
Roofers	8.20	.35	.45			
Helpers: 1st 30 days	7.28	.35	.45			
Next 60 days	7.40	.35	.45			
Sheet metal workers	8.50	.40	.34		.05	
Sprinkler fitters	8.00	.25	.40		.05	
Truck drivers, building:						
Straight, winch, transit-mix on site, road oilers, dumpers, pick-up panel, water & fuel on site	4.55			e		
Lowboy or lowboy trailer	4.70			e		
Euclid	4.80			e		
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

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PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes 4% basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

b. Holidays: A through F.

c. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

d. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York State (provided employee works the day before and the day after the holiday).

e. One week vacation after one year's work.

f. Two hours off on Election Day.

Dups. of Florence, Camden, Arrsville, Lee, Ava, Boonville, Western, Steuben, Vienna, Bone, Floyd, Westmoreland, Vernon, Augusta and Verona.

HEAVY AND HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
LABORERS:						
Laborers and driller helpers	$4.94	.25	.25	a		
Concrete aggregate bin, mortar mixer, hand or machine vibrator gin buggy, mason tenders, concrete boatman, chain saw, jackhammer, pavement breaker, & all other gas, electric oil & air tool operators, bull float, tamper, pipelayers	5.14	.25	.25	a		
Drillers, asphalt rakers, stone or granite curb setters and acetylene torch operator	5.34	.25	.25	a		
Blasters, form setters, stone or granite curb setters	5.54	.25	.25	a		

Paid Holidays:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a- Holidays: A through F, providing the employee works the day before & the day after the holiday.

REMAINDER OF COUNTY

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
LABORERS:						
Laborers and driller helpers	$4.69	.25+.45	.25	a		
Concrete Aggregate bin, mortar mixer, hand or mechine vibrator gin buggy, mason tenders, concrete bootmen, chain saw, jackhammer, pavement breaker and all other gas, electric oil and air tool operators, bull float, tamper, pipelayers	4.69	.25+.45	.25	a		
Drillers, asphalt rakers, stone or granite curb setters and acetylene torch operator	4.89	.25+.45	.25	a		
Blasters, form setters, stone or granite curb setters	5.09	.25+.45	.25	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, providing the employee works the day before and the day after the holiday.

BUILDING CONSTRUCTION

POWER EQUIPMENT OPERATORS	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asphalt and blacktop roller, automated concrete spreader (CMI or equivalent), automated fine grade machine (CMI), backhoe, belt placer, blacktop spreader (such as Barber Greene & Bo-Knox) blacktop plant (automated), blast or rotary drill (truck or cat mounted), cableway, caisson auger, carry-all-scraper-self loading, central mix plant (automated), cherry picker-over five (5) ton capacity, compressor, pump, generator, or welding machine (when used in a battery of not more than four (4), crane, crusher-rock, derrick, diesel power unit, dragline, dredge, dual drum paver, elevating grader (self-propelled or towed), elevator hoist-two cage, excavator-all purpose-hydraulically operated, fork lift (factory rating 15 ft. or more), front end loader (4 c.y. and over), gradall, grader (power), head tower (saur mon or equal), hoist (2 or 3 drum), locomotive, maintenance engineer, maintenance welder, mine hoist, mucking machine or mole, overhead crane-fixed permanent, pile driver, quarry master or equivalent, refrigeration equipment - for soil stabilization, shovel, side boom, slip form paver, tractor drawn belt type loader (Euclid Loader), trenching machine (digging capacity of over 4 ft. depth), truck crane operator, tunnel shovel, vibro or sonic hammer controls (when not mounted in proximity to the rig operator	4.95	.35+.40	.35	a	.10	
"A" frame truck, blacktop plant (non-automatic), boring machine, bulldozer, cage hoist, carry-all scraper, central mix plant (non-automated), cherry picker -five (5) tons and under, compressor (315 C.F. and over), concrete paver (single drum over 16S), concrete pump, core boring machine, drill rigs-tractor mounted, elevator -as a material hoist, fork lift (factory rating less than 15 ft.), front end loader (under 4 c.y.), gunnite machine, high pressure boiler (15 lbs. and over), hoist (one drum), hydraulic breaking hammer, (drop hammer), kolman plant loader (screening						

BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:(cont'd)						
gravel), maintenance grease man, mixer for stabilized base - self propelled (seaman mixer), monorail machine, parapet concrete or pavement grinder post hole digger (truck or tractor mounted), post driver (truck or tractor mounted), power sweeper (Wayne or similar), pump 4" and over, pump-crete or squeeze-crete, road widner (front end of grader or self-propelled), shell winder (motorized), snorkel (overhead area), trenching machine (digging capacity of 4 ft. or less), tugger hoist vibro tamp, well drill, well point system (Submersible pumps when used in lieu of well-point system), winch (motor driven), winch cat.	$7.475	.35+.40	.35	a	.10	
Compressor (under 315 c.f.), concrete paver or mixer (under 16S), concrete pavement spreaders and finishers (not automated), conveyor (over 12 ft.), electric submersible pump(4"and over), farm tractor with or without accessories, fine grade machine (not automated), fireman, form tamper, generator (2,500 watts and over), hydraulic pump, mechanical heaters-more than two (2) mechanical heaters or any mechanical heater or heaters whose combined output exceeds 640,000 BTU per hour (manufacturer's rating), mulching machine, oiler, power driven welding machine -300 amp. and over (other than all electric), one welding machine under 300 amp. will not require an engineer unless in a battery), power heaterman (hay drier) pump (under 4"), rewinius widner (road widener), steam cleaner or jenny, tractor with or without towed accessories	6.70	.35+.40	.35	a	.10	
Crane or derrick with a boom length of over 150 ft. including jib, and on a pile driver with leads or boom length of over 100 ft.	8.95	.35+.40	.35	a	.10	

FOOTNOTES:

a. Paid Holidays: New Year's Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day and Christmas Day, provided employee has worked 5 consecutive working days before and the working day after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION Power Equipment Operators	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Automatic fine grader, backhoe (except tractor mounted, rubber-tired), blacktop, plant (automated), cableway, caisson auger, central mix concrete plant (automated), Cherry picker - over 5 tons capacity, crane, cranes and derricks(steel erection), dragline, dual drum paver, excavator - all purpose -hydraulically, operated, front end loader (4 cu. yds., and over), hoist, two or three drums, piledriver, power grader with elevating loader attachment, Quarry master (or equivalent), shovel, slip form paver (if a second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel.	$6.05	.25+.40	.25	a	.10	
Backhoe (tractor mounted, rubber-tired), bituminous spreader and mixer, blacktop plant (non-automated), boring machine, cage hoist, central mix plant (non-automated), and all concrete batching plants, Cherry picker - 5 tons and under, compressors (4 or less) exceeding 2,000 c.f.m. combined capacity, concrete paver (over 16-S), concrete pump, crusher, drill rigs, tractor mounted, front end loader (under 4 cu. yds. hi-pressure boiler (15 lbs., and over), hoist one drum, Kolman plant loader and similar type loaders (if employer requires another man to clean screen or to maintain the equipment he shall be an oiler), maintenance engineer, mixer for stabilized base, self-propelled, monorial machine, plant engineer, power grader, pump crete, ready-mix concrete plant, maintenance grease man, road widener, roller (all above subgrade), side boom, tractor scraper, tractor with dozer and/or pusher, winch.	5.75	.25+.40	.25	a	.10	

HEAVY AND HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS: (CONT'D)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Compressors; (4 oot to exceed 2,000 c.f.m. combined capacity; or 3 or less with more than 1,200 c.f.m., but not to exceed 2,000 c.f.m. compressors (any size but subject to other provision for compressors), dust collectors, generators, pumps, welding machines (4 of any type or combination), concrete pavement spreaders and finishers, conveyor, drill, core and well, electric pump used in conjuction with well point system, farm tractor with accessories, fine grade machine, fork lift, gunnite machine, hammers, hydraulic, self-propelled, locomotive, post hole digger and post driver, roller (grade & fill), tractor with towed accessories, vibratory compactor, vibro tamp, well point	5.40	.25+.40	.25	a	.10	
Agregate plant, boiler (used in conjuction with production), cement bin operator, compressors; 3 or less not to exceed 1,200 c.f.m. combined capacity, compressors (any size, but subject to other provisions for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete mixer (16-S and under), concrete saw - self-propelled, firemen, form tamper, mulching machine, oiler, power broom, power heater-man, revinius windener, steam cleaner, tractor	4.75	.25+.40	.25	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays: A through F; providing employee works the working day before and the working day after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
TRUCK DRIVERS:						
Warehouse, yardmen, truck helpers, pick-ups, panel trucks, flatbody material trucks (straight jobs), single axle dump, dumpsters, material checkers and receivers, greasers, tireman, mechanic helpers and part chaser	$4.94	.20	.20	a		
Tandems and batch trucks, mechanics dispatcher	4.99	.20	.20	a		
Semi-trailers, lowboy trucks asphalt distributor, agitator, mixer trucks and dumpcrete type vehicles	5.04	.20	.20	a		
Specialized earth moving equipment, Euclid type or similar off-highway equipment, where not self-loaded	5.19	.20	.20	a		
Off-highway tandem back dump, twin engine equipment and double hitched equipment where not self-loaded	5.34	.20	.20	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays: A through F, provided employee has worked the working day before and the working day after the holiday.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	ONONDAGA	AM-1,731	1

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

DATE OF DECISION: AUGUST 11, 1971

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BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$8.33	.37	.21		.04	
Boilermakers	7.25	.40	10%		.01	
Bricklayers and stone masons	6.99	.36	.40		.03	
Carpenters, (Building)	7.82	.40	.40		.025	
Carpenters and piledrivermen, heavy and highway	6.00	.35	.35			
Cement masons, building	5.65	.30	.40			
Cement masons, heavy and highway	6.03	.30	.20			
Electricians:						
Elebridge and Skaneateles Twps.	6.80	.25	1%		.02	
Remainder of County	7.40	.32	1%+.45		.05	
Elevator constructors	7.02	.17	.185	½%+a+b	.005	
Elevator constructors' helpers	4.91	.17	.185	½%+a+b	.005	
Elevator constructors' helpers (prob.)	3.51					
Glaziers	7.65	.30			.01	
Ironworkers, structural, ornamental and reinforcing	5.80	.15	.10			
Laborers, Building:						
Laborers	4.80	.40	.30			
Air tool op., (jackhammermen, vib.) plasterers' helpers, gas buggies, mortar mixers (hand & machine), chipping hammer, automatic tampers	4.90	.40	.30			
Lathers	6.20	.275	.30			
Lead burners	6.00	.15		c	.01	
Linemen:						
Linemen cable splicer helper & material man	8.10	.35	1%+.25	d	1½%	
Groundman	7.00	.35	1%+.25	d	1½%	
Groundman digging machine operator	7.95	.35	1%+.25	d	1½%	
Groundman mobile equipment operator	7.50	.35	1%+.25	d	1½%	
Groundman truck driver and mechanic	7.15	.35	1%+.25	d	1½%	
Groundman dynamite man	7.50	.35	1%+.25	d	1½%	
Cable splicer	8.85	.35	1%+.25	d	1½%	
Marble setters	6.615	.36	.40			
Marble setters' helpers	3.875	.15	.10			
Millwrights	5.775	.30	.30			
Painters:						
Brush	6.90	.30	.35			
Structural steel	7.40	.30	.35			
Spray	7.30	.30	.35			
Plumbers	7.85	.41	.42		.15	
Roofers:						
Roofers	8.20	.35	.45			
Helpers: 1st 30 days	7.28	.35	.45			
Helpers: next 60 days	7.40	.35	.45			
Sheet metal workers	8.50	.40	.34		.05	
Soft floor layers (linoleum)	7.82	.40	.40		.025	
Sprinkler fitters	8.00	.25	.40		.05	
Steamfitters	5.70	.25	.15		.05	

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Terrazzo workers	$6.615	.36	.40			
Terrazzo workers' helpers	3.875	.15	.10			
Tile setters	6.615	.36	.40			
Tile setters' helpers	3.875	.15	.10			
Truck Drivers: (Building)						
Truck drivers	4.50	.20	.20			
Mechanics	4.70	.20	.20			
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F.

b. Employer contributes 4% of basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

c. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

d. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York (provided employee works the day before and the day after the holiday).

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HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	Other
LABORERS:						
Laborers and driller helpers	$4.85	.29	.30	a		
Concrete aggregate bin, mortar mixer, hand or machine vibrator gin buggy, mason tenders, concrete bootmen, chain saw, jackhammer, pavement breaker, and all other gas, electric oil and air tool operators, bull float, tamper, pipelayers	5.05	.29	.30	a		
Drillers, asphalt rakers, stone or granite curb setters and acetylene torch operator	5.25	.29	.30	a		
Blasters, form setters, stone or granite curb setters	5.45	.29	.30	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, providing the employee works the day before and the day after the holiday.

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BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Asphalt and blacktop roller, automated concrete spreader (CMI or equivalent), automated fine grade machine (CMI), backhoe, belt placer, blacktop spreader) (such as barber greene & blaw knox) blacktop plant (automated), blast or rotary drill (truck or cat mounted), cableway, caisson auger, carry-all scraper-self loading, central mix plant (automated), cherry picker-over five (5) ton capacity, compressor, pump, generator, or welding machine (when used in a battery of not more than four (4), crane, crusher-rock, derrick, diesel power unit, dragline, dredge, dual drum paver, elevating grader (self-propelled or towed), elevator hoist-two cage, excavator-all purpose-hydraulically operated, fork lift (factory rating 15 ft. or more), front end loader (4 cy, and over), gradall, grader (power), head tower (saurman or equal), hoist (2 or 3 drum), locomotive, maintenance engineer, maintenance welder, mine hoist, mucking machine or mole, overhead crane-fixed permanent, pile driver, quarry master or equivalent, refrigeration equipment for soil stabilization, shovel, side boom, slip form paver, tractor drawn belt type loader (euclid loader), trenching machine (digging capacity of over 4 ft. depth), truck crane operator, tunnel shovel, vibro or sonic hammer controls (when not mounted in proximity to the rig operator)	7.95	.35 + .40	.35	a	.10	
A-frame truck, blacktop plant (non-automatic, boring machine, bulldozer, cage hoist, carry-all scraper, central mix plant (non-automated), cherry picker-five (5) tons and under, compressor (315 c.f. and over), concrete paver (single drum over 16S), concrete pump, core boring machine, drill rigs -tractor mounted, elevator- as a material hoist, fork lift (factory rating less than 15 ft.), front end loader (under 4 c.y.), gunnite machine, high pressure						

BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS (CONT'D) boiler (15 lbs. and over), hoist (one drum), hydraulic breaking hammer (drop hammer), kolman plant leader (screening gravel), maintenance greaseman, mixer for stabilized base-self propelled (seamon mixer), monorail machine, parapet concrete or pavement grinder, post hole digger (truck or tractor mounted), post driver (truck or tractor mounted), power sweeper (wayne or similar), pump 4" and over, pump-crete or squeese-crete, road widener (front end of grader or self-propelled) shell winder (motorized), snorkel (overhead arms) trenching machine (digging capacity of 4 ft. or less), tugger hoist, vibro tamp, well drill, well point system (submersible pumps when used in lieu of well-point system), winch (motor driven), winch cat	7.475	.35 + .40	.35	a	.10	
Compressor (under 315 c.f.), concrete paver or mixer (under 165), concrete pavement spreaders and finishers (not automated), conveyor (over 12 ft.), electric submersible pump (4" and over), farm tractor with or without accessories, fine grade machine (not automated), fireman, form tamper, generator (2,500 watts and over), hydraulic pump, mechanical heater or heaters whose combined output exceeds 640,000 BTU per hour (manufacturer's rating), mulching machine, oiler, power driven welding machine-300 amp. and over (other than all electric) one welding machine under 300 amp, will not require an engineer unless in a battery), power heaterman (hay drier), pump (under 4"), revinus widener (road widener), steam cleaner or jenny, tractor with or without towed accessories	6.70	.35 + .40	.35	a	.10	

BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators (Cont'd) Crane or derrick with a boom length over 150 ft. including jib., and on a pile driver with leads or boom length of over 100 ft.	8.95	.35 + .40	.35	a	.10	

FOOTNOTES:

a. Paid holidays--New Year's Day, Memorial Day, Independence Day, Thanksgiving Day, and Christmas Day providing employee has worked 5 consecutive working days before and the working day after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Automatic fine grader, backhoe (except tractor mounted, rubber-tired), blacktop, plant (automated), cableway, caisson auger, central mix concrete plant (automated), Cherry picker - over 5 tons capacity, crane, cranes and derricks(steel erection), dragline, dual drum paver, excavator - all purpose -hydraulically, operated, front end loader (4 cu. yds., and over), hoist, two or three drums, piledriver, power grader with elevating loader attachment, Quarry master (or equivalent), shovel, slip form paver (if a second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel.	$6.05	.25+.40	.25	a	.10	
Backhoe (tractor mounted, rubber-tired), bituminous spreader and mixer, blacktop plant (non-automated), boring machine, cage hoist, central mix plant (non-automated), and all concrete batching plants, Cherry picker - 5 tons and under, compressors (4 or less) exceeding 2,000 c.f.m. combined capacity, concrete paver (over 16-S), concrete pump, crusher, drill rigs, tractor mounted, front end loader (under 4 cu. yds. hi-pressure boiler (15 lbs., and over), hoist one drum, Kolman plant loader and similar type loaders (if employer requires another man to clean screen or to maintain the equipment he shall be an oiler), maintenance engineer, mixer for stabilized base, self-propelled, monorail machine, plant engineer, power grader, pump crete, ready-mix concrete plant, maintenance grease man, road widener, roller (all above subgrade), side boom, tractor scraper, tractor with dozer and/or pusher, winch.	5.75	.25+.40	.25	a	.10	

HEAVY AND HIGHWAY CONSTRUCTION POWER EQUIPMENT OPERATORS: (CONT'D)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Compressors; (4 not to exceed 2,000 c.f.m. combined capacity; or 3 or less with more than 1,200 c.f.m., but not to exceed 2,000 c.f.m. compressors (any size but subject to other provision for compressors), dust collectors, generators, pumps, welding machines (4 of any type or combination), concrete pavement spreaders and finishers, conveyor, drill, core and well, electric pump used in conjuction with well point system, farm tractor with accessories, fine grade machine, fork lift, gunnite machine, hammers, hydraulic, self-propelled, locomotive, post hole digger and post driver, roller (grade & fill), tractor with towed accessories, vibratory compactor, vibro tamp, well point						
Agregate plant, boiler (used in conjuction with production), cement bin operator, compressors; 3 or less not to exceed 1,200 c.f.m. combined capacity, compressors (any size, but subject to other provisions for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete mixer (16-S and under), concrete saw - self-propelled, firemen, form tamper, mulching machine, oiler, power broom, power heater-man, revinius windener, steam cleaner, tractor	5.40	.25+.40	.25	a	.10	
	4.75	.25+.40	.25	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays: A through F; providing employee works the working day before and the working day after the holiday.

AM-1,731 P. 9

N.Y.-1-TD-2-3-E

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
TRUCK DRIVERS:						
Warehouse, yardmen, truck helpers, pick-ups, panel trucks, flatbody material trucks (straight jobs), single axle dump, dumpsters, material checkers and receivers, greasers, tireman, mechanic helpers and part chaser	$4.94	.20	.20	a		
Tandems and batch trucks, mechanics dispatcher	4.99	.20	.20	a		
Semi-trailers, lowboy trucks asphalt distributor, agitator, mixer trucks and dumpcrete type vehicles	5.04	.20	.20	a		
Specialized earth moving equipment, Euclid type or similar off-highway equipment, where not self-loaded	5.19	.20	.20	a		
Off-highway tandem back dump, twin engine equipment and double hitched equipment where not self-loaded	5.34	.20	.20	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays: A through F, provided employee has worked the working day before and the working day after the holiday.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	ORANGE	NY-1,732	1
		DATE OF DECISION	
		AUGUST 11, 1971	

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

36-W.V.-1-7-3-A 1 of 4

BUILDING, HVY. & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Asbestos workers	$8.921	5%	4%			
Boilermakers	8.48	5%	5%+ 10%	7%	.01	
Bricklayers, cement masons plasterers and stone masons:						
Twps., of Newburgh, New Windsor, Blooming Grove, Cornwall, Highlands, Woodbury and Monroe; and Arden and Southfield	7.20	5%	9% + 5%	.75		
Cement finishers, Hvy. & Hwy.	7.45	5%	9% + 5%	.75+ h		
Cement finishers, Bridge & overpass work	7.45	5%	9% + 5%	.75		
Greenwood Lake, Warwick, Monroe and Tuxedo to Hudson River and areas east thereof to County line	6.95	5%	5% +.75	.5+ g		
Remainder of County	7.80	6%	8%	.50		
Cement masons, Hvy. & Hwy.	8.05	6%	8%	.50		
Carpenters:						
Tuxedo, Woodbury, Monroe, part of Cornwall, Chester, Blooming Grove and Highlands:						
Carpenters, soft floor layers, bridge dock and wharf carpenters, building, heavy and highway	7.32	.25 +.25	.25	a	.03	
Remainder of County:						
Carpenters, building:						
Carpenters & soft floor layers	7.40	5%	5% +.15	.35	.04	
Piledrivermen, dock builders building	7.40	5%	5% +.15	.35	.04	
Carpenters, highway:	7.40	5%	5% +.15		.04	
Piledrivermen, dock builders, highway	7.40	5%	5% +.15		.04	
Electricians:						
Otisville, Middletown, Goshen, Florida, Warwick, Port Jervis, Sparrow Bush, Monroe, Harman, Southfields, Tuxedo Lake and Tuxedo Twp.	7.50	8%	12%	10%	1%	
Remainder of County	7.65	.33	1%+ .26		½ of 1%	
Elevator Constructors	7.96	.075	.125+ f	b + c		
Elevator Constructors' helpers	5.97	.075	.125+ f	b + c		
Elevator Constructors' helpers (prob.)	3.98					
Elevator Constructors Modernization	7.24	.075	.125+ f	b + c		
Elevator Constructors Modern. Helpers	5.43	.075	.125+ f	b + c		
Elevator Constructor repair	6.37	.075	.125+ f	b + c		
Elevator Constructor repair helper	4.78	.075	.125+ f	b + c		
Glaziers	7.05	6%	6% +1.00	5%		
Ironworkers, structural, ornamental and reinforcing	7.70	.49	13%	10%	1%	

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36-W.V.-1-7-3-A 2 of 4

BUILDING, HVY. & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers: (Building)						
Common Laborers, mason tenders, mortar mixers, hod carriers, scaffold builder, concrete men, vibrator men, poured gypsum roof work, wrecking, walking power buggy men, landscaper and chipping hammer (air or electric 1" or under)	5.90	.45	.45	b + .40		
Asphalt men, pipe layers, air or electric jackhammer, powermen, gunnite, sandblasting, barmen, chain saw, riding power buggy, vibro barco, joy tamper, or similar walk behind roller	6.15	.45	.45	b + .40		
Lathers	6.75	9%	.15+.40	.75	.01	
Leadburners	6.00	.15		d	.01	
Line Construction:						
Linemen cable splicer helper & material man	8.10	.35	1% +.25	e	1½%	
Groundman	7.00	.35	1% +.25	e	1½%	
Groundman digging machine operator	7.95	.35	1% +.25	e	1½%	
Groundman mobile equipment operator	7.50	.35	1% +.25	e	1½%	
Groundman truck driver and mechanic	7.15	.35	1% +.25	e	1½%	
Groundman dynamite man	7.50	.35	1% +.25	e	1½%	
Cable splicer	8.85	.35	1% +.25	e	1½%	
Marble setters, terrazzo workers and tile setters:						
West Newburgh, Little Britain, Rock tavern, Lagrange, New Hampton, Ridgebury & Johnson to County Line and all areas inclusive south thereof County lines:						
Marble setters	7.40	6½%	7%			
Marble setters' helpers	6.83	6½%	7%			
Terrazzo workers	7.95	.43 +.45	.43			
Terrazzo workers' helpers	6.98	.43 +.43	.43			
Terrazzo machine operator	7.13	.43 +.45	.43			
Tile setters	5.88	4%	4%	2%		
Tile setters' helpers	4.85	6%	4%+ .45			
Millwrights	7.60	.60	1.15	.40	.02	
Painters:						
Warwick, Chester, Goshen, Wawayanda, Minisink, Greenville, Port Jervis City, Deer Park, Mt. Hope, Walkill and Middletown City:						
Commercial Industrial, roller & spray	6.25					
Structural steel	6.35					
Tuxedo:						
Brush	5.15					
Structural steel	5.65					
Spray	6.35					

BUILDING, HVY. & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Painters: (Cont'd)						
Remainder of County:						
Painters	5.40	6%	.23			
Spray & sandblasting	6.40	6%	.23			
Steel, smoke stack, bridges, towers, etc.	6.30	6%	.23			
Plumbers & Steamfitters:						
Deer Park	6.60	.25	.30			
Remainder of County	6.50	.30	.47		.02	
Twps., of Villages & Hamlets and/or portions thereof: Lakeville, Four Corners, Sterling Forest, Tuxedo, Tuxedo Park, Southfield, Arden, Newburgh Junction, Greenwood Lake, Monroe, Harriman, Woodbury Falls, Woodbury, Woodbury Station, Highland Mills, Central Valley, and the Palisades Interstate Park and Bear Mountain Park	7.20	10% +.73	10%	10%	.072	
Roofers:						
Pitch	11.15	7%	4%+.60			
Composition	8.15	7%	4%+.60			
Asbestos, slate and tile	8.40	7%	4%+.60			
Sheet metal workers	7.40	3%	5%+ 3%	8%	1%	
Sprinkler fitters	8.00	.25	.40		.05	
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; Washington's Birthday, Good Friday, Armistice Day, Presidential Election Day (on heavy and highway construction).

b. Holidays: A through F, Lincoln's Birthday, Washington's Birthday, Armistice Day, Columbus Day and Election Day.

c. Employer contributes 6.4% of basic hourly rate for 5 years or more of service or 4.2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regularly scheduled work days immediately preceding and following the holiday.

e. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York (provided employee works the day before and the day after the holiday).

f. Employer contributes $7.00 per day to Annuity Fund.

g. Employee shall receive 2 hours time off with pay on all Election Days.

h. Holiday A through F, Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, Veterans' Day, providing employee works one day in the calendar week in which the holiday falls; and further providing that the holiday falls on a regular work day.

N.Y.-12-1&3-3-G

HEAVY AND HIGHWAY CONSTRUCTION (NOT INCLUDING TUNNEL AND SHAFT CONSTRUCTION)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Laborers, pitmen, flagmen, chuck tender, dump men, handling and distributing of drinking water, placing and maintenance of all flares, lights, barricades and all reflective type materials for traffic control.	$5.55	.45	.45	a+.40		
Concrete men, vibrator men, asphalt men, joint setter, signal men, mason tenders, mortar men, pipe layers, rip rap and dry stone layers, steel rod carriers, jack hammer, pavement breaker, wagon drill, air track, jib rig and jay drill operators, nippers, powder men, high scalers, chain saw operators, power buggy operators, gunnite and sand blasting, coal passers and other machine operators, sprayer and nozzle men on mulching and seeding machines, all guard rail and fence men, waterproofing, spraying and brushing of concrete for preservative purposes, all seeding and sod laying, all landscape work, grade checkers, walk behind self-propelled concrete and asphalt saws, walk behind roller and tampers of all types, bit grinders, wrecking laborers (including barmen and burnermen), sheeting and shoring, bridge work -form pin pullers, joint and jet sealers, form pin drivers	5.80	.45	.45	a+.40		
Concrete finisher on highways, form setter, Ingersoll Rand heavy duty crawler - master type HOME or equivalent	6.20	.45	.45	a+.40		
Grade, pipe, concrete clearing, black top, drill paving, blaster	7.00	.45	.45	a+.40		

HOLIDAYS: A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:

a. Holidays: A through F; Lincoln's Birthday; Washington's Birthday; Columbus Day; Election Day; Veteran's Day; provided employee works one day in the calendar week in which the holiday falls and reports for work the first working day following the holiday.

LABORERS, SHAFT AND TUNNEL	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Laborers, pit and drop men, chuck tenders, brackman and powderman	$6.65	.45	.45	a+.40		
Miners and all machine men, safety miner, all shaftwork, caisson work, drilling, blow pipe, all air tools, tugging, scaling, nipper, gunniting from pot to nozzle, bit grinder, signal man (top and bottom), concrete men	6.90	.45	.45	a+.40		
Cement finisher, blaster	8.05	.45	.45	a+.40		

FOOTNOTES:

A. Paid Holidays: New Year's Day, Washington's Birthday, Decoration Day, Independence Day, Labor Day, Election Day (In Presidential Election Years), Veteran's Day, Thanksgiving Day, Christmas Day and Good Friday.

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BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS						
Power Shovels (all types), scooper (loader and shovel), hoehring, back hoes (all types) including all combination hoe loaders, draglines, keystone shovels, caterpillar or truck cranes (all types), overhead cranes, gantry cranes, derricks (land or floating), pile driver (length of boom including "cat head" or length of leads from ground to cat head shall determine pre-imrate), concrete paving machines, central power plants (all types), engines, large diesel, (1520 h.p.) and staging pump, elevator graders, trench machines (all types), gradalls, cherry picker or any similar type machine when used as a substitute for crane, front end loaders or similar type machines (when used as shovel or crane), air compressor (2 or 3 in battery), or any other such similar heavy type powered equipment, koleman or similar type loader equipped with grizzly or shaker screen, autowated batch plant operator, central mixing plant, asphalt spreading machine, autowated asphalt plant engineer, belt crete spreader machine, bridge finishing machine, concrete belt machine, dual (d-9) bullgoning machine, c.m.i. (placer-spreader), c.m.i. (slip form paver), c.m.i. (auto-grader machine), road finishing machine (similar to c.m.i.), carryalls, pans, scrapers, le tourneau, ukes, dw's and similar machine whether self-loaded or externally loaded (when in dual or triple tandem)	9.50	10%+7%	7%	a		
Concrete breaking machines, boring and drilling machines, post hole digger, cableways, cherry pickers, economobiles, fork lift, (hilo, lull, hyster and similar type equipment), side booms, winch trucks (hoisting), bester planer, "A" frames and winch trucks (snaking), welding machines, gasoline or electric converters of any type and all dual purpose trucks used on the construction job site or in the loading or unloading						

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BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS (CONT'D)						
of materials at the construction job site or in conjunction with the job site	8.65	10%+7%	7%	a		
Hoists: all type hoists, shall also include steam, gas, diesel, electric, air, hydraulic, single and double drum, concrete, brick shaft caisson, conveyor, tugger and house cars or any other similar type hoisting machines, portable or stationary, hoists (all types), concrete tower hoist, shaft hoist (including automatic cage hoist), caisson hoist (open or closed), belt, conveyor system, elevator hoist (freight or passenger), conveyor, ladders (motorized) laddervator, house cars and all elevators, permanent or temporary or any other similar type machines where used for hoisting any materials, including building material, furniture or office equipment or tools and equipment for any other craft.	8.45	10%+7%	7%	a		
Carryalls, pans, scrapers, uke's, le tourneau, dw's and similar type machines whether self loaded or externally loaded	8.65	10%+7%	7%	a		
Asphalt plant (manually operated), boilers, (irrespective of their use), concrete pump, concrete finishing machines, dumpsters, pavers, locomotives, post hole digger, mixer (except paving), rollers, all type mulching operator, seeding machine operator, seamen pulverizing machine, wellpoint systems including the installation thereof, cutting and bending machine-single, concrete finishing machines, concrete vibrators, leveling machines, portable generators, gas buggies, power saws, concrete saws, tube finishing machines, broom machine with spray (concrete), plaster mixers connected with pumps and used simultaneously to mix and propel wet plaster (from the outside of the building to the interior) depending on the location of the equipment being used., giraffe grinders, hoppers, silos, hopper doors (motorized), concrete bump grinding machine	7.45	10% + 7%	7%	a		

BUILDING AND HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS (ROLL'D)						
Air compressor (single), portable light generator, welder or any type heaters (including tank type containers), all types of temporary heat including propane, natural gas or flow type, generator, pump, (single), temporary heating plants, welding machine-gasoline or electric generators of any type-single, compressor and blower type units, used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading and unloading of concrete, cement, fly ash, instantcrete, or similar type materials, compressor equipment or compressor units used in connection with cement, paint, insulating and acoustical sprays and plaster and curing and sandblasting	7.40	10%+7%	7%	a		
Oilers, greaser	6.90	10%+7%	7%	a		
Bulldozers, tractor operator including farm tractors, or any such similar type equipment, motor patrol grader, sweepers and brooms, front end loader (when used as a bulldozer), fireman	7.65	10%+7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings, and all types of construction work:						
Captain-Tug master	7.80	10%+7%	7%	a		
Deckhand	6.50	10%+7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:

a. Holidays: A through F; Washington's Birthday; Veteran's Day; Presidential Election Day.

HIGHWAY, ROAD, STREET, SEWER AND PIPELINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe (all types, including all combination hoe loaders), all types cranes, (all types-including overhead) cranes (Gantry) concrete paving machine, central power plants (all types), draglines, engines (large diesel) (1620 HP) and staging pump, elevator graders, front loaders (5 yds. & over), gradalls, mucking machine, pavers (21E& over), pavers (resinous, Brayhill) (loading & shovel) Koehring, shovels, trench machines	9.50	10%+7%	7%	a		
"A" frame, boring & drilling machines, cableways, carryalls, cherry pickers, 6 tons and under (Austin Western), conveyors (125 ft. & over), economobiles (hilo lull, hyster & similar type equipment), fork lifts, front loaders (2 yds. but less than 5 yds.), heater planer, hoist-Chicago boom type, pans-LeTourneau-DW's-Ukes, pumpcrete machines (regardless of size), pumpcrete-unit type, scrapers-LeTourneau-DW's-Ukes, side booms, winch trucks (hoisting)	8.65	10%+7%	7%	a		
Compressors (2 or 3 in battery)	7.95	10%+7%	7%	a		
Asphalt spreaders, asphalt plant engineer, bar bending machines (power), batchers, belt conveyor systems, car dumpers (railroad), compressor & blower type units used independently or mounted on dual purpose trucks, on job site or in conjunction with job site, in loading & unloading of concrete cement, fly ash, instantcrete, or similar type materials, concrete breaking machines, concrete pump machines, concrete finishing machines, asphalt curbing machines, concrete vibrators, conveyors under 125', concrete spreaders-Betzel-Rexomatic & similar types, crushing machines, front loaders (1 yd. & over but less than 2), generator, graders & motor patrols, Giraffe grinders, gunnite machines (excluding nozzle), hoppers, hopper doors (power operated) mixers (except paving mixers), motor patrols & graders, pitch pump, dope pots (mechanical) with or without pump, dumpsters, pavers (under 21E), post hole diggers, pumps (4" suction & over), pump (2 of less than 4" suction), locomotives						

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New York-1H-PEP-3-H 2 of 2

HIGHWAY, ROAD, STREET, SEWER AND PIPELINE CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
(irrespective of their use), pipe bending machines (power), pumps, diesel engine & hydraulic (immaterial of power), rollers (high grade finish), rod bending machine (power), steam jennies & boilers (irrespective of their use), seamon pulverizing mixer, skinner machines (boom type), silos, scales, power, temporary heating plant, heaters (Nelson or other type, including propane) vibrating plants (used in conjunction with unloading), well point systems, compressor (single), pumps (4 in. suction & 2 of less than 4 in. suction), welding machines, gas or electric converters of any type (2 or 3 in. battery), fine grade machine (large type)	7.55	10%+7%	7%	a		
Welder and repair mechanics	7.70	10%+7%	7%	a		
Welding machines, gas or electric converters of any type (single)	7.25	10%+7%	7%	a		
Brooms & sweepers, bulldozers (D8 & over), stone spreaders, sprinkler & water pot trucks (used on job site or in conjunction with job site), sweepers & brooms, tractors (D8 & over), water & sprinkler trucks (used on job site or in conjunction with job site), firemen	7.65	10%+7%	7%	a		
Front loaders (under 1 yard)	7.50	10%+7%	7%	a		
Bulldozers (under D8), rollers-grade fill or stone base, tractors (under D8)	7.30	10%+7%	7%	a		
Concrete spreaders (small type), conveyor loaders (not including elevators graders), farm tractors, fertilizing equipment, fine grade machine (small type), form line graders (small type), gas, grease & oil supply truck men, mixers, concrete (small) mulching equipment, road finishing machines (small type), seeding equipment, tamper, vibrating self-propelled	6.90	10%+7%	7%	a		
(Oiler), tire repair and maintenance	6.60	10%+7%	7%	a		
WATER OPERATIONS:						
On all power boats used in conjunction with pipeline, river crossings and all types of construction work:						
Captain - Tug master	7.80	10%+7%	7%	a		
Deckhand	6.50	10%+7%	7%	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday; Veterans Day; Presidential Election

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STEEL ERECTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators:						
Cranes and derricks (land or floating), with booms (including jib), less than 140 feet	10.30	10%+7%	7%	a		
Cranes and derricks (land or floating), with booms (including jib), 140' and over	11.10	10%+7%	7%	a		
A-frames, cherry pickers, elevators, permanent or temporary or any other hoisting machine regardless of noter power, fork lifts, hoists, house cars, side booms	9.65	10%+7%	7%	a		
Air compressors (2 or 3 in battery), welding machines (gasoline or electric) converters of any type, 2 or 3 in battery multiple welders	8.60	10%+7%	7%	a		
Air compressors single, welding machines (gasoline or electric converter of any type, single)	7.85	10%+7%	7%	a		
Firemen	7.65	10%+7%	7%	a		
Oilers	7.00	10%+7%	7%	a		
Water Operations:						
On all power boats used in conjunction with pipe line, river crossings and all types of construction work:						
Captain, tugmaster	8.05	10%+7%	7%	a		
Deckhand	6.95	10%+7%	7%	a		

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:

a. Holidays: A through F; Washington's Birthday; Veteran's Day and Presidential Election Day.

BUILDING, HEAVY & HIGHWAY CONSTRUCTION

	Basic Hourly Rate	Fringe Benefit Payments: H & W	Pensions	Vacation / Apr. Ty.	Other
TRUCK DRIVERS:					
Drivers on LeTourneau tractors, double barrel Euclids, Athey wagon and similar equipment (except when hooked to scrapers), low beds, 1-Beam, pole trailers, road oil distributors, tire trucks, tractors and trailers with 5 axle and over	$5.30	.40	.40	a	
Equipment 25 yards and over up to and including 30 yards bodies, cable dump trailers, powder and dynamite trucks	5.20	.40	.40	a	
Equipment up to and including 24 yard bodies, mixer trucks, dump crete trucks and similar types of equipment, fuel trucks, batch trucks and all other tractor trailers	5.00	.40	.40	a	
Ten wheelers, grease trucks and tillermen	4.90	.40	.40	a	
Straight trucks	4.80	.40	.40	a	
Pick-up trucks used for hauling materials, parts, Escort Men over the road	4.80	.40	.40	a	
Helpers	4.70	.40	.40	a	

Paid Holidays:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

Footnote:

a. Holidays: A through F; Washington's Birthday; Election Day; Veteran's Day.

U.S. DEPARTMENT OF LABOR

STATE: NEW YORK | COUNTY: STATEWIDE | DECISION NO.: AM-1,733 | PAGE: 1

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction. 42-N.Y.-1-2-3-S 1 of 3

DATE OF DECISION: AUGUST 11, 1971

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	7.36	.40	.10			
Boilermakers	7.25	.40	10%		.01	
Bricklayers	7.95	.25	.20		.01	
Carpenters, Building:						
Carpenters	7.05	.50	.45		.02	
Millwrights	7.55	.50	.45		.02	
Carpenters: heavy & highway	6.20	.25	.25			
Cement masons, building	7.95	.25	.20		.01	
Cement masons, heavy & highway	6.08	.25	.20			
Electricians:						
Rensselaer, Greenbush, Castleton on Hudson and Nassau	7.45	.15	1% +.20	a		
Remainder of County	8.70	.15	1% +.20	f		
Elevator constructors	6.97	.17	.185	½%+b+c	.005	
Elevator constructors' helpers	4.88	.17	.185	½%+b+c	.005	
Elevator constructors' helpers (prob.)	3.485					
Glaziers	4.59	.15	.15		.01	
Ironworkers, structural, ornamental and reinforcing	5.65	.34	.35			
Laborers, Building:						
Begin at Hudson River extending easterly along Washington Ave., Rensselaer to West Sand Lake to Cherry Plains into the Mass., Line:						
Laborers	4.45	.25	.25			
Pipelayers (2 man team), hod carriers, mortar mixers (hand or machine), jackhammer op., well pointing, all air or gas driven tools, vibrators, power driven buggies	4.60	.25	.25			
Asphalt rakers	4.55	.25	.25			
Demolition	4.70	.25	.25			
Form setters (curb)	4.625	.25	.25			
Wagon drill operator	4.675	.25	.25			
Acetylene burners	4.725	.25	.25			
Blasters	4.925	.25	.25			
Remainder of County:						
Laborers	6.20	.50	.50		.02	
Blasters	6.675	.50	.50		.02	
Acetylene burners	6.475	.50	.50		.02	
Wagon drills	6.425	.50	.50		.02	
Form setters (curb)	6.375	.50	.50		.02	
Asphalt rakers	6.30	.50	.50		.02	
Demolition	6.45	.50	.50		.02	
Pipe layers, hod carriers, mortar mixer, (hand or machine), jackhammer, well pointing, air or gas driven tools, power buggies, air and gas hammers and drills, electric hammers 50 lbs., or over and air, gas or electric tampers and vib.	6.35	.50	.50		.02	

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Lathers	7.69	.25	.10		.01	
Lead burners	6.00	.15		d	.01	
Linemen:						
Linemen, cable splicer helper, & material man	8.10	.35	1% + .25	e	1½%	
Groundman	7.00	.35	1% + .25	e	1½%	
Groudman digging machine operator	7.95	.35	1% + .25	e	1½%	
Groudman mobile equipment operator	7.50	.35	1% + .25	e	1½%	
Groundman truck driver and mechanic	7.15	.35	1% + .25	e	1½%	
Groundman dynamite man	7.50	.35	1% + .25	e	1½%	
Cable splicer	8.85	.35	1% + .25	e	1½%	
Marble setters	5.32	.25	.20			
Marble setters' helpers	4.90		.15			
Painters:						
Brush	5.90	.23	.12			
Structural steel and bridge	6.65	.23	.12			
Spray	7.00	.23	.12			
Piledrivermen, and dock builders	7.60	.60	1.15	.46	.02	
Plasterers	7.95	.25	.20		.01	
Plumbers and steamfitters:						
Troy and vicinity	5.27	.30	.30	.30		
Southern part of county	7.90	.35	.32		.04	
Roofers	7.65	.30	.30		.02	
Sheet metal workers	8.15	.30	.30		.01	
Soft floor layers	6.25	.25	.25		.025	
Sprinkler fitters	8.00	.25	.40		.05	
Stone masons	7.95	.25	.20		.01	
Terrazzo workers	5.42	.20	.15			
Terrazzo workers' helpers	4.50		.15			
Tile setters	5.42	.20	.15			
Tile setters' helpers	4.50		.15			
Truck driver, Building:						
Straight, winch transit-mix on the site, road oilers, dump, pick-up, panel, water trucks and fuel truck on site	4.50	g	h	f		
Lowboy or lowboy trailer	4.65	g	h	f		
Euclids	4.75	g	h	f		
Welders - receive the rate prescribed for craft performing operation to which welding is incidental.						

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FOOTNOTES

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

a. Holidays: E

b. Holidays: A through F.

c. Employer contributes 4% of basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

e. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York (provided employee works the day before and the day after the holiday).

f. One week vacation after one year's work; 2 weeks vacation after 5 year's work.

g. Employer contributes $10.00 per week to Health & Welfare Fund.

h. Employer contributes $10.00 per week to Pension Fund.

i. Holiday "E" provided employee reports for work the day following the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Laborers and driller helpers	$4.84	.30	.30	a		
Concrete aggregate bin, mortar mixer, hand or machine vibrator gin buggy, mason tenders, concrete bootmen, chain saw, jackhammer, pavement breaker, and all other gas, electric oil and air tool operators, bull float, tamper, pipelayers	5.04	.30	.30	a		
Drillers, asphalt rakers, stone or granite curb setters and acetylene torch operator	5.24	.30	.30	a		
Blasters, form setters, stone or granite curb setters	5.44	.30	.30	a		

PAID HOLIDAYS:
A-New Years' Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, providing the employee works the day before and the day after the holiday.

POWER EQUIPMENT OPERATORS: City of Troy, Building, Heavy, and Highway Construction; Remainder of County, Building Construction	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Oilers	6.74	.35+.30	.35	a	.10	
Firemen and heavy duty greasers, all boilers and steam generators	6.87	.35+.30	.35	a	.10	
Pumps, vibrators, concrete mixers, spreaders, concrete finishing machines, mortar mixers, air compressors, dust collectors, welding machines well points, two or more Herman Nelson and like heaters, batch and plant op., seed and mulching machines, generators, temporary light plants, concrete pump, beltcrete power pac (beltcrete system), electric submersible pump 4" and over	6.93	.35+.30	.35	a	.10	
Dinkey locomotives, Barber Greene loaders, loaders and conveyors, tractors scoopmobiles, bulldozers, road rollers, form fine graders, power brooms and sweepers	7.12	.35+.30	.35	a	.10	
Black top spreaders, black top rollers, high lifts, fork lifts, one drum hoist or hod hoists, post hole diggers, trenchcavators, core and well drillers (one drum), scoopmobile and similar type machines, elevators, A-L frame winches, power hoisting (single drum)	7.25	.35+.30	.35	a	.10	
LeTourneau graders or scrapers, trenching machines, push cat	7.425	.35+.30	.35	a	.10	
Tractor road pavers, cranes, power road graders, shovels, backhoes, draglines, pile drivers, hoists two or more drums, three drum engines, hysters, two drum and swinging engines, three drum swinging engine, locomotive cranes, gradalls, hydrocrane, model CMB Vibrotamp or similar machines, Murphy type diesel generator-beltcrete system, side booms, hydro hammer, tractor mounted drill (quarry master), euclid loaders, concrete pumps, all CMI equipment, concrete central mix plant, automated asphalt concrete plant, derrick, whirlies, tower cranes, cableways, hydraulic cranes, power boisting (2 drum and over), mucking machine	7.48	.35+.30	.35	a	.10	
Maintenance engineer	7.51	.35+.30	.35	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:
a. Holidays: A through F.

HEAVY AND HIGHWAY CONSTRUCTION, REMAINDER OF COUNTY POWER EQUIPMENT OPERATORS:	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Automatic fine grader, backhoe (except tractor mounted, rubber-tired), blacktop, plant (automated), cableway, caisson auger, central mix concrete plant (automated), Cherry picker-over 5 tons capacity, crane, cranes & derricks (steel erection), dragline, dual drum paver, excavator-all purpose-hydraulically operated, front end loader (4 C.Y. & over), hoist, two or three drums pile-driver, power grader with elevating loader attachment, Quarry master (or equivalent), shovel, slip form paver (if a second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel	$6.15	.25+.30	.25	a	.10	
Backhoe (tractor mounted, rubber-tired) bituminous sprender & mixer, blacktop plant (non-automated), boring machine cage hoist, central mix plant (non-automated) & all concrete batching plants, cherry picker-5 tons & under, compressors (4 or less) exceeding 2,000 C.F.M. combined capacity, concrete paver (over 16-S), concrete pump, crusher, drill rigs, tractor mounted, front end loader (under 4 c.y.), hi-pressure boiler (15 lbs., & over), hoist, one drum, Kolman plant loader & similar type loaders (if employer requires another man to clean screen or to maintain the equipment he shall be an oiler), maintenance engineer, mixer for stabilized base, self, propelled, monorail machine plant engineer, power grader, pump crete, ready-mix concrete plant, maintenance grease man, road widener, roller (all above subgrade), side boom, tractor scraper, tractor with dozer &/or pusher, winch	5.85	.25+30	.25	a	.10	
Compressors (4 not to exceed 2,000 C.F.M. combined capacity; or 3 or less with more than 1,200 C.F.M., but not to exceed 2,000 C.F.M. compressors (any size but subject to other provision for compressors), dust collectors, generators, pumps, welding machines						

HEAVY & HIGHWAY CONS., REMAINDER OF CO. POWER EQUIPMENT OPERATORS: (cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHERS
(4 of any type or combination), concrete pavement spreaders & finishers conveyor, drill core & well, electric pump used in conjunction with well point system, farm tractor with accessories, fine grade machine, fork lift gunnite machine, hammers, hydraulic self-propelled, locomotive, post hole digger & post driver, roller (grader & fill), tractor with towed accessories, vibratory compactor, vibro, tamp, well point	5.50	.25+.30	.25	a	.10	
Aggregate plant, boiler (used in conjunction with production), cement bin operator, compressors; 3 or less not to exceed 1,200 c.f.m. combined capacity, compressors (any size, but subject to other provisions, for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete mixer (16-S and under), concrete saw-self-propelled, firemen, form tamper, mulching machine, oiler, power broom power heaterman, revinius widener, steam cleaner, tractor	4.85	.25+.30	.25	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day, E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F; providing employee works the working day before and the working day after the holiday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
TRUCK DRIVERS:						
Warehouse, yardmen, truck helpers, pick-ups, panel trucks, flatbody material trucks (straight jobs), single axle dump, dumpsters, material checkers and receivers, greasers, tireman, mechanic helpers and parts chaser	$4.94	.20	.20	a		
Tandem and batch trucks, mechanics, dispatchor	4.99	.20	.20	a		
Semi-trailers, lowboy trucks asphalt distributor, agitator, mixer trucks and dumpcrete type vehicles	5.04	.20	.20	a		
Specialized earth moving equipment, Euclid type or similar off-highway equipment, where not self-loaded	5.19	.20	.20	a		
Off-highway tandem back dump, twin engine equipment and double hitched equipment where not self-loaded	5.34	.20	.20	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, provided employee has worked the working day before and the working day after the holiday.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	SUFFOLK/DUAY	AM-1,734	1
		DATE OF DECISION AUGUST 11, 1972	

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. 47-N.Y.-1-2-3- T

1 of 2

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$7.36	.40	.10			
Boilermakers	7.25	.40	10%		.01	
Bricklayers, cement masons, plasterers stone masons, caulkers and pointers	7.95	.25	.20		.01	
Carpenters:						
Carpenters and soft floor layers, building	7.05	.30	.45		.02	
Millwrights, building	7.55	.30	.45		.02	
Heavy and Highway	6.20	.25	.25			
Cement masons, heavy and highway	6.05	.25	.20			
Electricians	8.05	.35	1¼+.70	a	.02	
Elevator constructors	6.97	.17	.185	½+b+c	.005	
Elevator constructors helpers	4.88	.17	.185	½+b+c	.005	
Elevator constructors probationary helpers	3.485					
Glaziers	4.59	.15	.15		.01	
Ironworkers, structural, ornamental and reinforcing	5.65	.34	.35			
Laborers, Building:						
Laborers	6.20	.50	.50			
Air Tool op. (jackhammer, vibrator)	6.35	.50	.50			
Asphalt rakers	6.30	.50	.50			
Mortar mixers, hand or machine	6.35	.50	.50			
Wagon drill	6.425	.50	.50			
Blasters	6.675	.50	.50			
Acetylene burners	6.475	.50	.50			
Demolition	6.45	.50	.50			
Lathers	7.935	.275	.10		.01	
Lead burners	6.00	.15		d	.01	
Line Construction:						
Linemen, Cable splicer helpers' and material man	8.10	.35e	1¼+.25	e	1¼	
Cable splicer	8.85	.35	1¼+.25	e	1¼	
Groundman	7.10	.35	1¼+.25	e	1¼	
Groundman digging machine operator	7.95	.35	1¼+.25	e	1¼	
Groundman mobile equipment operator	7.50	.35	1¼+.25	e	1¼	
Groundman truck driver and mechanic	7.15	.35	1¼+.25	e	1¼	
Groundman dynamite man	7.50	.35	1¼+.25	e	1¼	
Marble setters, terrazzo workers and tile setters	5.32	.25	.20			
Marble, tile and terrazzo workers' helpers	4.90		.15			
Painters:						
Brush	5.90	.23	.12			
Structural steel and bridge	6.65	.23	.12			
Spray	7.00	.23	.12			
Swing scaffold, bosun chair, water towers, flagpoles & window jacks	6.40	.23	.12			

47-N.Y.-1-2-3- T 2 of 2 AM-1,734 P.2

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Piledrivermen and dock builders	$7.60	.60	1.15	.46	.02	
Plumbers and steam fitters	8.43	.35	.30		.04	
Roofers	7.65	.30	.30		.02	
Sheet metal workers	8.05	.35	.20		.01	
Sprinkler fitters	8.00	.25	.40		.05	
Truck drivers, building:						
Straight, winch, transit-mix and road oilers	4.50	g	h	f		
Euclids	4.65	g	h	f		
Lowboy or lowboy trailer	4.75	g	h	f		
Dump, pick-up, panel, water and fuel	4.50	g	h	f		
Welders - Receive rate for craft performing operation to which welding is incidental.						

Paid Holidays:
A-New Year's Day; B-Memorial Day; C-Independence Day;
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: D and E; 2 hours on Election Day.

b. Holidays: A through F.

c. Employer contributes 4% of basic hourly rate for 5 years or more of service or 2% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

d. Holidays: A through F, Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regular scheduled work days immediately preceding and following the holiday.

e. Holidays: A through F; Washington's Birthday, Election Day for President of the United States and Election of Governor of New York (provided employee works the day before and the day after the holiday.

f. One week vacation after one year's work; 2 weeks vacation after 5 years work.

g. Employer contributes $10.00 per week to Health and Welfare Fund.

h. Employer contributes $10.00 per week to Pension Fund.

HEAVY AND HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
LABORERS:						
Laborers and driller helpers	$4.84	.30	.30	a		
Concrete aggregate bin, mortar mixer, hand or machine vibrator gin buggy, mason tenders, concrete bootmen, chain saw, jackhammer, pavement breaker, and all other gas, electric oil and air tool operators, bull float, tamper, pipelayers	5.04	.30	.30	a		
Drillers, asphalt rakers, stone or granite curb setters and acetylene torch operator	5.20	.30	.30	a		
Blasters, form setters, stone or granite curb setters	5.44	.30	.30	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
a. Holidays: A through F, providing the employee works the day before and the day after the holidays.

Building, Heavy, Highway Construction in City of Schenectady, and Building Construction in Remainder of County

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Power Equipment Operators:						
Oilers	6.74	.35+.30	.35	a	.10	
Firemen and heavy duty greasers, all boilers and steam generators	6.87	.35+.30	.35	a	.10	
Pumps, vibrators, concrete mixers, spreaders, concrete finishing machines, mortar mixers, air compressors, dust collectors, welding machines well points, two or more Herman Nelson and like heaters, batch and plant op., seed and mulching machines, generators, temporary light plants, concrete pump, beltcrete power pac (beltcrete system), electric submersible pump 4" and over	6.93	.35+.30	.35	a	.10	
Dinkey locomotives, Barber Greene loaders, loaders and conveyors, tractors scoopmobiles, bulldozers, road rollers, form fine graders, power brooms and sweepers	7.12	.35+.30	.35	a	.10	
Black top spreaders, black top rollers, high lifts, fork lifts, one drum hoist or hod hoists, post hole diggers, traxcavators, core and well drillers (one drum), economobile and similar type machines, elevators, A-L frame winches, power hoisting (single drum)	7.26	.35+.30	.35	a	.10	
LeTourneau graders or scrapers, trenching machines, push cat	7.425	.35+.30	.35	a	.10	
Tractor road pavers, cranes, power road graders, shovels, backhoes, draglines, pile drivers, hoists two or more drums, three drum engines, hysters, two drum and swinging engines, three drum swinging engine, locomotive cranes, gradalls, hydrocrane, model CHB Vibrotamp or similar machines, Murphy type diesel generator-beltcrete system, side booms, hydro hammer, tractor mounted drill (quarry master), euclid loaders, concrete pumps, all CMI equipment, concrete central mix plant, automated asphalt concrete plant, derrick, whirlies, tower cranes, cableways, hydraulic cranes, power hoisting (2 drum and over), mucking machine	7.48	.35+.30	.35	a	.10	
Maintenance engineer	7.51	.35+.30	.35	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:
a. Holidays: A through F.

HEAVY AND HIGHWAY CONSTRUCTION
Remainder of County

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS:						
Automatic fine grader, backhoe (except tractor mounted, rubber-tired), blacktop, plant (automated), cableway, caisson auger, central mix concrete plant (automated), cherry picker-over 5 tons capacity, crane, cranes & derricks (steel erection), dragline, dual drum paver, excavator-all purpose-hydraulically operated, front end loader (4 C.Y. & over), hoist, two or three drums pile-driver, power grader with elevating loader attachment, Quarry master (or equivalent), shovel, slip form paver (if a second man is needed, he shall be an oiler), tractor drawn belt-type loader, truck crane, tunnel shovel	$6.15	.25+.30	.25	a	.10	
Backhoe (tractor mounted, rubber-tired) bituminous spreader & mixer, blacktop plant (non-automated), boring machine cage hoist, central mix plant (non-automated) & all concrete batching plants, cherry picker-5 tons & under, compressors (4 or less) exceeding 2,000 C.F.M. combined capacity, concrete paver (over 16-S), concrete pump, crusher, drill rigs, tractor mounted, front end loader (under 4 c.y.), hi-pressure boiler (15 lbs., & over), hoist, one drum, Koiman plant loader & similar type loaders (if employer requires another man to clean screen or to maintain the equipment he shall be an oiler), maintenance engineer, mixer for stabilized base, self-propelled, monorail machine plant engineer, power grader, pump crete, ready-mix concrete plant, maintenance grease man, road widener, roller (all above subgrade), side boom, tractor scraper, tractor with dozer &/or pusher, winch	5.85	.25+30	.25	a	.10	
Compressors (4 not to exceed 2,000 C.F.M. combined capacity; or 3 or less with more than 1,200 C.F.M., but not to exceed 2,000 C.F.M. compressors (any size but subject to other provision for compressors), dust collectors, generators, pumps, welding machines						

HEAVY AND HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
POWER EQUIPMENT OPERATORS: (cont'd) (4 of any type or combination), concrete pavement spreaders & finishers conveyor, drill core & well, electric pump used in conjunction with well point system, farm tractor with accessories, fine grade machine, fork lift gunnite machine, hammers, hydraulic self-propelled, locomotive, post hole digger & post driver, roller (grader & fill), tractor with towed accessories, vibratory compactor, vibro, tamp, well point	$5.50	.25+.30	.25	a	.10	
Aggregate plant, boiler (used in conjunction with production), cement bin operator, compressors; 3 or less not to exceed 1,200 c.f.m. combined capacity, compressors (any size, but subject to other provisions, for compressors), dust collectors, generators, pumps, welding machines (3 or less of any type or combination), concrete mixer (16-S and under), concrete saw-self-propelled, firemen, form tamper, mulching machine, oiler, power brooc power beaterman, revinius widener, steam cleaner, tractor	4.85	.25+.30	.25	a	.10	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; providing employee works the working day before and the working day after the holiday.

N.Y.-1-TD-2-3-E

HEAVY AND HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
TRUCK DRIVERS:						
Warehouse, yardmen, truck helpers, pick-ups, panel trucks, flatbody material trucks (straight jobs), single axle dump, dumpsters, material checkers and receivers, greasers, fireman, mechanic helpers and part chaser	$4.94	.20	.20	a		
Tandems and batch trucks, mechanics dispatcher	4.99	.20	.20	a		
Semi-trailers, lowboy trucks asphalt distributor, agitator, mixer trucks and dumpcrete type vehicles	5.04	.20	.20	a		
Specialized earth moving equipment, Euclid type or similar off-highway equipment, where not self-loaded	5.19	.20	.20	a		
Off-highway tandem back dump, twin engine equipment and double hitched equipment where not self-loaded	5.34	.20	.20	a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays: A through F, provided employee has worked the working day before and the working day after the holiday.

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a+5%		
Cranemen	5.78	.25	.15	a+5%		
Maintenance engineers	5.66	.25	.15	a+5%		
Welders	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a+5%		
Deckhands	4.35	.25	.15	a+5%		
Scowmen	4.28	.25	.15	a+5%		
Engineer	5.95	.25	.15	a+5%		
Hydraulic Dredges						
Levermen	5.86	.25	.15	a+5%		
Engineer and derrick operators	5.78	.25	.15	a+5%		
Maintenance engineer	5.66	.25	.15	a+5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a+5%		
Mates	5.14	.25	.15	a+5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a+5%		
Deckhands and shoremen	4.28	.25	.15	a+5%		
Tug engineer	5.20	.25	.15	a+5%		
Tug deckhand	4.35	.25	.15	a+5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, Machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Washington's Birthday and Veteran's Day.

b. Holidays: A through F; Washington's Birthday and Veteran's Day (6-½) days of vacation with pay for 104 days of service; one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	SUFFOLK	AU-1,735	1

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction and dredging- 52-New York-1-2-3-V 1 of 3

DATE OF DECISION: AUGUST 11, 1971

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$8.00	5.5%	7%	10%		
Boilermakers	8.48	5%	5% + 10%	7%	.01	
Bricklayers:						
Center Moriches on the south shore and following Chichester Avenue, North of Walding River and areas east thereof including the offshore islands:						
Bricklayers, cement masons and plasterers	8.40	.40		.30		
Remainder of County:						
Bricklayers	6.45	5% + .30	1.40	.30		
Cement masons	8.75	.845	.695+.50		.01	
Plasterers	6.90	a			.01	
Carpenters:						
Fishers Island:						
Carpenters & soft floor layers	7.26	.20	.20			
Remainder of County:						
Carpenters & soft floor layers	8.40	.75	.75		.11	
Piledrivermen	8.40	.75	.75		.11	
Timbermen, wharf & dock builders	8.40	.75	.75		.11	
Carpenters, Heavy:						
Carpenters	6.40	5%	5%	.47		
Dock and wharf carpenters	6.40	5%	5%	.47		
Piledriverman	6.40	5%	5%	.47		
Electricians and linemen	7.25	6%	9.5%	7½%	.75%	
Elevator constructors	7.96	.075	.125+b	c+d		
Elevator constructors' helpers	5.97	.075	.125+b	c+d		
Elevator constructors' helpers (prob.)	3.98					
Elevator constructors repair	6.37	.075	.125+b	c+d		
Elevator constructors' repair helpers	4.78	.075	.125+b	c+d		
Elevator constructors modernization	7.24	.075	.125+b	c+d		
Elevator constructor modernization helper	5.43	.075	.125+b	c+d		
Glaziers	7.05	6%	6%+ 1.00	5%		
Ironworkers:						
Structural	9.18	7%	10%+.80	9%	.04	
Ornamental finisher	7.30	6%	8%+1.095	9%		
Reinforcing	5.40	.305	.265+.30	.60	.01	
Laborers, building:						
Laborers	6.75	.50	.50	.51		
Mason tenders	6.75	.50	.50	.51		
Mortar mixers	6.75	.50	.50	.51		
Plasterers' helpers	6.90	.45		.50		
Lathers, nail on	7.90	11%+.08	20+1.15	1.05		
Lathers, metal	5.40	.305	.265+.30	.60	.01	
Lead burners	6.00	.15		e	.01	
Millwrights	7.60	.60	1.15	.40	.02	
Marble cutters	7.40	6½%	7%			

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Marble carvers	$ 7.65	6½%	7%			
Marble setters	7.40	6½%	7%			
Marble helpers and crane operator	6.83	6½%	7%			
Derrick men	6.83	6½%	7%			
Marble sawers, rubbers and polishers	7.07	6½%	7%			
Painters:						
Brush	5.80	4%	5% +.60	4%		
Structural steel & spray	6.63	4%	5% + i	4%		
Plumbers	8.10	.40	.39+f	.98	.19	
Riggers	8.10	5½%	12%+.55	6½%+.15		
Roofers:						
Composition damp & waterproofing	7.35	.50	.50 + .70	.90	.01	
Slate and tile	6.45	8%	.50	5%		
Slate and tile helpers	5.13	8%	.50	5%		
Sheet metal workers:						
Fishers Island	7.25	.25	.26		.02	
Remainder of County	8.45	3% +.10	4%+.40	3%+.55	½ of 1%	
Sprinkler fitters	5.98	8%+.50	7%	9%	.03	
Steam fitters	5.98	6% +.50	7%	9%	.03	
Stone derrickmen and riggers	8.37	7% + .01	7% + .79	.60	.01	
Stone masons	7.29	4%				
Terrazzo workers	7.95	.43+.45	.43			
Terrazzo workers' helpers	6.95	.43+.45	.43			
Terrazzo machine operator	7.15	.43+.45	.43			
Tile setters	5.88	4%	4%	2%		
Tile setters' helpers	4.85	6%	4% +.45			
Truck drivers:						
Ready-mix concrete, sand gravel & asphalt	5.70	.44½	.55-½	g+h		
Euclid and tournapulls operator	5.383	.44-½	.55-½	g		
Demolition and wrecking:						
Straight jobs	4.76	k	m	n		
Trailers	5.01	k	m	n		
Tuck Pointers:						
Tuckpointers & waterproofers	5.20	.38	.53			
Steam cleaners	5.35	.38	.53	o		
Sand-blasters	5.90	.38	.53	o		
Well Drillers	5.35					
Well Drillers' helpers	3.65					

Welders - receive rate prescribed for craft performing operation to which welding is incidental.

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BUILDING, HEAVY & HIGHWAY CONSTRUCTION

Paid Holidays:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Employer contributes $1.30 per hour combined to the Welfare, Pension and Vacation Fund.

b. Employer contributes $7.00 per day to Annuity Fund.

c. Holidays: A through F; Lincoln's Birthday, Washington's Birthday; Columbus Day; Armistice Day & Election Day.

d. Employer contributes 6.4% of basic hourly rate for 3 years or more of service or 4.2% basic hourly rate for 6 months to 3 years of service as Vacation Pay Credit.

e. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday and the regular scheduled work days immediately preceding and following the holiday.

f. Employer contributes $4.00 per day to Annuity Fund.

g. Holidays: A through F, Lincoln's Birthday, Washington's Birthday, Columbus Day, Election Day, Veteran's Day, (providing employee works two days in the calendar week in which the holiday falls and shape each remaining workday during such calendar week.)

h. For each 15 days worked within the contract year an employee will receive one day's vacation with pay, with a maximum vacation of three weeks per year.

i. Employer contributes $4.80 per day to Annuity Fund.

k. Employer contributes $28.86 per month to Health & Welfare.

m. Employer contributes $29.13 per month to Pension Fund.

n. Holidays: A through F; Lincoln's Birthday; Washington's Birthday; Good Friday; Columbus Day; Armistice Day; Election Day.

o. Holidays: A through F; Election Day and Washington's Birthday.

HEAVY AND HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Concrete & curb form setters, asphalt rakers	$ 6.30	9%	9%	.50+a		
Asphalt workers & roller boys, asphalt top shovelers and smoothers, asphalt tampers	6.30	9%	9%	.50+a		
Jackhammers, & drill men, hoppermen, carpenters' tenders, pipe jointers and setters, concrete laborers (structures), stone spreading laborers, trackmen, grading & excavating laborers, yard laborers, puddlers on concrete pavement, laborers (other than above) on concrete pavement, landscape laborers, asphalt plants (batchers & hopper men)	5.90	9%	9%	.50+a		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

Footnote:
A- Holidays: A through F, Columbus Day, Lincoln's Birthday, Washington's Birthday, Veterans Day; Election Day, provided employee works or shapes up the scheduled day before and the scheduled day after the holiday.

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BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Backhoe, dragline, gradall, pile driver, shovel	$7.355	6%	.30	a	.05	
Batching plant, on site of job, power winch, used for stone or steel, pump (concrete)	7.255	6%	.30	a	.05	
Bending machine, generator (small), vibrator (1 to 5)	5.905	6%	.30	a	.05	
Boiler, bulldozer, compressor (on crane), compressor (pile work), compressor (stone setting), concrete breaker, curb machine, dinky locomotive, loading machine (front end), conveyor, maintenance engineer, powerhouse, power winch, used for other than stone or steel, pulvi-mixer, pump, double action diaphragm, pump, gyrsum, pump (gypsum), pump (hydraulic) pump (jet), pump (single action, 1 or 3), Pump (well point), welding & burning, welding machine (pile work), mechanical compactors (machine drawn)	6.905	6%	.30	a	.05	
Boom truck, crane, crawler or truck, conveyor, multi, plant engineer, stone spreader (self-propelled)	7.105	6%	.30	a	.05	
Boom truck, setting structural steel or stone, crane (stone setting or structural steel)	7.48	6%	.30	a	.05	
Bulldozer (used for excavation), fireman, loading machine, powerbroom, scoop, carry-all, or scraper, vac-all	6.53	6%	.30	a	.05	
Compressor, structural steel, welding machine, structural steel	7.13	6%	.30	a	.05	
Compressor, compressor (2 or more in battery), generator, mulch machine, pin puller, portable heaters, pump (4" or over), track tamper (2 engineers, each), welding machine	6.655	6%	.30	a	.05	
Concrete saw or cutter, mixer (with skip), mixer, 2 small with or without skip, pump (up to 3"), tractor-caterpillar or wheel	6.155	6%	.30	a	.05	
Derrick, tank work	7.38	6%	.30	a	.05	
Dredge	7.25	6%	.30	a	.05	
Elevator, fork lift, hoist (1 drum)	7.28	6%	.30	a	.05	
Grader	6.68	6%	.30	a	.05	
Hoist (2 drums), hoist (3 drums)	7.33	6%	.30	a	.05	
Hoist (tandem, platform)	3.33	6%	.30	a	.05	
Mechanical compactor, hand operator, trench machine (hand)	5.53	6%	.30	a	.05	
Oiler, stump chipper	5.505	6%	.30	a	.05	
Power buggies	5.73	6%	.30	a	.05	
Roller, trench machine	7.155	6%	.30	a	.05	
Scoop, carry-all or scraper in tandem	7.53	6%	.30	a	.05	

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N. Y. 5-PEO - 1 - E (2-2)

BUILDING CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (cont'd)						
Crane (truck - 130' boom or over); crawler 175' boom and over	7.855	6%	.30	a	.05	
Oilers on truck crane boom length 130' or over	5.755	6%	.30	a	.05	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

Footnote:
a - Holidays: A through F; Lincoln's Birthday; Washington's Birthday; Columbus Day; Election Day; Veterans' Day.

HEAVY AND HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS:						
Asphalt spreader, boom truck, boring machine, other than post hole, crane, crawler or truck, conveyors, multi, plant engineer, steno spreader, self-propelled	$7.105	6%	.30	a	.05	
Backhoe, crane, stone setting, crane, structural steel, dragline, gradall, pile driver, road paver, shovel	7.355	6%	.30	a	.05	
Batching plant, on site of job, crane on barge, derrick, tank work	7.255	6%	.30	a	.05	
Bending machine, generator (small), mechanical compactors, hand operated, pump-centrifugal; up to 3", trench machine (hand), mechanical compactors (hand operated)	5.53	6%	.30	a	.05	
Boiler	6.755	6%	.30	a	.05	
Boring machines, post holes	7.055	6%	.30	a	.05	
Bulldozer	6.53	6%	.30	a	.05	
Compressor, curb machine, mulch machine, pin puller, pump-double action diaphragm, pump-gypsum, pump-single action 1 to 3, track tamper (two engineers, each), welding machine	6.25	6%	.30	a	.05	
Compressor (on crane), compressor (pile work), hoist (2 drum), loading machine (front-end), portable heaters, power house, power winch (used for other than stone or structural steel) welding machine, pile work	6.505	6%	.30	a	.05	
Compressor (stone setting), compressor (structural steel), welding machine (structural steel)	7.005	6%	.30	a	.05	
Compressor (two or more in battery)	6.655	6%	.30	a	.05	
Concrete breaker, concrete saw or cutter, mixer with skip, mixer, 2 small with or without skip, mixer, 2 bag or over with or without skip, power buggies, power grinders	5.78	6%	.30	a	.05	
Concrete finishing machine, conveyor, dinky locomotive, fireman, fork lift, hoist (one drum), loading machine, maintenance engineer, pulvi-mixer, pump (4" or over), pump-hydraulic, pump-jet, pump (well point), roller (5 tons and under), scoop (carryall, scraper), vac-all, welding and buring	6.53	6%	.30	a	.05	
Dredge	6.955	6%	.30	a	.05	
Generator	6.48	6%	.30	a	.05	
Grader	6.68	6%	.30	a	.05	
Hoist (3 drum), power winch; used for stone setting and/or structural steel, trench machine	7.155	6%	.30	a	.05	

HEAVY AND HIGHWAY CONSTRUCTION

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
POWER EQUIPMENT OPERATORS: (CONT'D)						
Oiler, root cutter, stump chipper	5.505	6%	.30	a	.05	
Powerbroom	5.88	6%	.30	a	.05	
Pump, concrete	6.88	6%	.30	a	.05	
Roller, over 5 tons	6.78	6%	.30	a	.05	
Scoop, carry-all, scraper in tandem	7.53	6%	.30	a	.05	
Tractor, caterpillar or wheel	5.405	6%	.30	a	.05	
Vibrator (1 to 5)	5.63	6%	.30	a	.05	
Crane (truck-130' boom or over); crawler-175' boom or over	7.855	6%	.30	a	.05	
Oiler on truck crane boom length 130' or over	5.815	6%	.30	a	.05	

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:
a. Holidays: A through F; Lincoln's Birthday; Columbus Day; Election Day; Veterans' Day.

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DREDGE 1-ATLANTIC - U

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		HAY	PENSIONS	VACATION	APP. TR.	OTHER
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a + 5%		
Cranemen	5.78	.25	.15	a + 5%		
Maintenance engineers	5.66	.25	.15	a + 5%		
Welders	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a + 5%		
Deckhands	4.35	.25	.15	a + 5%		
Scowmen	4.28	.25	.15	a + 5%		
Engineer	5.95	.25	.15	a + 5%		
Hydraulic Dredges						
Leverman	5.86	.25	.15	a + 5%		
Engineer and derrick operators	5.78	.25	.15	a + 5%		
Maintenance engineer	5.66	.25	.15	a + 5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a + 5%		
Deckhands and shoremen	4.35	.25	.15	a + 5%		
Tug engineer	5.78	.25	.15	a + 5%		
Tug deckhand	4.35	.25	.15	a + 5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, machinist	7.1507	.25	.15	b		
Firemen	6.75	.25	.15	b		
Oiler	6.7007	.25	.15	b		
Drill helper	6.7007	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

Footnotes:

a. Holidays: A through F; Washington's Birthday and Veterans Day.

b. Holidays: A through F; Washington's Birthday and Veterans Day (6-1/2) days of vacation with pay for 104 days of service one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

STATE	COUNTY	DECISION NO.	PAGE
NEW YORK	WESTCHESTER	NY-1,735	1

DESCRIPTION OF WORK: Building construction, (excluding single family houses and garden type apartments up to and including 4 stories), heavy and highway construction and dredging. 60-N.Y.-1-2-3-7 1 of 2

DATE OF DECISION: AUGUST 11, 1971

BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Asbestos workers	$ 8.921	5%	4%			
Boilermakers	8.48	5%	5% + 10%	7%	.01	
Bricklayers	6.15	.50	.40+ .60	.25 + f		
Carpenters and insulators	7.60	.55	.55+ .20	.52	.06	
Cement masons	6.15	.50	.40+ .60	.25 + f		
Electricians	7.30	3 - 3/4%	1%+ 6.5%	10%	½ of 1%	
Elevator constructors	7.96	.075	.125 + e	a + b		
Elevator constructors' helpers	5.97	.075	.125 + e	a + b		
Elevator constructors' helpers (prob.)	3.98					
Elevator constructor modernization	7.24	.075	.125 + e	a + b		
Elevator constructor modernization help.	5.43	.075	.125 + e	a + b		
Elevator constructor repair	6.37	.075	.125 + e	a + b		
Elevator constructor repair helper	4.78	.075	.125 + e	a + b		
Glaziers	7.05	6%	6% +1.00	5%		
Ironworkers, structural	9.18	7%	20% +.80	9%	.04	
Ironworkers, ornamental finisher	7.30	6%	8%+1.095	9%		
Ironworkers, reinforcing	5.40	.305	.265+.30	.60	.01	
Laborers: (Building)						
Laborers, mason, plasterer, bricklayers, tenders, concrete laborers and pipelayers	5.55	.30	.32	.25		
Jackhammers, vibrators, power buggies, fork lifts, all pneumatic equipment	5.80	.30	.32	.25		
Lathers, nail-on	8.40				.01	
Lathers, metal	5.40	.305	.30 +.265	.60	.01	
Leadburners	6.00	.15		c	.01	
Line construction:						
Linemen	5.50	3-3/4%	7.5%	10%	½ of 1%	
Cable splicer	5.75	3-3/4%	7.5%	10%	½ of 1%	
Cable splicer helper	4.75	3-3/4%	7.5%	10%	½ of 1%	
Groundman - 1st year	3.40	3-3/4%	7.5%	10%	½ of 1%	
Groundman - 2nd year	3.90	3-3/4%	7.5%	10%	½ of 1%	
Driver groundman	4.50	3-3/4%	7.5%	10%	½ of 1%	
Dynamite man	5.25	3-3/4%	7.5%	10%	½ of 1%	
Marble setters	7.40	6½%	7%			
Marble setters' helpers, crane op.	6.83	6½%	7%			
Marble cutters	7.40	6½%	7%			
Marble carvers	7.65	6½%	7%			
Derrickmen	6.83	6½%	7%			
Marble sawers, rubbers, polishers	7.07	6½%	7%			
Millwrights	7.60	.60	1.15	.40	.02	
Painters:						
Brush	5.80	.24	.66-6/7			
Structural steel	6.62-6/7	.24	.66-6/7			
Spray	6.80	.24	.66-6/7			
Piledrivermen and dock builders	7.60	.60	.60 +.55	.46	.02	
Plasterers	6.15	.50	.40 +.60	.25 + f		
Plumbers	6.40	6%	7½% + d	9%		
Riggers	8.10	5½%	12% +.55	6½% +.55		
Roofers:						
Composition, damp & waterproofing	7.35	6%	1.43	4%		
Slate and tile	7.45	.30	.30	.75		
Slate and tile helpers	5.96	.40	.24	.60		

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BUILDING, HEAVY & HIGHWAY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Sheet metal workers	7.40	5%	5% + 3%	8%	1%	
Soft floor layers	7.60	.55	.55 +.20	.52	.06	
Steamfitters	6.40	6%	7½% + d	9%	.03	
Stone masons	6.15	.50	.40 +.60	.25 + f		
Terrazzo machine operator	7.13	.43 +.45	.43			
Terrazzo workers	7.95	.43 +.45	.43			
Terrazzo workers' helpers	6.98	.43 +.45	.43			
Tile setters	5.88	4%	4%	2%		
Tile setters' helpers	4.85	6%	4% + .45			
Welders - receive rate prescribed for craft performing operation to which welding is incidental.						

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F, Lincoln's Birthday, Washington's Birthday, Columbus Day, Armistice Day and Election Day.

b. Employer contributes 6.4% of basic hourly rate for 5 years or more of service or 4.7% basic hourly rate for 6 months to 5 years of service as Vacation Pay Credit.

c. Holidays: A through F; Washington's Birthday and Good Friday, providing employee has worked 45 full days during the 120 calendar days prior to the holiday, and the regularly scheduled work days immediately preceding and following the holiday.

d. Employer contributes $4.87 per day to Security Benefit Fund, providing the employee works 3½ hours or more during the working day.

e. Employer contributes $7.00 per day to Annuity Fund.

f. Holidays: D, Armistice Day, Columbus Day, Presidential Election Day or Election Day for Governor of New York (Highway Construction only.)

EXCAVATION, HEAVY CONSTRUCTION AND ROAD CONSTRUCTION (Open Cut)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers:						
Blasters, blaster (quarry master)	$ 7.85	8%	6%	a +.35		
Joy drillers, wagon drillers, air track drillers, concrete form aligner, concrete form and curb form highway (steel), and deck winches on scows, jumbo driller	7.30	8%	6%	a +.35		
Asphalt curb machine operator, jeeper operator, pavement breaker operator, rock scalers, power saw operator, vibrator operator, bit grinder or grinders, barco rammer operator, air tamper and all type powered tampers not covered by any other classification, steel kings, power buggy operator, jack hammer drillers, all type pneumatic tool and gasoline drillers, concrete saw or saws, asphalt screeder on barbergreen, form pin puller railroad spike puller, pumps and their operation, and pneumatic tools and service of air power, gunniting	7.20	8%	6%	a +.35		
General concrete laborers or anything pertaining to concrete which means any men handling aggregate or concrete materials and carpenters tender and steel handling, pipe layers, puddlers, asphalt worker, fine grade men between forms, Epoxy and waterproofing	7.05	8%	6%	a +.35		
Joy driller's helper wagon driller helper, air track driller helper, common laborers, signal men and pitmen, truck spotters, powdermen, landscape and nursery men, and dump men	6.95	8%	6%			
Wrecking:						
Barmen, and burner	7.45	8%	6%	a +.35		
Barmen helpers and laborers	7.30	8%	6%	a +.35		
Shaft and Tunnel in Free Air:						
Blasters	8.10	8%	6%	a +.35		
Concrete setters	8.30	8%	6%	a +.35		
Form setters	7.80	8%	6%	a +.35		
Miners, drill runners, air tuggers, chippers, pneumatic tools and source of air-power pumps and their operations, and vibrator operators	7.80	8%	6%	a +.35		
Puddlers	7.55	8%	6%	a +.35		
Chuck tenders, nippers, concrete laborers, tunnel sewer and water pipe reliners	7.45	8%	6%	a +.35		

EXCAVATION, HEAVY CONSTRUCTION AND ROAD CONSTRUCTION (Open Cut)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Laborers	7.20	8%	6%	a +.35		
Powder carriers, signalmen	7.15	8%	6%	a +.35		
Brakemen	7.10	8%	6%	a +.35		
Outside laborers	7.05	8%	6%	a +.35		
Powder watchman	6.95	8%	6%	a +.35		

Paid Holidays:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTE:

a. Holidays: A through F; Lincoln's Birthday; Washington's Birthday; Columbus Day; November Election Day; Veteran's Day; and Good Friday, provided employee works (2) two or more days in the calendar week in which the holiday falls.

POWER EQUIPMENT OPERATORS, BUILDING:	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Concrete-portable hoist, crane, hoist engineer-steel (concrete, material, super structure, sub-structure), derrick (stone-steel), elevator & cage, engineer-Pile driver, overhead crane, power house plant, telephies, whirly, hoist (single, double or triple drum), hoist (portable mobile unit), hoist engineer concrete (crane, derrick, mine hoist), hoist engineer material	$11.1425	6%+.75	8½%	a	1%	
Backhoe Oliver 88, Fordson, dynahoe, dual purpose & similar machine, Barber Green loader-Euclid loader or similar type, cherry picker (cableway), compresser (Steel erection), conway or similar mucking machines, dragline, gradall, shovel, backhoe, etc., (crawler or truck), front end loaders, hydraulic boom, Jersey spreader, Letourneau or Tournapull (scrapers over 20 yds. struck), mucking machines, pavement breaker (air ram), paver (concrete), pulsometer, push button (buzz box) elevator, road boring machine, road mix machines, Ross carrier & similar machines, post hole digger, shovel (tunnels), side boom, spreader (asphalt), scoopmobile-tractor-shovel over 1-1/2 yds., trenching machines, tractor type demolition equipment, winch truck "A" Frame	10.915	6%+.75	8½%	a	1%	
Compactor self-propelled, grader, bulldozer D7 & similar tractors with a draw bar horsepower of 100 & over maintenance engineer, mechanic (outside) all types, welder, scrapers -20 yds. struck & under, machine pulling sheep's foot roller, etc., roller 4 ton and over, vib. roller	10.00	6%+.75	8½%	a	1%	
Asphalt plant, boiler (high pressure), bulldozer D6 & similar tractors with a draw bar horsepower less than 100, compressor, compressor plant, concrete mixing plants, concrete pump, conveyor belt machine-irrespective of motor size, firemen, forklift, forklift (electric), jay drill or similar tractor drilling machine, loader-1-1/2 yds., & under, lighting unit (portable & generator), locomotive						

POWER EQUIPMENT OPERATORS, BUILDING: cont'd	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
(all sizes), mixer concrete-21E & over, portable asphalt plant, portable batch plant, portable crusher, quarry master, stone crusher, welding machine (steel erection excavation), well drilling machine, well point system	9.8575	6%+.75	8½%	a	1%	
Air tractor drill, batch plant, bending machine, concrete breaker, concrete spreader, compressor to 125 cu ft., curb cutter machine, dust collector, farm tractor (all types), finishing machine concrete, materiel hooper-sand-stone-cement, mixer-concrete-under 21E, mulching grass spreader, heater-all types, pump, pump station (water & sewer), pump-gypsum, etc., concrete, pump- plaste roller under 4 ton, spreading & fine grading machine, steam Jenny, steel Jenny, steel cutting machine, sweeper, syphon pump air steam, tar joint machine, Turbo jet burner or similar equipment vibrator (1 to 5) fine grading machine	9.715	6%+.75	8½%	a	1%	
Concrete saw, mechanic's helper, oiler, paint compressor, welder's helper	8.5725	6%+.75	8½%	a	1%	
Helicopter winch operator	11.4275	6%+.75	8½%	a	1%	
Oiler-asphalt paver, utility man	7.6275	6%+.75	8½%	a	1%	
Welder-Certified	10.4275	6%+.75	8½%	a	1%	
Cranes- Crawler or truck, 100 ft. but less than 150 ft.,	13.1425	6%+.75	8½%	a	1%	
Cranes- Crawlers or truck, 150 ft. and over	14.1425	6%+.75	8½%	a	1%	
Loaders - over 5 cu. yd. capacity	11.415	6%+.75	8½%	a	1%	
Shovels - over 4 cu. yd. capacity	11.915	6%+.75	8½%	a	1%	

Paid Holidays:
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day

FOOTNOTES:
a. Holidays: A through F, Washington's Birthday, Lincoln's Birthday, Good Friday, Columbus Day, November Election and Veteran's Day.

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POWER EQUIPMENT OPERATORS HEAVY & HIGHWAY	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Auger, auto grader, backhoe Oliver 88, Fordson, dynahoe, dual purpose and similar machines, barber green loader-euclid loader or similar type, central mix plant operator, cherry picker (cableway), compactor with blade, compressor (steel erection), concrete portable hoist, C.M.I. or similar Conway or similar mucking machines, Crane (crawler or truck) dragline, gradall, shovel backhoe, etc., derrick (stone-steel), elevator & cage, front end loaders, hoist single, double, triple drum, hoist portable mobile unit, hoist engineer-concrete (crane-derrick-mine hoist), hoist engineer-material, hydraulic boom, LeTourneau or Tournapull (scrapers over 20 yards struck), mucking machines, overhead crane, paver(concrete),power house plant, pulsometer, push button (buzz box) elevator, road mix machines, Rose carrier and similar machines, shovel (tunnels), side boom, spreader (Asphalt), scoopmobile-tractor-shovel over 1 1/2 yards, trenching machines, telephies, tractor type demolition equipment, whirly, winch truck "A" frame	9.55	6%	7½%+.625	a	1%	
Compactor self-propelled, grader, bulldozer D7 and similar tractors with a draw bar horsepower of 100 and over, maintenance engineer, mechanic (outside) all types, welder, scrapers—20 yards struck and under, shop foreman, vibratory roller, etc., roller 4 ton and over	8.75	6%	7½%+.625	a	1%	
Asphalt plant, boiler (high pressure), bulldozer D6 and similar tractors with a draw bar horsepowr less than 100, compressor, compressor plant, concrete pump, conveyor belt machine-irrespective of motor size, fireman, forklift, forklift (electric), joy drill or similar tractor drilling machine, loader-1-1/2 yds. and under, lighting unit (portable & generator), locomotive (all sizes), machine pulling sheeps foot roller, mixer concrete—21E and over, portable asphalt plant, portable batch plant, portable crusher, quarry master, stone crusher, welding machine (steel erection-excavation), well drilling machine, well point system	8.675	6%	7½%+.625	a	1%	

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POWER EQUIPMENT OPERATORS HEAVY & HIGHWAY	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
Air tractor drill, batch plant, bending machine, concrete breaker, concrete spreader, compressor to 125 cu. ft., curb cutter machine, dust collector, farm tractor (all types), finishing machine-concrete, material hopper-sand-stone-cement, mixer-concrete-under 21E, mulching grass spreader, heater-all types,pump 4 inches and over, pump station (water & sewer), pump-gypsum, etc., pump-plaster, roller under 4 ton, shop mechanic (not employed on job site), spreading & fine grading machine, steam jenny, steel cutting machine, sweeper, syphon pump-air-steam, tar joint machine, Turbo jet burner or similar equipment, vibrator (1 to 5), fine grading machine	$8.50	6%	7½%+.625	a	1%	
Concrete saw, mechanic's helper, oiler, oiler (fuel truck), oiler (grease truck), stockroom or stockroom attendant, paint compressor, pump under 4" or any combination not equal to 4", roller motorized (walk behind), welder's helper	$7.50	6%	7½%+.625	a	1%	
Hoist engineer-steel, sub-struct., engineer-pile driver	9.75	6%	7½%+.625	a	1%	
Jersey spreader, pavement breaker (air ram), post hole digger	8.5875	6%	7½%+.625	a	1%	
Oiler asphalt paver, utility man	6.675	6%	7½%+.625	a	1%	
Welder-certified	9.125	6%	7½%+.625	a	1%	
Crawlers or truck: 100 ft. but less than 149 ft. $2.00 per hour additional						
Crawlers or truck: 149 ft. and over $3.00 per hour additional						
Loader operators: Over 5 cu. yd. capacity $.50 per hour additional						
Shovel operators: Over 4 cu. yd. capacity $.100 per hour additional						

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:
a. Holidays: A through F; Lincoln's Birthday; Washington's Birthday; Good Friday; Columbus Day; November Election Day and Veteran's Day.

Power Equipment Operators, Site Work:	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
Concrete-portible hoist, crane, hoist engineer-steel (concrete, material, superstructure, sub-structure), derrick (stone-steel), elevator & cage, engineer-pile driver, overhead crane, power house plant, telephies, whirly, hoist (single, double, or triple drum), hoist (portable mobile unit), hoist engineer concrete (crane, derrick, mine hoist), hoist engineer material	8.00	6¢+.50	7%	a	.075%	
Backhoe Oliver 88, Fordson, dynahoe, dual purpose & similar machine, Barber Green loader-Euclid loader or similar type, cherry picker (cableway), compressor (steel erection), conway or similar mucking machines, dragline, gradall, shovel, backhoe, etc., (crawler or truck), front end loaders, hydraulic boom, Jersey spreader, Letourneau or Tournapull (scrapers over 20 yds. struck), mucking machines, pavement breaker (air ran), paver (concrete), pulsometer, push button (buzz box) elevator, road boring machine, road mix machines, Ross carrier & similar machines, post hole digger, shovel (tunnels), side boom, spreader (asphalt), scoopmobile-tractor-shovel over 1½ yds., trenching machines, tractor type demolition equipment, winch truck "A" Frame	7.80	6¢+.50	7%	a	.075%	
Compactor self-propelled, grader, bulldozer D7 & similar tractors with a draw bar horsepower of 100 & over, maintenance engineer, mechanic (outside) all types, welder, scrapers-20 yds. struck & under, machine pulling sheep's foot roller, etc., roller 4 ton and over	7.00	6¢+.50	7%	a	.075%	
Asphalt plant, boiler (high pressure), bulldozer D6 & similar tractors with a draw bar horsepower less than 100, compressor, compressor plant, concrete mixing plants, concrete pump, conveyor belt machine-irrespective of motor size, firemen, fork-lift, fork-lift (electric), jey drill or similar tractor drilling machine, loader 1½ yds., & under, lighting unit (portable & generator), locomotive (all sizes), mixer concrete 21S & over, portable asphalt plant, portable batch plant, portable crusher, quarry master, stone crusher, welding						

Power Equipment (Operators, Site Work: Asphalt Plant (Cont'd)	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHER
machine (steel erection excavation), well drilling machine, well point system	6.875	6¢+.50	7%	a	.075%	
Air tractor drill, batch plant, bending machine, concrete breaker, concrete spreader, compressor to 125 cu. ft., curb cutter machine, dust collector, farm tractor (all types), finishing machine concrete, material hooper-sand-stone-cement, mixer- concrete-under 21 S, mulching grass spreader, heater-all types, pump, pump station (water & sewer), pump-Gypsum, etc., concrete, pump-plaster, roller under 4 ton, spreader & fine grading machine, steam Jenny, steel Jenny, steel cutting machine, sweeper, syphon pump air steam, tar joint machine, Turbo jet burner or similar equipment vibrator (1 to 5) fine grading machine	6.75	6¢+.50	7%	a	.075%	
Concrete saw, mechanic's helper, oiler, paint compressor, welder's helper	5.75	6¢+.50	7%	a	.075%	
Helicopter winch operator	8.25	6¢+.50	7%	a	.075%	
Oiler-asphalt paver, utility man	4.925	6¢+.50	7%	a	.075%	
Welder-certified	7.375	6¢+.50	7%	a	.075%	
Cranes-crawler or truck, 100' but less than 150'	9.00	6¢+.50	7%	a	.075%	
Cranes-crawlers or truck, 150' & over	10.00	6¢+.50	7%	a	.075%	
Loaders-over 3 cu. yds. capacity	8.30	6¢+.50	7%	a	.075%	
Shovels-over 4 cu. yds. capacity	8.80	6¢+.50	7%	a	.075%	

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F, Washington's Birthday, Lincoln's Birthday, Good Friday, Columbus Day, November Election and Veteran's Day.

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TRUCK DRIVERS, BUILDING & HEAVY CONSTRUCTION	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Straight jobs, A-Frame (inside cab), winch (inside cab), tow, dynamite, seeding, mulching, agitator, water, welding on pipelines, post hole diggers, mortar mixing, suburbans, oil distributors, pick-up, hopper men & crusher on.	$5.825	.25	.60	a+b		
Tractor trailers (all types), 3 axle trucks (physically load and unload), mixer men, high pressure boiler in asphalt and batch plants	5.55	.25	.60	a+b		
Tractor trailers (carrying equipment), weighmasters	6.075	.25	.60	a+b		
Euclid	6.20	.25	.60	a+b		
Athey wagons, trailer wagons, belly dumps	6.575	.25	.60	a+b		
Dual purpose grease & fuel trucks, fuel trucks, tire trucks	6.275	.25	.60	a+b		
Welders, maintenance men, mechanics	6.05	.25	.60	a+b		
Mechanic helpers, stock room men	5.20	.25	.60	a+b		
Working foremen in garage	6.475	.25	.60	a+b		
Yardmen and helpers	5.575	.25	.60	a+b		
Lift trucks (in garage, yards and on job site), concrete mixer	5.825	.25	.60	a+b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

a. Holidays: A through F, Lincoln's Birthday, Washington's Birthday, Good Friday, Columbus Day, Election Day, Veteran's Day (providing employee works one day of the work week in which the holiday occurs).

b. One week vacation after 100 days of employment in calendar year, plus one additional day for each additional 25 days of employment, not exceeding 10 days in any one calendar year.

AS-1,736 P. 12

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS H & W	PENSIONS	VACATION	APP. TR.	OTHER
Dipper and Clamshell Dredges						
Operators	$6.02	.25	.15	a + 5%		
Cranemen	5.78	.25	.15	a + 5%		
Maintenance engineers	5.66	.25	.15	a + 5%		
Welders	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, welders' helpers	4.54	.25	.15	a + 5%		
Deckhands	4.35	.25	.15	a + 5%		
Scowmen	4.28	.25	.15	a + 5%		
Engineer	5.95	.25	.15	a + 5%		
Hydraulic Dredges						
Leversmen	5.86	.25	.15	a + 5%		
Engineer and derrick operators	5.78	.25	.15	a + 5%		
Maintenance engineer	5.66	.25	.15	a + 5%		
Dredge carpenter, electricians, blacksmith, welders and boilermen	5.54	.25	.15	a + 5%		
Mates	5.14	.25	.15	a + 5%		
Oilers, firemen, carpenter's helper, welder's helper and blacksmith helper	4.54	.25	.15	a + 5%		
Deckhands and shoremen	4.28	.25	.15	a + 5%		
Tug engineer	5.20	.25	.15	a + 5%		
Tug deckhand	4.35	.25	.15	a + 5%		
Drill Boats						
Engineer	7.1575	.25	.15	b		
Blaster	7.2575	.25	.15	b		
Driller, Welder, machinist	7.1587	.25	.15	b		
Firemen	6.88	.25	.15	b		
Oiler	6.7387	.25	.15	b		
Drill helper	6.7387	.25	.15	b		

PAID HOLIDAYS:
A-New Year's Day; B-Memorial Day;
C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day

Footnotes:

a. Holidays: A through F; Washington's Birthday and Veterans Day.

b. Holidays: A through F; Washington's Birthday and Veterans Day (6-1/2) days of vacation with pay for 104 days of service one additional day of vacation with pay for each additional 21-2/3 days of service, all in one calendar year. Employees not qualifying for vacation to receive 1 day's vacation with pay for each full 24 days of service in one calendar year.

U.S. DEPARTMENT OF LABOR

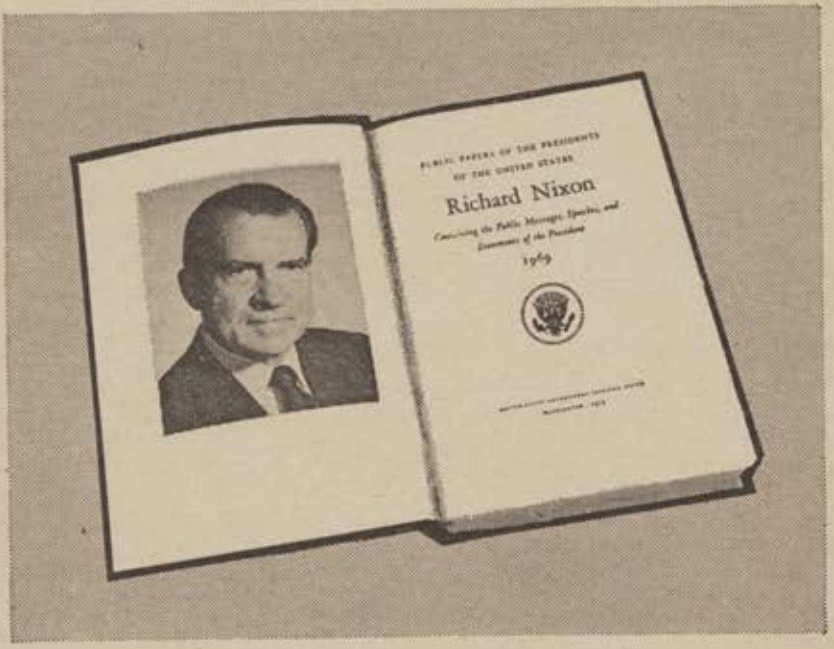
STATE	COUNTY	DECISION NO.	PAGE
Puerto Rico	Island Wide	AN-2,340	1
		DATE OF DECISION	
		August 11, 1971	

DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

11-PUERTO RICO 1-2-3 (1.1)

	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				
		H & W	PENSIONS	VACATION	APP. TR.	OTHERS
BRICKLAYERS	$1.85					
CARPENTERS	1.75					
CEMENT MASONS	1.75					
ELECTRICIANS	1.75					
IRONWORKERS, reinforcing	1.66					
IRONWORKERS, Ornamental & structural	1.75					
LABORERS;						
Laborers	1.60					
Mason Tenders	1.66					
Plasterer Tender	1.65					
PAINTERS:						
Brush	1.75					
PLASTERERS	1.80					
PLUMBERS; Steamfitters	1.85					
ROOFERS	1.65					
SHEET METAL WORKERS	1.75					
TERRAZZO WORKERS	1.85					
TILE SETTERS	1.85					
TRUCK DRIVERS	1.75					
POWER EQUIPMENT OPERATORS:						
Air Compressors	1.70					
Bulldozer	2.90					
Crane, Derrick, Dragline & Shovels	3.05					
Finishing Machine Operator	2.10					
Hoist Operator	1.90					
Mechanics	2.30					
Mechanics' Helper	1.60					
Mixer Operator	1.80					
Motor Grader	2.90					
Oilers	1.90					
Roller Operator	2.30					
Scraper Operator	3.05					
Tractor (push)	3.05					

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