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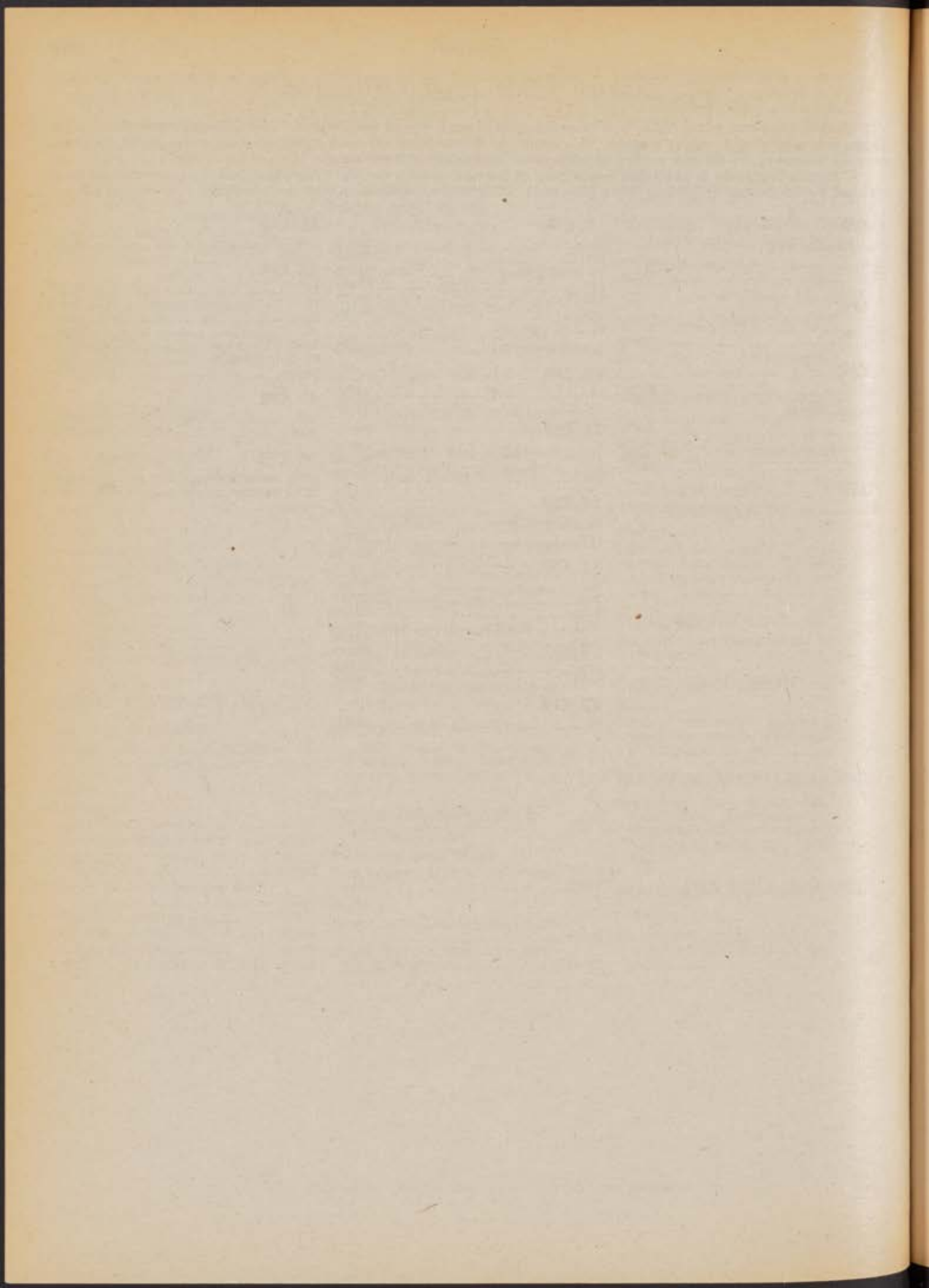
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Title 3—The President

PROCLAMATION 4095

National Jaycee Week, 1972

By the President of the United States of America

A Proclamation

"The character inherent in the American people," Thoreau observed long ago, "has done all that has been accomplished" by the United States in the cause of mankind. Today, character remains our greatest national resource. Developing character in individuals, and mobilizing it through community action, remains our most vital work.

Over the past half-century, no organization has contributed more splendidly to this work than the United States Jaycees. Through Jaycee programs, young men by the hundreds of thousands have broadened their lives toward fuller achievement and stretched out their hands toward fellowmen in need. The two letters "JC" say a great deal. They spell "benefactor" for unfortunate people, from mentally retarded children to Peruvian earthquake victims. They spell "partner" for government officials, law enforcement agencies, educators, and social workers in the more than 6,000 communities that have Jaycee chapters. They spell "growth" for the nearly 325,000 men who today live by the Jaycees' Creed—faith, brotherhood, freedom, the rule of law, the potential of man, the life of service.

NOW, THEREFORE, I, RICHARD NIXON, President of the United States of America, do hereby designate the week beginning January 16, 1972, as National Jaycee Week. I encourage all Americans to accord due honor and recognition to the ideals and achievements of the U.S. Jaycees, and to the service-minded men who carry on this good work.

IN WITNESS WHEREOF, I have hereunto set my hand this eighth day of December, in the year of our Lord nineteen hundred seventy-one, and of the Independence of the United States of America the one hundred ninety-sixth.



[FR Doc.71-18195 Filed 12-8-71; 3:02 pm]

Residential Document

Date: _____

Address: _____

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Signature: _____

Printed Name: _____

PROCLAMATION 4096

Human Rights Day

Bill of Rights Day

By the President of the United States of America

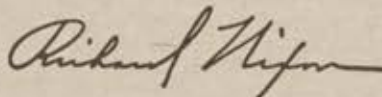
A Proclamation

The Bill of Rights has served for 180 years as the basic guarantee of the rights and freedoms of the people of the United States. These rights and freedoms are fundamental to the dignity and worth of every person.

The Universal Declaration of Human Rights by the United Nations General Assembly is in the tradition of our Constitution and its Bill of Rights. This Declaration, dating from December 10, 1948, is a statement of principle that represents the hopes of people on every continent, and that provides the nations of the world with a target to strive toward. Both the Bill of Rights and the Universal Declaration of Human Rights rest on the proposition that each person has rights which are his own, and that protection of these rights is the foundation of freedom and justice.

NOW, THEREFORE, I, RICHARD NIXON, President of the United States of America, do hereby proclaim December 10, 1971, as Human Rights Day and December 15, 1971, as Bill of Rights Day. I call upon the people of the United States of America to observe the week beginning December 10, 1971, as Human Rights Week. In 1971 let us recall the framework of freedom that we established in 1791. Through our commitment to justice and equal opportunity for all in our own nation, we can give strength and meaning to the hopes of the people of all nations.

IN WITNESS WHEREOF, I have hereunto set my hand this ninth day of December, in the year of our Lord nineteen hundred seventy-one, and of the Independence of the United States of America the one hundred ninety-sixth.



[FR Doc.71-18253 Filed 12-9-71; 12:42 pm]

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Title 7—AGRICULTURE

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

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

PART 722—COTTON

Subpart—1972 Crop of Upland Cotton; Base Acreage Allotments

STATE RESERVES AND COUNTY BASE ACREAGE ALLOTMENTS

Correction

In F.R. Doc. 71-17324 appearing at page 22966 in the issue for Thursday, December 2, 1971, the following changes should be made in the table in § 722.467 (b) (2):

1. The third entry opposite Evangeline Parish, La., now reading "10,273", should read "10,271".

2. The first entry opposite Bowie County, Tex., now reading "7,486", should read "7,468".

Title 42—PUBLIC HEALTH

Chapter I—Public Health Service, Department of Health, Education, and Welfare

SUBCHAPTER F—QUARANTINE, INSPECTION, LICENSING

PART 78—REGULATIONS FOR THE ADMINISTRATION AND ENFORCEMENT OF THE RADIATION CONTROL FOR HEALTH AND SAFETY ACT OF 1968

Miscellaneous Amendments

Pursuant to provisions of the Public Health Service Act (sec. 215, 58 Stat. 690; 42 U.S.C. 216) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120), the section headings for §§ 78.210, 78.211, and 78.212 are amended by deleting the words "Performance Standard for" in each heading.

Since this change is editorial in nature, notice and public procedure and delayed effective date are not prerequisites to this promulgation.

Effective date. This order shall be effective upon publication in the FEDERAL REGISTER (12-10-71).

(Sec. 215, 58 Stat. 690; 42 U.S.C. 216)

Dated: November 30, 1971.

SAM D. FINE,
Associate Commissioner
for Compliance.

[FR Doc. 71-18082 Filed 12-9-71; 8:47 am]

Title 18—CONSERVATION OF POWER AND WATER RESOURCES

Chapter I—Federal Power Commission

[Docket No. R-419; Order No. 442]

PART 35—FILING OF RATE SCHEDULES

PART 154—RATE SCHEDULES AND TARIFFS

Rates of Interest on Amounts Subject to Refund and Procedures for Placing Rates or Charges in Effect Subject to Refund by Natural Gas Companies and Public Utilities

DECEMBER 3, 1971.

On April 19, 1971, the Commission issued a notice of proposed rule making in this proceeding (36 F.R. 7691, April 23, 1971) proposing to amend Part 35 of the regulations under the Federal Power Act and Part 154 of the regulations under the Natural Gas Act, Chapter I, Title 18 of the Code of Federal Regulations, by adding new § 35.19a, *Refund requirements under suspension orders* and by adding new § 154.67a, *suspended changes in rate schedules; motions to make effective at the end of the period of suspension; procedure*, respectively.

Views and comments were invited from interested persons to be submitted on or before June 1, 1971. In response to this notice, the Commission has received comments from 13 respondents.¹ Of the 13 responses received, one made a no comment reply, one stated that it objected, but made certain suggestions and 11 were in general support with certain suggested modifications.

The rule making proposed certain amendments to the regulations under the Federal Power Act and the Natural Gas Act: (1) To provide that the amount of interest payable on monies ordered to be refunded by public utilities and pipeline companies be computed at the fixed annual rate of 7 percent; (2) to provide for uniform accounting and reporting procedures with respect to the differences between firm and proposed rates being collected when public utilities place increased rates or charges in effect subject to refund under the Federal Power Act; (3) to codify in the regulations, the conditions heretofore pre-

¹ Alabama Power Co., American Electric Power Service Corp., Columbia Gas System Service Corp., El Paso Natural Gas Co., Georgia Power Co., Kansas City Power and Light Co., Natural Gas Pipeline Co., New England Electric System, Northern Natural Gas Co., Public Service of Indiana, Southern Natural Gas Co., Tennessee Gas Pipeline, a division of Tenneco, Inc., and Wisconsin Electric Power Co.

scribed on an ad hoc basis with which a natural gas pipeline company shall comply when it files its motion to make effective at the expiration of the suspension period proposed increased rates or charges which have been suspended under the Natural Gas Act; and (4) to make certain changes to the numbering of sections of the Commission's Regulations required by the proposals of the rule making.

There was general opposition to using a fixed rate of 7 percent for refunds with several respondents suggesting that the Commission set the interest rate on an ad hoc basis using the prime rate of interest as a yardstick. They also commented that if a fixed rate were used during periods when interest rates were over 7 percent, the companies would benefit; likewise, if the interest rate were below 7 percent they would be penalized.

The Commission believes that the establishment of a fixed rate of 7 percent on monies refunded will (1) eliminate widely varying interest rates between companies and, at times, within the same company on different filings, (2) eliminate confusion among the interested parties which are to receive the refunds, and (3) simplify the recordkeeping applicable thereto. This rate can readily be adjusted as financial conditions warrant to avoid imposing harsh penalties or enrichment to those placing rates in effect subject to refund.

We must reject the use of a prime rate as recommended by some respondents because the prime rate not only tends to be fluctuating but does not represent the effective rate of interest for short-term loans. In many instances, the prime rate is merely the starting point to which must be added the effect of various common banking practices such as commitment fees and payment of interest on the full amount of the agreed loan even though that amount may not have been fully withdrawn by the borrower.

The 7 percent rate is presently applicable for independent producers, therefore, by also requiring the public utilities and natural gas companies to use a 7 percent rate there would be a greater uniformity among the jurisdictional companies in this area.

Four respondents felt that reporting amounts subject to refund by a monthly or billing period would be costly and seemed not to be really necessary. They suggested the information needed could be submitted to the Commission at the conclusion of a particular case or when such information is required. Reporting of refunds by a monthly or billing period, however, is a long-standing Commission policy established over a period of time which is now being included in the changes to the regulations.

The Commission finds: (1) The notice and opportunity to participate in this rule making by submission, in writing, of

data, views, and comments in the manner described above are consistent and in accordance with the procedural requirements of section 553 of title 5 of the United States Code.

(2) The amendments of the Commission's regulations herein prescribed are necessary and appropriate for administration of the Federal Power Act and the Natural Gas Act.

(3) Since the amendments prescribed herein affect current refunds, etc., good cause exists for making these amendments effective upon issuance of this order.

The Commission, acting pursuant to the authority granted by the Federal Power Act and the Natural Gas Act, as amended, particularly sections 205 and 309 thereof (49 Stat. 851, 852, 858, 859; 16 U.S.C. 824d, 825h) and the provision of the Natural Gas Act, as amended, particularly sections 4 and 16 thereof (52 Stat. 822, 830; 76 Stat. 72; 15 U.S.C. 717c, 717o), orders:

(A) Effective upon issuance of this order, Part 35 of the Commission's Regulations under the Federal Power Act, in Subchapter B, Chapter I, Title 18 of the Code of Federal Regulations, is amended by adding a new § 35.19a *Refund requirements under suspension orders*, immediately following § 35.19 *Submission of information by reference*.

§ 35.19a *Refund requirements under suspension orders.*

Unless otherwise ordered by the Commission, the public utility whose proposed increased rates or charges were suspended shall refund at such times and in such amounts to the person entitled thereto, and in such manner as may be required by final order of the Commission in the suspension proceeding, the portion of the increased rates or charges found by the Commission in that proceeding not justified, together with interest at the rate of 7 percent per annum from the date of payment until refunded; shall bear all costs of such refunding; shall keep accurate accounts in detail of all amounts received by reason of the increased rates or charges which become effective after the suspension period, for each billing period, specifying by whom and in whose behalf such amounts were paid; and shall report (original and one copy) in writing and under oath, to the Commission monthly, for each billing period, and for each purchaser the billing determinants of electric energy sold and delivered to such purchasers under the suspended agreements or tariffs and the revenues resulting therefrom as computed under the rates in effect immediately prior to the date the proposed increased rates or charges become effective, and under the proposed increased rates or charges that become effective after the suspension period, together with the differences in the revenues so computed.

(B) Effective upon the issuance of this order, Part 154 of the Commission's regulations under the Natural Gas Act in Subchapter E, Chapter I, Title 18 of the Code of Federal Regulations is amended

by adding a new § 154.67a *Suspended changes in rate schedules, motions to make effective at the end of period of suspension; procedure*, immediately following § 154.67 *Interest on refunds*.

§ 154.67a *Suspended changes in rate schedules; motions to make effective at end of period of suspension; procedure.*

(a) If a rate suspension proceeding initiated under section 4(e) of the Natural Gas Act has not been concluded and an order made at the expiration of the suspension period, the proposed change of rate, charge, classification or service shall go into effect upon motion of the pipeline company proposing the change and shall be charged, effective as of a date not earlier than the date of receipt of such motion by the Commission or the expiration of the suspension period, whichever is later. Concurrently, with the motion to make the suspended rate effective, the company shall file an undertaking complying with provisions of paragraphs (c) and (e) of this section. Three copies of the motion and undertaking shall be filed. Unless notified to the contrary by the Secretary of the Commission within 30 days from the date of filing, such motion and undertaking shall be deemed to be satisfactory and to have been accepted for filing.

(b) Unless otherwise ordered by the Commission, increased rates or charges shall be charged and collected pursuant to paragraph (a) of this section.

(c) The pipeline company shall refund at such time and in such manner as may be required by final order of the Commission, the portion of any increased rates and charges found by the Commission in that proceeding to be not justified, together with interest at the rate of 7 percent per annum from the date of payment to the pipeline company until refunded; shall bear all costs of any such refunding; shall keep accurate accounts in detail of all amounts received by reason of the increased rates or charges made effective as provided in this order, for each billing period; and shall report (original and one copy) in writing and under oath to the Commission monthly, for each billing period, by customer, the billing determinants of natural gas sold and transported and the revenues resulting therefrom, as computed under the rates in effect immediately prior to the effective date of change, and under the rates which become effective pursuant to the motion, together with the differences in the revenues so computed.

(d) The pipeline company shall file an undertaking with the Secretary of this Commission to comply with the terms of this section, signed by a responsible officer of the company, evidenced by proper authority from the Board of Directors, and accompanied by a certificate showing service of copies thereof upon the purchasers under the rate schedules to be made effective by motion of the company, and in conformity to the model undertaking below.

AGREEMENT AND UNDERTAKING OF [COMPANY] TO COMPLY WITH THE TERMS AND CONDITIONS OF SECTION 154.67 OF THE COMMISSION'S RULES AND REGULATIONS UNDER THE NATURAL GAS ACT IN RESPECT TO [COMPANY'S] MOTION TO HAVE ITS PROPOSED TARIFF SHEETS IN DOCKET NO. RP ----- PLACED INTO EFFECT

In conformity with the requirements of § 154.67 of the Commission's rules and regulations under the Natural Gas Act [Company] hereby agrees and undertakes to comply with the terms and conditions of said section of the Commission's rules and regulations and has caused this agreement and undertaking to be executed and sealed in its name by its officers thereupon duly authorized in accordance with the terms of the resolution of its Board of Directors, a certified copy of which is appended hereto this ----- day of -----, 19---

[Company]

By: -----

Attest:

(e) If the pipeline company, acting in conformity with the terms and conditions of the undertaking required by this section, makes the refunds as may be required by order of the Commission, the undertaking shall be discharged; otherwise, it shall remain in full force and effect.

(C) The Secretary of the Commission shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.71-18101 Filed 12-9-71; 8:49 am]

Title 46—SHIPPING

Chapter IV—Federal Maritime Commission

SUBCHAPTER B—REGULATIONS AFFECTING MARITIME CARRIERS AND RELATED ACTIVITIES

[General Order 28]

PART 548—REGULATIONS TO IMPLEMENT THE ECONOMIC STABILIZATION ACT, 1970, AS AMENDED

Pursuant to authority in the Shipping Act, 1916, 46 U.S.C. § 801 et seq.; the Intercoastal Shipping Act, 1933, 46 U.S.C. § 843 et seq.; and the Economic Stabilization Act, 1970, as amended, Public Law 91-379, 84 Stat. 799, Public Law 91-588, 84 Stat. 1468, Public Law 92-8, 85 Stat. 13, Public Law 92-15, 85 Stat. 38, Executive Order No. 11627 (36 F.R. 20139, October 16, 1971); 6 CFR Parts 101, 201, and 300, Title 46 CFR is amended by adding a new Part 548 reading as follows:

- Sec.
548.1 General.
548.2 Categories of carriers and terminal operators for notification purposes.
548.3 Procedures for filing and review.
548.4 Pending proceedings.

AUTHORITY: The provisions of this Part 548 issued under the Shipping Act, 1916, 46 U.S.C. section 801 et seq.; the Intercoastal Shipping Act, 1933, 46 U.S.C. section 843 et seq., and the Economic Stabilization Act, 1970, as amended, Public Law 91-379, 84

Stat. 799, Public Law 91-588, 84 Stat. 1468, Public Law 92-8, 85 Stat. 13, Public Law 92-15, 85 Stat. 38, Executive Order No. 11627 (36 F.R. 20139, Oct. 16, 1971); 6 CFR Parts 101, 201, and 300.

§ 548.1 General.

(a) The regulations of this part are promulgated to implement the provisions of the Economic Stabilization Act, 1970, Executive Order 11627, and regulation of the Cost of Living Council, Wage and Price Commission.

(b) The regulations of this part are applicable to all filings and modifications of tariffs of common carriers by water in the domestic offshore commerce of the United States, nonvessel operating common carriers engaged in these trades and all terminal operators subject to this Commission's jurisdiction; and will continue in effect for the duration of the Economic Stabilization Act or until further notice. To the extent that anything contained in this part is inconsistent with other regulations of the Federal Maritime Commission, such other regulation is hereby suspended to the extent necessary to reconcile such inconsistency.

(c) For the purposes of this part, the Price Commission, established by Executive Order 11627, will be referred to as "Price Commission" and the Federal Maritime Commission as the "Commission."

(d) For purposes of this part all common carriers by water engaged in the domestic offshore commerce of the United States and non vessel operating common carriers operating in the trade shall be considered regulated public utilities as defined in section 7701(a)(33) of the Internal Revenue Code, 1954 (26 U.S.C. section 7701(a)(33)).

(e) For purposes of this part all terminal operators shall be considered service organizations as defined in Title 6 CFR Part 300 et seq.

§ 548.2 Categories of carriers and terminal operators for notification purposes.

(a) Carriers or terminal operators with gross annual revenue of \$100 million or more are in the prenotification category. They must notify the Price Commission of any proposed increases in rates and charges. However, any proposed increases are subject to review by this Commission before imposition and subject to examination by the Internal Revenue Service for compliance with the purposes of the Economic Stabilization Act. They must report any authorized increase to the Price Commission immediately.

(b) Carriers or terminal operators with gross annual revenue of \$50 million or more but less than \$100 million are in the reporting category. They may put into effect increases in rates or charges which comply with the guidelines established by the Cost of Living Council and the Price Commission without advance notification to the Price Commission. They must report any authorized increases to the Price Commission immediately. However, any proposed increases are subject to review by this Commission before imposition and subject to exami-

nation by the Internal Revenue Service for compliance with the purposes of the Economic Stabilization Act.

(c) Carriers or terminal operators with gross annual revenues of less than \$50 million are not subject to either prenotification or reporting requirements. However, any proposed increases are subject to review, for compliance with requirements established under the Economic Stabilization Act, by this Commission before imposition and subject to examination by the Internal Revenue Service for compliance with the purposes of the Economic Stabilization Act. These carriers or terminal operators are hereby placed on notice they may be subject to penalties if it is found that increases in rates and charges violate these guidelines.

§ 548.3 Procedures for filing and review.

(a) This Commission, in keeping with its initial pronouncements in circular letters dated November 12, November 18, and November 22, 1971, is committed to implementing the Economic Stabilization Act, as amended. Accordingly, the Commission notes the provisions of 6 CFR 300.016 as amended, relating to public utilities allowing rate increases in excess of the base price if such increase has been approved by a regulatory agency or other legal authority provided, however, such increases which were approved prior to November 14, 1971, but not permitted to take effect due to Executive Order 11615, must be reviewed by the appropriate regulatory agency for consistency with the Economic Stabilization Act, 1970, as amended, before imposition.

(b) Therefore, in order for the Commission to comply with the Economic Stabilization Act, and to adequately review proposed rate increases, the following data is required to be submitted by carriers and terminal operators in relation to increases subject to this order:

(1) A computation of the company's average profit margin in The Trade as a percentage of revenue in The Trade for each of the last 3 fiscal years ended prior to August 15, 1971. Each computation shall be accompanied by financial statements upon which the computation is based. The financial statements shall bear certification by the corporate officer responsible for the maintenance and accuracy of the books, accounts, financial records of the company stating that the books and accounts have been maintained in accordance with an appropriate system of accounts, and have been prepared from the books and records of the company.

(2) A computation of the company's profit margin after giving effect to the proposed rate increase showing that it will not result in a profit which exceeds the average profit margin for any two of the company's last 3 fiscal years ended prior to August 15, 1971. This computation shall be supported by a pro forma income statement for the next 12-month period commencing with the effective date of the proposed rate increase.

(3) Certification by a responsible carrier official that the increase proposed to be put into effect:

(i) Does not reflect or allow future inflationary expectation;

(ii) That it is reduced to reflect productivity gains;

(iii) That the rate resulting from the increase is the minimum rate which is necessary to assure continued and adequate service; and

(iv) That such increase does or does not allow for a rate of return above that previously allowed, and, in the case where such an increased rate of return is provided, that such increase is required by an increase in the cost of money, including equity capital, which is necessary to assure continued adequate service and provide for necessary expansion to meet future requirements; and that it is the minimum rate of return needed to attract capital. Such certification shall be accompanied by sufficient data, and explanation to enable the Commission to determine the accuracy of such certification in relation to requirements of the Economic Stabilization Act and the regulations of the Cost of Living Council and the Price Commission.

(4) Such further information as the Commission may request which may be necessary to enable the Commission to properly advise the Price Commission and the Cost of Living Council.

(c) No proposed increase in rates will become effective until approved by the Commission under this order and no rate increase will be approved until the Commission has received from the company, and evaluated the foregoing data.

§ 548.4 Pending proceedings.

(a) Proposed increases which have become effective by the running of a statutory period but required to be canceled, postponed or suspended pursuant to the requirements of the Economic Stabilization Act by Commission directive, will be reviewed to determine whether such increases are consistent with the goals of the Economic Stabilization Act, as amended, upon the submission of the data required by paragraph (b) of § 548.3.

(b) Upon receipt of appropriate data, prompt review will be accomplished and special permission will be granted to allow increases, if authorized, to take effect as soon as permitted under the regulations of the Price Commission; assuming such increases are consistent with the Economic Stabilization Act, as amended, and all requirements of the Shipping Act, 1916, and Intercoastal Shipping Act, 1933, are met.

Notice and public procedure are not necessary or practical for the promulgation of these rules inasmuch as the timely execution of the Commission's functions would be impeded thereby.

Effective date. Good cause existing, the regulations promulgated herein will be effective upon publication in the FEDERAL REGISTER (12-10-71).

By the Commission.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-18185 Filed 12-9-71;8:53 am]

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission PART 213—EXCEPTED SERVICE

Part 213 is revised to read as follows:

Subpart A—General Provisions

- Sec.
- 213.101 Definitions.
- 213.102 Identification of positions in Schedule A, B, or C.
- Subpart B—[Reserved]
- Subpart C—Excepted Schedules
- SCHEDULE A
- 213.3101 Positions other than those of a confidential or policy-determining character for which it is not practicable to examine.
- 213.3102 Entire executive civil service.
- 213.3103 Executive Office of the President.
- 213.3104 Department of State.
- 213.3105 Treasury Department.
- 213.3106 Department of Defense.
- 213.3107 Department of the Army.
- 213.3108 Department of the Navy.
- 213.3109 Department of the Air Force.
- 213.3110 Department of Justice.
- 213.3112 Department of the Interior.
- 213.3113 Department of Agriculture.
- 213.3114 Department of Commerce.
- 213.3115 Department of Labor.
- 213.3116 Department of Health, Education, and Welfare.
- 213.3118 Environmental Protection Agency.
- 213.3121 National Security Council.
- 213.3123 Cabinet Committee on Opportunities for Spanish-Speaking People.
- 213.3124 Board of Governors, Federal Reserve System.
- 213.3126 Office of Emergency Preparedness.
- 213.3127 Veterans Administration.
- 213.3128 U.S. Information Agency.
- 213.3129 Federal Power Commission.
- 213.3130 Securities and Exchange Commission.
- 213.3132 Small Business Administration.
- 213.3133 Federal Deposit Insurance Corporation.
- 213.3135 National Capital Housing Authority.
- 213.3136 U.S. Soldiers' Home.
- 213.3137 General Services Administration.
- 213.3138 Federal Communications Commission.
- 213.3139 U.S. Tariff Commission.
- 213.3141 National Labor Relations Board.
- 213.3142 Export-Import Bank of the United States.
- 213.3143 Farm Credit Administration.
- 213.3146 Selective Service System.
- 213.3147 Federal Mediation and Conciliation Service.
- 213.3148 National Aeronautics and Space Administration.
- 213.3149 Panama Canal Company, New Orleans.
- 213.3152 U.S. Government Printing Office.
- 213.3153 District of Columbia Government.
- 213.3154 Federal Home Loan Bank Board.
- 213.3156 Commission on Civil Rights.
- 213.3158 Franklin Delano Roosevelt Memorial Commission.
- 213.3161 James Madison Memorial Commission.
- 213.3162 National Aeronautics and Space Council.
- 213.3165 President's Advisory Committee on Labor-Management Policy.
- 213.3170 Civil Service Commission.
- 213.3178 Atlantic-Pacific Interoceanic Canal Study Commission.

- Sec.
- 213.3182 National Foundation on the Arts and the Humanities.
- 213.3184 Department of Housing and Urban Development.
- 213.3187 District of Columbia Redevelopment Land Agency.
- 213.3190 Commission on Marine Science, Engineering, and Resources.
- 213.3194 Department of Transportation.
- 213.3195 President's Temporary Commission on Pennsylvania Avenue.
- 213.3199 Temporary boards and commissions.

SCHEDULE B

- 213.3201 Positions other than those of a confidential or policy-determining character for which it is not practicable to hold a competitive examination.
- 213.3202 Entire executive civil service.
- 213.3204 Department of State.
- 213.3205 Treasury Department.
- 213.3206 Department of Defense.
- 213.3209 Department of the Air Force.
- 213.3210 Department of Justice.
- 213.3212 Department of the Interior.
- 213.3214 Department of Commerce.
- 213.3215 Department of Labor.
- 213.3216 Department of Health, Education, and Welfare.
- 213.3228 U.S. Information Agency.
- 213.3229 Federal Power Commission.
- 213.3242 Export-Import Bank of the United States.
- 213.3246 Selective Service System.
- 213.3253 District of Columbia Government.
- 213.3259 Action.
- 213.3268 Agency for International Development.
- 213.3273 Office of Economic Opportunity.
- 213.3276 Appalachian Regional Commission.

SCHEDULE C

- 213.3301 Positions of a confidential or policy-determining character.
- 213.3301a Special revocation of exceptions.
- 213.3303 Executive Office of the President.
- 213.3304 Department of State.
- 213.3305 Treasury Department.
- 213.3306 Department of Defense.
- 213.3307 Department of the Army.
- 213.3308 Department of the Navy.
- 213.3309 Department of the Air Force.
- 213.3310 Department of Justice.
- 213.3312 Department of the Interior.
- 213.3313 Department of Agriculture.
- 213.3314 Department of Commerce.
- 213.3315 Department of Labor.
- 213.3316 Department of Health, Education, and Welfare.
- 213.3317 Overseas Private Investment Corporation.
- 213.3318 Environmental Protection Agency.
- 213.3319 Administrative Conference of the United States.
- 213.3320 Inter-American Social Development Institute.
- 213.3322 Interstate Commerce Commission.
- 213.3325 The Tax Court of the United States.
- 213.3326 Office of Emergency Preparedness.
- 213.3327 Veterans Administration.
- 213.3328 U.S. Information Agency.
- 213.3329 Federal Power Commission.
- 213.3330 Securities and Exchange Commission.
- 213.3331 National Mediation Board.
- 213.3332 Small Business Administration.
- 213.3333 Federal Deposit Insurance Corporation.
- 213.3334 Federal Trade Commission.
- 213.3337 General Services Administration.
- 213.3338 Federal Communications Commission.
- 213.3339 U.S. Tariff Commission.
- 213.3340 Civil Aeronautics Board.
- 213.3341 National Labor Relations Board.

- Sec.
- 213.3342 Export-Import Bank of the United States.
- 213.3343 Farm Credit Administration.
- 213.3344 Occupational Safety and Health Review Commission.
- 213.3345 Indian Claims Commission.
- 213.3346 Selective Service System.
- 213.3348 National Aeronautics and Space Administration.
- 213.3350 Foreign Claims Settlement Commission of the United States.
- 213.3351 Subversive Activities Control Board.
- 213.3354 Federal Home Loan Bank Board.
- 213.3355 The Renegotiation Board.
- 213.3356 Commission on Civil Rights.
- 213.3359 ACTION.
- 213.3364 U.S. Arms Control and Disarmament Agency.
- 213.3367 Federal Maritime Commission.
- 213.3368 Agency for International Development.
- 213.3371 Office of Consumer Affairs.
- 213.3372 Administrative Office of the U.S. Courts.
- 213.3373 Office of Economic Opportunity.
- 213.3374 Smithsonian Institution.
- 213.3376 Appalachian Regional Commission.
- 213.3377 Equal Employment Opportunity Commission.
- 213.3382 National Foundation on the Arts and the Humanities.
- 213.3384 Department of Housing and Urban Development.
- 213.3386 Regional Commissions, Public Works and Economic Development Act of 1965.
- 213.3394 Department of Transportation.
- 213.3399 Temporary Boards and Commissions.

AUTHORITY: The provisions of this Part 213 issued under 5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR, 1954-1958 Comp.

Subpart A—General Provisions

§ 213.101 Definitions.

In this chapter:

(a) Excepted service has the meaning given that term by section 2103 of title 5, United States Code, and includes all positions in the executive branch of the Federal Government which are specifically excepted from the competitive service by or pursuant to statute, by the President, or by the Commission under § 6.1 or § 9.20 of the civil service rules (Subchapter A of this chapter).

(b) "Excepted position" means a position in the excepted service.

§ 213.102 Identification of positions in Schedule A, B, or C.

The Commission shall decide whether the duties of any particular position are such that it may be filled as an excepted position under Schedule A, B, or C.

Subpart B—[Reserved]

Subpart C—Excepted Schedules

SCHEDULE A

§ 213.3101 Positions other than those of a confidential or policy-determining character for which it is not practicable to examine.

(a) The positions enumerated in §§ 213.3102 to 213.3199 are positions other than those of a confidential or policy-determining character for which it is not practicable to examine and

which are excepted from the competitive service and constitute Schedule A.

(b) An agency (including a military department) may not appoint the son or daughter of a civilian employee of that agency, or the son or daughter of a member of its uniformed service, to a position listed in Schedule A for summer or student employment within the United States. This prohibition does not apply to the appointment of persons (1) who are eligible for placement assistance under the Commission's Displaced Employee (DE) Program, (2) who are employed to meet urgent needs resulting from an emergency posing an immediate threat to life or property, or (3) who are members of families which are eligible to receive financial assistance under a public welfare program or the total income of which in relation to family size does not exceed limits established by the Commission and published in the Federal Personnel Manual.

(c) An agency may appoint for summer employment within the United States in positions listed in Schedule A only in accordance with the terms of the Commission's summer employment program. This restriction does not apply to positions that are excepted only when filled by particular types of individuals.

(d) In this section "summer employment" means any employment beginning after May 12 which will end before October 1 of the same year. "Student employment" means the employment of persons who are enrolled or who have been accepted for enrollment, on a substantially full-time basis, as resident students of a secondary school or of an institution of higher learning; a resident student, for this purpose, is a student in actual physical attendance at a school as distinguished from a correspondence student.

§ 213.3102 Entire executive civil service.

(a) Positions of Chaplain and Chaplain's Assistant.

(b) Cooks, except at fixed locations such as hospitals, quarantine stations, and penal institutions.

(c) Positions to which appointments are made by the President without confirmation by the Senate.

(d) Attorneys.

(e) Law clerk trainee positions. Appointments under this paragraph shall be confined to graduates of recognized law schools or persons having equivalent experience and shall be for periods not to exceed 14 months pending admission to the bar. No person shall be given more than one appointment under this paragraph. However, an appointment which was initially made for less than 14 months may be extended for not to exceed 14 months in total duration.

(f) Chinese, Japanese, and Hindu interpreters.

(g) Any position the duties of which are part-time or intermittent in which the appointee will receive compensation during his service year that aggregates not more than 40 percent of the annual salary rate for the first step of GS-3. This limitation on compensation includes any premium pay such as for overtime,

night, Sunday, or holiday work. It does not, however, include any mandatory within-grade salary increases to which the employee becomes entitled subsequent to appointment under this authority. Appointments under this authority shall not be for job employment. In the metropolitan area of Washington, D.C., appointments under this authority shall be subject to the prior approval of the Commission.

(h) Subject to prior approval by the Commission, positions in Federal mental institutions when filled by persons who have been patients of such institutions and been discharged and are certified by the medical head thereof as recovered sufficiently to be regularly employed but it is believed desirable and in the interest of the persons and the institution that they be employed at the institution.

(i) Subject to prior approval of the Commission, positions requiring temporary, part-time, or intermittent employment in wage board type occupations (i.e., position excluded from Classification Act coverage by section 202(7) of the Act) on construction or repair work, where the activity is carried on in localities where examination coverage for the positions has not been provided and where because of employment conditions there is a shortage of available candidates for the positions. Appointments under this paragraph shall not extend beyond 1 year, and the employment thereunder shall not exceed 180 working days a year. Seasonal employments of a recurring nature are not authorized under this paragraph.

(j) [Reserved]

(k) Positions without compensation provided appointments thereto meet the requirements of applicable laws relating to compensation.

(l) Positions requiring the temporary or intermittent employment of professional, scientific, or technical experts for consultation purposes.

(m) Nonsupervisory positions of custodial laborer (levels 1, 2, and 3) and general laborer (levels 2 and 3) in field establishments outside central office and regional office cities of the Commission where examination coverage has not been provided for the positions, as follows:

(1) For temporary, intermittent, or seasonal employment (exclusive of positions covered by paragraph (i) of this section) not to exceed 180 working days a year in the Departments of Agriculture, Commerce, and Interior, in the Federal Aviation Agency, and in the International Boundary and Water Commission; or

(2) When it is specifically held by the Commission that this authority is applicable, for employment in localities that are isolated with respect to labor supply and where there is a shortage of available candidates for the positions.

(n) Any local physician, surgeon, or dentist employed under contract or on a part-time or fee basis when, in the opinion of the Commission, appointment through competitive examination is impracticable.

(o) Positions of a scientific, professional or analytical nature when filled

by bona fide members of the faculty of an accredited college or university who have special qualifications for the positions to which appointed. Employments under this provision shall not exceed 130 working days a year.

(p) Positions of a scientific, professional, or analytical nature when filled by bona fide graduate students at accredited colleges or universities provided that the work performed for the agency is to be used by the student as a basis for completing certain academic requirements toward a graduate degree. Employments under this provision may be continued only so long as the foregoing conditions are met, and the total period of such employment shall not exceed one year in any individual case: *Provided*, That such employment may, with the approval of the Commission, be extended for not to exceed an additional year.

(q) Temporary or intermittent positions at GS-7 and below when the appointees are to assist scientific, professional, or technical employees. Persons employed under this provision shall be (1) bona fide students at high schools or accredited colleges or universities pursuing courses related to the field in which employed; or (2) bona fide high school science and mathematics teachers. No person shall be employed under this provision (1) in a position of a routine clerical type; or (2) in excess of 1,040 working hours a year; except that the 1,040-working-hours-a-year limitation shall not apply to persons employed under this provision in positions at GS-5 and below which are established in connection with an organized work-study program involving alternating periods of work experience and related study at an accredited college or university in a cooperative curriculum in which the work experience is a prerequisite to the award of a degree. Appointments under this authority may be made only to positions for which qualification standards established under part 302 of this chapter are consistent with the education and experience standards established for comparable positions in the competitive service.

(r) All positions of a project nature when filled by individuals the salaries for whom are paid out of funds allocated by the President under authority of Public Law 87-658, approved September 14, 1962, the Public Works Acceleration Act. Employment under this authority shall be for a temporary period not to exceed one year.

(s) [Reserved]

(t) Positions when filled by mentally retarded persons in accordance with written agreements executed between an agency and the Commission. Provisions to be included in such agreements are specified in the Federal Personnel Manual.

(u) Subject to prior approval of the Commission, positions when filled by severely handicapped persons who (1) under temporary appointment, have demonstrated their ability to perform the duties satisfactorily; or (2) are certified by counselors of State Vocational Re-

habilitation agencies or the Veterans Administration as likely to succeed in the performance of the duties.

(v) Temporary Summer Aid positions whose duties involve work of a routine nature not regularly covered under the General Schedule and requiring no specific knowledges or skills, when filled by youths appointed for summer employment under such economic or educational needs standards as the Commission may prescribe. A person may not be appointed unless he has reached his 16th but not his 22d birthday, or employed for more than 700 hours under this paragraph. This paragraph shall apply only to positions whose pay is fixed at the equivalent of the minimum wage rate established by the Fair Labor Standards Amendments of 1966 (currently \$1.60 an hour), at the equivalent of an applicable State or municipal minimum wage rate if that is higher, or by prior agreement with the Commission, at some other rate, when an agency is precluded by law from fixing pay at one of the foregoing rates.

(w) Part-time or intermittent positions the duties of which involve work of a routine nature when filled by students appointed in furtherance of the President's Youth Opportunity Stay-in-School Campaign and when the following conditions are met: (1) Appointees are enrolled in or accepted for enrollment in a resident secondary school or institution of higher learning, accredited by a recognized accrediting body; (2) employment does not exceed 16 hours in any calendar week (40 hours in any calendar week which falls within a vacation period); (3) while employed, appointees continue to maintain an acceptable school standing, although they need not attend school during the summer; (4) appointees need the earnings from the employment to continue in school; and (5) salaries are fixed by the agency head at a level commensurate with the duties assigned and the expected level of performance. Appointments under this authority may not extend beyond 1 year: Provided, That such appointments may be extended for additional periods of not to exceed 1 year each if the conditions for initial appointment are still met. A person may not be appointed under this authority unless he has reached his 16th but not his 22nd birthday. No new appointments may be made under this authority between May 1 and August 31, inclusive.

(x) Subject to prior approval of the Commission, positions for which a local recruiting shortage exists when filled by inmates of Federal and District of Columbia penal and correctional institutions under work release programs authorized by the Prisoner Rehabilitation Act of 1965 and the District of Columbia Work Release Act. Initial appointments under this authority may not exceed one year. An initial appointment may be extended for one or more periods not to exceed one additional year each with the prior approval of the Commission upon a finding that the inmate is still in a work release status and that a local recruiting shortage still exists. No person may serve under this authority longer

than one year beyond the date he is released from custody.

(y) Positions at grade GS-2 and below for summer employment, as defined in § 213.3101(d), of assistants to scientific, professional, and technical employees, when filled by finalists in national science contests under hiring programs approved by the Commission.

(z) Not to exceed 30 positions of assistants to top-level Federal officials when filled by persons designated by the President as White House Fellows.

(aa) Scientific and professional research associate positions at GS-12 and above when filled on a temporary basis by persons having a doctoral degree in an appropriate field of study for research activities of mutual interest to appointees and their agencies. Appointments are limited to persons referred by the National Research Council under its post-doctoral research associate program and may be made initially for 1 year only. An agency may extend an appointment made under this authority for up to one additional year when the program committee at the laboratory concerned determines that extension will benefit both the associate and the laboratory.

(bb) Subject to prior approval of the Commission, positions when filled by aliens in the absence of qualified citizens.

(cc) Positions at GS-15 and below when filled by persons identified as Interchange Executives by the President's Commission on Personnel Interchange. Appointments made under this authority may not extend beyond 2 years.

(dd) Positions at the grade GS-12 through GS-15 levels when filled by persons designated as Fellows under the Brookings Institution's Economic Policy Fellowship Program. Appointments made under this authority may not exceed 2 years in duration and no appointment may extend beyond June 30, 1974.

(ee) Positions in research and development facilities when filled for not to exceed 1 year by scientists and engineers appointed under a program of Presidential internships. No new appointments may be made under authority after September 30, 1972.

§ 213.3103 Executive Office of the President.

(a) *Office of Science and Technology.* (1) All professional positions on the Staff of the Office.

(b) *National Council on Marine Resources and Engineering Development.* (1) All positions on the Council staff.

(c) *Council on Environmental Quality.* (1) Professional and technical positions in grades GS-13 through 15 on the staff of the Council.

(d) [Reserved]

(e) *Office of Telecommunications Policy.* (1) Professional positions in grades GS-13 through 15 on the staff of the Office.

§ 213.3104 Department of State.

(a) *Office of the Secretary.* (1) Six physical science administration officers at GS-14 and above in International Scientific and Technological Affairs.

(2) Six positions of Member of the Executive Secretariat.

(3) Chief, Reports and Operations Staff, Executive Secretariat.

(4) Four Assistants to the Executive Secretary, Executive Secretariat.

(5) Executive Officer, Executive Secretariat.

(6) Chief, Correspondence Review Staff, Executive Secretariat.

(b) *Bureau of Intelligence and Research.* (1) Not to exceed 35 professional and technical positions.

(2) Two professional positions in the Division of Intelligence Acquisition and Distribution.

(c) *International Boundary and Water Commission, United States and Mexico.* (1) Gage readers employed part time or intermittently at isolated localities when, in the opinion of the Commission, appointment through competitive examination is impracticable.

(d) *International Boundary Commission, United States and Canada.* (1) Temporary and intermittent field employees such as instrumentmen, foremen, recorders, packers, cooks, and axemen, for not to exceed 130 working days or 6 months within any 1 calendar year.

(e) *Office of the Assistant Secretary for Public Affairs.* (1) Chief, Public Studies Division.

(2) Chief, Public Services Division.

(3) Chief, Historical Division.

(4) One Special Assistant to the Chief, News Division.

(5) One Special Assistant to the Deputy Assistant Secretary (Domestic Affairs).

(f) *Bureau of International Organization Affairs.* (1) One Special Assistant to the Assistant Secretary.

§ 213.3105 Treasury Department.

(a) [Reserved]

(b) *Bureau of Customs.* (1) Positions in foreign countries designated as "interpreter-translator" and "special employees," when filled by appointment of persons who are not citizens of the United States; and positions in foreign countries of messenger and janitor.

(2) [Reserved]

(3) Positions of part-time, intermittent, or temporary Customs Inspectors and Port Directors in Alaska paid at a rate not above GS-9 and for not more than 130 working days in a service year.

(4) Positions of day "pickup" laborers whose assignments are to intermittent duties of short duration that must be performed without delay in field establishments where hiring of "pickup" laborers is authorized by the Bureau of Customs headquarters. Persons appointed under this authority may not be employed in this kind of work in the Bureau of Customs for more than 180 working days a year under this authority or under a combination of this authority and any other authority for excepted appointment that may be appropriate. This authority is not appropriate for job employment.

(5) Positions at GS-9 and below of Customs Enforcement Officer, Customs Inspector, Customs Marine Clerk/Officer, Customs Aid (sampling), Customs Ware-

house Officer, Port Director, Interpreter, and Laborer, with duties of a continuing nature that require the part-time or intermittent service of an employee for not more than 700 hours in his service year. An individual appointed under this exception may not be employed in the Bureau of Customs under a combination of this and any other exception for more than 700 hours in his service year.

(6) Twenty-five positions of Criminal Investigator for special assignments.

(7) [Reserved]

(8) Staff assistant positions established to aid in the reorganization of the Bureau of Customs under Reorganization Plan No. 1 of 1965, when filled by persons with 1 year or more of current service as a Presidential appointee in a key position in the Bureau. No person may be employed under this paragraph in excess of 3 years.

(c) [Reserved]

(d) [Reserved]

(e) *Internal Revenue Service.* (1) Fifty positions of investigator for special assignments.

(f) *Office of the Assistant Secretary for International Affairs.* (1) Not to exceed 10 positions in the Research and Planning Office at the equivalent of GS-13 through GS-17 to supplement the permanent staff in the study of complex problems relating to international financial and economic policies and programs of the Government, when filled by individuals with special qualifications for the particular study being undertaken. Employment under this authority may not exceed 4 years.

§ 213.3106 Department of Defense.

(a) *Office of the Secretary.* (1) Five Special Advisers in the immediate office of the Secretary or Deputy Secretary with responsibility for studies and recommendations in broad program areas. These positions have advisory rather than operating duties, except as operating or administrative responsibility may be exercised in connection with pilot studies.

(2) Positions assigned exclusively to Communications Intelligence Activities.

(3) Positions assigned to or in support of special classified training activities.

(4) Three Staff Assistants.

(5) Director, Intelligence Resources and Programs, OASD (Administration)

(b) *Entire Department (including the Office of the Secretary of Defense and the Departments of the Army, Navy, and Air Force).* (1) Professional positions in Military Dependent School Systems overseas.

(2) Positions in attache systems overseas, including all professional and scientific positions in the Naval Research Branch Office in London.

(3) Positions of clerk-translator, translator, and interpreter overseas.

(4) Positions of Educational Specialist the incumbents of which will serve as Director of Religious Education on the Staffs of the Chaplains in the military services.

(5) Positions under the program for utilization of alien scientists approved

under pertinent directives administered by the Director of Defense Research and Engineering of the Department of Defense when occupied by alien scientists initially employed under the program including those who have acquired United States citizenship during such employment.

(c) *Interdepartmental Activities.* (1) Positions in support of National Security Programs and Space Council Activities.

(d) *General.* (1) Positions the duties of which are of a quasi-military nature and involve the security of secret or confidential matter when, in the opinion of the Commission, appointment through competitive examination is impracticable.

§ 213.3107 Department of the Army.

(a) *General.* (1) Positions the duties of which are of a quasi-military nature and involve the security of secret or confidential matter when, in the opinion of the Commission, appointment through competitive examination is impracticable.

(2) Unskilled laborers and munitions handlers engaged in handling Ordnance materiel, including ammunition, where temporary or intermittent employment is necessary.

(3) Student occupational therapist positions in Army hospitals. Appointments to these positions will not extend beyond the training period applicable to each individual case, which is a minimum of 3 months' training and a maximum of 12 months' training, depending upon the individual's previous clinical training.

(4) [Reserved]

(5) Positions assigned exclusively to Army Communications Intelligence Activities.

(6) Trainee student medical technologist (intern) positions at the Rodriguez Army Hospital, Fort Brooke, Puerto Rico. Appointments to these positions will not extend beyond the training period applicable to each individual case, depending upon the individual's previous clinical training. Employment under this provision may not exceed 1 year in any individual case: *Provided*, That such employment may, with the approval of the Commission, be extended for not to exceed an additional year. This authority shall be applied only to positions whose compensation is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(7) Positions of Food Service Worker, Sales Store Worker, and Ward Attendant at overseas locations approved by the Commission, when filled by dependents of U.S. military and civilian personnel resident in the area in the absence of available non-U.S. citizens. An appointment under this authority may be made initially for no more than 3 years, but it may be extended for up to 1 additional year with the prior approval of the Commission.

(8) Not to exceed 200 positions of members of treatment and counseling teams and related positions, such as those of ward attendants and occupa-

tional therapy assistants, to assist in the implementation of a drug rehabilitation program, when filled by persons who have a history of drug addiction and who have been successfully treated.

(b) *Transportation Corps.* (1) Longshoremen and stevedores employed at ports of embarkation in the United States; and all positions on vessels operated by the Transportation Corps.

(c) *Corps of Engineers.* (1) Land appraisers employed on a temporary basis for a period not to exceed 1 year on special projects where knowledge of local values or conditions or other specialized qualifications not possessed by appraisers regularly employed by the Corps of Engineers are required for successful results.

(2) Nonsupervisory positions of custodial laborer (levels 1, 2, and 3) and general laborer (levels 2 and 3) on survey, construction, short-term maintenance, or floating-plant operations, where because of turnover, lack of housing facilities, mobility of work site, or remoteness of personnel servicing facilities, an adequate labor force can be recruited only by immediate gate hiring on a local basis. This authority can be used only when the Commission has determined that it is specifically applicable to a given situation; ordinarily, it will not be used for employment in Civil Service central office, regional, and branch office cities or in cities where there is a local Board of U.S. Civil Service Examiners to service the employing establishment.

(3) Positions of Academic Director, Department Head, and Instructor at the U.S. Military Academy Preparatory School, Fort Belvoir, Va.

(d) *U.S. Military Academy, West Point, N.Y.* (1) Civilian professors, instructors, teachers (except teachers at the Children's School), hostesses, chapel organist and choirmaster, librarian when filled by an officer of the Regular Army retired from active service, and military secretary to the Superintendent when filled by a Military Academy graduate retired as a regular commissioned officer for disability.

(e) *National War College, Washington, D.C.* (1) Civilian directors of studies for employment of not to exceed 1 year: *Provided*, That such employment may, with the prior approval of the Commission, be extended for not to exceed 1 additional year.

(f) *Joint Brazil-United States Defense Commission.* (1) One position of clerk-stenographer-translator or civilian aide requiring a knowledge of English, Portuguese, and Spanish.

(g) *Defense Language Institute.* (1) Positions of instructors whose duties require proficiency in the teaching of a foreign language, and supervisory instructors whose duties require a background in language teaching.

(2) Clerk-Typist positions at the West Coast foreign language school and the Systems Development Agency whose incumbents are required to have a foreign language knowledge and whose duties require rapid and accurate typing of foreign language materials in foreign

language script and proofreading of the materials typed.

(3) [Reserved]

(4) Foreign language instructor positions at local Army language training facilities established pursuant to the Defense Language Program.

(5) Positions at the Systems Development Agency which require a native proficiency in a given foreign language and whose incumbents serve as foreign language subject matter specialists to assist in the development and evaluation of instructional material and methods directly related to the teaching of foreign languages. Appointments under this authority are made initially for not to exceed 1 year, but may be extended for no more than 1 additional year with the prior approval of the Director, Defense Language Institute.

(h) *Army War College, Carlisle Barracks, Pa.* (1) One position of Educational Specialist for employment of not to exceed 1 year: *Provided*, That such employment may, with the prior approval of the Commission, be extended for not to exceed 1 additional year.

(i) *Defense Systems Management School, Fort Belvoir, Va.* (1) The Deputy Commandant and professors in grades GS-13 through 15.

§ 213.3108 Department of the Navy.

(a) *General.* (1) Intelligence and Counter Intelligence positions assigned exclusively to Naval Intelligence Activities and positions assigned to Naval Security Group Activities/Functions.

(2) [Reserved]

(3) Positions of teachers in indigenous schools at Chichi Jima, Bonin-Volcano Islands.

(4) Not to exceed 50 positions of Resident-in-Training at U.S. Naval hospitals which have residency training programs, when filled by residents assigned as affiliates for part of their training from non-Federal hospitals. Assignments to these positions shall be on a temporary (full-time or part-time) or intermittent basis, shall not amount to more than 6 months for any person, and shall be only to positions excepted from the Classification Act under the provisions of Public Law 80-330.

(5) One Staff Assistant to the Naval Aide to the President.

(6) [Reserved]

(7) Positions of Student Social Worker for temporary, part-time, or intermittent employment in Navy hospitals when filled by bona fide students enrolled in academic institutions: *Provided*, That the work performed in the agency is to be used by the student as a basis for completing certain academic requirements required by such educational institution to qualify for a graduate degree in social work. This authority shall be applied only to positions the compensation of which is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(8) Positions of Student Practical Nurse for temporary, part-time, or intermittent employment in Naval Hospitals and Station Hospitals, when filled by trainees enrolled in a non-Federal in-

stitution in an approved program of educational and clinical training which meets the requirements for licensing as a practical nurse. This authority shall be applied only to positions the compensation of which is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(9) One Personnel Security Specialist, Naval Personnel Program Support Activity, Bureau of Naval Personnel.

(10) Positions of Medical Technology Intern in Naval and station hospitals when filled by students enrolled in approved programs of training in non-Federal institutions. Employment under this authority may be on a full-time, part-time or intermittent basis but may not exceed 1 year. This authority shall be applied only to positions the compensation of which is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(11) Positions of Medical Intern at U.S. Naval Hospitals when filled by persons who are serving medical internships at participating non-Federal hospitals and whose compensation is fixed under 5 U.S.C. 5351-5356. Employment under this authority may not exceed 1 year.

(12) Positions of Student Speech Pathologist at U.S. Naval Hospitals when filled by persons who are enrolled in participating non-Federal institutions and whose compensation is fixed under 5 U.S.C. 5351-5356. Employment under this authority may not exceed 1 year.

(13) Positions of Student Dental Assistant in Naval dental departments when filled by students who are enrolled in an approved dental assistant program in a participating non-Federal institution, and whose compensation is fixed under 5 U.S.C. 5351 and 5352. Employment under this authority may not exceed one year.

(14) Not to exceed 100 positions of rehabilitation counselors and therapists in grades GS-3 through 11 to assist in the implementation of a drug rehabilitation program when filled by persons who have a history of drug addiction and who have been successfully treated. No new appointments may be made under this authority after July 31, 1973.

(15) Marine positions assigned to a coastal or seagoing vessel operated by a naval activity for research or training purposes.

(b) *U.S. Naval Academy.* (1) Professors, instructors, and teachers in the U.S. Naval Academy, the U.S. Naval Postgraduate School, and the Naval War College; and the librarian, organist-choirmaster, registrar, the Dean of Admissions at the U.S. Naval Academy, and social counselors.

(c) *U.S. Naval Home.* (1) Positions of Orderly when filled by the appointment of beneficiaries of the Home.

(d) *Military Sealift Command.* (1) All positions on vessels operated by the Military Sealift Command.

(e) [Reserved]

(f) *U.S. Naval Radiological Defense Laboratory, San Francisco, Calif.* (1) Scientific and professional research positions at GS-12 and above when filled

on a temporary basis by persons having a doctoral degree or its equivalent in natural science and related fields of study, for research activities of mutual interest to the appointee and the Laboratory. Total employment under this provision may not exceed six positions at any one time. Employment under this provision may not exceed 1 year in any individual case: *Provided*, That such employment may, with the approval of the Commission, be extended for not to exceed 1 additional year.

§ 213.3109 Department of the Air Force.

(a) *Office of the Secretary.* (1) Three Special Assistants in the Office of the Secretary of the Air Force. These positions have advisory rather than operating duties except as operating or administrative responsibilities may be exercised in connection with the pilot studies.

(b) *General.* (1) Positions on the cable ship operated by the Air Force Communication Service.

(c) [Reserved]

(d) *U.S. Air Force Academy, Colorado.* (1) Positions of Cadet Hostesses, Instructors in Physical Education, and two Instructors in Music (Choirmasters).

§ 213.3110 Department of Justice.

(a) *General.* (1) Deputy U.S. Marshals employed on an hourly basis for intermittent service.

(2) Positions of temporary deputy marshals in lieu of bailiff in the U.S. courts when employed on an intermittent basis.

(3) U.S. Marshal in the Virgin Islands.

(4) [Reserved]

(5) Thirty positions of Field Representative, GS-9 through GS-14, in the Community Relations Service for temporary or intermittent employment for not to exceed 130 working days a year.

(6) Not to exceed 20 positions of Field Representative Trainee, GS-5-7, in the Community Relations Service, for employment on college campuses for not to exceed 130 working days a year. Employment under this authority is limited to 1 year: *Provided*, That an appointment may be extended for one additional year with the prior approval of the Commission.

(b) *Immigration and Naturalization Service.* (1) Information Officer.

(2) Four positions of Regional Commissioner.

(c) *Bureau of Narcotics and Dangerous Drugs.* (1) 154 special agent positions for undercover work.

§ 213.3112 Department of the Interior.

(a) *General.* (1) Temporary, intermittent, or seasonal positions in the field service of the Department of the Interior, when filled by the appointment of persons who are certified as maintaining a permanent and exclusive residence within, or contiguous to, a field activity or district, and as being dependent for livelihood primarily upon employment available within the field activity of the Department.

(2) All positions on Government-owned ships or vessels operated by the Department of the Interior.

(3) Temporary or seasonal caretakers at temporarily closed camps or improved areas to maintain grounds, buildings, or other structures and prevent damage or theft of Government property. Such appointments shall not extend beyond 130 working days a year without the prior approval of the Commission.

(4) Temporary, intermittent, or seasonal field assistants at GS-5, or its equivalent, and below in such areas as forestry, range management, soils, engineering, fishery and wildlife management, and with surveying parties. Employment under this authority shall not exceed 180 working days a year for positions at GS-4 and below in survey parties in the Bureau of Land Management and Geological Survey and shall not exceed 130 working days a year for other positions authorized under this subparagraph. This authority shall not apply to positions of field assistants engaged in fishery management work in Alaska.

(5) Temporary positions established in the field service of the Department for emergency forest and range fire prevention or suppression and blister rust control for not to exceed 180 working days a year: *Provided*, That an employee may work as many as 220 working days a year when employment beyond 180 days is required to cope with extended fire seasons or sudden emergencies such as fire, flood, storm, or other unforeseen situations involving potential loss of life or property.

(6) Persons employed in field positions, the work of which is financed jointly by the Department of the Interior and cooperating persons or organizations outside the Federal service.

(7) All positions in the Bureau of Indian Affairs and other positions in the Department of the Interior directly and primarily related to the providing of services to Indians when filled by the appointment of Indians who are one-fourth or more Indian blood.

(8) Subject to prior approval of the Commission, temporary, intermittent, or seasonal positions at GS-7 or below in Alaska, as follows: Positions in nonprofessional mining activities, such as those of drillers, miners, caterpillar operators; and samplers; and positions of field assistants engaged in fishery management work. Employment under this authority shall not exceed 180 working days a year and shall be appropriate only when the activity is carried on in a remote or isolated area, there is no Board of U.S. Civil Service Examiners to service the employing establishment, and there is a shortage of available candidates for the positions.

(9) Subject to prior approval of the Commission, temporary, part-time, or intermittent employment of mechanics, skilled laborers, equipment operators and tradesmen on construction, repair, or maintenance work for not to exceed 180 working days a year in Alaska, when the activity is carried on in a remote or isolated area, there is no Board of U.S. Civil Service Examiners to service the employing establishment, and there is a shortage of available candidates for the positions.

(10) Seasonal airplane pilots and airplane mechanics in Alaska, not to exceed 180 working days a year.

(b) *Bureau of Indian Affairs.* (1) Housekeeper positions at a gross salary not in excess of the entrance rate of grade GS-4 or its equivalent when, because of isolation or lack of quarters, appointment through competitive examination is, in the opinion of the Commission, impracticable.

(2) Subject to prior approval of the Commission, assistants in Alaska native schools (not including teachers and instructors) at a salary rate not in excess of that of GS-4 or its equivalent where the schools are in isolated or remote areas or lack suitable quarters.

(c) *Indian Arts and Crafts Board.* (1) The Executive Director.

(d) *Bonneville Power Administration.* (1) Five Area Managers.

(e) *Office of Territories.* (1) The Clerk of the High Court of American Samoa.

(2) and (3) [Reserved]

(4) Special Assistants to the Governor of American Samoa who perform specialized administrative, professional, technical, and scientific duties as members of his immediate staff.

(f) *National Park Service.* (1) Park Ranger positions (appropriate specializations) at salaries equivalent to GS-5 or GS-4 and those equivalent to grade GS-7 or GS-6 in which the duties are supervisory or are limited to a highly specialized part of the duties performed by career protective or interpretive personnel of the National Park Service. (The total number of Park Ranger and Park Technician positions at salaries equivalent to GS-7 and GS-6 excepted under this subparagraph and subparagraph (2) of this paragraph shall not exceed 200.) Employment under this subparagraph is limited to persons who meet the qualification standards for each salary level which have been agreed upon by the Commission and the Department. These standards include as a minimum the following number of previous seasons' experience in the National Park Service as a Park Ranger at a salary equivalent to the next lower grade:

(i) For IGS-7: 2 seasons at IGS-6 level.

(ii) For IGS-6: 2 seasons at IGS-5 level.

(iii) For IGS-5: 2 seasons at IGS-4 level.

Employment under this subparagraph shall be only for duty that is temporary, intermittent, or seasonal, and no person shall be employed by the same appointing office in the National Park Service under this subparagraph or a combination of this and any other excepting authorities in excess of 180 working days a year.

(2) Park Aid and Park Technician positions at salaries equivalent to GS-2 through GS-5 to perform technical and practical work supporting the management, conservation, interpretation, development, and use of park areas and resources; and positions at salaries equivalent to GS-7 and GS-6 in which the duties are supervisory or are limited to a highly specialized part of the duties

performed by career resources management, interpretive or visitor service personnel of the National Park Service. (The total number of Park Technician and Park Ranger positions at salaries equivalent to GS-7 and GS-6 excepted under this subparagraph and subparagraph (1) of this paragraph shall not exceed 200.) Employment under this subparagraph is limited to persons who meet the qualification standards for each salary level which have been agreed upon by the Commission and the Department. These standards include as a minimum the following number of previous seasons' experience in the National Park Service as a Park Aid or Park Technician equivalent to the next lower grade:

(i) For IGS-7: 2 seasons at IGS-6 level.

(ii) For IGS-6: 2 seasons at IGS-5 level.

(iii) For IGS-5: 2 seasons at IGS-4 level.

(iv) For IGS-4: 1 season at IGS-3 level or its equivalent in experience.

(v) For IGS-3: 1 season at IGS-2 level or its equivalent in experience.

Employment under this subparagraph shall be only for duty that is temporary, intermittent, or seasonal, and no person shall be employed by the same appointing office in the National Park Service under this subparagraph or a combination of this and any other excepting authorities in excess of 180 working days a year.

(g) *Bureau of Reclamation.* (1) Appraisers and examiners employed on a temporary, intermittent, or part-time basis on special valuation or prospective-entrymen-review projects where knowledge of local values or conditions or other specialized qualifications not possessed by regular Bureau employees are required for successful results. Employment under this provision shall not exceed 130 working days a year in any individual case: *Provided*, That such employment may, with prior approval of the Commission, be extended for not to exceed an additional 50 working days in any single year.

§ 213.3113 Department of Agriculture.

(a) *General.* (1) Agents employed in field positions the work of which is financed jointly by the Department and cooperating persons, organizations, or governmental agencies outside the Federal service. This authority is not applicable to positions in the Agricultural Research Service or positions in the Statistical Reporting Service. This authority is not applicable to the following positions in the Consumer and Marketing Service: Agricultural commodity grader (grain) and (meat), agricultural commodity aid (grain), and poultry and tobacco inspection positions.

(2) Any local veterinarian employed on a fee basis or a part-time basis.

(3) Not to exceed 25 professional, scientific, or technical positions in grade GS-7 or higher to be filled on an exchange basis by qualified employees on the rolls of State governments, colleges, or universities, for a limited period not to exceed 1 year.

(4) Local Agents, except veterinarians, employed temporarily outside Washington, in demonstrating in their respective localities the necessity of eradicating contagious or infectious animal diseases.

(5) Temporary, intermittent, or seasonal employment in the field service of the Department in positions at and below GS-7 and WG-10 in the following types of positions: field assistants for subprofessional services; caretakers at temporarily closed camps or improved areas; field enumerators and supervisors; forest workers engaged primarily for fire prevention or suppression activities and other forest workers employed at headquarters other than forest supervisor and regional offices; State performance assistants in the Agricultural Stabilization and Conservation Service; collectors of the Farmers Home Administration; agricultural commodity aids (cotton) in the Consumer and Marketing Service; agricultural helpers, helper-leaders, and workers in the Agricultural Research Service; and, subject to prior Commission approval granted in the calendar year in which the appointment is to be made, other clerical, trades, crafts, and manual labor positions. Total employment under this subparagraph may not exceed 180 working days in a service year: *Provided:* That an employee may work as many as 220 working days in a service year when employment beyond 180 days is required to cope with extended fire seasons or sudden emergencies, such as fire, flood, storm, or other unforeseen situations involving potential loss of life or property. This paragraph does not cover trades, crafts, and manual labor positions covered by paragraphs (1) and (m) of § 213.3102.

(6) Not to exceed eight positions whose incumbents serve on an intermittent or temporary basis as field representatives of the Department of Agriculture and in this capacity represent the Department's Disaster Committee in conducting surveys and appraisals of conditions in areas whose status as "major disaster" areas under Public Law 81-875, is under consideration. Employment under this authority shall not exceed 130 working days a year.

(7) [Reserved]

(8) Not to exceed 10 positions directly concerned with programs of the Department for employment of Cuban refugees possessing college-level training appropriate for such positions. No new appointments may be made under this authority after December 31, 1968.

(9) Not to exceed 15 positions of Program Assistant GS-12-15 when filled by persons whose current service in agricultural programs of the Department at the State level has provided specialized knowledge and experience needed by the Department for the more efficient administration of its programs. No new appointments may be made under this authority after June 30, 1970.

(b) *Office of the Secretary.* (1) Special Livestock Loans Committeemen employed for not more than 180 working days a year, to approve and direct the servicing of emergency livestock loans.

(2) The positions of the two members

and two alternate members of the Board of Forest Appeals which must be filled under Departmental regulation by persons who have not been Federal employees for 2 years before appointment. Employment under this exception shall be on a when-actually-employed basis.

(c) *Forest Service.* (1) Temporary, intermittent, or seasonal positions when filled by the appointment of persons who are certified as maintaining a permanent and exclusive residence within, or contiguous to, a national forest and as being dependent for livelihood primarily upon employment available within the national forest.

(2) Positions in Alaska of Laborers, Boat Operators, Mechanics, Equipment Operators, and Carpenters whose duties require the operation of boats in coastal waters and/or the establishment and maintenance of work camps in remote areas.

(d) *Agricultural Stabilization and Conservation Service.* (1) Six Area Directors above GS-14.

(2) Members of State Committees.

(3) State Executive Directors.

(4) Farmer fieldmen and farmer fieldwomen to interpret and explain and supervise farm programs.

(e) *Farmers Home Administration.* (1) State committeemen to consider, recommend, and advise with respect to the Farmers Home Administration program.

(2) County committeemen to consider, recommend, and advise with respect to the Farmers Home Administration program.

(3) Temporary positions whose principal duties involve the making and servicing of emergency loans pursuant to Public Law 87-128. Appointment under this provision shall not exceed 1 year unless extended with the prior approval of the Commission for additional periods of not to exceed 1 year each.

(4) State Directors and not to exceed three positions of State Director-at-Large.

(5) Temporary positions in State and county offices of the Farmers Home Administration whose principal duties involve the making and servicing of loans pursuant to the Economic Opportunity Act of 1964. Appointments under this provision shall not exceed 1 year unless extended with prior Commission approval for not to exceed 1 additional year.

(f) *Consumer and Marketing Service.*

(1) Positions of cotton classers GS-9 and below, clerks GS-2, supervisory clerks GS-3, and laborers, employed on a seasonal basis in cotton-classing offices outside the Washington, D.C., Metropolitan Area. Employment under this authority (or under a combination of this authority and any other excepting authority) shall not exceed 1,280 hours a year in the case of cotton classers and laborers, and 1,040 hours a year in the case of clerks; except that a GS-5 cotton classer may be employed as a trainee during his first appointment for an initial period of 6 months for training purposes without regard to the above time limitation.

(2) Positions of meat and poultry in-

spectors (veterinarians at GS-11 and below and nonveterinarians at appropriate grades below GS-11) for employment on a temporary, intermittent, or seasonal basis, not to exceed 1,280 hours a year.

(3) Milk Market Administrators.

(4) All positions on the staffs of Milk Market Administrators.

(5) After June 30, 1971, positions of agricultural commodity graders (processed fruits and vegetables), GS-9 and below, and of graders' aides (processed fruits and vegetables), GS-3 and 4, for temporary employment on a part-time or intermittent basis for not to exceed 1,280 hours a year.

(6) After May 31, 1971, temporary positions at GS-9 and below of agricultural commodity graders (poultry) who inspect egg products. Employment under this authority may not exceed 1,280 hours a year.

(g) *Agricultural Research Service.*

(1) Field employees on programs conducted under the terms of cooperative agreements or memorandums of understanding with States or other non-Federal cooperating organizations, provided the employees are jointly selected and their salary is supplied by the cooperators on the basis of not less than a 40-percent contribution by each of the co-operators.

(2) Temporary field positions concerned with the control, suppression, and eradication of emergency livestock diseases. Persons appointed under this authority may not be employed in these positions in the Agricultural Research Service for longer than 1 year under this authority, or under a combination of this and any other authorities for excepted appointment that may be appropriate, without prior approval of the Commission. This authority shall be appropriate only in situations declared by the Secretary of Agriculture to be emergencies threatening the livestock industry of the country.

(h) *Foreign Agricultural Service.* (1) Agricultural Attaché positions at grade GS-16 and above where the duties require that the major portion of the employee's time be spent in foreign countries.

(i) *International Agricultural Development Service.* (1) Positions of Technical Leader at Grade GS-12 and above employed in the training of foreign nationals on a temporary basis for not to exceed 130 working days a year.

(j) *Food and Nutrition Service.* (1) Temporary positions in grade GS-4 and below, and the wage system equivalents, whose principal duties involve the distribution of food to needy families at Federal Commodity Distribution Centers. After June 30, 1971, appointments under this authority may be made only to replace employees on the rolls as of that date, or their successors.

§ 213.3114 Department of Commerce.

(a) *General.* (1) Agents to take and transmit meteorological observations in connection with aviation who are employed on a part-time basis and whose compensation is based on a fee for each observation performed rather than on

an hourly or per annum basis: *Provided*, That the number of observations shall not exceed a daily average of 12 during any calendar month.

(2) Employment of individuals, firms, or corporations for not to exceed 1 year for special statistical studies and statistical compilations, other than Personal Census Records Service, the compensation for which is derived from funds deposited with the United States under the Act of May 27, 1935 (49 Stat. 292): *Provided*, That such employments may, with the approval of the Commission, be extended for not to exceed an additional year.

(3) Not to exceed 50 scientific and technical positions whose duties are performed primarily in the Antarctic. Incumbents of these positions may be stationed in continental United States for periods of orientation, training, analysis of data, and report writing.

(b) *Office of the Secretary.* (1) [Reserved]

(2) One Civil Aviation Specialist.

(3) One Adviser on Equal Employment Opportunity.

(c) *Coast and Geodetic Survey.* (1) All civilian positions on vessels operated by the Coast and Geodetic Survey.

(2) Temporary positions required in connection with the surveying operations of the field service of the Coast and Geodetic Survey. Appointment to such positions shall not exceed 8 months in any 1 calendar year.

(d) *Bureau of the Census.* (1) Supervisors, assistant supervisors, supervisors' clerks, and enumerators in the field service, other than Current Program Interviewers, for temporary, part-time, or intermittent employment for not to exceed 1 year: *Provided*, That such appointments may be extended for additional periods of not to exceed 1 year each; but that prior Commission approval is required for extension for longer than 1 year.

(2) Current Program Interviewers employed on an intermittent basis in the field service.

(3) Not to exceed 25 positions of Field Agent to compile data on taxable property values, governmental finance, and governmental employment in connection with the 1972 Census of Governments. Employment under this authority may not exceed December 31, 1973.

(e)-(g) [Reserved]

(h) *Maritime Administration.* (1) Public Information Officer.

(2)-(4) [Reserved]

(5) The positions of Chief Investigator and Security Officer and Deputy Chief Investigator and Security Officer.

(6) All positions on Government-owned vessels or those bareboats chartered to the Government and operated by or for the Maritime Administration.

(7) [Reserved]

(8) One Special Assistant to the Administrator (Tanker Adviser).

(9) Two Special Assistants to the Deputy Administrator.

(10) U.S. Merchant Marine Academy, positions of: Professors, instructors, and teachers; including heads of the Departments of Physical Training and

Athletics, Ships, Medicine, Ship Management, History and Languages, Mathematics and Science, Nautical Science and Engineering; the Regimental Officer; the Drill and activities Officers; the Band and Activities Officer; six Company Officers; and the Assistant Commandant of Cadets.

(11) U.S. Merchant Marine Academy, positions of: The Superintendent, the Executive Officer and Assistant Superintendent; Dean; Registrar and Educational Services Officer; Educational Specialist (Administration) (Assistant Dean); Alumni Records Officer and Placement Director; Librarian; the Special Assistant to the Superintendent; and three Academy Training Representatives.

(i) *Office of the Assistant Secretary for Domestic and International Business.*

(1) Ten positions at GS-13 and above in specialized fields relating to international trade or commerce in the Bureau of International Commerce or in other units under the jurisdiction of the Assistant Secretary for Domestic and International Business. Incumbents shall be assigned to advisory rather than to operating duties, except as operating and administrative responsibility may be required for the conduct of pilot studies or special projects. Employment under this authority will not exceed 2 years for any individual appointee.

(2) Not to exceed 40 positions of Managers and Deputy Managers of International Trade Fairs and Exhibit Programs in foreign countries when the duties require a considerable portion of the employee's time to be spent in foreign countries.

(3) Not to exceed 30 positions in grades GS-12 through 15, to be filled by persons qualified as industrial or marketing specialists, who possess specialized knowledge and experience in industrial production, industrial operations and related problems, market structure and trends, retail and wholesale trade practices, distributions channels and costs, or business financing and credit practices applicable to one or more of the current segments of industry served by the Bureau of Domestic Commerce, the Office of Textiles, and the Office of Import Programs. Appointments under this authority may be made for a period of not to exceed 2 years and may, with prior approval of the Commission, be extended for an additional period of 2 years.

(j) *Environmental Science Services Administration.* (1) Subject to prior approval of the Commission, which shall be contingent upon a showing of inadequate housing facilities, meteorological aid positions at the following stations in Alaska: Barrow, Bethel, Kotzebue, McGrath, Northway, and St. Paul Island.

(2) Cook positions on Swan Island.

§ 213.3115 Department of Labor.

(a) *Office of the Secretary.* (1) Chairman and two Members, Employees' Compensation Appeals Board.

(b) *Bureau of Labor Statistics.* (1) Part-time and intermittent employment for field survey and enumeration work in

the Bureau of Labor Statistics. This authority is applicable to positions where the salary is equivalent to GS-5 and below. Employment within the Bureau of Labor Statistics under this authority, or a combination of this authority and any other authorities for excepted appointment, shall not exceed:

(i) 180 working days a year for positions at GS-5;

(ii) 130 working days a year for positions at GS-4 and below.

The total number of appointments at GS-5 shall not exceed 75. Appointments at the GS-3 and GS-4 grade levels are not limited in number.

(c) *Office of Federal Contract Compliance.* (1) All positions at GS-15 and below involving performance of the functions of the program known as "Plans for Progress."

§ 213.3116 Department of Health, Education, and Welfare.

(a) *National Center for Mental Health Services, Training and Research.*

(1) Three Medical Officers (Surgical Resident).

(2) Student Medical Interns for temporary or part-time employment.

(3) Temporary positions of graduate nurses appointed as students for the purpose of receiving 12 weeks of training equivalent to psychiatric affiliation. This authority shall be applied only to positions whose compensation is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(4) Three positions of Medical Officers (Radiology Resident): *Provided*, That employment under this authority shall not exceed 1 year, except that selected residents may be nominated and reappointed for an additional year of training when the parent hospital determines that the supplemental training will meet the specialized needs of the individual resident.

(5) Eight positions of psychodrama trainees, including interns and first- and second-year residents. This authority shall be applied only to positions with compensation fixed under 5 U.S.C. 5351 and 5352.

(6) Two Medical Officers (Anatomical Pathology Resident) for not to exceed 2 years' employment in the case of any one individual.

(7) Three Medical Officers (Internal Medicine Resident) for not to exceed 3 months' employment in the case of any one individual.

(8) Four positions of Medical Officer (Physical Medicine and Rehabilitation Resident): *Provided*, That employment under this authority shall not exceed 1 year, except that selected residents may be nominated and reappointed for an additional year of training when the parent hospital determines that the supplemental training will meet the specialized needs of the individual resident. Initial appointments may be made at any level within the 3-year residency as approved by the American Medical Association.

(9) Not to exceed 22 positions of Chaplain Residents: *Provided*, That employment under this authority shall

not exceed 39 months for any individual. This authority shall be applied only to positions whose compensation is fixed in accordance with the provisions of section 3 of Public Law 80-330.

(10) One position of Medical Officer (Ophthalmology Resident) when filled by persons whose compensation is fixed under 5 U.S.C. 5351-5356. Employment under this authority may not exceed 4 months.

(11) Until September 30, 1972, not to exceed 18 positions established in connection with the Suicidology training program when filled by persons who are selected specifically for that program and whose compensation is fixed under 5 U.S.C. 5351 and 5352. Employment under this authority may not exceed 1 year.

(b) *Public Health Service.* (1) Special escorts to accompany patients of the Public Health Service in accordance with existing laws and regulations. Employment under this subparagraph shall be only for the period of time necessary for the escort to deliver the patient to his destination and to return.

(2) Positions at Government sanatoria when filled by patients during treatment or convalescence.

(3) All positions in leprosy investigation stations.

(4) Positions concerned with problems in preventive medicine financed or participated in by the Department of Health, Education, and Welfare and a cooperating State, county, municipality, incorporated organization, or an individual in which at least one-half of the expense is contributed by the cooperating agency either in salaries, quarters, materials, equipment, or other necessary elements in the carrying on of the work.

(5) Medical and dental interns, externs, and residents; and student nurses.

(6) Positions of scientific, professional, or technical nature when filled by bona fide students enrolled in academic institutions: *Provided*, That the work performed in the agency is to be used by the student as a basis for completing certain academic requirements required by an educational institution to qualify for a scientific, professional, or technical field: *And provided further*, That appropriate exclusions of the positions under the authority of Public Law 80-330 have been approved by the Civil Service Commission.

(7) Student Dieticians and Resident Physicians at Freedman's Hospital.

(8) Positions directly and primarily related to the providing of services to Indians when filled by the appointment of Indians who are one-fourth or more Indian blood.

(9) Not to exceed 30 positions of clerical assistants employed on a part-time and intermittent basis to aid cooperating clinicians in non-Federal tuberculosis sanatoria in the keeping of records and the preparation of reports in connection with research studies into the effectiveness of antimicrobial agents in the treatment of tuberculosis. Persons appointed under this authority may not be employed in this kind of work in the Public Health Service for more than 180

working days in a single year under this authority or under a combination of this and any other authority for excepted appointment that may be appropriate.

(c) *Office of Education.* (1) Positions concerned with problems in education financed and participated in by the Office of Education, Department of Health, Education, and Welfare, and a cooperating State educational agency, or university or college, in which there is joint responsibility for selection and supervision of employees, and at least one-half of the expense is contributed by the cooperating agency in salaries, quarters, materials, equipment, or other necessary elements in the carrying on of the work.

(d) *Social Security Administration.* (1) Six positions of social insurance representative in the district offices of the Social Security Administration in the State of Arizona when filled by the appointment of persons of one-fourth or more Indian blood.

(2) Seven positions of social insurance representative in the district offices of the Social Security Administration in the State of New Mexico when filled by the appointment of persons of one-fourth or more Indian blood.

(3) Two positions of social insurance representative in the district offices of the Social Security Administration in the State of Alaska when filled by the appointment of persons of one-fourth or more Alaskan native blood (Eskimos, Indians, or Aleuts).

(e) *General.* (1) Not to exceed 40 positions in medical and related occupations for employment under the Cuban refugee program. No new appointments may be made after December 31, 1968.

(f) *The President's Council on Physical Fitness.* (1) Three staff assistants, The President's Council on Physical Fitness.

(g) *Social and Rehabilitation Administration.* (1) Not to exceed 195 positions directly concerned with programs conducted by the Department in connection with the problems of Cuban refugees: *Provided*, That new appointments shall be limited to Cuban refugees.

(h) *National Institute of Mental Health—Health Services, and Mental Health Administration.* (1) Positions in the National Institute of Mental Health involving performance of various therapeutic and service assignments under a rehabilitation program concerned with the treatment of drug addicts, when filled by persons who have a history of drug addiction and who have been successfully treated. No new appointments under this authority may be made after August 31, 1972.

(i) *National Center for Health Statistics.* (1) Not to exceed 20 positions of Health Examination Representative, grades GS 7 and 9, serving on Health and Nutrition Examination Survey teams of the Division of Health Examination Statistics.

§ 213.3118 Environmental Protection Agency.

(a) Not to exceed 12 positions of Sanitation Facility Trainees, WG-1 through 5, to implement the Alaska Village Demonstration Projects under the Water

Quality Improvement Act of 1970. Employment under this authority may not exceed 2 years.

§ 213.3121 National Security Council.

(a) All positions on the staff of the Council.

§ 213.3123 Cabinet Committee on Opportunities for Spanish-Speaking People.

(a) All positions on the committee staff.

§ 213.3124 Board of Governors, Federal Reserve System.

(a) All positions.

§ 213.3126 Office of Emergency Preparedness.

(a) One Field Representative, Resource Readiness Office.

§ 213.3127 Veterans Administration.

(a) *Construction Division.* (1) Temporary construction workers paid from "purchase and hire" funds and appointed for not to exceed the duration of a construction project.

(b) Not to exceed 200 positions of Rehabilitation Counselors, GS-3 through GS-11, in drug and alcoholic treatment units when filled by former patients.

§ 213.3128 U.S. Information Agency.

(a) Two Liaison Officers (Congressional) in the Office of the General Counsel.

(b) One Chief of Religious Information.

§ 213.3129 Federal Power Commission.

(a) Three special assistants to the Commission.

§ 213.3130 Securities and Exchange Commission.

(a) Director, Division of Corporation Finance; Director, Division of Corporate Regulation; Director, Division of Trading and Markets.

(b) Nine positions of Regional Administrator.

§ 213.3132 Small Business Administration.

(a) When the President under 42 U.S.C. 1855-1855g, or the Secretary of Agriculture under 7 U.S.C. 1961, declares an area to be a disaster area, positions filled by temporary appointment of employees to make and administer disaster loans in that area under the Small Business Act, as amended, for the duration of the disaster. Original appointments may not exceed 6 months, and no employee appointed under this exception may work in any one disaster area for more than 6 months without prior approval of the Commission.

(b) Until December 31, 1971, positions of receivers or trustees who serve on an intermittent basis in receivership actions affecting Small Business Investment Companies.

(c) Position of Community Economic-Industrial Planner, GS-7-12, when filled by local residents who represent the interest of the groups to be served by the Minority Entrepreneurship Teams of which they are members.

§ 213.3133 Federal Deposit Insurance Corporation.

(a) All field positions concerned with the work of liquidating the assets of closed banks or the liquidation of loans to banks, and all temporary field positions the work of which is concerned with paying the depositors of closed insured banks.

(b) One position of Chief Clerk in the San Juan, P.R., office.

§ 213.3135 National Capital Housing Authority.

(a) Executive Director.

§ 213.3136 U.S. Soldiers' Home.

(a) All positions.

§ 213.3137 General Services Administration.

(a) *General.* (1) Custodians, guards, watchmen, laborers, and other employees engaged in the custody, care, and preservation of plants, warehouses, shipyards, airfields, and surplus facilities of a similar nature pending disposition of such facilities.

(b) *Public Buildings Service.* (1) One Receptionist—Guide, Region 9.

§ 213.3138 Federal Communications Commission.

(a) The Chief of each of the following Bureaus: Common Carrier and Safety and Special Radio Services.

§ 213.3139 U.S. Tariff Commission.

(a) The Secretary of the Commission.

§ 213.3141 National Labor Relations Board.

(a) Election Clerks and Election Examiners for temporary, part-time, or intermittent employment in connection with elections under the Labor Management Relations Act.

§ 213.3142 Export-Import Bank of the United States.

(a) Three Special Assistants to the Board of Directors, grade GS-14 and above, with responsibility for carrying out special overseas assignments for the Board.

§ 213.3143 Farm Credit Administration.

(a) Federal Land Bank Association receivers and conservators.

(b) Not to exceed seven positions in the Credit Services of the Farm Credit Administration in grades GS-13 or above, requiring technical or administrative experience in the field of agricultural credit: *Provided*, That this authority may be used only when making appointments of persons who have acquired such experience in the Farm Credit Administration or in one or more of the institutions supervised by the Farm Credit Administration.

§ 213.3146 Selective Service System.

(a) State Directors.

(b) Deputy or Assistant State Directors and State Medical Officers in State Headquarters.

(c) [Reserved]

(d) Executive Secretary, National Selective Service Appeal Board.

§ 213.3147 Federal Mediation and Conciliation Service.

(a) Executive Secretary of a Board of Inquiry appointed under section 206 of the Labor-Management Relations Act of 1947 (29 U.S.C. 176).

§ 213.3148 National Aeronautics and Space Administration.

(a) One hundred fifty alien scientists having special qualifications in the fields of aeronautical and space research where such employment is deemed by the Administrator of the National Aeronautics and Space Administration to be necessary in the public interest.

(b) Forty scientific specialists to be engaged on special research projects.

(c) [Reserved]

(d) Ten medical officer positions for employment of third year medical residents in the field of aerospace medicine. An individual may not be employed more than one year under this exception.

§ 213.3149 Panama Canal Company, New Orleans.

(a) All positions on vessels operated by the Panama Canal Company.

§ 213.3152 U.S. Government Printing Office.

(a) One Umpire.

§ 213.3153 District of Columbia Government.

(a) Positions of noneducational employees of the Board of Higher Education, the Board of Vocational Education, the Federal City College, and the Washington Technical Institute.

§ 213.3154 Federal Home Loan Bank Board.

(a) One Secretary, Federal Home Loan Bank Board.

(b) [Reserved]

(c) All temporary field positions in the Federal Savings and Loan Insurance Corporation concerned with the work of liquidating the assets of closed insured institutions, or the liquidation of loans or the handling of contributions to insured institutions and the purchase of assets therefrom, and all temporary field positions of the Federal Savings and Loan Insurance Corporation the work of which is concerned with paying the depositors of closed insured institutions.

§ 213.3156 Commission on Civil Rights.

(a) Until January 31, 1973, 15 positions at grade GS-11 and above of employees who collect, study, and appraise civil rights information and use that information to carry out the national clearinghouse responsibilities of the Commission under Public Law 88-352, as amended.

§ 213.3158 Franklin Delano Roosevelt Memorial Commission.

(a) All positions on the staff of the Commission.

§ 213.3161 James Madison Memorial Commission.

(a) One Executive Secretary.

§ 213.3162 National Aeronautics and Space Council.

(a) All positions.

§ 213.3165 President's Advisory Committee on Labor-Management Policy.

(a) One Assistant Executive Director.

§ 213.3170 Civil Service Commission.

(a) Persons employed on a WAE basis to serve as members of the International Organizations Employees Loyalty Board for the purpose of holding hearings overseas.

§ 213.3178 Atlantic-Pacific Interoceanic Canal Study Commission.

(a) All positions on the Commission staff.

§ 213.3182 National Foundation on the Arts and the Humanities.

(a) *National Endowment for the Arts.*

(1) Until June 30, 1973, one Special Assistant to the Chairman.

(2) Until June 30, 1973, Director of State and Community Operations, when filled at GS-15 or below.

(3) Until June 30, 1973, eight Program Directors.

(4)-(10) [Reserved]

(11) Until June 30, 1973, four Project Evaluators.

(12) Until June 30, 1973, one Assistant Director for Museums.

(13) Until June 30, 1973, two Assistant Directors for State and Community Operations.

(14) Until June 30, 1973, one Assistant Director of Music Programs.

(15) Until June 30, 1973, one Director of Developing Arts Programs.

(16) Until June 30, 1973, one Director for Public Media Programs.

(17) Until June 30, 1973, one Assistant to the Chairman.

(18) Until June 30, 1973, one Director of Planning and Management.

(b) *National Endowment for the Humanities.* (1) and (2) [Reserved]

(3) Until June 30, 1973, Director of Planning and Analysis, when filled at GS-15 or below.

(4) Until June 30, 1973, Director, Division of Fellowships and Stipends.

(5) Until June 30, 1973, Director, Division of Research and Grants.

(6) Until June 30, 1973, One Special Assistant to the Chairman.

(7) Until June 30, 1973, two Program Officers, Division of Education Programs.

(8) Until June 30, 1973, two Program Officers, Division of Fellowships and Stipends.

(9) Until June 30, 1973, Program Officer, Division of Research and Grants.

(10) Until June 30, 1973, one Assistant to the Director of Planning and Analysis.

(11) Until June 30, 1973, Director, Division of Education Programs.

(12) Until June 30, 1973, Program Officer, Division of Public Programs.

(13) Until June 30, 1973, Director, Division of Public Programs.

(14) Until June 30, 1973, one Director, Division of State and Community Programs.

(15) Until June 30, 1973, one Program

Officer, Division of State and Community Programs.

(16) Until June 30, 1973, one Program Officer, State-Based Programs, Division of State and Community Programs.

(17) Until June 30, 1973, one Program Officer, Special Projects, Division of State and Community Programs.

§ 213.3184 Department of Housing and Urban Development.

(a) and (b) [Reserved]

(c) *Interdepartmental Programs.* (1) Two Program Assistants.

(d) *Office of the Assistant Secretary for Administration.* (1) Director, Office of Investigations, Office of Audits and Investigations.

§ 213.3187 District of Columbia Redevelopment Land Agency.

(a) Neighborhood Aide (Urban Renewal) positions when filled by residents of the urban renewal project area in which the Aides will serve. Employment under this authority may not exceed 2 years.

§ 213.3190 Commission on Marine Science, Engineering, and Resources.

(a) All positions on the Commission staff.

§ 213.3194 Department of Transportation.

(a) *Coast Guard.* (1) Continuing positions at grade GS-9 and below whose incumbents are engaged in the admeasurement or documentation of merchant vessels on a part-time or intermittent basis not exceeding 700 hours in a service year. A person appointed under this authority may not be employed in the Coast Guard under a combination of this authority and any other authority for excepted appointment for more than 700 hours during his service year.

(2) Lamplighters.

(3) Professors, Associate Professors, Assistant Professors, Instructors, one Principal Librarian, one Cadet Hostess, and one Psychologist (Counseling) at the Coast Guard Academy, New London, Conn.

(b) *The Alaska Railroad.* (1) Temporary, part-time, or intermittent positions of nonsupervisory laborers in Alaska, involving railroad construction or repair work at locations outside the Fairbanks and Anchorage commuting areas when there are no local housing facilities available except crew cars and examination is impracticable because of the mobility of the work site, the short-term nature of a maintenance project, or the immediate need for a temporary work force to cope with unexpected turnover or unexpected situations requiring augmentation of the regular work crew in remote or isolated locations. Employment under this authority shall not exceed 180 working days a year.

(2) The General Manager.

(3) The Assistant General Manager.

(c) *Federal Highway Administration.*

(1) Temporary, intermittent, or seasonal employment in the field service of the Bureau of Public Roads at grades not higher than GS-5 for subprofessional

engineering aide work on the highway surveys and constructions projects, for not to exceed 180 working days a year, when in the opinion of the Commission appointment through competitive examination is impracticable.

(d) *Federal Aviation Administration.* (1) Caretakers and Light Attendants employed on emergency fields and other air navigation facilities who are paid on a fee basis.

(2) Medical Officer positions on Wake Island.

(3) Laborer positions on Swan Island.

(e) *St. Lawrence Seaway Development Corporation.* (1) Assistant Manager, Seaway International Bridge.

§ 213.3195 President's Temporary Commission on Pennsylvania Avenue.

(a) Not to exceed six positions on the Temporary Commission staff.

§ 213.3199 Temporary boards and commissions.

(a)-(e) [Reserved]

(f) *National Commission on Consumer Finance.* (1) Until March 31, 1971, not to exceed 30 positions at GS-15 and below on the staff of the National Commission.

(g) *The National Council on Indian Opportunity.* (1) Positions at GS-15 and below on the staff of the Council when filled by Indians who are of one-fourth or more Indian blood.

(h) *The Cabinet Committee on Education.* (1) Until June 30, 1972, not to exceed 30 positions at GS-15 and below on the staff of the Committee.

(i) *President's Commission on School Finance.* (1) Until April 1, 1972, positions at GS-15 and below on the staff of the Commission.

(j) *Presidential Foreign Assistance Task Force.* (1) Until January 31, 1972, positions in grade GS-15 and below on the staff of the Presidential Foreign Assistance Task Force.

(k) *American Revolution Bicentennial Commission.* (1) Positions in grades GS-11 through 15, other than those primarily concerned with administrative and internal management matters.

(l) *Commission on American Shipbuilding.* (1) Until December 31, 1973, positions at GS-15 and below on the staff of the Commission.

(m) *Cost of Living Council and Related Organizations.* (1) Until November 30, 1973, not to exceed 50 positions in grades GS-12 and above when it is determined that existing registers are not appropriate or do not permit appointment expeditiously.

SCHEDULE B

§ 213.3201 Positions other than those of a confidential or policy-determining character for which it is not practicable to hold a competitive examination.

The positions enumerated in §§ 213.3202 to 213.3299 are positions other than those of a confidential or policy-determining character for which it is not practicable to hold a competitive examination and which are excepted from the competitive service and constitute Sched-

ule B. Appointments to these positions are subject to such noncompetitive examination as may be prescribed by the Commission.

§ 213.3202 Entire executive civil service.

(a) Student Trainee positions established in connection with an organized preprofessional undergraduate work-study program involving alternating periods of planned work experience (including at least 6 months in the agency) and related study at an accredited college or university in either (1) a cooperative curriculum in which the work experience is a prerequisite to the award of a degree, or (2) a curriculum where formal arrangements are made with the college or university for selecting and retaining program participants, and for scheduling and coordinating work experience and academic study. Appointments under this paragraph may be made only to Student Trainee positions which are preparatory to professional work which the Commission determines to be in a shortage occupation for this purpose. The Commission's determinations in this respect and other requirements relating to appointments under this paragraph will be published in the Federal Personnel Manual. Except for the requirement of competitive selection from a register, appointments under this paragraph are subject to all the requirements and conditions governing career-conditional appointment, including investigation by the Commission to establish the appointee's qualifications and suitability. Appointees may not continue to serve in Student Trainee positions more than 90 days after they complete or are separated from the work-study program.

§ 213.3204 Department of State.

(a) Persons formerly employed abroad in the Foreign Service of the United States (this means civilian employment in the executive branch) for a period of at least 4 years for service in executive and administrative positions, or for at least 2 years for professional positions, in grades GS-9 and above.

(b) Technical cryptographic positions in the Communications Security Division, Office of Communications.

(c) Director and Deputy Director, Foreign Buildings Operations.

§ 213.3205 Treasury Department.

(a) Positions of Deputy Comptroller of the Currency, Chief National Bank Examiner, Assistant Chief National Bank Examiner, Regional Chief National Bank Examiner, Deputy Regional Chief National Bank Examiner, Senior National Bank Examiner, National Bank Examiner, Senior Assistant National Bank Examiner, Assistant National Bank Examiner, Deputy to the Comptroller of the Currency for Trusts, Representatives in Trusts, Associates in Trusts, Assistants in Trusts and one Administrative Assistant to the Comptroller of the Currency, whose salaries are paid from assessments against national banks and other financial institutions.

(b) [Reserved]

(c) Not to exceed two positions of Accountant (Tax Specialist) at grades GS-13 and above to serve as specialists on the accounting analysis and treatment of corporation taxes. Employments under this paragraph shall not exceed a period of 18 months in any individual case.

(d) Positions concerned with the protection of the life and safety of the President and members of his immediate family, or other persons for whom similar protective services are prescribed by law, when filled in accordance with special appointment procedures approved by the Commission. Service under this authority may not exceed (1) a total of 4 years or (2) 120 days following completion of the service required for conversion under Executive Order 11203, whichever occurs first.

§ 213.3206 Department of Defense.

(a) Office of the Secretary. (1) Professional members of Policy Planning Staff in positions at grades GS-16 and above and two Special Projects Directors, GS-15, Office of Deputy Assistant Secretary (Planning and NSC), Office of the Assistant Secretary of Defense (International Security Affairs).

(2) Professional positions at GS-11 and above involving systems, costs, and economic analysis functions in the Office of the Assistant Secretary (Systems Analysis); and in the Operations Analysis Group and in the Office of the Deputy Assistant Secretary (Management Systems Development), both in the Office of the Assistant Secretary (Comptroller).

(3) Professional positions at grades GS-16 and above in the Directorate for Special Studies, Office of the Deputy Assistant Secretary (Manpower Requirements and Special Studies), Office of the Assistant Secretary of Defense (Manpower).

(4) One Assistant for Counter-Insurgency, Office of the Assistant Secretary (International Security Affairs).

§ 213.3209 Department of the Air Force.

(a) Positions assigned exclusively to Air Force Communications Intelligence Activities.

(b) Civilian Deans and Professors at the Air Force Institute of Technology, Wright-Patterson Air Force Base, Dayton, Ohio.

§ 213.3210 Department of Justice.

(a) [Reserved]

(b) Positions of Port Receptionist and Supervisory Port Receptionist, Immigration and Naturalization Service.

§ 213.3212 Department of the Interior.

(a) Any competitive position at an Indian school when filled by the spouse of a competitive employee of the school, when because of isolation or lack of quarters, the Commission deems appointment through competitive examination impracticable.

§ 213.3214 Department of Commerce.

(a) Bureau of Census. (1) Not to exceed 100 positions of interviewers, supervisors, and data collection special-

ists in the Census Bureau who conduct interviews in the hard-core poverty areas of large cities or who supervise the conduct of these interviews, when filled by residents of the areas served.

(b) Economic Development Administration. (1) Four Area Supervisors.

(2) Four Assistant Area Supervisors.

§ 213.3215 Department of Labor.

(a) and (b) [Reserved]

(c) Not to exceed 35 positions of Manpower Development Specialist at grades GS-9 through GS-15 in the Manpower Administration. This authority may not be used after June 30, 1973.

§ 213.3216 Department of Health, Education, and Welfare.

(a) Office of Education. (1) Fifty positions, GS-7 through GS-11, concerned with advising on education policies, practices, and procedures under unusual and abnormal conditions. Persons employed under this provision must be bona fide elementary school and high school teachers. Appointments under this authority may be made for a period of not to exceed 1 year, and may, with the prior approval of the Civil Service Commission, be extended for an additional period of 1 year.

(b) Until September 30, 1971, not to exceed 25 positions in grades GS-9-15 in new, experimental programs or special projects of the Office of Child Development when it is determined that existing registers are not appropriate or do not permit appointment expeditiously.

(c) Not to exceed 10 positions of HEW Fellows in grades GS-11 through 15. Employment under this authority may not extend beyond 1 year.

§ 213.3228 U.S. Information Agency.

(a) Persons formerly employed abroad in the Foreign Service of the United States or as Binational Center Grantees for a period of at least 4 years for service in executive and administrative positions, or for at least 2 years for professional positions, in grades GS-9 and above.

§ 213.3229 Federal Power Commission.

(a) A Chief Engineer.

§ 213.3242 Export-Import Bank of the United States.

(a) Not to exceed 24 positions of Loan Specialist GS-7 through 14 when occupied by persons selected jointly by commercial banks and the agency for participation in the Eximbank-Commercial Bank Orientation Program. Appointments under this authority may not exceed 15 months.

§ 213.3246 Selective Service System.

(a) Positions in the Selective Service System when filled by persons who as commissioned officer personnel in the Armed Forces have previously been trained for or have been on active military duty in the Selective Service program, and cannot, for some reason beyond their control, be brought to active military duty in the current Selective Service program.

§ 213.3253 District of Columbia Government.

(a) Chairman, Secretary and Members of the Board of Police and Fire Surgeons, District of Columbia.

§ 213.3259 Action.

(a) Office of Domestic and Anti-Poverty Operations. (1) Not to exceed 25 positions of Program Specialist at grades GS-9 through GS-15.

§ 213.3268 Agency for International Development.

(a) Not to exceed 30 positions at GS-9 and above when filled by persons who have served overseas with the Agency for International Development for not less than 2 years.

§ 213.3273 Office of Economic Opportunity.

(a) Seven Regional Directors.

(b) Not to exceed 35 positions at GS-9 through GS-15 in new, experimental programs or special projects when it is determined that existing registers are not appropriate or do not permit appointment expeditiously. This authority may not be used after June 30, 1973.

(c) One Chief, Research and Plans Division.

§ 213.3276 Appalachian Regional Commission.

(a) Two Program Coordinators.

SCHEDULE C

§ 213.3301 Positions of a confidential or policy-determining character.

The positions enumerated in §§ 213.3302 to 213.3399 are positions of a confidential or policy-determining character which are excepted from the competitive service, to which appointments may be made without examination by the Commission and which constitute Schedule C.

§ 213.3301a Special revocation of exceptions.

The exception from the competitive service for each position in the executive branch listed in Schedule C which is classified in grade GS-16, GS-17, or GS-18, and is covered by Civil Service Rule IX (§ 9.1 of Subchapter A of this chapter) is revoked effective November 17, 1967. Each such position is removed from Schedule C effective November 17, 1967.

§ 213.3303 Executive Office of the President.

(a) Office of Management and Budget.

(1) Five Secretaries to the Director.

(2) One Special Assistant to the Deputy Director.

(3) One Private Secretary to the Deputy Director.

(4) Associate Director.

(5) One Special Assistant to the Associate Director.

(6) One Secretary to the Associate Director.

(7) Four Assistant Directors.

(8) One Private Secretary to each of the four Assistant Directors.

(b) Council of Economic Advisers.

(1) Three Private Secretaries to the

Chairman and one to each of the other two members.

(c) *Office of Science and Technology.* (1) One Confidential and Secretarial Assistant to the Director.

(2) One Confidential and Secretarial Assistant to the Deputy Director.

(3) [Reserved]

(4) One Staff Assistant.

(5) One Confidential Secretary and Assistant to the Director, Energy Policy Staff.

(6) One Confidential Secretary to the Director.

(d) *Office of the Special Representative for Trade Negotiations.* (1) One Confidential Assistant to the Deputy Special Representative.

(2)—(3) [Reserved]

(4) One confidential assistant to the Special Representative.

(e) *President's Commission on Personnel Interchange.* (1) The Executive Director.

(f) *President's Commission on White House Fellows.* (1) The Executive Director.

(2) The Associate Executive Director.

(g) *Council on Environmental Quality.*

(1) One Special Assistant to the Chairman.

(2) One Confidential Assistant to each Member of the Council.

(h) [Reserved]

(i) *Office of Telecommunications Policy.* (1) One Special Assistant to the Director.

(2) One Confidential Assistant to the Director.

(3) One Confidential Assistant to the Deputy Director.

(4) One Courier.

(5) One Congressional Liaison Officer. Effective on publication in the FEDERAL REGISTER (10-14-71), subparagraph (2) of paragraph (e) of § 213.3303 is revoked.

§ 213.3304 Department of State.

(a) *Office of the Secretary.* (1) Five Special Assistants.

(2) Two Confidential Assistants and four Private Secretaries to the Secretary.

(3) Four Special Assistants to the Under Secretary.

(4) Three Confidential Assistants and one Private Secretary to the Under Secretary.

(5) Two Staff Assistants.

(6) One Personal Assistant and one Private Secretary to the Under Secretary for Economic Affairs.

(7) One Special Assistant and one Staff Assistant to the Under Secretary for Economic Affairs.

(8) One Personal Assistant and one Special Assistant to the Ambassador-at-Large.

(9) The Chief of Protocol.

(10) Two Staff Assistants and one Private Secretary to the Chief of Protocol.

(b) *Bureau of Security and Consular Affairs.* (1) One Private Secretary to the Administrator.

(c) *Office of the Assistant Secretary for Congressional Relations.* (1) One Confidential Assistant to the Assistant Secretary.

(2) One Staff Assistant.

(3) Four Legislative Management Officers.

(4) Two Legislative Officers.

(d) *Office of the Assistant Secretary for Public Affairs.* (1) One Private Secretary to the Assistant Secretary.

(2) One Special Assistant to the Assistant Secretary.

(e) *Bureau of Economic Affairs.* (1) One Private Secretary to the Assistant Secretary.

(f) *Bureau of Intelligence and Research.* (1) One Private Secretary.

(2) Director of Intelligence and Research.

(g) *Bureau of Near Eastern and South Asian Affairs.* (1) One Private Secretary to the Assistant Secretary.

(h) *Bureau of International Organization Affairs.* (1) One Private Secretary to the Assistant Secretary.

(2) One Secretary and Personal Assistant to the U.S. Representative to the Council of the Organization of American States.

(i) *Bureau of European Affairs.* (1) One Private Secretary to the Assistant Secretary.

(j) *Bureau of East Asian and Pacific Affairs.* (1) One Private Secretary to the Assistant Secretary.

(2) One Staff Assistant.

(k) *Bureau of Inter-American Affairs.* (1) One Private Secretary to the Assistant Secretary.

(l) *Office of the Legal Adviser.* (1) One Private Secretary to the Legal Adviser.

(m) *Executive Secretariat.* [Reserved]

(n) *Planning and Coordination Staff.*

(1) One Staff Assistant.

(2) One Secretary and Personal Assistant to the Director.

(o) *Office of the Assistant Secretary for Administration.* (1) One Private Secretary to the Assistant Secretary for Administration.

(p) *Office of the Deputy Under Secretary for Administration.* (1) One Confidential Assistant to the Deputy Under Secretary.

(2) Two Special Assistants to the Deputy Under Secretary.

(q) *Office of the Deputy Under Secretary for Economic Affairs.* (1) One Special Assistant to the Deputy Under Secretary.

(2) One Confidential Assistant to the Deputy Under Secretary.

(r) *Bureau of African Affairs.* (1) One Private Secretary to the Assistant Secretary.

(2) One Special Assistant to the Assistant Secretary.

(s) *Bureau of Educational and Cultural Affairs.* (1) One Private Secretary to the Assistant Secretary for Educational and Cultural Affairs.

(2) One Special Assistant to the Assistant Secretary.

(t) *Office of the Inspector General, Foreign Assistance.* (1) One Private Secretary to the Inspector General, Foreign Assistance.

(2) One Private Secretary to the Deputy Inspector General, Foreign Assistance.

(u) *Office of the Counselor.* (1) One Private Secretary to the Counselor.

(v) *Bureau of Politico-Military Affairs.* (1) One Private Secretary to the Director.

§ 213.3305 Treasury Department.

(a) *Office of the Secretary.* (1) One Deputy Assistant to the Secretary (Director, Executive Secretariat).

(2) Special Assistant to the Secretary (National Security Affairs).

(3) [Reserved]

(4) One Public Affairs Specialist.

(5) One Deputy Under Secretary for Monetary Affairs.

(6) One Staff Assistant to the Special Assistant to the Secretary (National Security Affairs).

(7) [Reserved]

(8) One Confidential Assistant to the Special Assistant to the Secretary (Public Affairs).

(9) One Staff Assistant to the Under Secretary (Liaison Officer).

(10) One Deputy Special Assistant to the Secretary (National Security Affairs).

(11) One Special Assistant to the Secretary (Organized Crime).

(12) One Staff Assistant to the Assistant Secretary (International Affairs).

(13) Two Secretaries to the Secretary.

(14) [Reserved]

(15) One Confidential Assistant to the Under Secretary.

(16) One Confidential Secretary to the Assistant Secretary (Enforcement and Operations).

(17) One Confidential Assistant to the Assistant Secretary (Enforcement and Operations).

(18) One Confidential Secretary to the Assistant Secretary (Economic Policy).

(19) and (20) [Reserved]

(21) One Assistant to the Assistant Secretary (Economic Policy).

(22) One Confidential Staff Assistant to the Assistant Secretary for International Affairs.

(23) Special Assistant to the Secretary (Congressional Relations).

(24) Two Liaison Officers.

(25) One Secretary to the Special Assistant to the Secretary (Public Affairs).

(26) One Staff Assistant to the General Counsel.

(27) Two Staff Assistants to the Secretary.

(28) One Special Assistant to the Assistant Secretary (International Affairs).

(29) One Deputy Assistant Secretary for Industrial Nations Finance (International Affairs).

(30) One Deputy Assistant Secretary for Trade and Investment Policy (International Affairs).

(31) One Deputy Assistant Secretary for Research and/or Director of Research (International Affairs).

(32) One Deputy Assistant Secretary for Development Finance (International Affairs).

(33) One Deputy Special Assistant to the Secretary (Congressional Relations).

(34) One Confidential Assistant to the Secretary.

(35) One Special Assistant to the Under Secretary.

(b) [Reserved]

(c) *Bureau of Customs.* (1) Commissioner of Customs.

- (2) [Reserved]
- (3) Two Special Assistants to the Commissioner of Customs (Organized Crime and Smuggling).
- (4) One Confidential Staff Assistant to the Commissioner of Customs.
- (d) [Reserved]
- (e) Office of the Treasurer of the United States. (1) One Confidential Administrative Assistant.
- (f) Bureau of the Mint. (1) [Reserved]
- (2) One Confidential Assistant to the Director of the Mint.

§ 213.3306 Department of Defense.

- (a) Office of the Secretary. (1) One Executive and Confidential Assistant, one Special Assistant, and two Private Secretaries to the Secretary.
- (2) Two Private Secretaries to the Deputy Secretary of Defense and one Private Secretary to each of the following: the Director of Defense Research and Engineering; the Principal Deputy Director of Defense Research and Engineering; the Deputy Directors of Defense Research and Engineering (Tactical Warfare Programs), (Strategic and Space Systems), (Research and Technology), (Electronics and Information Systems); the Director, Advanced Research Projects Agency; the Assistant Secretaries of Defense (Manpower and Reserve Affairs), (International Security Affairs), (Public Affairs), (Installations and Logistics), (Administration), (Comptroller), (Systems Analysis) and (Intelligence); the General Counsel; the Deputy General Counsel; the Assistant to the Secretary of Defense (Atomic Energy); and the Military Assistants to the Secretary of Defense.
- (3) Two Chauffeurs to the Secretary and one Chauffeur to the Deputy Secretary.
- (4) Two Confidential Assistants to the Assistant Secretary of Defense (International Security Affairs).
- (5) The Defense Adviser to USRO in Paris, France.
- (6) Two Private Secretaries to the Defense Adviser to USRO in Paris, France.
- (7) One Principal Deputy Assistant Secretary (International Security Affairs), Office of the Assistant Secretary of Defense for International Security Affairs.
- (8) One Assistant to the Secretary of Defense (Legislative Affairs).
- (9) One Private Secretary to the Assistant to the Secretary of Defense (Legislative Affairs).
- (10) One Special Assistant to the Assistant to the Secretary of Defense (Legislative Affairs).
- (11) One Personal Secretary to the Deputy Secretary of Defense.
- (12) One Private Secretary to the Principal Deputy Assistant Secretary (International Security Affairs), Office of the Assistant Secretary of Defense for International Security Affairs.
- (13) Three Private Secretaries to the Special Assistant to the Secretary of Defense.
- (14) One Confidential Assistant to the Special Assistant to the Secretary of Defense.

- (15) One Staff Assistant to the Special Assistant to the Secretary of Defense.
- (16) One Staff Assistant to the Director of Economic Utilization Policy, Office of the Assistant Secretary of Defense (Installations and Logistics).
- (17) One Private Secretary to the Chairman, Joint Chiefs of Staff.
- (18) One Confidential Assistant to the Assistant Secretary of Defense (Installations and Logistics).
- (19) One Staff Assistant to the Deputy Assistant Secretary (Civil Rights and Industrial Relations).
- (20) One Private Secretary to the Deputy Assistant Secretary (Civil Rights and Industrial Relations).
- (21) One Private Secretary to the Director for Equal Employment Opportunity.
- (22) One Staff Assistant to the Director for Equal Employment Opportunity.
- (23) Five Deputy Directors of Defense Research and Engineering and the Director, Advanced Research Projects Agency.
- (24) One Private Secretary to the Deputy Assistant Secretary (Operations), Office of the Assistant Secretary of Defense (Public Affairs).
- (25) One Principal Deputy Director of Defense Research and Engineering.
- (26) One Private Secretary to the Deputy Assistant Secretary for Education and Manpower Resources, Office of the Assistant Secretary of Defense (Manpower).
- (27) One Secretary to the Deputy Assistant Secretary of Defense (Manpower Planning and Research).
- (28) One Private Secretary to the Deputy Assistant Secretary (Policy Planning and Far Eastern Affairs).
- (29) Principal Deputy Assistant Secretary of Defense (Comptroller).
- (30) [Reserved]
- (31) One Private Secretary to the Deputy Assistant Secretary (Reserve Affairs).
- (32) One Confidential Assistant to the Assistant Secretary (Manpower and Reserve Affairs).
- (33) One Private Secretary and Confidential Assistant to the Assistant to the Secretary.
- (34) Assistant to the Secretary and Deputy Secretary of Defense.
- (35) One Private Secretary to the Assistant Secretary (Health and Environment).
- (36) One Private Secretary to the Assistant to the Secretary of Defense (Telecommunications).
- (37) One Personal Security Assistant to the Secretary.
- (38) One Confidential Assistant to the Assistant Secretary (Systems Analysis).
- (39) One Private Secretary to the Principal Deputy Assistant Secretary (Systems Analysis).
- (40) One Confidential Assistant to the Deputy Director of Defense Research and Engineering (Test and Evaluation).
- (41) One Personal and Confidential Assistant to the Assistant to the Secretary of Defense for Strategic Arms Limitation Talks.
- (b) Court of Military Appeals. (1)

- One Private Secretary and one Technical Assistant to each Judge of the Court.
- (c) Interdepartmental Programs. (1) Two Personal Secretaries and Confidential Assistants to the Military Representatives of the President.
- (2) Six Private Secretaries engaged in the interdepartmental activities of the Office of the Secretary of Defense.
- (3) Two Staff Assistants and one Administrative Assistant.
- (4) One Private Secretary and Confidential Assistant.
- (d) Defense Supply Agency. (1) One Confidential Assistant (Economic Utilization Policy) to the Director, Defense Supply Agency.

§ 213.3307 Department of the Army.

- (a) Office of the Secretary. (1) One Private Secretary or Confidential Assistant to the Secretary, to the Under Secretary, and to each Assistant Secretary of the Army.
- (2) The General Counsel.
- (3) [Reserved]
- (4) The Director of Civil Defense.
- (5) One Special Assistant to the Director of Civil Defense.
- (6) One Staff Assistant to the Deputy Assistant Secretary for Manpower and Reserve Affairs (Personnel Management and Training).
- (7) One Labor Liaison Advisor to the Director of Civil Defense.
- (b) General. (1) One Staff Assistant, one Administrative Assistant, and four Private Secretaries to the Military Assistant to the President.

§ 213.3308 Department of the Navy.

- (a) Office of the Secretary. (1) One Civilian Aide or Executive Assistant to the Secretary.
- (2) Two Private or Confidential Secretaries to the Secretary and one to the Under Secretary and to each Assistant Secretary of the Navy.
- (3) One Chauffeur for the Secretary of the Navy.
- (4) One Confidential Secretary to the Civilian Aide to the Secretary of the Navy.
- (5) One Private Secretary to the Naval Aide to the President.
- (6) Four Civilian Aides or Executive Assistants to the Assistant Secretary (Installations and Logistics).
- (7) Two Civilian Aides or Executive Assistants each to the Assistant Secretary (Research and Development) and the Assistant Secretary (Financial Management).
- (8) [Reserved]
- (9) Two Special Assistants to the Military Assistant to the President.
- (10) One Special Assistant (Administration) to the Under Secretary.
- (11) One Special Assistant to the Special Civilian Assistant to the Secretary.
- (12) General Counsel.

§ 213.3309 Department of the Air Force.

- (a) Office of the Secretary. (1) One Private Secretary to the Secretary, to the Under Secretary, and to each Assistant Secretary of the Air Force.
- (2) The General Counsel.

(3) One Private Secretary to the General Counsel.

(4) [Reserved]

(5) Six Private Secretaries engaged in the interdepartmental activities of the Department.

(6) One Administrative Assistant engaged in the interdepartmental activities of the Department.

(7) One Administrative Assistant and two Private Secretaries in the Office of the Military Aide to the Vice President.

(8) One Private Secretary in the Office of the Military Assistant to the President.

§ 213.3310 Department of Justice.

(a) *Office of the Attorney General.*

(1) Three Private Secretaries to the Attorney General.

(2) One Chauffeur for the Attorney General.

(3) One Special Assistant for Public Relations.

(4) One Confidential Assistant to the Attorney General.

(5) Two Secretaries for the Attorney General.

(6) Two Receptionists for the Attorney General.

(7) One Confidential Assistant to the Attorney General.

(b) *Office of the Deputy Attorney General.* (1) Two Confidential Assistants (Private Secretaries) to the Deputy Attorney General.

(2) and (3) [Reserved]

(4) One Confidential Secretary to the Associate Deputy Attorney General.

(c) *Office of the Solicitor General.* (1) One Confidential Assistant (Private Secretary) to the Solicitor General.

(d) *Anti-Trust Division.* (1) Chief Field Office (three positions).

(2) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(e) *Civil Division.* (1) Chief, Admiralty and Shipping Section, New York.

(2) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(3) One Private Secretary (interdepartmental activities).

(4) Two Special Assistants to the Assistant Attorney General.

(f) *Criminal Division.* (1) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(g) *Tax Division.* (1) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(h) *Land and Natural Resources Division.* (1) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(i) [Reserved]

(j) *Immigration and Naturalization Service.* (1) One Confidential Assistant (Private Secretary) to the Commissioner.

(k) *Board of Immigration Appeals.* (1) Executive Assistant.

(2) Four Members of the Board.

(l) *Office of Legal Counsel.* (1) One Confidential Assistant (Private Secretary) to the Attorney General.

(m) *Bureau of Prisons.* (1) The Director.

(n) *Federal Prison Industries, Inc.* (1) The Commissioner of Industries.

(o) *Office of U.S. Attorney.* (1) Secretary and Confidential Assistant to the U.S. Attorney (25 positions).

(p) *Internal Security Division.* (1) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(2) Chief, Civil Section.

(3) Chief, Foreign Agents Registration section.

(4) [Reserved]

(5) Two Special Assistants to the Assistant Attorney General.

(q) *Civil Rights Division.* (1) One Confidential Assistant (Private Secretary) to the Assistant Attorney General.

(2) One Special Assistant to the Assistant Attorney General.

(r) *Community Relations Service.* (1) One Private Secretary to the Director.

(2) One Private Secretary to the Deputy Director.

(3) One Private Secretary to the Special Assistant and Chief Counsel to the Director.

(4) One Program Evaluation and Development Officer.

(5) Two Special Assistants to the Director.

(s) *Law Enforcement Assistance Administration.* (1) One Confidential Secretary to the Administrator.

(2) One Confidential Secretary to each of the two Associate Administrators.

(3) One Special Assistant to the Administrator.

(4) One Special Assistant to each of the two Associate Administrators.

(5) Two Special Assistants to the Director.

(6) Two Special Assistants to the Director.

(7) Two Special Assistants to the Director.

(8) Two Special Assistants to the Director.

(9) Two Special Assistants to the Director.

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(22) Two Special Assistants to the Director.

(23) Two Special Assistants to the Director.

(24) Two Special Assistants to the Director.

(25) Two Special Assistants to the Director.

(26) Two Special Assistants to the Director.

(27) Two Special Assistants to the Director.

(28) One Staff Assistant to the Director, Environmental Planning Staff.

(29) One Deputy Assistant Secretary for Applied Sciences, Office of the Assistant Secretary for Water Quality and Research.

(30) One Confidential Assistant to the Director, Office of Hearings and Appeals.

(31) One Confidential Assistant to the Executive Assistant to the Secretary.

(32) [Reserved]

(33) One Staff Assistant to the Assistant Secretary for Fish and Wildlife and Parks.

(34) Three Assistants to the Secretary (Congressional Liaison).

(35) One Special Assistant to the Under Secretary.

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

(37) One Special Assistant to the Assistant to the Secretary and Director of Communications.

(38) One Special Assistant to the Assistant Secretary for Management and Budget.

(39) One Confidential Assistant to the Assistant Secretary for Management and Budget.

(40) One Confidential Assistant to the Assistant Secretary for Management and Budget.

(41) One confidential assistant to the Assistant to the Secretary and Director of Congressional Liaison.

(42) One assistant to the Assistant Secretary for Management and Budget.

(43) Two staff assistants to the Assistant Secretary for Program Policy.

(44) One Special Assistant to the Assistant to the Secretary and Director of Communications.

(45) One Confidential Assistant to the Assistant Secretary for Program Policy.

(46) One Special Assistant to the Assistant Secretary for Mineral Resources.

(47) Two Special Assistants to the Solicitor.

(48) One Confidential Assistant to the Deputy Solicitor.

(49) [Reserved]

(50) *Bureau of Mines.* (1) One Private Secretary to the Director.

(2) [Reserved]

(3) [Reserved]

(4) *Southeastern Power Administration.* (1) One Private Secretary to the Administrator.

(2) *National Park Service.* (1) Director.

(2) Confidential Assistant to the Director.

(3) Three Special Assistants to the Director.

(1) *Bonneville Power Administration.* (1) Administrator.

(2) Confidential Assistant to the Administrator.

(3) One Special Assistant to the Administrator.

(4) Two Assistants to the Administrator.

(j) *Bureau of Indian Affairs.* (1) One Assistant to the Commissioner.

(2) One Private Secretary to the Commissioner.

(k) *Southwestern Power Administration.* (1) Administrator.

- (2) Deputy Administrator.
 - (3) One Confidential Assistant to the Administrator.
 - (4) One Executive Assistant to the Administrator.
 - (1) *Office of the Deputy Assistant Secretary for Territorial Affairs.* (1) [Reserved]
 - (2) One Secretary of American Samoa.
 - (3) One Chief Justice of American Samoa.
 - (4)-(5) [Reserved]
 - (6) One Confidential Assistant to the Governor of American Samoa.
 - (7) One Secretary to the Government Secretary of American Samoa.
 - (8)-(10) [Reserved]
 - (11) One Secretary to the High Commissioner of the Trust Territory.
 - (m) *Bureau of Outdoor Recreation.*
 - (1) The Director.
 - (2) One Confidential Assistant to the Director.
 - (3) [Reserved]
 - (4) One Associate Director for Programs.
 - (n) [Reserved]
 - (o) *Alaska Power Administration.* (1) Deputy Administrator.
- § 213.3313 Department of Agriculture.
- (a) *Office of the Secretary.* (1) One Administrative Assistant to the Secretary.
 - (2) One Assistant to the Secretary for Intergovernmental Affairs.
 - (3)-(4) [Reserved]
 - (5) Four Confidential Assistants to the Secretary.
 - (6) One Private Secretary to the Secretary.
 - (7) One Chauffeur for the Secretary.
 - (8) One Private Secretary and Administrative Assistant to the Executive Assistant to the Secretary.
 - (9) One Confidential Assistant to the Assistant Secretary for Marketing and Consumers' Services.
 - (10) One Private Secretary to each of the three Assistant Secretaries other than the Administrative Assistant Secretary.
 - (11)-(19) [Reserved]
 - (20) One Confidential Assistant to the Assistant Secretary for Rural Development and Conservation.
 - (21) [Reserved]
 - (22) One Confidential Assistant to the Executive Assistant to the Secretary.
 - (23) [Reserved]
 - (24) One Private Secretary to the Assistant to the Secretary for Intergovernmental Affairs.
 - (25) One Private Secretary to the Assistant to the Secretary for Public Affairs.
 - (26) One Private Secretary to the Director of Equal Opportunity.
 - (b) *Rural Electrification Administration.* (1) One Private Secretary to the Administrator.
 - (2)-(3) [Reserved]
 - (4) Three Assistants to the Administrator.
 - (c) *Office of the Under Secretary.*
 - (1) One Administrative Officer and Private Secretary to the Under Secretary.
 - (2) and (3) [Reserved]
 - (4) One Private Secretary to the

- Deputy Under Secretary for Congressional Liaison.
- (5) One Private Secretary to the Deputy Under Secretary for Rural Development.
- (d) *Office of the General Counsel.*
- (1)-(2) [Reserved]
- (3) One Private Secretary to the General Counsel.
- (e) *Foreign Agricultural Service.* (1) [Reserved]
- (2) The Administrator.
- (f) *Farmers Home Administration.*
- (1)-(2) [Reserved]
- (3) One Assistant to the Administrator.
- (4) Two Confidential Assistants to the Administrator.
- (5) One Private Secretary to the Administrator.
- (g) *Federal Crop Insurance Corporation.* (1) The Manager.
- (2) Members of the Board of Directors.
- (3) One Private Secretary to the Manager.
- (4) Assistant Manager Corporate Services.
- (h) *Agricultural Stabilization and Conservation Service.* (1) Administrator.
- (2)-(3) [Reserved]
- (4) Four Confidential Assistants to the Administrator.
- (5) One Private Secretary to the Administrator.
- (6) Director, Tobacco Division.
- (7) Director, Livestock and Dairy Division.
- (8) Director, Conservation and Land Use Programs Division.
- (i) *Commodity Credit Corporation.*
- (1) The President.
- (2) The Executive Vice-President.
- (3) The Secretary.
- (j) *Federal Extension Service.* (1)-(2) [Reserved]
- (3) One Private Secretary to the Administrator.
- (k) *Soil Conservation Service.* (1) Administrator.
- (2) [Reserved]
- (3) One Confidential Assistant to the Administrator.
- (4) One Private Secretary to the Administrator.
- (5) One Private Secretary (interdepartmental activities) to the Associate Administrator.
- (1) [Reserved]
- (m) *Consumer and Marketing Service.*
- (1) The Administrator.
- (2) One Private Secretary to the Administrator.
- (3) Three Confidential Assistants to the Administrator.
- (n) *Agricultural Economics.* (1) The Director.
- (2) [Reserved]
- (3) One Private Secretary to the Director.
- (4) One Staff Assistant to the Director.
- (o) [Reserved]
- (p) *Science and Education.* (1) The Director.
- (2) One Private Secretary to the Director.
- (q) *Food and Nutrition Service.* (1)

- Two Confidential Assistants to the Administrator.
 - (r) *Farmer Cooperative Service.* (1) Two Confidential Assistants to the Administrator.
 - (s) *Packers and Stockyards Administration.* (1) One Private Secretary to the Administrator.
- § 213.3314 Department of Commerce.
- (a) *Office of the Secretary.* (1) Six Confidential Assistants to the Secretary.
 - (2) Three Private Secretaries to the Secretary.
 - (3) Two Confidential Assistants and two Private Secretaries to the Under Secretary.
 - (4) One Confidential Assistant and one Private Secretary to the Assistant Secretary for Economic Affairs.
 - (5) One Confidential Assistant and one Private Secretary to the General Counsel.
 - (6) One Private Secretary to the Deputy General Counsel.
 - (7) One Chauffeur for the Secretary.
 - (8) One Confidential Assistant to the Assistant Secretary for Administration.
 - (9) Two Congressional Liaison Officers.
 - (10) [Reserved]
 - (11) Deputy Assistant Secretary for Statistics and Economic Research, Office of the Assistant Secretary for Economic Affairs.
 - (12) One Private Secretary to the Assistant to the Under Secretary.
 - (13) One Special Assistant to the Under Secretary.
 - (14) Director, Office of Foreign Direct Investments.
 - (15) [Reserved]
 - (16) Two Confidential Assistants and one Private Secretary to the Director, Office of Foreign Direct Investments.
 - (17) Three Confidential Assistants to the Director, Office of Minority Business Enterprise.
 - (18) [Reserved]
 - (19) Special Assistant to the Secretary for Policy Development.
 - (20) One Secretary (interdepartmental activities), Office of Foreign Direct Investments.
 - (21) Assistant to the Secretary.
 - (22) Three Confidential Assistants to the Special Assistants to the Secretary for Policy Development.
 - (b) [Reserved]
 - (c) [Reserved]
 - (d) *Bureau of the Census.* (1) During the 1970 Decennial Census period, one Confidential Assistant to the Director.
 - (2) During the 1970 Decennial Census period, one Confidential Research Assistant to the Director.
 - (3) One Special Assistant to the Director.
 - (e) [Reserved]
 - (f) *National Bureau of Standards.*
 - (1) One Private Secretary to the Director.
 - (g) [Reserved]
 - (h) *Patent Office.* (1) One Private Secretary to the Commissioner.
 - (i) [Reserved]
 - (j) *Maritime Administration.* (1) Two Special Assistants and one Confidential Assistant to the Administrator.

(2) One Private Secretary to the General Counsel.

(3) One Executive Assistant to the Administrator.

(k) [Reserved]

(1) *U.S. Travel Service.* (1) One Confidential Assistant to the Director.

(2) [Reserved]

(3) One Private Secretary to the Assistant Secretary for Tourism.

(m) *Office of the Assistant Secretary for Domestic and International Business.*

(1) One Private Secretary and two Confidential Assistants to the Assistant Secretary for Domestic and International Business.

(2) [Reserved]

(3) One Private Secretary to the Director, Bureau of International Commerce.

(4) [Reserved]

(5) One Confidential Assistant to the Director, Bureau of International Commerce.

(6) Six Confidential Assistants to the Director, Bureau of International Commerce.

(7) National Export Expansion Coordinator.

(8) Director, Bureau of Domestic Commerce.

(9) Deputy Director, Bureau of Domestic Commerce.

(10) Seven Confidential Assistants to the Director, Bureau of Domestic Commerce.

(11) One Executive Assistant to the Director, Bureau of Domestic Commerce.

(12) One Confidential Assistant to the Deputy Director, Bureau of Domestic Commerce.

(n) *Office of the Assistant Secretary for Science and Technology.* (1) Two Special Assistants to the Assistant Secretary for Science and Technology.

(2) One Special Assistant to the Director, Office of Telecommunications.

(o) [Reserved]

(p) [Reserved]

(q) *Office of the Assistant Secretary for Economic Development.* (1) One Private Secretary to the Assistant Secretary for Economic Development.

(2) One Director, Office of Business Development, Economic Development Administration.

(3) One Special Assistant to the Deputy Assistant Secretary for Economic Development.

(4) One Assistant to the Deputy Assistant Secretary for Policy Coordination.

(5) One Executive Assistant to the Deputy Assistant Secretary for Economic Development Planning.

(6) One Special Assistant to the Deputy Assistant Secretary for Economic Development Operations.

(7) Director, Office of Congressional Relations.

(8) [Reserved]

(9) Two Congressional Liaison Officers.

(10) Director, Office of Public Affairs.

(r) *National Oceanic and Atmospheric Administration.* (1) Two Private Secretaries to the Administrator.

(2) One Private Secretary to the Deputy Administrator.

§ 213.3315 Department of Labor.

(a) *Office of the Secretary.* (1) Four Special Assistants, one Confidential Assistant, and one Confidential Assistant (Private Secretary) to the Secretary of Labor.

(2) One Private Secretary to the Under Secretary.

(3) One Private Secretary to each Assistant Secretary of Labor who is appointed by the President.

(4) One Private Secretary to the Secretary.

(5) [Reserved]

(6) One Assistant to each Assistant Secretary of Labor appointed by the President.

(7) One Private Secretary to the Executive Assistant to the Secretary.

(8) Three Assistants to the Special Assistant to the Secretary, Office of Legislative Liaison.

(9) The Manpower Administrator.

(10) One Private Secretary to the Economic Adviser to the Secretary.

(11) One Private Secretary to the Manpower Administrator.

(12) One Private Secretary to the Associate Manpower Administrator for Policy, Evaluation, and Research.

(13) [Reserved]

(14) One Private Secretary to the Special Assistant to the Secretary for Communications.

(15) Deputy Under Secretary for International Labor Affairs.

(16) One Confidential Assistant to the Deputy Under Secretary for International Affairs.

(17) One Confidential Assistant to the Special Assistant to the Secretary for Legislative Affairs.

(18) One Assistant to the Special Assistant to the Secretary for Communications.

(19) One Confidential Assistant to the Chairman, Citizens' Advisory Council on the Status of Women.

(20) One Management Assistant to the Under Secretary.

(21) One Private Secretary to the Deputy Under Secretary for Economic Affairs and Program Coordination.

(22) One Special Assistant to the Assistant Secretary for Occupational Safety and Health.

(23) One Assistant to the Deputy Assistant Secretary for Occupational Safety and Health.

(24) One Special Assistant to the Director, Office of Program Operations, Occupational Safety and Health Administration.

(b) *Office of the Solicitor.* (1) One Private Secretary to the Solicitor.

(2) One Special Assistant to the Solicitor.

(c) *Bureau of Employment Security.*

(1) One Secretary (Stenography) in the Office of the Administrator.

(d) *Bureau of Labor Statistics.* (1) One Private Secretary to the Commissioner.

(e) *Bureau of Apprenticeship and Training.* (1) One Private Secretary to the Administrator.

(f) *Women's Bureau.* (1) One Private Secretary to the Director.

(2) Three Special Assistants to the Director.

(g) *Bureau of Labor Standards.* (1) One Private Secretary to the Director.

(h) *Wage and Hour and Public Contracts Divisions.* (1) One Confidential Assistant to the Administrator.

(i) *Office of Federal Contract Compliance.* (1) One Special Assistant to the Director.

§ 213.3316 Department of Health, Education, and Welfare.

(a) *Office of the Secretary.* (1) [Reserved]

(2) Two Confidential Assistants to the Secretary.

(3) Four Writers.

(4) One Assistant to the Secretary.

(5) Two Confidential Secretaries to the Under Secretary.

(6) Five Confidential Assistants to the Under Secretary.

(7) One Confidential Secretary to the Assistant to the Secretary authorized under subparagraph (7) of this paragraph.

(8) One Staff Assistant to the Secretary.

(9) One Confidential Secretary to each of the Assistants to the Secretary authorized under subparagraph (4) of this paragraph.

(10) Two Confidential Secretaries to the Special Assistant to the Secretary (for Mental Retardation Activities).

(11) Eight Assistants to the Secretary for Special Programs.

(12) One Confidential Assistant to the Special Assistant to the Secretary (for Mental Retardation Activities).

(13) Eight Assistants to the Secretary.

(14) One Confidential Secretary to the Deputy Under Secretary.

(15) Three Private Secretaries to the Secretary.

(16) Two Confidential Assistants to the Deputy Under Secretary.

(17) Assistant to the Assistant Secretary for Public Affairs.

(18) Two Confidential Assistants for interdepartmental activities.

(19) Counselor.

(20) One Special Assistant to the Assistant Secretary for Public Affairs.

(21) One Confidential Secretary to the Assistant Secretary for Public Affairs.

(22) One Staff Assistant to the Assistant Secretary for Public Affairs.

(23) Special Assistant to the Secretary for Health Policy.

(b) [Reserved]

(c) *Office of Education.* (1) Five Special Assistants to the Commissioner of Education.

(2) [Reserved]

(3) One Assistant to the Deputy Commissioner.

(4) One Staff Assistant to the Deputy Commissioner.

(5) One Confidential Secretary to the Deputy Commissioner.

(6) One Private Secretary (interdepartmental activities) to the Commissioner of Education.

(7) One Executive Assistant to the Commissioner of Education.

- (8) Two Confidential Assistants to the Commissioner of Education.
- (9) One Confidential Secretary to the Commissioner of Education.
- (10) One Confidential Assistant to the Deputy Commissioner for Planning and Management.
- (11) One Confidential Assistant to the Deputy Commissioner for External Affairs.
- (d) [Reserved]
- (e) [Reserved]
- (f) *Office of the Assistant Secretary for Legislation.* (1) Two Special Assistants to the Assistant Secretary.
- (2) One Confidential Secretary to the Deputy Assistant Secretary for Legislation.
- (3) Two Confidential Secretaries to the Assistant Secretary.
- (4) Two Special Assistants to the Deputy Assistant Secretary for Legislation.
- (5) One Assistant to the Assistant Secretary.
- (6) One Deputy Assistant Secretary for Legislation (Education).
- (7) One Special Assistant to the Deputy Assistant Secretary for Legislation (Education).
- (8) [Reserved]
- (9) One Special Assistant to the Deputy Assistant Secretary for Legislation (Welfare).
- (10) Three Special Assistants to the Deputy Assistant Secretary for Congressional Liaison.
- (11) One Special Assistant to the Deputy Assistant Secretary for Legislation (Health).
- (g) *Welfare Administration.* (1) The Commissioner.
- (h) *Office of the Assistant Secretary for Health and Scientific Affairs.* (1) Two Confidential Secretaries to the Assistant Secretary for Health and Scientific Affairs.
- (2) [Reserved]
- (3) Two Assistants to the Assistant Secretary.
- (4) Two Special Assistants to the Assistant Secretary.
- (5) The Commissioner, Food and Drug Administration.
- (6) Administrator, Health Services and Mental Health Administration.
- (7) One Special Assistant to the Deputy Assistant Secretary for Population Affairs.
- (8) One Confidential Assistant (interdepartmental activities) to the Administrator, Health Services and Mental Health Administration.
- (9) One Private Secretary (interdepartmental activities) to the Commissioner, Food and Drug Administration.
- (10) Director, Office of Environmental Health Affairs.
- (i) *Administration on Aging.* (1) Two Confidential Secretaries to the Commissioner on Aging.
- (j) [Reserved]
- (k) *Office of the Assistant Secretary for Planning and Evaluation.* (1) One Confidential Secretary to the Assistant Secretary.
- (2) Two Confidential Assistants for Special Projects to the Assistant Secretary.

- (3) One Special Assistant to the Assistant Secretary for Special Initiatives.
- (4) Two Special Assistants to the Assistant Secretary.
- (5) One Assistant to the Assistant Secretary.
- (6) One Special Assistant to the Deputy Assistant Secretary for Interdepartmental Affairs.
- (7) One Special Assistant to the Deputy Assistant Secretary for Planning for Education.
- (8) One Special Assistant to the Deputy Assistant Secretary for Planning for Social Services and Income Maintenance.
- (9) One Special Assistant to the Deputy Assistant Secretary for Evaluation and Program Monitoring.
- (10) One Special Assistant for Telecommunications.
- (l) *Social Security Administration.* (1) One Deputy Commissioner.
- (2) Two Confidential Assistants to the Commissioner.
- (3) One Confidential Assistant (interdepartmental activities) to the Commissioner.
- (m) [Reserved]
- (n) *Office of the Assistant Secretary for Community and Field Services.* (1) Two Confidential Secretaries to the Assistant Secretary for Community and Field Services.
- (2) One Assistant and Two Special Assistants to the Assistant Secretary for Community and Field Services.
- (3) One Special Assistant for Juvenile Delinquency to the Deputy Assistant Secretary for Youth and Student Affairs.
- (4) [Reserved]
- (5) Two Special Assistants to the Deputy Assistant Secretary for Community and Field Services.
- (6) One Special Assistant to the Deputy Assistant Secretary for Youth and Student Affairs.
- (7) One Special Assistant for Student Affairs to the Deputy Assistant Secretary for Youth and Student Affairs.
- (8) One Special Assistant for Youth Development to the Deputy Assistant Secretary for Youth and Student Affairs.
- (9) Two Assistants to the Deputy Assistant Secretary for Consumer Services.
- (10) One Special Assistant for Consumer Education Programs to the Deputy Assistant Secretary for Consumer Services.
- (11) One Special Assistant for Interdepartmental Affairs to the Deputy Assistant Secretary for Consumer Services.
- (12) One Deputy Assistant Secretary for Community and Field Services.
- (13) [Reserved]
- (14) Two Special Assistants to the Deputy Assistant Secretary for Community Development and Director, Center for Community Planning.
- (o) *Social and Rehabilitation Service.* (1) Administrator, Social and Rehabilitation Service.
- (2) Two Confidential Assistants to the Chief, Children's Bureau.
- (3) One Confidential Assistant to the Administrator.

- (4) Commissioner of Vocational Rehabilitation.
 - (5) One Confidential Assistant to the Commissioner of Vocational Rehabilitation.
 - (6) One Confidential Assistant to the Commissioner, Medical Services Administration.
 - (7) One Confidential Assistant to the Director of Juvenile Delinquency.
 - (8) One Confidential Assistant (interdepartmental activities) to the Administrator.
 - (9) One Assistant Administrator for Policy Coordination.
 - (p) *Office of the General Counsel.* (1) One Confidential Secretary to the General Counsel.
 - (2) One Assistant to the General Counsel.
 - (3) Two Special Assistants to the General Counsel.
 - (4) One Special Assistant to the Deputy General Counsel.
 - (q) *Office of the Special Assistant to the Secretary for Civil Rights.* (1) Two Special Assistants to the Special Assistant.
 - (2) One Confidential Secretary to the Special Assistant.
 - (3) One Assistant to the Special Assistant.
 - (4) Five Special Assistants for Special Groups.
 - (5) One Special Assistant for Public Affairs.
 - (6) One Special Assistant for Congressional Liaison.
 - (7) Two Special Assistants to the Deputy Special Assistant.
- § 213.3317 Overseas Private Investment Corporation.**
- (a) One Chauffeur to the President.
 - (b) One Secretary to the President.
 - (c) One Secretary to the Vice President for Financing.
- § 213.3318 Environmental Protection Agency.**
- (a) *Office of the Administrator.* (1) Three Special Assistants to the Administrator.
 - (2) One Special Assistant to the Administrator and one Staff Assistant to the Special Assistant.
 - (3) Three Secretaries to the Administrator.
 - (4) One Staff Assistant to the Administrator.
 - (5) One Secretary to the Deputy Administrator.
 - (6) One Assistant to the Deputy Administrator.
 - (7) One Confidential Assistant to the Deputy Administrator.
 - (b) *Office of Congressional Affairs.* (1) One Assistant Director.
 - (2) Two Congressional Liaison Representatives.
 - (3) One Staff Assistant to the Director.
 - (4) One Secretary to the Director.
 - (5) One Special Assistant to the Director.
 - (c) *Office of Public Affairs.* (1) One Information Assistant.
 - (2) One Assistant to the Director.
 - (3) One Public Information Officer.
 - (d) *Office of the Assistant Administrator (for Standards and Enforcement)*

and General Counsel. (1) One Special Assistant to the Assistant Administrator.

(2) One Secretary to the Assistant Administrator.

(e) *Office of the Assistant Administrator for Research and Monitoring.* (1) One Secretary to the Assistant Administrator.

(f) *Office of the Assistant Administrator for Media Programs.* (1) One Special Assistant to the Assistant Administrator.

(2) One Confidential Assistant to the Assistant Administrator.

(3) One Special Assistant to the Assistant Administrator (Physical Sciences).

(g) *Water Quality Office.* (1) Commissioner.

(2) One Executive Assistant to the Commissioner.

(h) *Office of the Assistant Administrator for Planning and Management.*

(1) One Special Assistant to the Assistant Administrator.

§ 213.3319 Administrative Conference of the United States.

(a) One Private Secretary to the Chairman.

§ 213.3320 Inter-American Social Development Institute.

(a) Two Confidential Assistants to the Executive Director.

(b) One Private Secretary to the General Counsel.

(c) One Private Secretary to the Director, Office of Programs.

(d) One Private Secretary to the Director, Office of Resources and Research.

(e) One Chauffeur to the Executive Director.

§ 213.3322 Interstate Commerce Commission.

(a) One Confidential Assistant to each Commissioner.

(b)-(c) [Reserved]

(d) One Confidential Assistant to the Managing Director.

(e) One Congressional Liaison Assistant.

(f) One Secretary to the Congressional Liaison Officer.

§ 213.3325 The Tax Court of the United States.

(a) One Private Secretary and one Technical Assistant to the Chief Judge and one Private Secretary and two Technical Assistants for each Judge.

§ 213.3326 Office of Emergency Preparedness.

(a) *Office of the Director.* (1) Two Administrative Assistants to the Director.

(2) One Courier.

(3) Five Special Assistants to the Director.

(4) General Counsel.

(5) One Secretary to the Special Assistant to the Director (for oil and related energy problems).

(b) *Office of the Deputy Director.* (1) One Confidential Administrative Assistant to the Deputy Director.

(2) One Secretary to the Deputy Director.

(3) One Special Assistant to the Deputy Director.

(c) [Reserved]

(d) *Office of the Assistant Director.*

(1) One Confidential Administrative Assistant to the Assistant Director.

(2) One Special Assistant to the Assistant Director.

(e) *Office of the Assistant Director.*

(1) One Confidential Administrative Assistant to the Assistant Director.

(f) *Office of Liaison.* (1) The Director.

(2) Deputy Director.

(g)-(m) [Reserved]

(n) *Program Planning and Evaluation Office.* (1) The Director.

(o) *National Resource Analysis Center.* (1) Director.

(p) *Field Operations Office.* (1) The Director.

§ 213.3327 Veterans Administration.

(a) *Office of the Administrator.* (1) Six Confidential Assistants to the Special Assistant to the Administrator.

(2) The Deputy Administrator.

(3) The General Counsel.

(4) The Associate Deputy Administrator.

(5) One Confidential Assistant to the Associate Deputy Administrator.

(b) *Department of Veterans Benefits.*

(1) The Chief Benefits Director.

§ 213.3328 U.S. Information Agency.

(a) Two Secretarial Assistants to the Deputy Director.

(b) [Reserved]

(c) One Secretarial Assistant to the Director.

(d) One Secretary to the Director.

(e) One Special Assistant to the Deputy Director.

(f) One Advisor to the Director.

(g) Deputy Director (Policy and Plans).

(h) Associate Director (Policy and Plans).

(i) [Reserved]

(j) One Special Assistant to the Assistant Director (Press and Publications).

(k) One Special Assistant to the Associate Director (Policy and Plans).

§ 213.3329 Federal Power Commission.

(a) Three Private Secretaries in the Office of the Chairman, one Confidential Assistant to the Chairman, and one Private Secretary, and one Confidential Assistant to each other Commissioner.

(b) One Assistant to the Chairman.

(c)-(d) [Reserved]

(e) Two Private Secretaries to the Executive Director.

(f) Two Technical Assistants to each Commissioner.

(g)-(h) [Reserved]

(i) The Assistant Executive Director.

(j) One Secretary to the Advisor on Environmental Quality.

(k) One Private Secretary to the Assistant to the Chairman.

§ 213.3330 Securities and Exchange Commission.

(a)-(c) [Reserved]

(d) Two Confidential Assistants to the Chairman and one Confidential Assistant

to each of the other four Members of the Commission.

(e) One Administrative Aide to the Executive Director.

§ 213.3331 National Mediation Board.

(a) One Private Secretary to each Member of the National Railroad Adjustment Board.

§ 213.3332 Small Business Administration.

(a) One Deputy Administrator, the Associate Administrator for Operations and Investment, the Associate Administrator for Financial Assistance, and the Associate Administrator for Procurement and Management Assistance.

(b) Three Special Assistants to the Administrator.

(c) Two Private Secretaries to the Administrator.

(d) Special Assistant for Equal Employment Opportunity.

(e) Four Congressional Relations Officers.

(f) Director, Office of Congressional Relations.

(g) One Advisory Councils Officer.

(h) One Special Assistant to the Associate Administrator for Investment.

(i) One Confidential Assistant to the Deputy Administrator.

(j) One Special Assistant to the Associate Administrator for Procurement and Management Assistance.

(k) One Confidential Assistant to the Associate Administrator for Procurement and Management Assistance.

(l) One Confidential Assistant to the Assistant Administrator for Congressional and Public Affairs.

(m) One Principal Special Assistant to the Administrator.

(n) One Confidential Assistant to the Principal Special Assistant to the Administrator.

(o) One Congressional and Public Affairs Officer.

(p) [Reserved]

(q) Two Staff Assistants to the Associate Administrator for Procurement and Management Assistance.

(r) [Reserved]

(s) One Confidential Assistant to the General Counsel.

(t) One Special Assistant to the Deputy Administrator.

§ 213.3333 Federal Deposit Insurance Corporation.

(a) One Assistant to each member of the Board of Directors.

(b) One Confidential Assistant to the Board of Directors.

(c) General Counsel.

(d) One Special Assistant to the Chairman.

(e) Executive Assistant and Controller.

(f) One Managerial Aide to the Director (Appointive).

(g) One Special Assistant to the Director (Appointive).

§ 213.3334 Federal Trade Commission.

(a) Two Secretaries to the Chairman.

(b) Director of Information.

(c) One Secretary to the Director of Information.

§ 213.3337 General Services Administration.

- (a) Office of the Administrator. (1) [Reserved]
- (2) The Deputy Administrator.
- (3) The Assistant Administrator.
- (4) Four Confidential Assistants to the Assistant Administrator.
- (5) One Confidential Assistant to the Deputy Administrator.
- (6) Two Confidential Assistants to the Administrator.
- (7) One Special Assistant to the Administrator.
- (8) Two Special Assistants to the Assistant Administrator.
- (9) The Director of Congressional Affairs.
- (10) One Executive Assistant to the Assistant Administrator.
- (11) One Confidential Assistant to the General Counsel.
- (12) Executive Assistant to the Administrator.

(b) Public Buildings Service. (1) The Commissioner.

- (2) Three Confidential Assistants to the Commissioner.

(c) Federal Supply Service. (1) The Commissioner.

- (2) One Confidential Assistant to the Commissioner.
- (d) National Archives and Records Service. (1) The Archivist of the United States.

(2) Commissioner, Transportation and Communications Service.

- (e) [Reserved]
- (f) Property Management and Disposal Service. (1) Commissioner.
- (2) Six Confidential Assistants to the Commissioner.
- (3) One Special Assistant to the Commissioner.

(g) National Advisory Council on Economic Opportunity. (1) One Special Assistant to the Chairman.

- (h) Transportation and Communications Service. (1) Two Confidential Assistants to the Commissioner.
- (2) Commissioner, Transportation and Communications Service.

§ 213.3338 Federal Communications Commission.

- (a) One Special Assistant to the Chairman.

§ 213.3339 U.S. Tariff Commission.

- (a) One Confidential Assistant to each Commissioner.

§ 213.3340 Civil Aeronautics Board.

- (a) One Administrative Assistant to each Member of the Board.
- (b) One Secretary to each Member of the Board.
- (c) Director of Information.
- (d) One Special Assistant to the Chairman.
- (e) One Secretary to the Special Assistant to the Chairman.

§ 213.3341 National Labor Relations Board.

- (a) One Private Secretary to the Chairman of the Board.
- (b) One Confidential Assistant to each Board Member.

- (c) Two Special Assistants to the General Counsel.
- (d) One Confidential Assistant to the General Counsel.
- (e) One Special Assistant to the Chairman.
- (f)-(g) [Reserved]

§ 213.3342 Export-Import Bank of the United States.

- (a) One Confidential Assistant to the President.
- (b) One Private Secretary to the First Vice-President.
- (c) One Private Secretary to each of the three members of the Board of Directors.
- (d) Two Special Assistants to the President and Chairman.
- (e) One Private Secretary to the Senior Vice President for Planning and Export Expansion.
- (f) One Private Secretary to the Vice President for Export Expansion.
- (g) One Confidential Assistant to the Executive Vice President.
- (h) One Private Secretary to the Special Assistant to the President and Chairman who serves as Economic Adviser to the Chairman and Board of Directors.
- (i) One Private Secretary to the Senior Vice President for Exporter Credits, Guarantees and Insurance.

§ 213.3343 Farm Credit Administration.

- (a) Three Directors of Credit Services.

§ 213.3344 Occupational Safety and Health Review Commission.

- (a) One Confidential Assistant to the Chairman.
- (b) Executive Secretary

§ 213.3345 Indian Claims Commission.

- (a) One Private Secretary to each Commissioner.

§ 213.3346 Selective Service System.

- (a) One Confidential Assistant to the Director of Selective Service.
- (b) One Private Secretary to the General Counsel.
- (c) One Private Secretary to the Public Information Officer.
- (d) One Private Secretary to the Deputy Director of Selective Service.

§ 213.3348 National Aeronautics and Space Administration.

- (a) One Secretary to the Administrator.
- (b) One Secretary to the Deputy Administrator.
- (c) One Secretary to each of the following: The Associate Administrator for Manned Space Flight, the Associate Administrator for Advanced Research and Technology, and the Associate Administrator for Space Science and Applications.
- (d) Associate Administrator.
- (e) Associate Administrator for Advanced Research and Technology.
- (f) Associate Administrator for Space Science and Applications.
- (g) Associate Administrator for Manned Space Flight.
- (h) Associate Deputy Administrator.
- (i) Deputy Associate Administrator.

- (j) General Counsel.
- (k) and (l) [Reserved]
- (m) One Secretary to the Associate Administrator.
- (n) [Reserved]
- (o) One Special Assistant to the Director of the Occupational Medicine and Environmental Health Division.

§ 213.3350 Foreign Claims Settlement Commission of the United States.

- (a) Special Assistant to the Commissioners
- (b) One Confidential Assistant to the Chairman.
- (c) One Private Secretary to the Chairman and to each of the other two Commissioners.

§ 213.3351 Subversive Activities Control Board.

- (a) One Executive Secretary and Chief Clerk.
- (b) One Private Secretary to each Member of the Board.
- (c) One Confidential Administrative Assistant to each Member of the Board.

§ 213.3354 Federal Home Loan Bank Board.

- (a) Two Secretaries to the Chairman of the Board.
- (b) Two Secretaries to Board Members.
- (c) One Assistant to the Chairman of the Board and one Assistant to the other two Board Members.
- (d) One Private Secretary to the Assistant to each of two Board Members (including the Chairman) and one Secretary (Administrative) to the Assistant to the third Board Member.
- (e) Director, Office of Communications.
- (f) Director, Office of Housing and Urban Affairs.
- (g) One Special Assistant to the Chairman of the Board.

§ 213.3355 The Renegotiation Board.

- (a) One Special Assistant to the Chairman and one Special Assistant to each of the other four Renegotiation Board Members.
- (b) One Secretary to the Chairman.
- (c) One Secretary to each of the four Board Members.

§ 213.3356 Commission on Civil Rights.

- (a) One Confidential Secretary to the Staff Director.
- (b) One Program Assistant (Special Assistant to the Staff Director).
- (c) One Special Assistant to the Staff Director.
- (d) One Confidential Secretary to the Deputy Staff Director.

§ 213.3359 ACTION.

- (a) Four Special Assistants to the Associate Director for Domestic and Anti-Poverty Operations.
- (b) Two chauffeurs to the Director of ACTION.
- (c) One Deputy Associate Director for Citizens Placement.

§ 213.3364 U.S. Arms Control and Disarmament Agency.

- (a) One Private Secretary to the Director.

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(b) One Private Secretary to the Deputy Director.

(c) One Private Secretary to each Assistant Director appointed by the President (four positions).

(d) One Public Affairs Adviser.

(e) The General Counsel.

(f) One Private Secretary to the General Counsel.

(g) One Private Secretary to the Deputy Assistant Director, Bureau of Economics.

§ 213.3367 Federal Maritime Commission.

(a) One Confidential Assistant to each Commissioner other than the Chairman.

(b) One Private Secretary to the Chairman, one Private Secretary to each Commissioner, one Private Secretary to the General Counsel, and one private Secretary to the Managing Director.

§ 213.3368 Agency for International Development.

(a) Office of the Administrator. (1) Three Special Assistants to the Administrator.

(2) One Confidential Assistant (Private Secretary) to the Administrator.

(3) One Chauffeur for the Administrator.

(4) One Private Secretary to the Deputy Administrator.

(b) [Reserved]

(c) Office of the General Counsel. (1) One Private Secretary to the General Counsel.

(2) The General Counsel.

(d) [Reserved]

(e) Office of the Assistant Administrator for Legislative and Public Affairs. (1) One Private Secretary to the Assistant Administrator.

(2) One Staff Assistant to the Director, Congressional Liaison Staff.

(3) One Private Secretary to the Director, Congressional Liaison Staff.

(4) One Staff Assistant (Congressional Liaison) to the Director, Congressional Liaison Staff.

(5) Four Congressional Liaison Officers.

(f) Office of the Assistant Administrator for Administration. (1) One Confidential Assistant to the Special Assistant to the Assistant Administrator.

§ 213.3371 Office of Consumer Affairs.

(a) One Confidential Assistant to the Special Assistant to the President for Consumer Affairs.

(b) and (c) [Reserved]

(d) One Public Affairs Officer.

(e) [Reserved]

(f) One Director for Consumer Education.

(g) One Director for Communications.

(h) [Reserved]

(i) [Reserved]

(j) One Writer-Editor.

§ 213.3372 Administrative Office of the U.S. Courts.

(a) One Assistant Director.

§ 213.3373 Office of Economic Opportunity.

(a) Office of the Director. (1) [Reserved]

(2) One Assistant Director for Research, Plans, Programs, and Evaluation.

(3) One Special Assistant to the Director and Two Confidential Assistants to the Special Assistant.

(4) Special Assistant to the Deputy Director.

(5) One Confidential Assistant to the Director.

(6) Two Confidential Secretaries and one Private Secretary to the Director.

(7) [Reserved]

(8) One Special Assistant to the Assistant Director for Research, Plans, Programs, and Evaluation.

(9) [Reserved]

(10) Two Confidential Assistants to the Associate Director for Public Affairs.

(11) Three Special Assistants to the Chairman, Planning and Review Committee (interdepartmental activities).

(12) One Deputy Associate Director for Public Affairs.

(13) One Special Assistant to the Director and one Confidential Secretary to this Special Assistant.

(14) One Special Assistant to the General Counsel.

(15) [Reserved]

(16) Two Confidential Assistants to the Assistant Director for Research, Plans, Programs, and Evaluation.

(17) One Confidential Secretary to the Deputy Director.

(18) One Confidential Staff Assistant to the General Counsel.

(19) Not to exceed 10 positions of Policy Advisor, Policy Analyst, and Confidential Assistant in the Office of Planning and Program Analysis.

(20) One Confidential Secretary to the Chairman, Planning and Review Committee.

(21) [Reserved]

(22) Confidential Staff Assistant to the Associate Director for Human Rights.

(23) [Reserved]

(24) One Confidential Assistant to the Assistant Director for Program Development.

(25) Two Planning and Review Advisors to the Chairman of the Planning and Review Committee.

(26) One Confidential Staff Assistant to the Chairman, Planning and Review Committee (interdepartmental activities).

(27) One Confidential Secretary to the Assistant Director for Program Development.

(28) Two Confidential Secretaries to the Chairman, Planning and Review Committee (interdepartmental activities).

(29) One Deputy Associate Director for Human Rights.

(b) [Reserved]

(c) Office of the Assistant Director for Operations. (1) One Special Assistant to the Assistant Director.

(2) Three Confidential Staff Assistants to the Assistant Director.

(3) One Special Assistant to the Director, State and Local Government Division.

(d) Office of the Assistant Director for Special Programs. (1) One Confidential Assistant to the Assistant Director.

(2) One Coordinator, Youth Affairs Program.

(3) One Coordinator, Older Persons Program.

(4) One Coordinator, Voluntary Action Program.

(5) One Coordinator, Rural Affairs Program.

(6) Deputy Assistant Director for Special Programs and Special Assistant to the Director.

(e) Office of the Associate Director for Congressional Relations. (1) [Reserved]

(2) One Confidential Adviser to the Associate Director.

(3) One Special Assistant to the Associate Director.

(4) Three Confidential Assistants to the Associate Director.

(5) One Confidential Secretary to the Associate Director.

(6) Chief, Congressional Relations Division.

(7) Four Congressional Relations Specialists.

(8) [Reserved]

(9) Chief, Private Sector Relations Division.

(f) Volunteers in Service to America. (1) One Special Assistant to the Assistant Director for VISTA.

(2) Two Deputy Assistant Directors for VISTA.

(3) Two Confidential Staff Assistants to the Assistant Director for VISTA.

(g) Office of the Associate Director for Legal Services. (1) Two Confidential Staff Assistants to the Associate Director.

§ 213.3374 Smithsonian Institution.

(a) One Confidential Executive Assistant to the Secretary.

§ 213.3376 Appalachian Regional Commission.

(a) Three Special Assistants to the Federal Cochairman and one Special Assistant to his Alternate.

(b) One Private Secretary to the Federal Cochairman and one Private Secretary to his alternate.

§ 213.3377 Equal Employment Opportunity Commission.

(a) Three Special Assistants to the Chairman.

(b) One Special Assistant and one Secretary to each Member of the Commission.

(c) Two Secretaries to the Chairman.

(d) One Secretary to each of two Special Assistants to the Chairman.

(e) One Public Information Officer.

(f) One Special Assistant to a Member of the Commission.

(g) One Special Assistant to the Vice Chairman.

§ 213.3382 National Foundation on the Arts and the Humanities.

(a) One Executive Secretary to the Chairman, National Endowment for the Arts.

(b) One Assistant to the Chairman, National Endowment for the Arts.

(c) Two Staff Assistants to the Chairman, National Endowment for the Arts.

§ 213.3384 Department of Housing and Urban Development.

(a) Office of the Secretary. (1) One Deputy Under Secretary for Policy Analysis and Program Evaluation.

- (2) One Executive Secretary to the Secretary.
- (3) One Private Secretary to the Under Secretary.
- (4) Special Assistant (Model Cities Program) to the Under Secretary.
- (5) One Private Secretary to the Deputy Under Secretary for Policy Analysis and Program Evaluation.
- (6) One Private Secretary to the General Counsel.
- (7) One Executive Secretary.
- (8) One Staff Assistant to the Secretary.
- (9) Four Special Assistants to the Under Secretary.
- (10) One Private Secretary to the Assistant to the Secretary for Congressional Relations.
- (11) One Special Assistant to the Under Secretary.
- (12) Three Special Assistants to the Secretary.
- (13) One Special Assistant to the Director of Public Affairs.
- (14) One Deputy Director, Division of International Affairs.
- (15) Director, Office of Industry Participation.
- (16) One Private Secretary to the Director of Regional Support.
- (17) Federal Insurance Administrator.
- (18) One Private Secretary to the Deputy General Counsel.
- (19) Two Special Assistants to the General Counsel.
- (20) Deputy Assistant Secretary for Equal Opportunity.
- (21) Deputy General Counsel.
- (22) One Special Assistant to the Assistant to the Secretary for Congressional Relations.
- (23) One Private Secretary to the Deputy Assistant to the Secretary for Congressional Relations.
- (24) One Staff Assistant to the Under Secretary.
- (25) One Staff Assistant to the Director of Public Affairs.
- (26) Seven Senior Assistants for Congressional Relations.
- (27) Twelve Assistants for Congressional Relations.
- (28) One Special Assistant to the Director, Division of International Affairs.
- (29) Four Program Assistants for Interdepartmental activities.
- (30) One Staff Assistant to the Special Assistant to the Secretary for Mortgage Interest Rates.
- (b) *Office of the Assistant Secretary for Housing Production and Mortgage Credit—Federal Housing Administration Commissioner.* (1) One Private Secretary to the Assistant Secretary.
- (2) Deputy Assistant Secretary for Housing Production and Mortgage Credit—Deputy Federal Housing Administration Commissioner.
- (3) One Assistant to the Commissioner (Special Projects).
- (4) One Special Assistant to the Assistant Secretary.
- (5) One Confidential Assistant to the Assistant Commissioner for Programs.
- (6) [Reserved]
- (7) One Special Assistant for Elderly Housing.

- (8) One Special Assistant for Nursing Homes.
 - (9) President, Government National Mortgage Association.
 - (c) *Office of Assistant Secretary for Housing Management.* (1) One Private Secretary to the Assistant Secretary.
 - (2)-(3) [Reserved]
 - (4) Four Special Assistants to the Assistant Secretary.
 - (5) One Staff Assistant to the Assistant Secretary.
 - (6) One Deputy Assistant for Problems of the Elderly and the Handicapped.
 - (7) [Reserved]
 - (8) Deputy Assistant Secretary for Housing Management.
 - (d) *Office of Assistant Secretary for Community Planning and Management.* (1) One Private Secretary to the Assistant Secretary.
 - (2) [Reserved]
 - (3) Seven Special Assistants to the Assistant Secretary.
 - (4)-(6) [Reserved]
 - (7) One Private Secretary to the Deputy Assistant Secretary.
 - (8) Deputy Assistant Secretary for Community Planning and Management.
 - (9) Director, Office of Planning Assistance and Standards.
 - (e) *Office of the Assistant Secretary for Community Development.* (1) One Private Secretary to the Assistant Secretary.
 - (2) [Reserved]
 - (3) Four Special Assistants to the Assistant Secretary.
 - (4) [Reserved]
 - (5) Deputy Assistant Secretary for Community Development.
 - (f) *Office of the Assistant Secretary for Equal Opportunity.* (1) One Private Secretary to the Assistant Secretary.
 - (2) One Private Secretary to the Deputy Assistant Secretary.
 - (3) One Special Assistant to the Assistant Secretary.
 - (4) One Special Assistant to the Deputy Assistant Secretary.
 - (g) *Office of the Assistant Secretary for Research and Technology.* (1) One Private Secretary to the Assistant Secretary.
 - (2) One Special Assistant to the Assistant Secretary.
 - (3) The Director of Special Projects, Operation "Breakthrough."
- § 213.3386 Regional Commissions, Public Works and Economic Development Act of 1965.
- (a) One Special Assistant to the Federal Cochairman of each Regional Commission established under the Public Works and Economic Development Act of 1965.
 - (b) One Special Assistant to the Alternate Federal Cochairman of each Regional Commission established under the Public Works and Economic Development Act of 1965.
 - (c) One Private Secretary to the Federal Cochairman of each Regional Commission established under the Public Works and Economic Development Act of 1965.
 - (d) One Private Secretary to the Alternate Federal Cochairman of each Re-

- gional Commission established under the Public Works and Economic Development Act of 1965.
- § 213.3394 Department of Transportation.
- (a) *Office of the Secretary.* (1) One Deputy Under Secretary.
 - (2) One Special Assistant to the Secretary.
 - (3) Two Confidential Secretaries to the Secretary.
 - (4) [Reserved]
 - (5) Two Confidential Secretaries to the Assistant Secretary for Public Affairs.
 - (6) One Confidential Secretary to the General Counsel.
 - (7) One Confidential Secretary to the Under Secretary of Transportation.
 - (8) One Special Assistant to the Assistant Secretary for Public Affairs.
 - (9) One Confidential Secretary to the Assistant Secretary for Systems Development and Technology.
 - (10) Special Assistant for Special Projects.
 - (11) Two Special Assistants to the Under Secretary of Transportation.
 - (12) One Chauffeur to the Secretary.
 - (13) One Chauffeur to the Under Secretary.
 - (14) One Special Assistant to the Assistant Secretary for Environment and Urban Systems.
 - (15) One Special Assistant to the Deputy Under Secretary of Transportation.
 - (16) One State Liaison Officer, Office of the Assistant Secretary for Public Affairs.
 - (17) Seven Congressional Liaison Officers, Office of the Assistant Secretary for Public Affairs.
 - (18) Director, Office of Congressional Relations.
 - (19) One Special Assistant to the Director of Intergovernmental Relations.
 - (20) One Special Assistant to the Assistant Secretary for Systems Development and Technology.
 - (21) Two Special Assistants to the Assistant Secretary for Policy and International Affairs.
 - (22) One Confidential Secretary to the Assistant Secretary for Safety and Consumer Affairs.
 - (23) One Special Assistant to the Assistant Secretary for Safety and Consumer Affairs.
 - (24) One Confidential Secretary to the Assistant Secretary for Environment and Urban Systems.
 - (25) One Confidential Secretary to the Director for Intergovernmental Relations.
 - (26) One Public Information Assistant to the Director, Office of Public Affairs.
 - (27) One Special Assistant to the Director, Office of Congressional Relations.
 - (28) One Confidential Secretary to the Director, Office of Congressional Relations.
 - (b) *National Transportation Safety Board.* (1) One Administrative Assistant to each of the five Board members.
 - (2) One Confidential Secretary to each of the five Board members.
 - (3) One Confidential Secretary to the General Manager.
 - (c) [Reserved]

(d) *Federal Highway Administration*.
(1) Deputy Administrator.

(2) [Reserved]

(3) One Private Secretary to the Administrator.

(e) *Federal Railroad Administration*.
(1) One Special Assistant to the Administrator.

(2) One Special Assistant to the Deputy Administrator.

(3) Deputy Administrator.

(4) One Confidential Secretary to the Administrator.

(f) *Urban Mass Transportation Administration*. (1) One Assistant Administrator for Public Affairs.

(2) One Confidential Secretary to the Administrator.

(3) Deputy Administrator.

(4) One Secretary to the Deputy Administrator.

(g) *St. Lawrence Seaway Development Corporation*. (1) Two Special Assistants to the Administrator.

(2) One Confidential Secretary to the Administrator.

(h) *Federal Aviation Administration*.
(1) One Private Secretary to the Administrator.

(2)-(5) [Reserved]

(6) One Special Assistant for Environmental Quality Problems to the Assistant Administrator for Public Affairs.

(7) General Counsel.

(i) *National Highway Traffic Safety Administration*. (1) Deputy Administrator.

(2) One Private Secretary to the Administrator.

(3) One Special Assistant to the Administrator.

§ 213.3399 Temporary Boards and Commissions.

(a) *Cost-of-Living Council and Related Organizations*. (1) One Confidential Secretary to the Director, Cost-of-Living Council.

(2) One Confidential Secretary to the Executive Director, Pay Board.

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,

Executive Assistant to the Commissioners.

[FR Doc.71-18110 Filed 12-9-71;8:46 am]

PART 550—PAY ADMINISTRATION (GENERAL)

School Teachers in Washington, D.C.

Part 550 is amended to allow District of Columbia school teachers to receive pay from more than one position when working as part-time or intermittent instructors of certain trainees.

Effective December 3, 1971, paragraph (y) is added to § 550.505 as set out below.

§ 550.505 Specific exceptions.

When appropriate authority in the department or agency concerned, or in the government of the District of Columbia, determines that personal services

otherwise cannot be readily obtained, section 5533(a) of title 5, United States Code, does not apply to:

(y) Pay for part-time or intermittent employment by the National Capital Housing Authority of teachers in the District of Columbia Public Schools as instructors of trainees enrolled in training programs on the maintenance and repair of buildings and grounds.

(5 U.S.C. sec. 5533)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,

Executive Assistant to the Commissioners.

[FR Doc. 71-18111 Filed 12-9-71;8:46 am]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Animal and Plant Health Service,¹ Department of Agriculture

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

[Docket No. 71-603]

PART 76—HOG CHOLERA AND OTHER COMMUNICABLE SWINE DISEASES

Areas Quarantined

Pursuant to provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111-113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f), Part 76, Title 9, Code of Federal Regulations, restricting the interstate movement of swine and certain products because of hog cholera and other communicable swine diseases, is hereby amended in the following respects:

In § 76.2, paragraph (f) is amended by adding thereto the name of the State of Texas.

(Secs. 4-7, 23 Stat. 32, as amended, secs. 1 and 2, 32 Stat. 791-792, as amended, secs. 1-4, 33 Stat. 1264, 1265, as amended, sec. 1, 75 Stat. 481, secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111, 112, 113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f; 29 P.R. 16210, as amended)

Effective date. The foregoing amendment shall become effective upon issuance.

The amendment adds Texas to the list of hog cholera eradication States in § 76.2(f), and the special provisions pertaining to the interstate movement of swine and swine products from or to such eradication States are applicable to Texas.

¹The functions prescribed in Part 76 of Chapter I, 9 CFR, have been transferred from the Agricultural Research Service, U.S. Department of Agriculture, to the Animal and Plant Health Service of the Department (36 F.R. 20707).

The amendment imposes certain further restrictions necessary to prevent the interstate spread of hog cholera and must be made effective immediately to accomplish its purpose in the public interest. Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and contrary to the public interest, and good cause is found for making it effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 7th day of December 1971.

G. H. WISE,
Acting Administrator,
Animal and Plant Health Service.
[FR Doc.71-18097 Filed 12-9-71;8:49 am]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 11578; Amdt. No. 25-31]

PART 25—AIRWORTHINESS STANDARDS: TRANSPORT CATEGORY AIRPLANES

Flight Recorders

This amendment to Part 25 of the Federal Aviation regulations changes § 25.1459(a)(1) to reflect the effect of Amendment 25-23 on that section, and removes an inconsistency resulting from that amendment.

Amendment 25-23 (effective May 8, 1970, published in the FEDERAL REGISTER on April 8, 1970, 35 F.R. 5665) amended § 25.1333 to permit, under certain specified conditions, the connection of additional instruments, systems, or equipment, not prescribed in § 25.1303 (b), to the operating systems for the required instruments. One such additional piece of equipment is the flight recorder which is governed by § 25.1459, and which, prior to May 8, 1970, could not be connected to the operating system provided for the first pilot's flight instruments, other than to the air data computer. However, Amendment 25-23 inadvertently failed to amend § 25.1459 (a)(1) to make it consistent with the changes to § 25.1333. Therefore, § 25.1459 (a)(1) is being amended consistent with Amendment 25-23 by deleting the requirements pertaining to the source of the airspeed and altitude data except the requirement that the data must be obtained from sources that meet the accuracy requirements of §§ 25.1323, 25.1325, and 25.1327, as appropriate.

Since this amendment merely corrects a provision of the regulations and imposes no additional burdens on regulated persons, I find that public notice and procedure thereon are unnecessary.

In consideration of the foregoing, § 25.1459(a)(1) of the Federal Aviation

Regulations is amended, effective January 10, 1972, to read as follows:

§ 25.1459 Flight recorders.

(a) * * *
 (1) It is supplied with airspeed and altitude data obtained from sources that meet the accuracy requirements of §§ 25.1323, 25.1325, and 25.1327, as appropriate;

(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 Washington, D.C., on December 3, 1971.

J. H. SHAFER,
 Administrator.

[FR Doc.71-18083 Filed 12-9-71;8:48 am]

[Airworthiness Docket No. 71-WE-15-AD; Amdt. 39-1358]

PART 39—AIRWORTHINESS DIRECTIVES

McDonnell Douglas Model DC-8 Series Airplanes

A proposal to amend Part 39 of the Federal Aviation regulations to include an airworthiness directive requiring an inspection and rework schedule for the main landing gear retract cylinder attach pins on McDonnell Douglas Model DC-8 airplanes was published in 36 F.R. 18801.

Interested persons have been afforded an opportunity to participate in the making of the amendment. Several comments were received. One operator made four comments and the AD has been revised in response to three of the comments. One comment was that further shot peening should not be necessary if no more than 0.003 inch on the diameter is removed from the boss hole. The FAA concurs with this comment and the AD has been revised accordingly.

Another comment stated that 463-6-1 Cat-A-Lac primer is unsuitable for use when the boss is heated and suggested Parker-O-Lube as an equivalent replacement for heated installations. The FAA concurs that Parker-O-Lube would be a satisfactory equivalent and the AD has been revised accordingly.

Another comment suggested the addition of a bead of PR 1436G sealant at the boss lip, where the retract pin protrudes, to prevent moisture entering when the pin is in bending. We agree that this is a worthwhile suggestion and the AD has been so modified.

A final comment from this operator requested the effective time for the first inspection per this AD be increased from 3,000 to 3,600 hours' time in service. However, no justification was provided, so we find no basis on which such an extension can be made.

Two operators requested extension of the repetitive inspection interval to coincide with their normal gear overhaul time. As the original intent was to require inspection at each gear overhaul, the AD has been revised to specify in-

spection at each overhaul period, but not to exceed intervals of 20,000 hours' time in service.

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

McDONNELL DOUGLAS: Applies to all Model DC-8 Series Airplanes.

Compliance required within the next 3,000 hours' time in service after the effective date of this AD, unless already accomplished within the last 17,000 hours' time in service, and thereafter at each FAA approved normal gear overhaul period, but not to exceed 20,000 hours' time in service from the last inspection.

To prevent failures of the main landing gear retract cylinder attach pin, accomplish the following in accordance with McDonnell Douglas DC-8 Service Bulletin No. 32-102, Revision 4, dated May 4, 1970, or later FAA approved revision, or an equivalent procedure approved by the Chief, Aircraft Engineering Division, FAA Western Region.

(a) Remove the retract pin and inspect the retract pin lock bolt hole, the surface of retract pin, and the inner surface of the retract pin boss for corrosion and cracks.

(b) If corrosion is found, rework the affected areas to remove all traces of corrosion. If no more than 0.003 inch on the diameter is removed from the boss hole during rework, further shot peening of the reworked area is not required. If cracks or corrosion are found in the retract pin, discard the pin.

(c) Reinstall uncracked and uncorroded pins, with particular care being used in obtaining a moisture proof seal around the retract pin lock bolt. Apply a bead of PR 1435G sealant around the boss lip, where the retract pin protrudes, to seal out moisture. If the boss is heated to facilitate installation of the retract pin, Parker-O-Lube or equivalent should be substituted for the 463-6-1 Cat-A-Lac primer.

Upon request of the operator, an FAA maintenance inspector, subject to prior approval of the Chief, Aircraft Engineering Division, FAA Western Region, may adjust the repetitive inspection intervals specified in this AD to permit compliance at an established inspection period of the operator if the request contains substantiating data to justify the increase for that operator.

This amendment becomes effective January 11, 1972.

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

Issued in Los Angeles, Calif., on December 2, 1971.

ROBERT C. BLANCHARD,
 Acting Director,
 FAA Western Region.

[FR Doc.71-18096 Filed 12-9-71;8:49 am]

[Airspace Docket No. 71-GL-1]

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

Designation of Federal Airway

On October 5, 1971, a notice of proposed rule making was published in the

FEDERAL REGISTER (36 F.R. 19398) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would designate VOR Federal airway No. 347 from Ironwood, Mich., to Houghton, Mich.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., February 3, 1972, as hereinafter set forth.

Section 71.123 (36 F.R. 2010) is amended by adding the following:

V-347 from Ironwood, Mich., to Houghton, Mich.

(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 December 3, 1971.

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

[FR Doc.71-18092 Filed 12-9-71;8:48 am]

[Airspace Docket No. 71-SO-96]

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

Alteration of Control Area

On October 15, 1971, a notice of proposed rule making was published in the FEDERAL REGISTER (36 F.R. 20049) stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter Control 1152.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., February 3, 1972, as hereinafter set forth.

In § 71.163 (36 F.R. 2048) Control 1152 is amended by adding the following to the end of the text.

Including the airspace extending upward from FL 230 bounded by a line beginning at latitude 33°51'30" N., longitude 78°07'30" W.; to latitude 33°50'30" N., longitude 78°07'50" W.; to latitude 32°36'15" N., longitude 78°26'35" W.; to latitude 32°50'40" N., longitude 79°23'15" W.; to latitude 32°58'30" N., longitude 79°18'00" W.; to latitude 33°04'55" N., longitude 79°13'10" W.; thence via a line 3 nautical miles from and parallel to the shoreline to latitude 33°14'15" N., longitude 79°06'15" W.; to latitude 33°19'40" N., longitude 79°02'10" W.; to latitude 33°27'40" N., longitude 78°55'20" W.; thence counterclockwise along a 15-mile radius circle centered on the Conway TACAN to latitude 33°40'10" N., longitude 78°40'15" W.; to latitude 33°50'30" N., longitude 78°23'45" W.; thence via a line 3 nautical miles from

and parallel to the shoreline to the point of beginning.

(Sec. 307(a), 1110, Federal Aviation Act of 1958, 49 U.S.C. 1348(a), 1510; Executive Order 10854, 24 F.R. 9565; sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c))

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

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

[FR Doc.71-18095 Filed 12-9-71;8:49 am]

[Airspace Docket No. 71-RM-6]

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

Alteration of Control Zone and Transition Area

On October 28, 1971 a notice of proposed rule making was published in the FEDERAL REGISTER (36 F.R. 20703) stating that the Federal Aviation Administration was considering amendments to Part 71 of the Federal Aviation Regulations that would alter the description of the Billings, Mont., control zone and transition area.

Interested persons were given 30 days in which to submit written comments, suggestions, or objections. No objections have been received and the proposed amendment is hereby adopted without change.

Effective date. These amendments shall be effective 0901 G.m.t., February 3, 1972.

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

Issued in Aurora, Colo., on December 2, 1971.

M. M. MARTIN,
Director,
Rocky Mountain Region.

In § 71.171 (36 F.R. 2055) the following control zone is amended to read as follows:

BILLINGS, MONT.

Within a 5-mile radius of Logan Field Airport (latitude 45°48'25" N., longitude 108°31'55" W.); within 4 miles each side of the Billings ILS west localizer course extending from the 5-mile-radius zone to 8 miles west of the OM; within 3.5 miles each side of the Billings VORTAC 267° radial extending from the 5-mile-radius zone to 8 miles west of the VORTAC; within 2 miles each side of the Billings VORTAC 005° radial extending from the 5-mile-radius zone to 12 miles east of the VORTAC; and within 2 miles each side of the Billings ILS east localizer course extending from the 5-mile-radius zone to Lockwood NDB.

In § 71.181 (36 F.R. 2140) the following transition area is amended to read as follows:

BILLINGS, MONT.

That airspace extending upward from 700 feet above the surface within a 13-mile radius of Billings VORTAC extending from the Billings VORTAC 008° radial clockwise to the 075° radial; within a 24-mile radius of Billings VORTAC extending from the Billings VORTAC 075° radial clockwise to the 124°

radial; within a 13-mile radius of Billings VORTAC extending from the Billings VORTAC 124° radial clockwise to the 147° radial; within a 21-mile radius of Billings VORTAC extending from the Billings VORTAC 147° radial clockwise to the 197° radial; within a 13-mile radius of the Billings VORTAC extending from the Billings VORTAC 197° radial clockwise to the 219° radial; within a 21-mile radius of Billings VORTAC extending from the Billings VORTAC 219° radial clockwise to the 287° radial; within a 31-mile radius of the Billings VORTAC extending from the Billings VORTAC 287° radial clockwise to the 312° radial; that airspace within a 25-mile radius of Billings VORTAC extending from the Billings VORTAC 312° radial clockwise to the 008° radial; that airspace extending upward from 1,200 feet above the surface within a 25-mile radius of Billings VORTAC extending from the Billings VORTAC 008° radial clockwise to the 057° radial; within a 35-mile radius of Billings VORTAC extending from the Billings VORTAC 057° radial clockwise to the 212° radial; within a 25-mile radius of Billings VORTAC extending from the Billings VORTAC 212° radial clockwise to the 266° radial; within a 35-mile radius of Billings VORTAC extending from the Billings VORTAC 266° radial clockwise to the 301° radial; within a 42-mile radius of Billings VORTAC extending from the Billings VORTAC 301° radial clockwise to the 008° radial; that airspace extending upward from 6,200 feet MSL within a 35-mile radius of Billings VORTAC extending from the Billings VORTAC 008° radial clockwise to the 057° radial and from the Billings VORTAC 212° radial clockwise to the 266° radial; and that airspace extending upward from 9,500 feet MSL within a 55-mile radius of Logan Field Airport (latitude 45°48'25" N., longitude 108°31'55" W.) extending from the Billings VORTAC 087° radial clockwise to the 150° radial and from the Billings VORTAC 266° radial clockwise to the 317° radial, excluding the portions that overlie VOR Federal Airways.

[FR Doc.71-18093 Filed 12-9-71;8:49 am]

[Airspace Docket No. 71-RM-23]

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

Alteration of Transition Area

On October 28, 1971 a notice of proposed rule making was published in the FEDERAL REGISTER (36 F.R. 20704) stating that the Federal Aviation Administration was considering amendments to Part 71 of the Federal Aviation Regulations that would alter the description of the Sidney, Montana transition area.

Interested persons were given 30 days in which to submit written comments, suggestions or objections. No objections have been received and the proposed amendment is hereby adopted without change.

Effective date. This amendment shall be effective 0901 G.m.t., February 3, 1972.

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

Issued in Aurora, Colo., on December 2, 1971.

M. M. MARTIN,
Director,
Rocky Mountain Region.

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

SIDNEY, MONT.

That airspace extending upward from 700' above the surface within a 9-mile radius of Sidney-Richland Municipal Airport (latitude 47°42'35" N., longitude 104°11'10" W.), and that airspace extending upward from 1,200' above the surface within 9½ miles east and 4½ miles west of the 356° bearing from the Sidney NDB (latitude 47°42'45" N., longitude 104°10'58" W.), extending from the 9-mile-radius area to 18½ miles north of the NDB; and within 9½ miles southeast and 4½ miles northwest of the 215° bearing from the Sidney NDB extending from the 9-mile-radius area to 18½ miles southwest of the NDB; and within 9½ miles northeast and 5 miles southwest of the 135° bearing from the Sidney NDB extending from the 9-mile-radius area to 19½ miles southeast of the NDB.

[FR Doc.71-18094 Filed 12-9-71;8:49 am]

[Docket No. 11576; Amdt. No. 786]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

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

The complete SIAP's for the changes and additions covered by this amendment are described in FAA Forms 3139, 8260-3, 8260-4, or 8260-5 and made a part of the public rule making dockets of the FAA in accordance with the procedures set forth in Amendment No. 97-696 (35 F.R. 5609).

SIAP's are available for examination at the Rules Docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591. Copies of SIAP's adopted in a particular region are also available for examination at the headquarters of that region. Individual copies of SIAP's may be purchased from the FAA Public Document Inspection Facility, HQ-405, 800 Independence Avenue SW., Washington, DC 20591, or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft, or postal money order payable to the Treasurer of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscription at an annual rate of \$125 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

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

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

1. Section 97.11 is amended by establishing, revising, or canceling the following L/MF-ADF (NDB)-VOR SIAP's, effective January 6, 1972.

Wilmington, Del.—Greater Wilmington Airport; VOR 1, Amdt. 2; Canceled.

2. Section 97.15 is amended by establishing, revising, or canceling the following VOR/DME SIAP's, effective January 6, 1972.

Wilmington, Del.—Greater Wilmington Airport; VOR/DME-1, Amdt. 2; Canceled.

3. Section 97.17 is amended by establishing, revising, or canceling the following ILS SIAP's, effective January 6, 1972.

Harrisburg, Pa.—Harrisburg-York State Airport; ILS-8, Amdt. 11; Canceled.

4. Section 97.21 is amended by establishing, revising, or canceling the following L/MF SIAP's, effective January 6, 1972.

Minchumina, Alaska—Minchumina Airport; LFR-A, Amdt. 8; Revised.

Nome, Alaska—Nome Airport, LFR Runway 27, Amdt. 9; Revised.

5. Section 97.23 is amended by establishing, revising, or canceling the following VOR-VOR/DME SIAP's, effective January 6, 1972.

Atlanta, Ga.—Fulton County Airport; VOR-A, Amdt. 1; Revised.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; VOR Runway 27L, Amdt. 3; Revised.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; VOR Runway 27R, Amdt. 4; Revised.

Auburn, Ala.—Auburn-Opelika Airport; VOR Runway 28, Amdt. 1; Revised.

Bad Axe, Mich.—Huron County Memorial Airport; VOR Runway 3, Original; Established.

Bad Axe, Mich.—Huron County Memorial Airport; VOR Runway 21, Original; Established.

Bluffton, Ohio—Bluffton Flying Service Airport; VOR Runway 23, Amdt. 1; Revised.

Bowling Green, Ky.—Bowling Green-Warren County Airport; VOR Runway 3, Amdt. 8; Revised.

Culpeper, Va.—Culpeper Municipal Airport; VOR-A, Amdt. 1; Revised.

Danville, Va.—Danville Municipal Airport; VOR Runway 2, Amdt. 10; Revised.

Danville, Va.—Danville Municipal Airport; VOR Runway 24, Amdt. 6; Revised.

Gibson City, Ill.—Gibson City Municipal Airport; VOR-A, Original; Established.

Harrisburg, Pa.—Capital City Airport; VOR Runway 12, Amdt. 10; Revised.

Hastings, Nebr.—Hastings Municipal Airport; VOR Runway 14, Amdt. 9; Revised.

Hastings, Nebr.—Hastings Municipal Airport; VOR Runway 32, Amdt. 7; Revised.

Hibbing, Minn.—Chisholm-Hibbing Airport; VOR Runway 13, Amdt. 4; Revised.

Hibbing, Minn.—Chisholm-Hibbing Airport; VOR Runway 31, Amdt. 7; Revised.

Huntsville, Ala.—Huntsville-Madison County Jetport; Cari T. Jones Field; VOR-A, Amdt. 5; Revised.

Madisonville, Ky.—Madisonville Municipal Airport; VOR Runway 23, Amdt. 3; Revised.

Martinsville, Va.—Blue Ridge Airport; VOR-A, Amdt. 1; Revised.

Middleton Island, Alaska—Middleton Island Airport; VOR Runway 19, Amdt. 4; Canceled.

Monroe, Mich.—Custer Airport; VOR Runway 20, Amdt. 2; Revised.

Nome, Alaska—Nome Airport; VOR Runway 27 Amdt. 8; Revised.

Norfolk, Va.—Norfolk Regional Airport; VOR Runway 4, Amdt. 8; Revised.

Norfolk, Va.—Norfolk Regional Airport; VOR Runway 13, Original; Canceled.

Oklahoma City, Okla.—Will Rogers World Airport; VOR Runway 12, Amdt. 13; Revised.

Rocky Mount, N.C.—Rocky Mount Municipal Airport; VOR-A, Amdt. 6; Revised.

St. Louis, Mo.—Creve Coeur Airport; VOR-A, Original; Established.

South Boston, Va.—William M. Tuck Airport; VOR-A, Amdt. 3; Revised.

Stevens Point, Wis.—Stevens Point Municipal Airport; VOR Runway 3, Amdt. 4; Revised.

Stevens Point, Wis.—Stevens Point Municipal Airport; VOR Runway 21, Amdt. 9; Revised.

Stevens Point, Wis.—Stevens Point Municipal Airport; VOR Runway 30, Amdt. 8; Revised.

Tullahoma, Tenn.—William Northern Field; VOR Runway 32, Amdt. 1; Revised.

Vincentown, N.J.—Red Lion Airport; VOR-A, Original; Established.

Williston, N. Dak.—Stoulin Field International Airport; VOR Runway 11, Amdt. 5; Revised.

Wilmington, Del.—Greater Wilmington Airport; VOR Runway 9, Original; Established.

Wilmington, Del.—Greater Wilmington Airport; VOR Runway 32, Original; Established.

Auburn, Ala.—Auburn-Opelika Airport; VOR/DME-A, Original; Established.

Brookhaven, Miss.—Brookhaven Municipal VOR/DME Runway 22, Amdt. 2; Revised.

Darlington, S.C.—Darlington County Airport; VOR/DME-A, Amdt. 3; Revised.

Fort Worth, Tex.—Oak Grove Airport; VOR/DME-A, Original; Established.

Middleton Island, Alaska—Middleton Island Airport; VORTAC Runway 19, Original; Established.

Norfolk, Va.—Norfolk Regional Airport; VOR/DME Runway 13, Original; Established.

Norfolk, Va.—Norfolk Regional Airport; VOR/DME Runway 22, Amdt. 2; Revised.

Norfolk, Va.—Norfolk Regional Airport; VOR/DME Runway 31, Amdt. 1; Revised.

Pierre, S. Dak.—Pierre Municipal Airport; VOR/DME Runway 7, Amdt. 2; Revised.

Rocky Mount, N.C.—Rocky Mount Municipal Airport; VOR/DME-A, Amdt. 3; Revised.

Rocky Mount, N.C.—Rocky Mount-Wilson Airport; VOR/DME Runway 22, Amdt. 1; Revised.

Wisconsin Rapids, Wis.—Alexander Field South Wood County Airport; VOR/DME-A, Original; Established.

6. Section 97.25 is amended by establishing, revising, or canceling the following SDF-LOC-LDA SIAP's effective January 6, 1972.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; LOC (BC) Runway 27L, Amdt. 6; Revised.

Harrisburg, Pa.—Capital City Airport; LOC Runway 8, Original; Established.

Nashville, Tenn.—Nashville Metropolitan Airport; LOC (BC) Runway 20R, Amdt. 8; Revised.

Oklahoma City, Okla.—Will Rogers World Airport; LOC (BC) Runway 17L, Amdt. 2; Revised.

Windsor Locks, Conn.—Bradley International Airport; LOC (BC) Runway 24, Amdt. 9; Revised.

7. Section 97.27 is amended by establishing, revising, or canceling the following NDB/ADF SIAP's effective December 23, 1971.

Pendleton, Oreg.—Pendleton Municipal Airport; NDB-A, Original; Established.

Pendleton, Oreg.—Pendleton Municipal Airport; NDB (ADF) Runway 25R, Amdt. 8; Canceled.

8. Section 97.27 is amended by establishing, revising, or canceling the following NDB/ADF SIAP's effective January 6, 1972.

Atlanta, Ga.—Fulton County Airport; NDB-A, Amdt. 1; Revised.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; NDB Runway 9L, Amdt. 32; Revised.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; NDB Runway 9R, Amdt. 9; Revised.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; NDB Runway 27L, Amdt. 4; Revised.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; NDB Runway 27R, Amdt. 4; Revised.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; NDB Runway 33, Amdt. 13; Revised.

Cadillac, Mich.—Wexford County Airport; NDB Runway 7, Amdt. 2; Revised.

Charlevoix, Mich.—Charlevoix Airport; NDB Runway 8, Original; Established.

Charlevoix, Mich.—Charlevoix Airport; NDB Runway 28, Original; Established.

Columbus, Ohio—Port Columbus International Airport; NDB Runway 28L, Amdt. 5; Revised.

Connersville, Ind.—Mettel Field; NDB Runway 18, Amdt. 2; Revised.

Hastings, Nebr.—Hastings Municipal Airport; NDB Runway 14, Amdt. 6; Revised.

Martinsville, Va.—Blue Ridge Airport; NDB-A, Amdt. 2; Revised.

Muskegon, Mich.—Muskegon County Airport; NDB Runway 32, Amdt. 2; Revised.

Oklahoma City, Okla.—Will Rogers World Airport; NDB Runway 17L, Amdt. 14; Revised.

Oklahoma City, Okla.—Will Rogers World Airport; NDB Runway 35R, Amdt. 1; Revised.

Philadelphia, Pa.—Wings Field; NDB Runway 6, Amdt. 5; Revised.

Pratt, Kans.—Pratt Municipal Airport; NDB Runway 17, Amdt. 2; Canceled.

Pratt, Kans.—Pratt Municipal Airport; NDB Runway 17, Original; Established.

Wilmington, Del.—Greater Wilmington Airport; NDB Runway 1, Amdt. 10; Revised.

Windsor Locks, Conn.—Bradley International Airport; NDB Runway 6, Amdt. 19; Revised.

9. Section 97.29 is amended by establishing, revising, or canceling the following ILS SIAP's, effective January 6, 1972.

Atlanta, Ga.—Fulton County Airport; ILS Runway 8R, Amdt. 1; Revised.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; ILS Runway 9L, Amdt. 39; Revised.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; ILS Runway 9R, Amdt. 14; Revised.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; ILS Runway 33, Amdt. 18; Revised.

Columbus, Ohio—Port Columbus International Airport; ILS Runway 28L, Amdt. 17; Revised.

Muskegon, Mich.—Muskegon County Airport; ILS Runway 32, Amdt. 7; Revised. Oklahoma City, Okla.—Will Rogers World Airport; ILS Runway 35R, Amdt. 1; Revised.

Wilmington, Del.—Greater Wilmington Airport; ILS Runway 1, Amdt. 11; Revised. Windsor Locks, Conn.—Bradley International Airport; ILS Runway 6, Amdt. 21; Revised.

10. Section 97.29 is amended by establishing, revising, or canceling the following ILS SIAP's, effective December 9, 1971.

Missoula, Mont.—Johnson-Bell Field; ILS Runway 11, Original; Established.

11. Section 97.31 is amended by establishing, revising, or canceling the following Radar SIAP's, effective January 6, 1972.

Atlanta, Ga.—The William B. Hartsfield Atlanta International Airport; Radar-1, Amdt. 18; Revised.

Harrisburg, Pa.—Capital City Airport; Radar-1, Amdt. 5; Revised.

Knoxville, Tenn.—McGhee Tyson Airport; Radar-1, Amdt. 14; Revised.

Norfolk, Va.—Norfolk Regional Airport; Radar-1, Amdt. 4; Revised.

Oklahoma City, Okla.—Will Rogers World Airport; Radar-1, Amdt. 10; Revised.

12. Section 97.33 is amended by establishing, revising, or canceling the following RNAV SIAP's, effective January 6, 1972.

Auburn, Ala.—Auburn-Opelika Airport; RNAV Runway 18, Original; Established.

(Secs. 307, 313, 601, 1110, Federal Aviation Act of 1958; 49 U.S.C. 1438, 1354, 1421, 1510; sec. 6(c) Department of Transportation Act, 49 U.S.C. 1656(e) and 5 U.S.C. 552(a)(1))

Issued in Washington, D.C., on December 1, 1971.

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

NOTE: Incorporation by reference provisions in §§ 97.10 and 97.20 approved by the Director of the Federal Register on May 12, 1969, (35 F.R. 5610).

[FR Doc.71-17863 Filed 12-9-71; 8:45 am]

[Docket No. 10667; Amdt. No. 121-82]

PART 121—CERTIFICATION AND OPERATIONS: DOMESTIC, FLAG, AND SUPPLEMENTAL AIR CARRIERS AND COMMERCIAL OPERATORS OF LARGE AIRCRAFT

PART 135—AIR TAXI OPERATORS AND COMMERCIAL OPERATORS OF SMALL AIRCRAFT

Retention of Flight Recorder Data

The purpose of this amendment to Part 121 of the Federal Aviation Regulations is to increase the retention period for certain flight recorder data from 1 hour to 25 hours, and to permit 1 hour of the required 25 hours to be used for test purposes. The amendment is also applicable to air taxi operations using large aircraft, as provided in § 135.2.

This amendment is based on a notice of proposed rule making, Notice No. 70-46, published in the FEDERAL REGISTER on

November 7, 1970 (35 F.R. 17193). All but one of the four public comments received were in favor of the proposal. Based in part on the points raised by the dissenting commentator, minor changes have been made in the amendment as proposed.

Amendment 121-66 (effective September 18, 1970, 35 F.R. 13191) amended § 121.343 to require that additional flight recorder data be recorded on board large turbine engine powered airplanes type certificated after September 30, 1969, and for all other large airplanes type certificated after September 30, 1969, for operation above 25,000 feet. As a part of that addition, the amendment required that the newly required data be retained for 1 hour, as opposed to the 25-hour retention requirement for data that was required under § 121.343(a)(1). Although a 1-hour retention requirement was adopted, the preamble to the Amendment indicated that due to the current and expected state of the art a 25-hour retention requirement for the newly required data would, if feasible, be the subject of further rule-making action. Based on Notice 70-46, this amendment completes that rule making and adopts a 25-hour retention requirement for the new data as prescribed in § 121.343(a)(2).

The one commentator who objected to the notice, did so on the basis of language in the preamble which indicated that in the case of re-useable magnetic tape, the recorder would have to have a capacity greater than 25 hours in order to meet the 25-hour retention requirement and still permit testing without removal of tape. The commentator stated that the majority of recorders being manufactured today are limited to a 25-hour data retention capacity, and thus the 25-hour retention requirement would preclude testing of the flight recorder or flight recorder system without removing the tape or erasing part of the information recorded on it. Accordingly, it was recommended that up to 15 hours of tape time be permitted to be expended for test purposes.

The FAA agrees with this comment to the extent that a reasonable amount of test time is necessary in order to insure an effective recorder system. However, the agency does not agree that the 15 hours recommended is reasonable, because 10 hours of taped information will not yield sufficient operating history for the airplane for the purpose of accident investigation. After examining the current flight recorder technology and obtaining the views of recorder manufacturers, the FAA has determined that a total of 1 hour of tape time is reasonable and sufficient for the purpose of testing the flight recorder or flight recorder system without removing the tape. In addition, as pointed out by the commentator, its objection relates as well to the current 25-hour retention requirement for data prescribed in § 121.343(a)(1). Accordingly, the provision for up to 1 hour of tape time for testing is made applicable to this data as well.

Interested persons have been given an opportunity to participate in the mak-

ing of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, paragraph (c) of § 121.343 of the Federal Aviation Regulations is amended, effective January 10, 1972, to read as follows:

§ 121.343 Flight recorders.

(c) Except as provided in paragraph (d) of this section, and except for recorded data erased as authorized in this paragraph, each certificate holder shall keep the recorded data prescribed in paragraph (a) of this section until the airplane has been operated for at least 25 hours of the operating time specified in § 121.359(a). A total of 1 hour of recorded data may be erased for the purpose of testing the flight recorder or the flight recorder system. Any erasure made in accordance with this paragraph must be of the oldest recorded data accumulated at the time of testing. Except as provided in paragraph (d) of this section, no record need be kept more than 60 days.

(Secs. 313(a), 601, 604, Federal Aviation Act of 1958, 49 U.S.C. 1354(a), 1421, 1424; Sec. 6(c), Department of Transportation Act, 49 U.S.C. 1656(e))

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

J. H. SHAFFER,
Administrator.

[FR Doc.71-18091 Filed 12-9-71; 8:48 am]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER A—GENERAL

PART 8—COLOR ADDITIVES

Subpart C—Listing of Color Additives for Food Use Subject to Certification

Subpart E—Listing of Color Additives for Drug Use Subject to Certification

FD&C RED NO. 40

The Commissioner of Food and Drugs, on the basis of a petition filed by Allied Chemical Corp., Specialty Chemicals Division, c/o Hazleton Laboratories, Inc., Post Office Box 30, Falls Church, Va. 22046, and other relevant material, finds that lakes of FD&C Red No. 40 are safe for use in food and drugs under the conditions prescribed in this order, and that certification is necessary for the protection of the public health. Notice of proposed rule making regarding this matter was published in the FEDERAL REGISTER of July 9, 1971 (36 F.R. 12908).

In the order published in the FEDERAL REGISTER of April 10, 1971 (36 F.R. 6892) providing for the use of FD&C Red No. 40, the specifications inadvertently limited the amount of arsenic permitted to "not more than 1 part per million."

The specification for the permissible amount of arsenic in the color additive is corrected to read "not more than 3 parts per million."

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 706(b), (c) (1), (d), 74 Stat. 399-403; 21 U.S.C. 376(b), (c) (1), (d), and under authority delegated to the Commissioner (21 CFR 2.120): *It is ordered*, That Part 8 be amended:

1. In § 8.244 by adding a new subparagraph (3) to paragraph (a), by revising the specifications for arsenic in paragraph (b), and by revising paragraphs (d) and (e), as follows:

§ 8.244 FD&C Red No. 40.

(a) * * *

(3) The listing of this color additive includes lakes prepared as described in § 9.100 of this chapter, except that the color additive used is FD&C Red No. 40 and the resultant lakes meet the specification and labeling requirements prescribed by § 9.100.

(b) *Specifications*. * * *

Arsenic (as As), not more than 3 parts per million.

(d) *Labeling*. The label of the color additive and any lakes or mixtures prepared therefrom intended solely or in part for coloring purposes shall conform to the requirements of § 8.32.

(e) *Certification*. All batches of FD&C Red No. 40 and lakes thereof shall be certified in accordance with regulations in Subpart A of this part.

2. In § 8.4104 by adding a new subparagraph (3) to paragraph (a) and by revising paragraphs (c) and (d), as follows:

§ 8.4104 FD&C Red No. 40.

(a) * * *

(3) The listing of this color additive includes lakes prepared as described in §§ 9.100 and 9.280 of this chapter, except that the color additive used is FD&C Red No. 40 and the resultant lakes meet the specification and labeling requirements prescribed by §§ 9.100 or 9.280.

(c) *Labeling*. The label of the color additive and any lakes or mixtures prepared therefrom intended solely or in part for coloring purposes shall conform to the requirements of § 8.32.

(d) *Certification*. All batches of FD&C Red No. 40 and lakes thereof shall be certified in accordance with regulations in Subpart A of this part.

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 6-88, 5600 Fishers Lane, Rockville, Md. 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 may be seen in the above office during working hours, Monday through Friday.

Effective date. This order shall become effective 40 days after its date of publication in the FEDERAL REGISTER, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be given by publication in the FEDERAL REGISTER.

(Sec. 706(b), (c) (1), (d), 74 Stat. 399-403; 21 U.S.C. 376(b), (c) (1), (d))

Dated: November 29, 1971.

SAM D. FINE,
Associate Commissioner
for Compliance.

[FR Doc. 71-18076 Filed 12-9-71; 8:47 am]

SUBCHAPTER B—FOOD AND FOOD PRODUCTS
[Docket No. FDC-78]

PART 125—LABEL STATEMENTS CONCERNING DIETARY PROPERTIES OF FOOD PURPORTING TO BE OR REPRESENTED FOR SPECIAL DIETARY USES

Food for Special Dietary Uses; Findings of Fact and Conclusions and Final Order Regarding Label Statements Relating to Infant Food

In the matter of revising regulations for food for special dietary uses, the Commissioner published proposed findings of fact, proposed conclusions, and a tentative order in the FEDERAL REGISTER of October 29, 1970 (35 F.R. 16737), and allowed 30 days for the filing of written exceptions by any interested person whose appearance was filed at the hearing. The published document also included a history of the proceedings in the matter and an explanation of the limited scope of this action.

Exceptions to the order and findings of fact were received from 12 persons. Although some exceptions did not contain specific references to the pages of the transcript of testimony and exhibits, they have all been given consideration. Some of the exceptions have been the basis of modifications in the findings or in the order as follows:

1. Finding No. 6 is modified by deleting the first word and the last phrase.

2. Section 125.5(c) (4) of the final order is updated in subdivisions (i) and (ii) so the citations for the methods prescribed refer to their location in the new edition of the "Official Methods of Analysis of the Association of Official Analytical Chemists."

3. Section 125.5(c) (5) of the final order is modified to require that the label on infant food products state the specific difference between the amount of the vitamins and minerals designated by

subparagraph (5) which are supplied by the product and the minimum amount which is required by subparagraph (5). This statement and the statement that additional vitamins and minerals should be supplied from other sources are also required to appear in addition to and in immediate proximity with the label designation of the amounts of vitamins and minerals supplied by the food.

4. The table in § 125.5(c) (5) is modified by specifying 7.8 milligrams as the minimum amount of ascorbic acid.

Having considered the evidence received at the hearing, the hearing examiner's report, and all the exceptions and written arguments which were filed the Commissioner, pursuant to the Federal Food, Drug, and Cosmetic Act (secs. 401, 403(j), 701(e), 52 Stat. 1046 as amended, 1048, 1055 as amended; 21 U.S.C. 341, 343(j), 371(e)) and under authority delegated to him (21 CFR 2.120), issues the following findings of fact, conclusions, and final order:

FINDINGS OF FACT¹

1. An infant is generally considered in pediatric practice to be a human being 12 months of age or less. (Tr. 12569 (Lowe), 23136 (Harrison).)

2. A number of unique physical and physiological characteristics about the infant affect his feeding requirements. Among these are the absence of teeth up to 6 months of age, the relatively small size of mouth and stomach, and a not fully developed intestinal tract. (Tr. 12569-71 (Lowe).)

3. Infant foods currently marketed in the United States are generally prepared in a manner that reflects the special dietary needs of infants. These foods, some of which are referred to as "baby foods," are designed for infants as a group. (Tr. 12571-72, 12601-02, 12628 (Lowe); 23322-23, 23326 (Harrison); P. 342, 405, 481, 484, 512, 513.)

4. Foods for special dietary use for infants are marketed both with and without added vitamins and minerals. (Tr. 12572 (Lowe); P. 342, 405, 481, 484, 512, 513.)

5. Special feeding problems are of common occurrence in pediatric practice. Because infants exhibit idiosyncrasies to food more frequently than do older children or adults, it is important that what is in a prepared food for infants, such as "baby foods" and infant formulas, be shown so that the mother and/or the physician can identify offending substances and remove them from the diet. A label that fails to identify all ingredients of such prepared food for infants would handicap the physician in attempting to identify an offending substance. (Tr. 12570, 12578-79 (Lowe); P. 154-B, page 922.)

6. It makes no difference in terms of infant nutrition whether the vitamin or mineral in an infant food is derived from

¹The abbreviations in the citations are: "Tr." for transcript pages of the hearing; "P." for exhibits introduced by the Government, the proponent; and "O." for exhibits introduced by opponents.

natural or synthetic sources. (Tr. 23140-41, 23249-50, 23277-78 (Harrison); WD-G-Harrison, 37 Q and A.)

7. Identifying on the label by their common or usual names all ingredients, including spices, flavorings, and colorings, in a food for infants is important because of their potential as offending substances in the diet of the infant. (Tr. 12577-79 (Lowe); P. 154-B, page 922.)

8. The label of a food for infants, other than dietary supplements, should indicate the specific plant or animal source of each ingredient by its common or usual name to permit the physician and the purchaser to identify an offending substance. (Tr. 12579-81 (Lowe); P. 154-B, page 922.)

9. Human breast milk is essentially a complete food for the infant if the infant additionally receives vitamin D and iron (Tr. 1076, 1102, 1149 (Filer); 3241, 3263 (Gyorgy).)

10. Prepared infant formulas, evaporated milk, and whole milk (of cows) are used as foods for infants because of their simulation of human milk or their suitability as complete or partial substitutes for human milk. (Tr. 1065-66 (Filer), 3236 (Gyorgy), 12637 (Lowe).)

11. In recent years, use of prepared infant formulas as a complete or partial substitute for human milk has increased markedly, and use of evaporated milk for such purpose has decreased. (Tr. 1064, 1067 (Filer); 3261 (Gyorgy); 12635-36 (Lowe).)

12. Prepared infant formulas are available in powdered, concentrated liquid, and ready-to-use forms. (Tr. 1065 (Filer), 3239 (Gyorgy).)

13. To deal effectively with the problems that may present themselves in infant feeding, especially in the first few months of life, the physician and purchaser need to know the nutritional composition of a food intended as a complete or partial substitute for human milk. (Tr. 1070 (Filer).)

14. For a food intended as a complete or partial substitute for human milk, a statement on the label of the amount of moisture, protein, fat, available carbohydrate, crude fiber, and ash present therein is necessary for fully informing purchasers. In the case of a powdered product, a statement of this information in terms of percent by weight is reasonable. In the case of a liquid product, a statement in terms of percent per unit volume is reasonable. (Tr. 1069-70, 1576 (Filer); 3236-38 (Gyorgy).)

15. The scientific unit base used by qualified pediatricians for computing infant feeding requirements is kilocalories per kilogram of body weight. The term "calories" is commonly used as equivalent to the scientific term "kilocalories." (Tr. 1071, 1083, 1089, 1166 (Filer); 3238-39 (Gyorgy).)

16. For fully informing the physician and the purchaser, the label of a food intended as a substitute for human milk in infant feeding must state the number of available calories supplied by a specified quantity of the food as customarily or usually prepared for consumption. (Tr. 1072-75 (Filer); 3240-41 (Gyorgy).)

17. For evaluating the adequacy of a food intended as a substitute for human milk in infant feeding, the physician and the purchaser must know the kinds and amounts of certain essential vitamins and minerals present therein. It is important that the amounts of such vitamins and minerals actually offered to the infant by the food be shown. This includes the amount originally present in the food plus any added. The amounts of the following essential vitamins and minerals should be stated on the label of a food offered as a complete or partial substitute for human milk in terms of the amount supplied by a specified quantity of the food as customarily or usually prepared for consumption: Vitamin A, vitamin D, vitamin E, ascorbic acid, thiamin (vitamin B₁), riboflavin (vitamin B₂), niacin, vitamin B₆, folacin, pantothenic acid, vitamin B₁₂, calcium, phosphorus, magnesium, iron, iodine, and copper. If a vitamin or mineral other than the aforementioned is added to the food, the label should similarly state the amount of such vitamin or mineral supplied by the food. (Tr. 1077-80, 1577 (Filer); 3242 (Gyorgy); 12564, 12566-68 (Lowe).)

18. The generic term "niacin" includes niacin (nicotinic acid), niacinamide (nicotinamide), and 1 milligram equivalent for each 60 milligrams of tryptophan. (Tr. 1093 (Filer), 3256 (Gyorgy); P. 651, pages 37-38, foldout table, footnote (d).)

19. Human milk contains 1.8 grams of protein per 100 available kilocalories. The protein content of human milk is adequate to sustain growth up to 6 months of age. (Tr. 1081-82 (Filer), 3246 (Gyorgy); P. 154-A, page 917.)

20. Protein deficiency in the infant may result in hypoalbuminemia, a reduction in weight gain, paling of the skin, ulceration, decolorization of the hair, enlargement of the liver, and a succumbing to infection. (Tr. 1086-87 (Filer), 3245-46 (Gyorgy).)

21. The quality of protein varies with food source and may be affected by the processing method. A level of 1.8 grams of protein per 100 available kilocalories in a food that is the sole source of protein for an infant is adequate if its quality is comparable to that of human milk protein. (P. 154A, page 918.)

22. The most commonly used test to determine the biological quality of different types of protein is the Protein Efficiency Ratio (PER) test. The PER is determined by a rat assay using casein as a reference. This assay is in wide use in Government and industry laboratories and has been adopted by the Association of Official Analytical Chemists (formerly the Association of Official Agricultural Chemists). (Tr. 1083 (Filer), 3247-48 (Gyorgy).)

23. Protein of a quality (PER) less than 70 percent of that of casein is not suitable in a food for infants intended as a complete or partial substitute for human milk. A quantity of 1.8 grams per 100 available kilocalories of a protein equivalent in quality (PER) to that of casein is the minimum level in such food

for the adequate nutrition of infants. With respect to a protein of a quality (PER) greater than 70 percent but less than 100 percent of that of casein, a quantity greater than 1.8 grams per 100 available kilocalories is required for adequate nutrition of infants. The least amount of such a protein that may be present in 100 kilocalories of the food is computed by dividing 1.8 by the quality of the protein expressed as a fraction of that of casein, so that a figure of at least 1.8 is achieved. (Tr. 1083, 1085-86 (Filer).)

24. If a quantity of a food that is intended as a complete or partial substitute for human milk for infants and that supplies 100 available kilocalories of such food as customarily or usually prepared for consumption: (a) Contains less than 1.8 grams of protein of quality equivalent to that of casein or (b) when the quality of the protein expressed as a fraction of that of casein multiplied by the gram protein per 100 kilocalories is less than 1.8 or (c) when the protein quality is less than 70 percent of that of casein; then its label must bear for fully informing purchasers the statement "This product should not be used as the sole source of protein of the infant diet." (Tr. 1086-87 (Filer); 3248-49, 3251-53 (Gyorgy); P. 154-A, page 917.)

25. Average values of certain essential nutrients in human milk may be considered a rational basis for estimating minimal needs of infants; however, experience has proven that levels of certain nutrients in human milk, notably vitamin D and iron, are even less than those necessary to support normal growth and state of health. (Tr. 1088, 1090 (Filer); 3233-34 (Gyorgy); P. 154, page 916.)

26. Minimum levels for vitamins and minerals in a food for infants intended as a complete or partial substitute for human milk should be set in terms of the amount per 100 available kilocalories of such food as customarily or usually prepared for consumption. (Tr. 1089 (Filer), 3255-56 (Gyorgy); P. 154-A, pages 916-17.)

27. The following are minimum levels per 100 available kilocalories for the vitamins and minerals that should be present in a food for infants, as customarily or usually prepared for consumption, intended as a complete or partial substitute for human milk: Vitamin A, 250 U.S.P. units; vitamin D, 40 U.S.P. units; vitamin E, 0.3 International unit; ascorbic acid (vitamin C), 7.8 milligrams; thiamin (vitamin B₁), 0.025 milligram; riboflavin (vitamin B₂), 0.06 milligram; niacin, 0.8 milligram equivalent; vitamin B₆, 0.035 milligram; folacin, 4 micrograms; pantothenic acid, 0.3 milligram; vitamin B₁₂, 0.15 microgram; calcium, 50 milligrams; phosphorus, 25 milligrams; magnesium, 6 milligrams; iron, 1 milligram; iodine, 5 micrograms; and copper, 0.06 milligram. When such food as customarily or usually prepared for consumption supplies less than the minimum level per 100 available kilocalories of any of these essential vitamins and minerals, the

label must state for fully informing purchasers that an additional quantity of such vitamin(s) or mineral(s), as the case may be, should be supplied from other sources. (Tr. 1091-1100, 1202 (Filer); 3253-54, 3256-61 (Gyorgy); P. 154-A, pages 916-20, 921; Prehearing Conference Exhibit No. 2.)

28. For an infant food intended as a complete or partial substitute for human milk and not intended for special dietary use by reason of a need for regulating fat intake, it is reasonable to require, when such food contains fat at a level supplying less than 15 percent of the total available kilocalories or contains linoleic acid (present as a glyceride) at a level supplying less than 2 percent of the total available kilocalories, that the label bear a statement that an additional quantity of fat or linoleic acid (linoleate), as the case may be, should be supplied from other sources. (P. 651, pages 12-13.)

29. Because of Federal regulation, State laws, and existing dairy practices, the nutritional compositions of whole milk (of cows) and evaporated milk are remarkably constant. Although variations in composition occur, depending upon the season, geographic location, and breed of cow, the practice of pooling milk into large batches tends to even out these variations. (Tr. 1552-53 (Filer); 12546-59, 13126 (Lowe); P. 155, pages 38-39; P. 684.)

30. It is not necessary for whole milk (of cows) and evaporated milk intended for use for infants as a complete or partial substitute for human milk to bear a label statement of the amount of fat, protein, available carbohydrate, moisture, ash, crude fiber, or available kilocalories supplied by a given quantity of the food. (Tr. 1070-71, 1075, 1570-71 (Filer); 12545-46, 12560 (Lowe).)

31. It is not necessary for whole milk (of cows) and evaporated milk intended for use by infants as a complete or partial substitute for human milk to bear a label statement of the amount of vitamins or minerals present therein. (Tr. 1574 (Filer), 12565-66 (Lowe).)

32. The protein quantity and quality of whole milk (of cows) and evaporated milk are in excess of minimum levels for adequate nutrition of infants. (Tr. 1087 (Filer), 1252f (Lowe).)

33. Whole milk (of cows) and evaporated milk are essentially devoid of iron and of vitamins C and D. (Tr. 1102 (Filer), 3263 (Gyorgy), 12568-69 (Lowe).)

34. Experience over a period of approximately 50 years has indicated that whole milk (of cows) and evaporated milk, without increased vitamin D content, when used as the sole source of nutrition for infants, are adequate with respect to all vitamins and minerals except ascorbic acid, vitamin D, and iron. If whole milk (of cows) or evaporated milk, without increased vitamin D content, is offered as a complete or partial substitute for human milk in infant

feeding, the label must state, for fully informing purchasers, that additional quantities of ascorbic acid, vitamin D, and iron should be supplied from other sources. When the vitamin D content of such whole milk (of cows) is increased to a level of 400 U.S.P. units per quart, or when the vitamin D content of such evaporated milk is increased in accord with the definition and standard of identity for evaporated milk (21 CFR 18.520), the label for such food need not state that additional Vitamin D should be supplied from other sources; however, the label must state that additional quantities of ascorbic acid and iron should be supplied from other sources. (Tr. 1338-39, 1528-29, 1575 (Filer); 3261-63, 3310, 3430-32 (Gyorgy); 12544, 12568-69 (Lowe); P. 154-A, page 920; P. 684.)

35. It is not necessary for whole milk (of cows) and evaporated milk intended for use for infants as a complete or partial substitute for human milk to bear a label statement that additional fat or linoleic acid (linoleate) should be supplied from other sources. (P. 651, pages 12-13.)

36. It is not necessary for food intended solely for infants as a complete or partial substitute for human milk to bear a label statement of the amounts of vitamins and minerals present therein in terms of the Recommended Dietary Allowances. (Tr. 1110-11 (Filer), 3270-71 (Gyorgy).)

37. An obvious purpose of infant feeding is to promote weight gain; however, the requirements of regulations dealing with the labeling of foods intended for special dietary use for the purpose of weight gain are not relevant to foods offered solely for infants. (Tr. 1112 (Filer), 3271-72 (Gyorgy).)

CONCLUSION OF LAW

It is reasonable and necessary for purchasers to be informed fully of the value of foods for special dietary use for infants by requiring that the labels of such foods bear the information prescribed by § 125.5 as hereinafter set forth.

FINAL ORDER

Therefore, on the basis of the foregoing findings of fact and conclusion of law drawn therefrom: *It is ordered*, That the stay of effective date of § 125.4, which stay was promulgated December 14, 1966 (31 F.R. 15730), be ended and that the section be redesignated as § 125.5 and modified to read as follows:

§ 125.5 Label statements relating to infant food.

(a) If a food (other than a dietary supplement of vitamins and/or minerals alone) purports to be or is represented for special dietary use for infants, the label shall bear, if such food is fabricated from two or more ingredients, the common or usual name of each ingredient, including spices, flavoring, and coloring.

(b) If such food, or any ingredient thereof, consists in whole or in part of

plant or animal matter and the name of such food or ingredient does not clearly reveal the specific plant or animal which is its source, such name shall be so qualified as to reveal clearly the specific plant or animal that is such source.

(c) If such use of the food is by reason of its simulation of human milk or its suitability as a complete or partial substitute for human milk, the label shall also bear:

(1) A statement of the percent by weight or weight per unit volume of moisture, protein, fat, available carbohydrate, ash, and crude fiber contained in such food.

(2) A statement of the number of available kilocalories (in the case of food label statements, a kilocalorie is represented by the word "Calorie") supplied by a specified quantity of such food as customarily or usually prepared for consumption.

(3) A statement of the amount of each vitamin or mineral listed in subparagraph (5) of this paragraph and the amount of other added vitamin(s) and mineral(s) supplied by a specified quantity of such food as customarily or usually prepared for consumption.

(4) The statement "This product should not be used as the sole source of protein in the infant diet" if a quantity which supplies 100 available kilocalories of such food as customarily or usually prepared for consumption contains less than 1.8 grams of protein of a biological quality equivalent to that of casein, or if the amount and biological quality of protein per 100 available kilocalories of such food are such that the quality of protein expressed as a fraction of that of casein multiplied by the amount of protein in grams is less than 1.8, or if the biological quality of protein is less than 70 percent of that of casein.

(i) For the purpose of this subparagraph, the method for determining biological quality of protein shall be the method prescribed on page 800 (secs. 39.166-39.170) under "Biological Evaluation of Protein Quality—Official, Final Action" of "Official Methods of Analysis of the Association of Official Analytical Chemists," 11th edition (1970).

(ii) For the purpose of this subparagraph, the method for determining the amount of protein is to multiply by 6.25 the total nitrogen content in grams, as determined by the method described on page 16 (sec. 2.051) under "Improved Kjeldahl Methods for Nitrate-Free Samples—Official, Final Action" of "Official Methods of Analysis of the Association of Official Analytical Chemists," 11th edition (1970).

(5) If a quantity which supplies 100 available kilocalories of such food as customarily or usually prepared for consumption contains less than the following amounts of vitamins and minerals, a statement that an additional quantity of such vitamin(s) or mineral(s), as the case may be, should be supplied from other sources:

Vitamins and minerals	Unit of measurement	Minimum amounts
Vitamin A	U.S.P. units	250
Vitamin D	do	40
Vitamin E	International units	0.3
Ascorbic acid	Milligrams	7.8
(vitamin C)		
Thiamin (vitamin B ₁)	do	0.025
Riboflavin (vitamin B ₂)	do	0.06
Niacin	Milligram equivalents	0.8
Vitamin B ₆	Milligrams	0.035
Folate	Micrograms	4
Pantothenic acid	Milligrams	0.3
Vitamin B ₁₂	Micrograms	0.15
Calcium	Milligrams	50
Phosphorus	do	25
Magnesium	do	6
Iron	do	1
Iodine	Micrograms	5
Copper	Milligrams	0.06

¹ The generic term "niacin" includes niacin (nicotinic acid), niacinamide (nicotinamide), and 1 milligram equivalent for each 60 milligrams of tryptophan in the food.

When a statement prescribed by this subparagraph is required, it shall appear in immediate proximity to the statement for the appropriate vitamin or mineral required by

paragraph (c) (3). The difference in quantity between the amount of vitamin(s) and mineral(s) supplied and the amount required by this subparagraph, expressed on the same basis, must also appear in the same statement.

(6) If such food contains fat at a level supplying less than 15 percent of the total available kilocalories, or linoleic acid (present as a glyceride) at a level supplying less than 2 percent of the total available kilocalories, a statement that an additional quantity of fat or linoleic acid (linoleate), as the case may be, should be supplied from other sources. The requirement of this subparagraph shall not apply to such food which purports to be or is represented for special dietary use by reason of a need for regulating the intake of fat.

(d) The provisions of paragraph (c) of this section shall not apply to whole milk (of cows) or evaporated milk except with respect to ascorbic acid, vitamin D, and iron under paragraph (c) (5) of this section.

(e) A food which purports to be or is represented for special dietary use solely as a food for infants by reason of its simulation of human milk or its suitability as a complete or partial substitute for human milk, and which complies with the provisions of this section, shall be exempt from the effective provisions of §§ 125.3, 125.4, and 125.6 of this Part 125.

Effective date. This order shall become effective 90 days from the date of its publication in the FEDERAL REGISTER.

(Secs. 401, 403(j), 701(e), 52 Stat. 1046 as amended, 1048, 1055 as amended; 21 U.S.C. 341, 343(j), 371(e))

Dated: November 30, 1971.

SAM D. FINE,
Associate Commissioner
for Compliance.

[FR Doc.71-18078 Filed 12-9-71;8:47 am]

SUBCHAPTER D—HAZARDOUS SUBSTANCES

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

Classification of Certain Liquid Drain Cleaners as Banned Hazardous Substances; Confirmation of Effective Date

In the matter of classifying liquid drain cleaners containing 10 percent or more of sodium and/or potassium hydroxide as banned hazardous substances within the meaning of section 2(q) (1) (B) of the Federal Hazardous Substances Act:

Pursuant to provisions of said act (sec. 2(q) (1) (B), (2), 74 Stat. 374, as amended 80 Stat. 1304-5; 15 U.S.C. 1261) and of the Federal Food, Drug, and Cosmetic Act (sec. 701(e), 52 Stat. 1055, as amended; 21 U.S.C. 371(e)), and under authority delegated to the Commissioner of Food and Drugs (21 CFR 2.120), notice is given that no legally valid objections were filed to the order in the above-identified matter published in the FEDERAL REGISTER of June 10, 1971 (36 F.R. 11190). Accordingly, the regulation issued thereby, § 191.9(a) (4), became effective August 9, 1971.

One comment was filed, requesting that, in addition to this action, all household liquid drain cleaners containing a sufficiently high concentration of sodium or potassium hydroxide to be effective be banned unless packaged in compliance with the Poison Prevention Packaging Act of 1970. The necessity for this additional action is presently under consideration.

Dated: November 29, 1971.

SAM D. FINE,
Associate Commissioner
for Compliance.

[FR Doc.71-18079 Filed 12-9-71;8:47 am]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 7—Agency for International Development, Department of State MISCELLANEOUS AMENDMENTS TO CHAPTER

The provisions of chapter 7 are amended as follows:

PART 7-1—GENERAL

Subpart 7-1.3—General Policies

§§ 7-1.310-7, 7-1.310-10 [Amended]

1. Sections 7-1.310-7 and 7-1.310-10 are revised to delete the phrase "Assistant Administrator for Administration" and insert, in lieu thereof, "Office of Small Business, AID/Washington."

Subpart 7-1.6—Debarred, Suspended, and Ineligible Bidders

§ 7-1.602 [Amended]

1. Section 7-1.602 is revised to delete the phrase "Director, Office of Procurement" and insert, in lieu thereof, "Office of Small Business, AID/Washington."

PART 7-8—TERMINATION OF CONTRACTS

1. The Table of Contents of Part 7-8 is revised to add the following:

Sec.
7-8.211 Review and approval of proposed settlements.
7-8.211-1 Settlement Review Boards.
7-8.211-2 Required review and approval.
7-8.211-4 Action by board.

Subpart 7-8.2—General Principles Applicable to the Termination of Convenience and Settlement of Fixed-Price Type and Cost-Reimbursement Type Contracts

1. New sections § 7-8.211, 7-8.211-1, 7-8.211-2, and 7-8.211-4 are added as follows:

§ 7-8.211 Review and approval of proposed settlements.

§ 7-8.211-1 Settlement Review Boards.

The AID Settlement Review Board shall operate in accordance with the standards set forth in FPR 1-8.211 and shall be composed of the following members or their delegates (except as provided under § 7-8.211-2(b) below):

Assistant Administrator for Administration
Controller
General Counsel

The Assistant Administrator for Administration or his delegate shall be designated as Chairman of the Board. Delegate members of the Board shall have broad business and contracting experience and shall be senior AID officials. Each member or his delegate must be in attendance in order to conduct business and the Board shall act by majority vote. No individual shall serve as a member of a Board for the review of a proposed settlement if he has theretofore reviewed, approved or disapproved or recommended approval, disapproval or other action with respect to any substantive element of such settlement proposal.

The Chairman of the Board shall appoint a nonvoting recorder who shall be responsible for receiving cases, scheduling and recording the proceedings at meetings, maintaining a log of all cases received by him for the Board, and other duties as assigned by the Board.

§ 7-8.211-2 Required review and approval.

(a) When required.

The AID Settlement Review Board shall receive and approve all AID/W and Mission proposed settlements or determinations described under FPR 1-8.211-2(a).

(b) Level of review:
Proposed settlements in excess of \$1 million described in FPR 1-8.211-2(b) shall be reviewed and approved by a Board consisting of the Assistant Administrator for Administration, the General Counsel, and the Controller, without power of redelegation.

(c) Submission of information.
The Contracting Officer shall submit the information required under FPR 1-8.211-2(c) in triplicate to the Office of Procurement, A/PROC, Attention: Recorder, A.I.D. Settlement Review Board.

§ 7-8.211-4 Action by Board.

For purposes of this section, the phrase "within 30 days after submission to the board" found in FPR 1-8.211-4 shall mean within 30 days after receipt by the Board Recorder of all information required pursuant to FPR 1-8.211-2(c).

PART 7-10—BONDS AND INSURANCE

Subpart 7-10.1—Bonds

1. Section 7-10.106 is revised to number the first two paragraphs (a) and (b) and add new paragraph (c) as follows:

§ 7-10.106 Advance payment bond.

(c) Where the surety's obligation under an advance payment bond covers all advances made to the contractor during the term of the contract, no release should be issued to the surety until all advances made and to be made under the contract have been fully liquidated in accordance with the provisions of the contract, such as no-pay vouchers, reports of expenditures, or by refund. See, e.g., FPR 1-30.414-2 (d), (e), and (k), and AIDPR 7-30.4502 C.(3), D.7, D.8 and E. Where the surety's obligation under the bond is limited to advances made during a specified period of time, no release should be issued to the surety until all advances made and to be made during the specified period have been liquidated as aforesaid.

PART 7-16—PROCUREMENT FORMS

Subpart 7-16.9—Illustrations of Forms

§ 7-16.952 [Amended]

1. General Provision Clause 12 of § 7-16.952 is deleted in its entirety and the following substituted therefor:

12. EXAMINATION OF RECORDS

(a) (1) The Contractor agrees to maintain books, records, documents, and other evidence pertaining to the costs and expenses of this contract (hereinafter collectively called the "records") to the extent and in such detail as will properly reflect all net costs, direct and indirect, of labor, materials, equipment, supplies and services, and other costs and expenses of whatever nature for which reimbursement is claimed under the provisions of this contract.

(2) The Contractor agrees to make available at the office of the Contractor at all reasonable times during the period set forth in subparagraph (4) below, any books, documents, papers, or records of the Contractor,

that directly pertain to, and involve transactions relating to this contract or subcontracts hereunder for inspection, audit or reproduction by any authorized representative of the Comptroller General.

(3) In the event the Comptroller General or any of his duly authorized representatives determines that his audit of the amounts reimbursed under this contract as transportation charges will be made at a place other than the office of the Contractor, the Contractor agrees to deliver, with the reimbursement voucher covering such charges or as may be otherwise specified within 2 years after reimbursement of charges covered by any such voucher, to such representatives as may be designated for that purpose through the Contracting Officer, such documentary evidence in support of transportation costs as may be required by the Comptroller General or any of his duly authorized representatives.

(4) Except for documentary evidence delivered to the Government pursuant to subparagraph (3) above, the Contractor shall preserve and make available his records (1) until expiration of 3 years after final payment under this contract or of the time periods specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, and (ii) for such longer period, if any, as is required by applicable statute, by any other clause of this contract, or by (I) or (II) below.

(I) If this contract is completely or partially terminated, the records relating to the work terminated shall be preserved and made available until expiration of 3 years from the date of any resulting final settlement or of the time periods specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier.

(II) Records which relate to (A) appeals under the "Disputes" clause of this contract, (B) litigation or the settlement of claims arising out of the performance of this contract, or (C) cost and expenses of this contract as to which exception has been taken by the Comptroller General or any of his duly authorized representatives, shall be retained by the Contractor until such appeals, litigation, claims, or exceptions have been disposed of.

(5) Except for documentary evidence delivered pursuant to subparagraph (3) above, and the records described in subparagraph (4) (II) above, the Contractor may in fulfillment of his obligation to retain his records as required by this clause substitute photographs, microphotographs, or other authentic reproductions of such records, after the expiration of 2 years following the last day of the month of reimbursement to the Contractor of the invoice or voucher to which such records relate, unless a shorter period is authorized by the Contracting Officer with the concurrence of the Comptroller General or his duly authorized representative.

(6) The provisions of this paragraph (a), including this subparagraph (6), shall be applicable to and included in each subcontract hereunder which is on a cost, cost-plus-a-fixed-fee, time-and-material or labor-hour basis.

(b) The Contractor further agrees to include in each of his subcontracts hereunder, other than those set forth in subparagraph (a) (6) above, a provision to the effect that the subcontractor agrees that the Comptroller General or any of his duly authorized representatives, shall, until the expiration of 3 years after final payment under the subcontract, or of the time periods specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have access to and the right to examine any books, documents, papers, and records of such subcontractor that directly

pertain to, and involve transactions relating to the subcontract. The term "subcontract" as used in this paragraph (b) only, excludes (1) purchase orders not exceeding \$2,500 and (2) subcontracts or purchase orders for public utility services at rates established for uniform applicability to the general public.

2. General Provision Clause 14 of § 7-16.952 is deleted in its entirety and the following substituted therefor:

14. AUDIT AND RECORDS

(a) The Contractor shall maintain books, records, documents, and other evidence and accounting procedures and practices, sufficient to reflect properly all direct and indirect costs of whatever nature claimed to have been incurred and anticipated to be incurred for the performance of this contract. The foregoing constitute "records" for the purposes of this clause.

(b) The Contractor's plants, or such part thereof as may be engaged in the performance of this contract, and his records shall be subject at all reasonable times to inspection and audit by the Contracting Officer or his authorized representatives. In addition, for purposes of verifying that cost or pricing data submitted, in conjunction with the negotiation of this contract or any contract change or other modification involving an amount in excess of \$100,000, were accurate, complete, and current, the Contracting Officer, or his authorized representatives, shall, until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have the right to examine those books, records, documents, papers, and other supporting data which involve transactions related to this contract or which will permit adequate evaluation of the cost or pricing data submitted, along with the computations and projections used therein.

(c) The Contractor shall preserve and make available his records (1) until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records specified in 41 CFR Part 1-20, whichever expires earlier, and (2) for such longer period, if any, as is required by applicable statute, or by other clauses of this contract, or by (i) or (ii) below.

(i) If this contract is completely or partially terminated, the records relating to the work terminated shall be preserved and made available for a period of 3 years from the date of any resulting final settlement.

(ii) Records which relate to (A) appeals under the "Disputes" clause of this contract, (B) litigation or the settlement of claims arising out of the performance of this contract, or (C) costs and expenses of this contract as to which exception has been taken by the Contracting Officer or any of his duly authorized representatives, shall be retained until such appeals, litigation, claims, or exceptions have been disposed of.

(d) (1) The Contractor shall insert the substance of this clause, including the whole of this paragraph (d), in each subcontract hereunder that is not firm fixed-price or fixed-price with escalation. When so inserted, changes shall be made to designate the higher-tier subcontractor at the level involved in place of the Contractor; to add "of the Government prime contract" after "Contracting Officer"; and to substitute "the Government prime contract" in place of "this contract" in (B) of paragraph (c) (ii) above.

(2) The Contractor shall insert the substance of the following clause in each firm

fixed-price or fixed-price with escalation subcontract hereunder which when entered into exceeds \$100,000, except those subcontracts covered by subparagraph (3) below.

Audit

(a) For purposes of verifying that certified cost or pricing data submitted in conjunction with the negotiation of this contract or any contract change or other modification involving an amount in excess of \$100,000, were accurate, complete, and current, the Contracting Officer of the Government prime contract, or his authorized representatives shall, until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have the right to examine those books, records, documents, papers, and other supporting data which involve transactions related to this contract, or which will permit adequate evaluation of the cost or pricing data submitted, along with the computations and projections used therein.

(b) The subcontractor agrees to insert this clause, including this paragraph (b), in all subcontracts hereunder which when entered into exceed \$100,000 unless the price is based on adequate price competition, established catalog or market prices of commercial item sold in substantial quantities to the general public or prices set by law or regulations.

(3) The Contractor shall insert the following clause in each firm fixed-price or fixed-price with escalation subcontract hereunder which when entered into exceeds \$100,000 where the price is based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public or prices set by law or regulation.

Audit-Price Adjustments

(a) This clause shall become operative only with respect to any change or other modification of this contract which involves a price adjustment in excess of \$100,000, unless the price adjustment is based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public or prices set by law or regulation, provided, that such change or other modification to the contract must result from a change or other modification (1) to the Government prime contract or (2) authorized under the provisions of the Government prime contract.

(b) For purposes of verifying that any certified cost or pricing data submitted in conjunction with a contract change or other modification were accurate, complete, and current, the Contracting Officer of the Government prime contract, or his authorized representatives, shall, until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have the right to examine those books, records, documents, papers, and other supporting data which involve transactions related to this contract or which will permit adequate evaluation of the cost or pricing data submitted, along with the computations and projections used therein.

(c) The subcontractor agrees to insert the substance of this clause including this paragraph (c) in all subcontracts hereunder which when entered into exceed \$100,000.

3. General Provision Clause 16 of § 7-16.952 is revised to add the following at the end of paragraph (d):

The title page of all reports forwarded to the A.I.D. Reference Center pursuant to this paragraph (d) shall include the contract number, project number and project title as set forth in the schedule of this contract.

4. Paragraph (i) of Additional General Provision 44 of § 7-16.952 is deleted in its entirety and the following substituted therefor:

(1) *Emergency and irregular travel and transportation.* Actual transportation costs and travel allowances while en route, as provided in this section will also be reimbursed under the following conditions:

(1) The costs of going from post of duty in the Cooperating Country to the United States or other approved location for Contractor employees and dependents, when the Mission Director determines that, because of reasons or conditions beyond the employee's control, the employee has not completed his required service in the Cooperating Country or the dependent must leave the Cooperating Country. The Mission Director may also authorize the return of the Cooperating Country of such employees and dependents.

(2) The reasons or conditions referred to in Paragraph (1), next above, include but are not necessarily limited to the following:

(i) Need for medical care beyond that available within the area to which the employee is assigned, or serious effect on physical or mental health if residence is continued as assigned post of duty, subject, in either case, to the limitations stated in the provisions of this contract entitled "Physical Fitness of Employees and Dependents."

(ii) Death, or serious illness or injury of a member of the immediate family of the employee or the immediate family of the employee's spouse. "Serious illness or injury" is defined as one in which death is imminent or likely to occur as based on competent medical opinion; or one in which the absence of the employee or dependent would result in great personal hardship. "Immediate family" is defined as the mother or father of the employee or spouse, including stepparents or adoptive parents, the spouse of the employee, or children of the employee and/or spouse including stepchildren or adoptive children, regardless of age.

Ordinarily, only one member of a family may travel at contract expense on emergency visitation travel. However, there may be exceptional circumstances, such as critical injury to a dependent child attending school outside the post of assignment which would require the presence of the employee and/or dependent(s). In such cases the limitations prescribed in this provision apply to each traveler; for example if more than one person travels, the deductible described below applies to each traveler.

An employee or dependent is limited to one round trip for each serious illness or injury of each immediate family member.

Reimbursement to the contractor for the cost of such travel shall be subject to a "deductible" (for each round trip) of 10 percent of the total fare cost or \$100, whichever is less, if the employee's annual salary is equivalent to that paid FSR-5, Step 5 Agency personnel or 25 percent of the total fare cost or \$200, whichever is less, if the employee's annual salary is more than the aforesaid rate.

The employee will prepare and sign, prior to his or any dependent's departure from post for emergency visitation travel, a statement explaining the emergency for which travel expense is to be authorized, including the name, address and relationship (to the employee or dependent) of the ailing or deceased family member. Requests for emergency travel may be granted at contract expense, less deductibles, only on the basis of a certification by a licensed physician that

(a) the medical condition of the patient is of such nature that, by customary practice of the medical profession in the locale where the condition is diagnosed or treated, it is considered such as to warrant the placement of the patient on the "critical list", or (b) the person has deceased. Where it is impracticable to forward a physician's statement with the request, tentative approval for the travel may be granted by the Mission Director subject to a later furnishing of such certification. If the approval of travel from the Mission Director is not received quickly enough, the contractor employee or dependent may travel at his expense and approval of travel for reimbursement will be considered after the fact. Requests for emergency travel shall be submitted through the Contractor's Chief of Party or his designated representative.

Time away from post by the employee on emergency visitation travel, including travel time, is charged to vacation leave or leave without pay, as appropriate. No per diem, excess baggage or unaccompanied baggage charges or other expenses, except the cost of transportation in connection with emergency travel, are authorized for reimbursement under the contract.

(iii) Emergency evacuation, including, subject to the Mission Director's approval, the transportation of household effects and automobile or storage thereof, and a per diem allowance for subsistence.

5. Paragraph (k) of Additional General Provision 44 of § 7-16.952 is revised by changing that portion of the "NOTE" which reads "Section 162.1 of the Standardized Regulations (Government Civilians, Foreign Areas)," to read "Section 162.1 of the Uniform State/AID/USIA Foreign Service Travel Regulations."

§ 7-16.953 [Amended]

6. Paragraph (b) (9) of General Provision 6 of § 7-16.953 is deleted in its entirety and the following substituted therefor:

(1) *Emergency and irregular travel and transportation.* Actual transportation costs and travel allowances while en route, as provided in this section will also be reimbursed under the following conditions:

(1) The costs of going from post of duty in the Cooperating Country to the United States or other approved location for Contractor employees and dependents, when the Mission Director determines that, because of reasons or conditions beyond the employee's control, the employee has not completed his required service in the Cooperating Country or the dependent must leave the Cooperating Country. The Mission Director may also authorize the return to the Cooperating Country of such employees and dependents.

(2) The reasons or conditions referred to in paragraph (1), next above, include but are not necessarily limited to the following:

(i) Need for medical care beyond that available within the area to which the employee is assigned, or serious effect on physical or mental health if residence is continued at assigned post of duty, subject, in either case, to the limitations stated in the provisions of this contract entitled "Physical Fitness of Employees and Dependents."

(ii) Death, or serious illness or injury of a member of the immediate family of the employee or the immediate family of the employee's spouse. "Serious illness or injury" is defined as one in which death is imminent or likely to occur as based on competent medical opinion; or one in which the absence of the employee or dependent would result in great personal hardship.

25. EXAMINATION OF RECORDS

"Immediate family" is defined as the mother or father of the employee or spouse, including stepparents or adoptive parents, the spouse of the employee, or children of the employee and/or spouse including stepchildren or adoptive children, regardless of age.

Ordinarily, only one member of a family may travel at contract expense on emergency visitation travel. However, there may be exceptional circumstances, such as critical injury to a dependent child attending school outside the post of assignment which would require the presence of the employee and/or dependent(s). In such cases the limitations prescribed in this provision apply to each traveler; for example if more than one person travels, the deductible described below applies to each traveler.

An employee or dependent is limited to one round trip for each serious illness or injury of each immediate family member.

Reimbursement to the contractor for the cost of such travel shall be subject to a "deductible" (for each round trip) of 10 percent of the total fare cost or \$100, whichever is less, if the employee's annual salary is equivalent to that paid FSR-5, Step 5 Agency personnel or less, or 25 percent of the total fare cost or \$200, whichever is less, if the employee's annual salary is more than the aforesaid rate.

The employee will prepare and sign, prior to his or any dependent's departure from post for emergency visitation travel, a statement explaining the emergency for which travel expense is to be authorized, including the name, address and relationship (to the employee or dependent) of the ailing or deceased family member. Requests for emergency travel may be granted at contract expense, less deductibles, only on the basis of a certification by a licensed physician that

(a) the medical condition of the patient is of such nature that, by customary practice of the medical profession in the locale where the condition is diagnosed or treated, it is considered such as to warrant the placement of the patient on the "critical list", or (b) the person has deceased. Where it is impracticable to forward a physician's statement with the request, tentative approval for the travel may be granted by the Mission Director subject to a later furnishing of such certification. If the approval of travel from the Mission Director is not received quickly enough, the contractor employee or dependent may travel at his expense and approval of travel for reimbursement will be considered after the fact. Requests for emergency travel shall be submitted through the Contractor's Chief of Party or his designated representative. Time away from post by the employee on emergency visitation travel, including travel time, is charged to vacation leave or leave without pay, as appropriate. No per diem, excess baggage or unaccompanied baggage charges or other expenses, except the cost of transportation in connection with emergency travel, are authorized for reimbursement under the contract.

III. Emergency evacuation, including, subject to the Mission Director's approval, the transportation of household effects and automobile or storage thereof, and a per diem allowance for subsistence.

7. Paragraph (b) (11) of General Provision 6 of § 7-16.953 is revised to delete the phrase in the Note: "Standardized Regulations (Government Civilians, Foreign Areas)" and substitute therefor "Uniform State/AID/USIA Foreign Service Travel Regulations."

8. General Provision 25 of § 7-16.953 is deleted in its entirety and the following substituted therefor:

(a) (1) The Contractor agrees to maintain books, records, documents and other evidence pertaining to the costs and expenses of this contract (hereinafter collectively called the "records") to the extent and in such detail as will properly reflect all net costs, direct and indirect, of labor, materials, equipment, supplies and services, and other costs and expenses of whatever nature for which reimbursement is claimed under the provisions of this contract.

(2) The Contractor agrees to make available at the office of the Contractor at all reasonable times during the period set forth in subparagraph (4) below any books, documents, papers, or records of the Contractor, that directly pertain to, and involve transactions relating to this contract or subcontracts hereunder for inspection, audit or reproduction by any authorized representative of the Comptroller General.

(3) In the event the Comptroller General or any of his duly authorized representatives determines that his audit of the amounts reimbursed under this contract as transportation charges will be made at a place other than the office of the Contractor, the Contractor agrees to deliver, with the reimbursement voucher covering such charges or as may be otherwise specified within 2 years after reimbursement of charges covered by any such voucher, to such representative as may be designated for that purpose through the Contracting Officer, such documentary evidence in support of transportation costs as may be required by the Comptroller General or any of his duly authorized representatives.

(4) Except for documentary evidence delivered to the Government pursuant to subparagraph (3) above, the Contractor shall preserve and make available his records (1) until expiration of 3 years after final payment under this contract or of the time periods specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, and (2) for such longer period, if any, as is required by applicable statute, by any other clause of this contract, or by (I) or (II) below.

(I) If this contract is completely or partially terminated, the records relating to the work terminated shall be preserved and made available until expiration of 3 years from the date of any resulting final settlement or of the time periods specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier.

(II) Records which relate to (A) appeals under the "Disputes" clause of this contract, (B) litigation or the settlement of claims arising out of the performance of this contract, or (C) cost and expenses of this contract as to which exception has been taken by the Comptroller General or any of his duly authorized representatives, shall be retained by the Contractor until such appeals, litigation, claims or exceptions have been disposed of.

(5) Except for documentary evidence delivered pursuant to subparagraph (3) above, and the records described in subparagraph (4) (II) above, the Contractor may in fulfillment of his obligation to retain his records as required by this clause substitute

photographs, microphotographs, or other authentic reproductions of such records, after the expiration of 2 years following the last day of the month of reimbursement to the Contractor of the invoice or voucher to which such records relate, unless a shorter period is authorized by the Contracting Officer with the concurrence of the Comptroller General or his duly authorized representative.

(6) The provisions of this paragraph (a), including this subparagraph (6), shall be applicable to and included in each subcontract hereunder which is on a cost, cost-plus-a fixed-fee, time-and-material or labor-hour basis.

(b) The Contractor further agrees to include in each of his subcontracts hereunder, other than those set forth in subparagraph (a) (6) above, a provision to the effect that the subcontractor agrees that the Comptroller General or any of his duly authorized representatives, shall, until the expiration of 3 years after final payment under the subcontract, or of the time periods specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have access to and the right to examine any books, documents, papers, and records of such subcontractor that directly pertain to, and involve transactions relating to the subcontract. The term "subcontract" as used in this paragraph (b) only, excludes (1) purchase orders not exceeding \$2,500 and (2) subcontracts or purchase orders for public utility services at rates established for uniform applicability to the general public.

9. General Provision 27 of § 7-16.953 is deleted in its entirety and the following substituted therefor:

27. AUDIT AND RECORDS

(a) The Contractor shall maintain books, records, documents, and other evidence and accounting procedures and practices, sufficient to reflect properly all direct and indirect costs of whatever nature claimed to have been incurred and anticipated to be incurred for the performance of this contract. The foregoing constitute "records" for the purposes of this clause.

(b) The Contractor's plants, or such part thereof as may be engaged in the performance of this contract, and his records shall be subject at all reasonable times to inspection and audit by the Contracting Officer or his authorized representatives. In addition, for purposes of verifying that cost or pricing data submitted, in conjunction with the negotiation of this contract or any contract change or other modification involving an amount in excess of \$100,000, were accurate, complete, and current, the Contracting Officer, or his authorized representatives, shall, until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have the right to examine those books, records, documents, papers, and other supporting data which involve transactions related to this contract or which will permit adequate evaluation of the cost or pricing data submitted, along with the computations and projections used therein.

(c) The Contractor shall preserve and make available his records (1) until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records specified in 41 CFR Part 1-20, whichever expires earlier, and (2) for such longer period, if any, as is required by applicable statute, or by other clauses of this contract, or by (i) or (ii) below.

(i) If this contract is completely or partially terminated, the records relating to the work terminated shall be preserved and made available for a period of 3 years from the date of any resulting final settlement.

(ii) Records which relate to (A) appeals under the "Disputes" clause of this contract, (B) litigation or the settlement of claims arising out of the performance of this contract, or (C) costs and expenses of this

contract as to which exception has been taken by the Contracting Officer or any of his duly authorized representatives, shall be retained until such appeals, litigation, claims, or exceptions have been disposed of.

(d) (1) The Contractor shall insert the substance of this clause, including the whole of this paragraph (d), in each subcontract hereunder that is not firm fixed-price or fixed-price with escalation. When so inserted, changes shall be made to designate the higher-tier subcontractor at the level involved in place of the Contractor; to add "of the Government prime contract" after "Contracting Officer"; and to substitute "the Government prime contract" in place of "this contract" in (B) of paragraph (c) (1) above.

(2) The Contractor shall insert the substance of the following clause in each firm fixed-price or fixed-price with escalation subcontract hereunder which when entered into exceeds \$100,000, except those subcontracts covered by subparagraph (3) below.

Audit

(a) For purposes of verifying that certified cost or pricing data submitted in conjunction with the negotiation of this contract or any contract change or other modification involving an amount in excess of \$100,000, were accurate, complete, and current, the Contracting Officer of the Government prime contract, or his authorized representatives shall, until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records specified in Part 1-20, whichever expires earlier, have the right to examine those books, records, documents, papers, and other data which involve transactions related to this contract, or which will permit adequate evaluation of the cost or pricing data submitted, along with the computations and projections used therein.

(b) The subcontractor agrees to insert this clause, including this paragraph (b), in all subcontracts hereunder which when entered into exceed \$100,000 unless the price is based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public or prices set by law or regulations.

(3) The Contractor shall insert the following clause in each firm fixed-price of fixed-price with escalation subcontract hereunder which when entered into exceeds \$100,000 where the price is based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public or prices set by law or regulation.

Audit-Price Adjustments

(a) This clause shall become operative only with respect to any change or other modification of this contract which involves a price adjustment in excess of \$100,000, unless the price adjustment is based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public or prices set by law or regulation, provided, that such change or other modification to this contract must result from a change or other modification (1) to the Government prime contract or (2) authorized under the provisions of the Government prime contract.

(b) For purposes of verifying that any certified cost or pricing data submitted in conjunction with a contract change or other modification were accurate, complete, and current, the Contracting Officer of the Government prime contract, or his authorized representatives, shall, until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records specified in Part 1-20 of the Federal Procurement Regulations

(41 CFR Part 1-20), whichever expires earlier, have the right to examine those books, records, documents, papers, and other supporting data which involve transactions related to this contract or which will permit adequate evaluation of the cost or pricing data submitted, along with the computations and projections used therein.

(c) The subcontractor agrees to insert the substance of this clause including this paragraph (c) in all subcontracts hereunder which when entered into exceed \$100,000.

10. General Provision 29 of § 7-16.953 is revised to add the following at the end of paragraph (d): "The title page of all reports forwarded to the A.I.D. Reference Center pursuant to this paragraph (d) shall include the contract number, project number and project title as set forth in the schedule of this contract."

§ 7-16.954 [Amended]

11. Paragraph (b) (7) of General Provision 5 of § 7-16.954 is deleted in its entirety and the following substituted therefor:

(7) *Emergency and irregular travel and transportation.* Actual transportation costs and travel allowances while en route, as provided in this section will also be reimbursed under the following conditions:

(1) The costs of going from post of duty in the Cooperating Country to the United States or other approved location for Contractor employees and dependents, when the Mission Director determines that, because of reasons or conditions beyond the employee's control, the employee has not completed his required service in the Cooperating Country or the dependent must leave the Cooperating Country. The Mission Director may also authorize the return to the Cooperating Country of such employees and dependents.

(2) The reasons or conditions referred to in paragraph (1), next above, include but are not necessarily limited to the following:

(I) Need for medical care beyond that available within the area to which the employee is assigned, or serious effect on physical or mental health if residence is continued at assigned post of duty, subject, in either case, to the limitations stated in the provision of this contract entitled "Physical Fitness of Employees and Dependents."

(II) Death, or serious illness or injury of a member of the immediate family of the employee or the immediate family of the employee's spouse. "Serious illness or injury" is defined as one in which death is imminent or likely to occur as based on competent medical opinion; or one in which the absence of the employee or dependent would result in great personal hardship. "Immediate family" is defined as the mother or father of the employee or spouse, including stepparents or adoptive parents, the spouse of the employee, or children of the employee and/or spouse including stepchildren or adoptive children, regardless of age.

Ordinarily, only one member of a family may travel at contract expense on emergency visitation travel. However, there may be exceptional circumstances, such as critical injury to a dependent child attending school outside the post of assignment which would require the presence of the employee and/or dependent(s). In such cases the limitations prescribed in this provision apply to each traveler; for example if more than one person travels, the deductible described below applies to each traveler.

An employee or dependent is limited to one round trip for each serious illness or injury of each immediate family member.

Reimbursement to the contractor for the cost of such travel shall be subject to a

"deductible" (for each round trip) of 10 percent of the total fare cost or \$100, whichever is less, if the employee's annual salary is equivalent to that paid FSR-5, Step 5 Agency personnel or less, or 25 percent of the total fare cost or \$200, whichever is less, if the employee's annual salary is more than the aforesaid rate.

The employee will prepare and sign, prior to his or any dependent's departure from post for emergency visitation travel, a statement explaining the emergency for which travel expense is to be authorized, including the name, address, and relationship (to the employee or dependent) of the ailing or deceased family member. Requests for emergency travel may be granted at contract expense, less deductibles, only on the basis of a certification by a licensed physician that (a) the medical condition of the patient is of such nature that, by customary practice of the medical profession in the locale where the condition is diagnosed or treated, it is considered such as to warrant the placement of a patient on the "critical list", or (b) the person has deceased. Where it is impracticable to forward a physician's statement with the request, tentative approval for the travel may be granted by the Mission Director subject to a later furnishing of such certification. If the approval of travel from the Mission Director is not received quickly enough, the contractor employee or dependent may travel at his expense and approval of travel for reimbursement will be considered after the fact. Requests for emergency travel shall be submitted through the Contractor's Chief of Party or his designated representative.

Time away from post by the employee on emergency visitation travel, including travel time, is charged to vacation leave or leave without pay, as appropriate. No per diem, excess baggage or unaccompanied baggage charges or other expenses, except the cost of transportation in connection with emergency travel, are authorized for reimbursement under the contract.

(III) Emergency evacuation, including subject to the Mission Director's approval, the transportation of household effects and automobile or storage thereof, and a per diem allowance for subsistence.

12. General Provision 23 of § 7-16.954 is deleted in its entirety and the following substituted therefor:

23. EXAMINATION OF RECORDS

(a) (1) The Contractor agrees to maintain books, records, documents and other evidence pertaining to the costs and expenses of this contract (hereinafter collectively called the "records") to the extent and in such detail as will properly reflect all net costs, direct and indirect, of labor, materials, equipment, supplies and services, and other costs and expenses of whatever nature for which reimbursement is claimed under the provisions of this contract.

(2) The Contractor agrees to make available at the office of the Contractor at all reasonable times during the period set forth in subparagraph (4) below any books, documents, papers, or records of the Contractor, that directly pertain to, and involve transactions relating to this contract or subcontracts hereunder for inspection, audit, or reproduction by any authorized representative of the Comptroller General.

(3) In the event the Comptroller General or any of his duly authorized representatives determines that his audit of the amounts reimbursed under this contract as transportation charges will be made at a place other than the office of the Contractor, the Contractor agrees to deliver, with the reimbursement voucher covering such

charges or as may be otherwise specified within 2 years after reimbursement or charges covered by any such voucher, to such representative as may be designated for that purpose through the Contracting Officer, such documentary evidence in support of transportation costs as may be required by the Comptroller General or any of his duly authorized representatives.

(4) Except for documentary evidence delivered to the Government pursuant to subparagraph (3) above, the Contractor shall preserve and make available his records (1) until expiration of 3 years after final payment under this contract or of the time periods specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, and (2) for such longer period, if any, as is required by applicable statute, by any other clause of this contract, or by (I) or (II) below.

(I) If this contract is completely or partially terminated, the records relating to the work terminated shall be preserved and made available until expiration of 3 years from the date of any resulting final settlement or of the time periods specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier.

(II) Records which relate to (A) appeals under the "Disputes" clause of this contract, (B) litigation or the settlement of claims arising out of the performance of this contract, or (C) cost and expenses of this contract as to which exception has been taken by the Comptroller General or any of his duly authorized representatives, shall be retained by the Contractor until such appeals, litigation, claims, or exceptions have been disposed of.

(5) Except for documentary evidence delivered pursuant to subparagraph (3) above, and the records described in subparagraph (4) (II) above, the Contractor may in fulfillment of his obligation to retain his records as required by this clause substitute photographs, microphotographs, or other authentic reproductions of such records, after the expiration of 2 years following the last day of the month of reimbursement to the Contractor of the invoice or voucher to which such records relate, unless a shorter period is authorized by the Contracting Officer with the concurrence of the Comptroller General or his duly authorized representative.

(6) The provisions of this paragraph (a), including this subparagraph (6), shall be applicable to and included in each subcontract hereunder which is on a cost, cost-plus-a-fixed-fee, time-and-material or labor-hour basis.

(b) The Contractor further agrees to include in each of his subcontracts hereunder, other than those set forth in subparagraph (a) (6) above, a provision to the effect that the subcontractor agrees that the Comptroller General or any of his duly authorized representatives, shall, until the expiration of 3 years after final payment under the subcontract, or of the time periods specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have access to and the right to examine any books, documents, papers, and records of such subcontractor that directly pertain to, and involve transactions relating to the subcontract. The term "subcontract" as used in this paragraph (b) only, excludes (1) purchase orders not exceeding \$2,500 and (2) subcontracts or purchase orders for public utility services at rates established for uniform applicability to the general public.

13. General Provision 25 of § 7-16.954 is deleted in its entirety and the following substituted therefor:

25. AUDIT AND RECORDS

(a) The Contractor shall maintain books, records, documents, and other evidence and

accounting procedures and practices, sufficient to reflect properly all direct and indirect costs of whatever nature claimed to have been incurred and anticipated to be incurred for the performance of this contract. The foregoing constitute "records" for the purposes of this clause.

(b) The Contractor's plants, or such part thereof as may be engaged in the performance of this contract, and his records shall be subject at all reasonable times to inspection and audit by the Contracting Officer or his authorized representatives. In addition, for purposes of verifying that cost or pricing data submitted, in conjunction with the negotiation of this contract or any contract change or other modification involving an amount in excess of \$100,000, were accurate, complete, and current, the Contracting Officer, or his authorized representatives, shall, until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have the right to examine those books, records, documents, papers, and other supporting data which involve transactions related to this contract or which will permit adequate evaluation of the cost or pricing data submitted, along with the computations and projections used therein.

(c) The Contractor shall preserve and make available his records (1) until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records specified in 41 CFR Part 1-20, whichever expires earlier, and (2) for such longer period, if any, as is required by applicable statute, or by other clauses of this contract, or by (1) or (II) below.

(I) If this contract is completely or partially terminated, the records relating to the work terminated shall be preserved and made available for a period of 3 years from the date of any resulting final settlement.

(II) Records which relate to (A) appeals under the "Disputes" clause of this contract, (B) litigation or the settlement of claims arising out of the performance of this contract, or (C) costs and expenses of this contract as to which exception has been taken by the Contracting Officer or any of his duly authorized representatives, shall be retained until such appeals, litigation, claims, or exceptions have been disposed of.

(d) (1) The Contractor shall insert the substance of this clause, including the whole of this paragraph (d), in each subcontract hereunder that is not firm fixed-price or fixed-price with escalation. When so inserted, changes shall be made to designate the higher-tier subcontractor at the level involved in place of the Contractor; to add "of the Government prime contract" after "Contracting Officer"; and to substitute "the Government prime contract" in place of "this contract" in (B) of paragraph (c) (II) above.

(2) The Contractor shall insert the substance of the following clause in each firm fixed-price or fixed-price with escalation subcontract hereunder which when entered into exceeds \$100,000, except those subcontracts covered by subparagraph (3) below.

Audit

(a) For purposes of verifying that certified cost or pricing data submitted in conjunction with the negotiation of this contract or any contract change or other modification involving an amount in excess of \$100,000, were accurate, complete, and current, the Contracting Officer of the Government prime contract, or his authorized representatives shall, until the expiration of 3 years from the date of final payment under this con-

tract, or of the time periods for the particular records specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have the right to examine those books, records, documents, papers, and other supporting data which involve transactions related to this contract, or which will permit adequate evaluation of the cost or pricing data submitted, along with the computations and projections used therein.

(b) The subcontractor agrees to insert this clause, including this paragraph (b), in all subcontracts hereunder which when entered into exceed \$100,000 unless the price is based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public or prices set by law or regulations.

(3) The Contractor shall insert the following clause in each firm fixed-price or fixed-price with escalation subcontract hereunder which when entered into exceeds \$100,000 where the price is based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public or prices set by law or regulation.

Audit-Price Adjustments

(a) This clause shall become operative only with respect to any change or other modification of this contract which involves a price adjustment in excess of \$100,000, unless the price adjustment is based on adequate price competition, established catalog or market prices of commercial items sold in substantial quantities to the general public or prices set by law or regulation, provided, that such change or other modification to this contract must result from a change or other modification (1) to the Government prime contract or (2) authorized under the provisions of the Government prime contract.

(b) For purposes of verifying that any certified cost or pricing data submitted in conjunction with a contract change or other modification were accurate, complete, and current, the Contracting Officer of the Government prime contract, or his authorized representatives, shall, until the expiration of 3 years from the date of final payment under this contract, or of the time periods for the particular records, specified in Part 1-20 of the Federal Procurement Regulations (41 CFR Part 1-20), whichever expires earlier, have the right to examine those books, records, documents, papers, and other supporting data which involve transactions related to this contract or which will permit adequate evaluation of the cost or pricing data submitted, along with the computations and projections used therein.

(c) The subcontractor agrees to insert the substance of this clause including this paragraph (c) in all subcontracts hereunder which when entered into exceed \$100,000.

14. General Provision 27 of § 7-16.954 is revised to add the following at the end of paragraph (d): "The title page of all reports forwarded to the A.I.D. Reference Center pursuant to this paragraph (d) shall include the contract number, project number and project title as set forth in the schedule of this contract."

PART 7-30—CONTRACT FINANCING

Subpart 7-30.4—Advance Payments

1. Section 7-30.406(b) is revised to delete the phrases "Auditor General (AG/AUD)" and "Auditor General" and insert in lieu thereof, "Controller (C/FRD)" and "Controller" respectively.

Subpart 7-30.45—Federal Reserve Letter of Credit Method of Disbursing Advances to Nonprofit Institutions

1. Section 7-30.4501-2 is revised to delete the phrase "Auditor General" whenever it appears and insert, in lieu thereof, "Controller."

AIDPR Notices 66-1, 70-2, and 71-1 are hereby canceled. The provisions of these notices are incorporated in this amendment.

Effective date. This amendment is effective 90 days after publication in the FEDERAL REGISTER but may be observed earlier.

JAMES F. CAMPBELL,
Assistant Administrator
for Administration.

NOVEMBER 30, 1971.

[FR Doc.71-17966 Filed 12-9-71;8:46 am]

Chapter 9—Atomic Energy Commission

MISCELLANEOUS AMENDMENTS TO CHAPTER

A new Subpart 9-1.12, Responsible Prospective Contractors, is being added in order to implement and supplement new FPR Subpart 1-1.12, Responsible Prospective Contractors. The existing AECPR § 9-1.310, which implemented and supplemented FPR § 1-1.310 concerning Responsible Prospective Contractors is deleted and reserved. Other miscellaneous changes are also included.

1. A new Subpart 9-1.12, Responsible Prospective Contractors is added as follows:

PART 9-1—GENERAL

Subpart 9-1.12—Responsible Prospective Contractors

Sec.	Scope.
9-1.1200	Scope.
9-1.1203-2	Additional standards.
9-1.1204	Determination of responsibility or nonresponsibility.

AUTHORITY: The provisions of this Subpart 9-1.12 issued under section 161 of the Atomic Energy Act of 1954, as amended, 68 Stat. 948, 42 U.S.C. 2201; section 205 of the Federal Property and Administrative Services Act of 1949, as amended, 63 Stat. 390, 40 U.S.C. 486.

Subpart 9-1.12 Responsible Prospective Contractors

§ 9-1.1200 Scope.

This subpart implements and supplements the policies set forth in FPR 1-1.12 concerning the responsibility of prospective contractors, minimum standards for responsible prospective contractors, requirements and procedures for the determination of responsibility, and policies regarding the determination of subcontractor responsibility.

§ 9-1.1203-2 Additional standards.

In addition to the standards set forth in FPR 1-1.1203-1 and -2, a prospective contractor, in order to be determined as responsible must, in the opinion of the contracting officer, meet the follow-

ing standards as they relate to the particular procurement under consideration:

(a) Have an established system of accounting and financial controls which are determined by the contracting officer to be adequate to permit the effective administration of the type of contract proposed, particularly if under its terms the costs incurred are a factor in determining the amount payable under the contract, or if advance or progress payments are requested.

(b) In determining the adequacy of a prospective contractor's financial resources for the performance of the proposed contract, as required by FPR 1-1.1203-1(a), particular attention shall be given to the ability of the contractor to discharge his full financial responsibility for charges and losses of Government-furnished material, such as special nuclear materials, when the contractor has responsibility for such material.

§ 9-1.1204 Determination of responsibility or nonresponsibility.

(a) The signing of the contract shall be deemed to be evidence of the contracting officer's affirmative determination that a contractor is responsible within the meaning of FPR 1-1.1202.

(b) In the event that a contracting officer determines a prospective contractor to be nonresponsible within the meaning of FPR 1-1.1202, a written determination to this effect shall be made by the contracting officer and placed in the contract file. (See FPR 1-1.708 and AECPR 9-1.708-3 if a small business concern is involved.)

Subpart 9-1.3 General Policies

2. In Subpart 9-1.3 General Policies, § 9-1.310, *Responsible prospective contractors*, is deleted and Reserved.

§ 9-1.310 [Reserved]

PART 9-7—CONTRACT CLAUSES

Subpart 9-7.50—Use of Standard Clauses

3. In Subpart 9-7.50 Use of Standard Clauses, § 9-7.5006-9, *Allowable costs and fixed fee (CPFF operating and construction contracts)*, under paragraph (e), subparagraph (9) is revised to read as follows:

§ 9-7.5006-9 Allowable costs and fixed fee (CPFF operating and construction contracts).

(e) * * *

(9) *Depreciation* in excess of that calculated by application of methods approved for use by the Internal Revenue Service under the Internal Revenue Code of 1954, as amended, including the straight-line, declining balance (using a rate not exceeding twice the rate which would have been used had the depreciation been computed under the straight-line method), or sum-of-the-years-digits method, on the basis of expected useful life, to the cost of acquisition of the related fixed assets less estimated salvage or residual value at the end of the expected useful life.

PART 9-53—NUMBERING AND DISTRIBUTION OF CONTRACTS AND ORDERS

Subpart 9-53.100—Contracts

4. In Subpart 9-53.100, *Contracts*, § 9-53.106, *Assigned contract prefixes*, is revised to read as follows:

§ 9-53.106 Assigned contract prefixes.

Prefixes for AEC contract numbers for each procurement office are set forth as follows:

Active offices	Contract prefix
San Francisco	AT(04-3)-
Canoga Park	AT(04-4)-
Grand Junction	AT(05-1)-
Rocky Flats	AT(05-2)-
Idaho Falls	AT(10-1)-
Chicago	AT(11-1)-
Paducah	AT(15-1)-
Kansas City	AT(23-3)-
Nevada	AT(26-1)-
New Brunswick	AT(28-1)-
Princeton	AT(28-2)-
Los Alamos	AT(29-1)-
Albuquerque	AT(29-2)-
New York	AT(30-1)-
Brookhaven	AT(30-2)-
Schenectady	AT(30-3)-
Dayton	AT(33-1)-
Portsmouth	AT(33-3)-
Fernald	AT(33-4)-
Pittsburgh	AT(36-1)-
Savannah River	AT(38-1)-
Oak Ridge	AT(40-1)-
Richland	AT(45-1)-
Headquarters:	
Headquarters Services	AT(49-1)-
General Manager	AT(49-2)-
Military Application	AT(49-3)-
Production	AT(49-4)-
Reactor Development and Technology	AT(49-5)-
Raw Materials	AT(49-6)-
Biology and Medicine	AT(49-7)-
Research	AT(49-8)-
Labor Relations	AT(49-10)-
Isotopes Development	AT(49-11)-
Technical Information	AT(49-12)-
Personnel	AT(49-13)-
Space Nuclear Propulsion	SNP-
International Affairs	AT(49-14)-
Space Nuclear Systems	AT(49-15)-
Peaceful Nuclear Explosives	AT(49-16)-
Management Information and Telecommunications Systems	AT(49-17)-
Contracts	AT(49-18)-
Eniwetok	AT(50-1)-
Puerto Rico	AT(51-1)-

Inactive Offices

Los Angeles	AT(04-1)-
Berkeley	AT(04-2)-
Hartford	AT(06-1)-
Wilmington	AT(07-1)-
Spoon River	AT(11-2)-
Iowa (Burlington)	AT(13-1)-
Ames	AT(13-2)-
Detroit	AT(20-1)-
Centerline	AT(20-2)-
St. Louis	AT(23-2)-
Sandia	AT(29-2)-
Lockland	AT(33-3)-
Pantex	AT(41-1)-
Milwaukee	AT(47-1)-

Headquarters:
Special Projects..... AT(49-9)-

Effective date. These amendments are effective upon publication in the FEDERAL REGISTER (12-10-71).

Dated at Germantown, Md., this 3d day of December 1971.

For the U.S. Atomic Energy Commission.

JOSEPH L. SMITH,
Director,
Division of Contracts.

[FR Doc.71-18106 Filed 12-9-71;8:50 am]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket No. 19268; FCC 71-1177]

PART 15—RADIO FREQUENCY DEVICES

Comparable Television Tuning System

Report and order. In the matter of comparable television tuning regulation.

1. A notice of proposed rule making in this proceeding was adopted on June 24, 1971 (FCC 71-658, 36 F.R. 12314, June 30, 1971). In the notice, the Commission proposed to authorize use of a 70-position nonmemory UHF detent tuning system for purposes of compliance with the comparable tuning rules (47 CFR 15.68). The proposed rule, set out as a note to § 15.68, reads as follows:

A 70-position UHF detent tuning system meeting the following requirements is acceptable on a temporary basis, pending development of a more nearly comparable system: (1) Maximum variation from correct frequency shall not exceed ± 3 MHz; (2) Numerical readout shall be provided for each of the 70 UHF channel numbers or, if all (VHF and UHF) channel numbers are at all times visible on the face of the receiver, numerical readout shall be provided for at least every other UHF channel, with marks to indicate those channels not displayed numerically; and (3) Any receiver utilizing such a 70-position UHF detent tuning system for color reception shall be AFC-equipped.

2. Comments have been received from the following firms and organizations associated with the television receiver and tuner manufacturing industries and the UHF television broadcast industry:

TELEVISION RECEIVER MANUFACTURING INDUSTRY

Electronic Industries Association of Japan
Philco-Ford Corp.
Heath Co.
GTE Sylvania, Inc.
Zenith Radio Corp.

TELEVISION TUNER MANUFACTURING INDUSTRY

GTE International
Sarkes Tarzian, Inc.
Standard Kollsman Industries, Inc.
AEG-Telefunken Corp.

UHF TELEVISION BROADCASTING INDUSTRY

All-Channel Television Society¹
RJN Broadcasting, Inc.
WFLD-TV

¹ The Motion to Accept Late Filing submitted by ACTS is granted for good cause shown.

3. With the exception of three television tuner manufacturers (GTE International, Standard Kollsman, and Telefunken) and one television receiver manufacturer (Heath), the comments generally support authorization of a 70-position nonmemory UHF detent tuning system, with specific comment addressed to the particulars of the proposed rule.

4. Zenith states that it continues skeptical as to the capability of tuner manufacturers to produce tuning systems with a maximum variation from correct frequency not to exceed ± 3 MHz. It suggests a less stringent requirement and, in any event, suggests that the requirement be stated with greater specificity, as follows:

The algebraic sum of oscillator frequency alignment error plus oscillator frequency reset error (measured after thermal warmup of the receiver, with AFC, if any, switched "off", and with constant design nominal line voltage applied to the receiver) shall not exceed ± 3 MHz for any UHF channel when the fine tuning control is positioned at mid-range adjustment.

As to the stringency of the requirement, tuner manufacturers will be unable under the rule to merchandise tuning systems which fail to meet the ± 3 MHz standard, and it must be assumed that they would not engage in the futile act of supporting a standard with which they cannot comply.² As indicated in the Notice herein (at paragraph 11(a)), moreover, "we regard ± 3 MHz as an outside limit and consider it reasonable to expect improvement in this figure to follow from design changes and manufacturing experience." The proposed tuning accuracy requirement will therefore be retained. As to the suggested measurement conditions, it would appear to be sufficient for alignment error to be measured with the fine tuning control at any fixed point (rather than the precise midpoint), provided the fine tuning range is sufficient to correctly tune each channel from that position. With this qualification, the measurement conditions suggested by Zenith are acceptable. However, it may be assumed that manufacturers will follow suitable measurement procedures, such as those suggested, together with others which prove appropriate, and our regulations need not be encumbered in this respect.

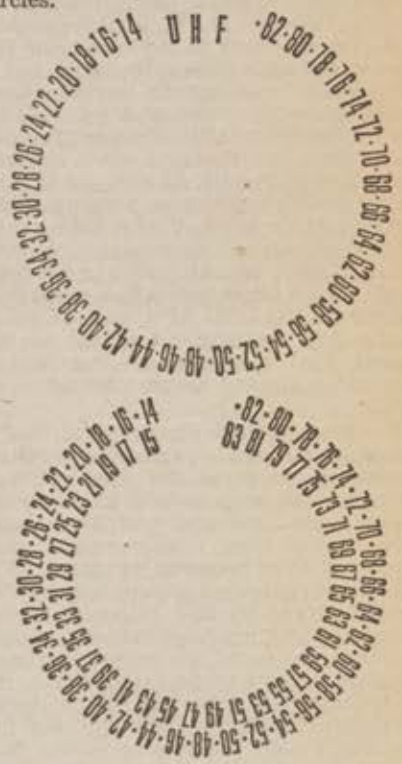
5. A number of the participants offer comment on the alternate readout provision of the proposed rule, discussed in paragraph 10 of the notice, which reads as follows:

[I]f all (VHF and UHF) channel numbers are at all times visible on the face of the receiver, numerical readout shall be provided for at least every other channel, with marks to indicate those channels not displayed numerically * * *

This provision is opposed by ACTS, Sarkes Tarzian and WFLD-TV, who view this part of the proposal as an unnecessary step away from fully comparable

² Two major tuner manufacturers, Sarkes Tarzian and General Instrument, indicate they can meet this standard.

tuning and stress the importance to the UHF broadcaster of having his station identified by channel number. A readout system in which channel numbers are printed on (or around) the channel selector knob and all are visible to the viewer at all times is principally used on the smaller, less expensive receiver. In such receivers, its use is believed to be fairly extensive. We are not at this point prepared to require a window display or an on-the-knob display in which only one channel number at a time is visible. This being the case, we consider that the manufacturer should be permitted a degree of flexibility in designing a legible on-the-knob UHF readout. Set out below are illustrations of on-the-knob displays, one showing 35 numbers, the second showing 70 numbers in two concentric circles.



The 70-number display would meet the requirement that numerical readout be provided for each of the 70 UHF channels. However, we believe that most persons would agree that the 35-number display, while not meeting that requirement, is superior in legibility and would generally be more satisfactory to the viewer. We understand the individual UHF broadcaster's desire to have his channel number appear on the receiver, and we do not rule out the possibility in the future of requiring the display of all channel numbers. For the present, however, we think the disparity inherent in a 35-number display is not so great as to justify the disruptive effect of a 70-number requirement. Almost any viewer is accustomed to reading scales in which each marking is not numerically designated (e.g., scales on watches, rulers) and, it would seem, should easily appreciate that the mark and detent setting

between 14 and 16 (for example) represent channel 15. EIA-Japan asks that the alternate channel readout provision be extended to accommodate the readout of alternate channels in a window display. Since readout in a window requires an auxiliary dial or drum which can be made larger than the tuning knob, the reasons that persuaded the Commission to accept the alternative readout discussed above do not apply and this suggestion is rejected.

6. Sarkes Tarzian and Sylvania oppose the provision of the proposed rule which requires that, "Any receiver utilizing * * * a 70-position UHF detent tuning system for color reception shall be AFC-equipped." Philco, without specific comments, indicates its agreement with the requirement of AFC for color reception. Both Sarkes Tarzian and Sylvania indicate that the cost of AFC is an important factor, particularly in low-cost color receivers, Sylvania stating that AFC and a 70-position system, in combination, would exceed the cost of a six-position system without AFC. Sarkes Tarzian states that fine tuning a color receiver will be as easy, without AFC, as it currently is with continuous tuners lacking AFC. Sylvania states that a UHF tuner with a slow-speed fine tuning control, without AFC, can be tuned more precisely than a tuner with a fast-speed fine tuning control with AFC, and suggests, if the AFC requirement should be retained, that a slow-speed fine tuning control be allowed as an alternative to AFC.

7. Although these arguments in themselves are not overly persuasive, we have decided to abandon the AFC requirement for the present and to move directly toward the goal of fully comparable tuning. First, it appears that fine tuning a color receiver equipped with a 70-position tuning system will not be as difficult as we had expected, if the manufacturer provides for slow-speed fine tuning over the limited tuning range required, and we would expect him to do so. Secondly, as some fine tuning would be required with the AFC-equipped 70-position system, the gain in tuning ease from adding AFC does not appear to warrant the additional cost. Third, it appears that improvements in the detent tuning mechanism now being developed will shortly make it possible to produce a 70-position system with a reset accuracy within the pull-in range of AFC circuitry commonly in use today. It is anticipated that such equipment will be available for commercial use by July 1, 1974. With an AFC-equipped receiver utilizing such a system, fine tuning would be unnecessary, and fully comparable UHF tuning would be realized. Receivers utilizing a 70-position system and produced after July 1, 1974, will be required to be AFC-equipped and to provide detent tuning accuracy within the pull-in range of AFC circuitry used in the receiver. On the facts presently available, we are confident that the requirement can be met. In short, we think the marginal advantages in tuning ease of an interim AFC-color requirement do not warrant the

additional cost to the viewer, and the requirement for AFC has been deferred until July 1, 1974 as discussed above.

8. Telefunken, a manufacturer of limited-position UHF memory tuning systems, and Heath, user of such a system, oppose authorization of the 70-position nonmemory system. Standard Kollman, manufacturer of the system used by Heath, supports the position taken by Heath. GTE International takes the position, on behalf of its subsidiary, Hopt GmbH, Rottwell, manufacturer of limited-position systems, that it "reserves the right to request the Commission to reduce the time period in which 70-position detent mechanisms are approved for use."

9. GTE International is apparently under the impression that use of the 70-position system is being limited to a period of 3 years. As indicated in the Notice (at paragraph 11(c)), no limit in years is at this time being set on the use of any particular system. However, GTE International is, of course, free at any time to request amendment of the comparable tuning rules.

10. Telefunken stresses the advantages of its eight-position memory tuning system, maintains that it is superior to a 70-position system, and contends that the specifications for its system should be adopted by the Commission as minimum requirements for UHF tuning. The Telefunken system is said to have the following features:

Average reset error of 100-150 kHz, which Telefunken states will eliminate fine tuning for color reception.

Low tuning torque.

Rotary tuning motion.

Suitability for remote control operation.

Large channel number display.

Moderate cost.

Small size.

We note initially that many of these features are shared by 70-position systems, which have low tuning torque, rotary tuning motion, and can readily be built to provide a large size display for the channel number. Although Telefunken claims small size and moderate cost for its tuner, no specific information is made available to permit a comparison with a 70-position tuning system. Pending its anticipated improvement, the 70-position system is unsuitable for remote control operation, except in combination with remote fine tuning, and we would expect, on available information, that receiver manufacturers would prefer memory systems for remote control. However, this is not a basis for precluding use of a 70-position system where such use is in fact practicable. All memory systems enjoy a substantial advantage in detented channel-selection accuracy over nonmemory tuning systems. Possibly, the Telefunken system is superior in terms of reset error to other known limited-position systems discussed in the notice, which have maximum reset error of ± 600 kHz.³ However, the Telefunken figure (100-150 kHz) is stated as

³ Information furnished by Sarkes Tarzian and on file in this proceeding.

an average, and no information is furnished regarding deviation from the average. Assuming normal variation from the average, we consider it unlikely that the Telefunken system will eliminate the need for fine tuning a color picture. In any event, the information furnished is not a basis for altering the conclusion reached in paragraph 8 of the notice—that neither system is clearly preferable to the other and that authorization of 70-position systems "may produce some near-term beneficial results and * * * should not be rejected without a trial."

11. The Heath Co. makes a series of arguments against authorizing use of a 70-position tuning system. The first of these is that 70-position systems are not entirely satisfactory: That tuner manufacturers may not be able to meet the ± 3 MHz standards; that the 70-position system is inferior to VHF tuning systems; that AFC with a range of ± 3 MHz has drawbacks; that the 70-position system is more costly than a continuous tuner; that the detent mechanism is subject to wear; that channel readout and picture may not coincide; that the 70-position system is unsuitable for remote control operation; and that the Commission should revert to the continuous tuner. The question of continuous tuning goes to the general question of comparability, was dealt with at length in Docket No. 18433 (see 23 FCC 2d 793, 35 F.R. 10766), and is not at issue here. Conjecture as to whether channel readout and picture will coincide is not persuasive; except in the extreme case, under the least favorable conditions, it is expected that accuracy within ± 3 MHz will produce a picture on the proper detent setting. The other factors presented have been given full consideration by the Commission, either in the notice of proposed rule making or in this report, and do not warrant further comment here.

12. Heath's second argument is that the proposed rule works an economic advantage for one tuner manufacturer and economic hardship on smaller receiver manufacturers: That Heath has not been furnished with a sample of a 70-position tuning system; that the tuner manufacturer most responsible for "promoting" a 70-position system would gain an economic advantage over other companies through patent rights and royalties, which would increase the cost to the end user; that the manufacturing practices of large tuner manufacturers reported willing to produce a 70-position system and of smaller receiver manufacturers are incompatible, in that the large tuner manufacturer is interested in large volume purchases and fills orders only on a long lead-time basis; that new tooling expenditures may be required to remain competitive and that these are a major expense for small manufacturers; and that the ± 3 MHz standard increases the burden of Part 15 certification. Most of these objections relate to the conditions of doing business in the television receiver manufacturing industry, which are governed by the marketplace rather than the Commission. On the one hand,

we are advised generally by tuner and receiver manufacturers that there is nothing new or unique about a 70-position tuning system. On the other hand, if such a system should be considered patentable, it should hardly be expected that the Commission would preclude use of the new product so as to prevent its inventor from gaining a favorable economic position. In addition, Sarkes Tarzian has assured the Commission that it would freely license other manufacturers to produce any patentable device under terms fair to the licensee. As for cost to the end user, the 70-position system is substantially cheaper than memory systems now authorized. Design changes and retooling required to meet the comparable tuning requirement constitute a problem and an expense for all receiver manufacturers. Although the problem is larger for small manufacturers, allowance for this has already been made by setting up a compliance schedule under which at present only 10 percent of models produced are subject to the comparable tuning requirement. We have no reason to believe that any manufacturer who has recently retooled to accommodate a memory system would retool the same model in the next several years to accommodate a 70-position system. Indeed, we continue to understand that redesign costs (including retooling) must be amortized over a period of at least 3 years. As to models which have not been modified for comparable tuning, redesign problems are minimized by use of the small 70-position system. In short, we fail to see how the Commission's authorizing an alternate, cheaper and simpler method of achieving comparable tuning will work a hardship on any television receiver manufacturer. As for the burden of Part 15 certification procedures, we consider a tuning accuracy standard (with attendant measurements) eminently appropriate and would ordinarily assume that the manufacturer would for his own purposes test the performance characteristics of components used in his product.

13. Heath's third argument is that a fully comparable UHF tuning system is currently available. Reference is to a 12-position UHF varactor tuning system made by Standard Kollsman and used by Heath. The system, as described, has many desirable features, and varactor systems may well be at least part of the answer for the future. At present, however, our best information is that such systems are appreciably more costly than mechanical memory tuning systems and are adaptable for use principally in top-of-the-line receivers. (Heath states only that its varactor system is more expensive than a 70-position system.) In requiring comparable tuning, we have accepted reasonable limitations on the cost of the tuning apparatus and have refrained from requiring use of the most sophisticated systems without regard to cost (see the notice at paragraph 6). While we welcome information on any fully comparable tuning system, the information before us is insufficient as a basis for concluding that

any varactor system could serve as a minimum industry requirement or that 70-position mechanical systems are not a reasonable compromise for the present.

14. Authority for the amendment set out in the attached appendix is set out in sections 4(i), 303 (r) and (s), and 330 of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 303 (r) and (s) and 330. Because the attached amendments liberalize provisions of existing rules the effective date provisions of the Administrative Procedure Act (5 U.S.C. 553) do not apply.

15. In view of the foregoing: *It is ordered*, Effective December 10, 1971, that Part 15 of the rules and regulations is amended as set forth below, and that this proceeding is terminated.

(Secs. 4, 303, 330, 48 Stat., as amended, 1096, 1092, sec. 2, 76 Stat. 151; 47 U.S.C., 154, 303, 330)

Adopted: November 24, 1971.

Released: November 30, 1971.

FEDERAL COMMUNICATIONS
COMMISSION,⁴

[SEAL] BEN F. WAPLE,
Secretary.

In Part 15 of Chapter I of Title 47 of the Code of Federal Regulations, § 15.68(d) is added, to read as follows:

§ 15.68 All-channel television broadcast reception: receivers manufactured on or after July 1, 1971.

(d) *Use of a 70-position, nonmemory UHF detent tuning system.* (1) Until July 1, 1974, a 70-position, nonmemory UHF detent tuning system meeting the following requirements may be used to meet the requirements of this section:

(i) The channel selection mechanism shall be capable of positioning the tuner to receive each UHF channel at its designated detent position, with maximum deviation from correct frequency on any detent setting not exceeding ± 3 MHz, when approached from either direction of rotation.

(ii) Numerical readout shall be provided for each of the 70 UHF channels or, if all of the VHF and UHF channel numbers displayed are at all times visible on the face of the receiver, numerical readout shall be provided for at least every other UHF channel, with marks to indicate those channels not displayed numerically.

(2) On or after July 1, 1974, a 70-position nonmemory UHF detent tuning system may be used under the following conditions to meet the requirements of this section:

(i) The receiver shall be equipped with automatic frequency control (AFC) circuitry.

(ii) The channel selection mechanism shall be capable of positioning the tuner to receive each UHF channel at its designated detent position, with maximum deviation from correct frequency on any detent setting less than the pull-in range

⁴ Commissioner Reid absent.

of automatic frequency control (AFC) circuitry with which the receiver is equipped, when approached from either direction of rotation.

(iii) Numerical readout shall be provided for each of the 70 UHF channels or, if all of the VHF and UHF channel numbers displayed are at all times visible on the face of the receiver, numerical readout shall be provided for a least every other UHF channel, with marks to indicate those channels not displayed numerically.

[FR Doc.71-17955 Filed 12-9-71;8:45 am]

[Docket No. 19298; FCC 71-1218]

PART 73—RADIO BROADCAST SERVICES

Television Broadcast Stations in San Francisco, Calif.

Report and order. In the matter of amendment of § 73.606, *Table of Assignments Television Broadcast Stations (San Francisco, Calif.)* Docket No. 19298, RM-1694.

1. In response to a petition of the Bay Area Educational Television Association (Bay Educators), filed on October 2, 1970, the Commission adopted, on August 4, 1971, a notice of proposed rule making, released August 9, 1971 (FCC 71-828) in the above-entitled matter, which proposed to shift the reservation for noncommercial educational use from Channel *60 to Channel 32, both in San Francisco, Calif. Interested parties were afforded an opportunity to comment on or before September 16, 1971, and to reply to such comments on or before September 27, 1971. Petitioner filed a brief supporting comment. No oppositions were received.

2. According to the 1970 U.S. Census the population of the city and county of San Francisco is 715,674. The Standard Metropolitan Statistical Area, however, includes 3,069,797 residents. There are 11 television channels assigned to San Francisco. Each is set out below and is licensed to operate in the community unless otherwise listed: 2, KTUV (licensed at Oakland); 4, KRON-TV; 5, KPIX; 7, KGO-TV; *9, KQED (licensed to petitioner as a noncommercial educational station); 20, KEMO-TV; 26, KTSF-TV (CP, BPCT-3303); 32, KQEC (licensed to petitioner and used as a noncommercial educational station); 38, KUDO; 44, KBHK-TV; and *60, which has no application pending for its use.

3. Bay Educators, at the time of the filing of the subject petition, held a construction permit to build a noncommercial educational station on reserved Channel *60 at San Francisco in addition to a license for a noncommercial educational service on reserved Channel *9 in the community. During the pendency of the construction permit for Channel *60, Metromedia, Inc., made a gift of assets, equipment, and facilities

for Channel 32 at San Francisco to petitioner. On September 9, 1970, the Commission granted its consent to the assignment of the license for Channel 32 from Metromedia, Inc., to petitioner (File No. BALCT-413). The assignment was consummated on September 17, 1970. Petitioner thereafter surrendered its construction permit for Channel *60.

4. Petitioner (now licensee of both Channel *9, KQED, and Channel 32, KQEC) wishes to have its educational operation on Channel 32 formally designated as a noncommercial educational station in order to have its responsibilities and authority as a noncommercial educational operation permanently confirmed. It points out that by shifting the present educational reservation on Channel *60 to Channel 32 the Commission will be recognizing the de facto situation in San Francisco, which in no way alters the number of commercial and noncommercial educational stations originally contemplated for San Francisco. Petitioner's comment states

* * * KQED broadcasts a full 7-day program schedule of approximately 108 hours weekly during the school year and a somewhat reduced schedule during summer months. KQEC began broadcasting on June 28, 1971, and currently broadcasts a 5-day schedule during the evening hours only. It anticipates increasing this during the forthcoming season with moderate but consistent expansion thereafter. We believe that these two channels make possible a full range of noncommercial educational television services, serving many interests, and fully adequate for the needs of the Bay Area community.

5. We have examined the proposal of petitioner as set out in our notice in this proceeding and advanced in the comment of the Bay Educators. It is our judgment that the adoption of the proposal to shift the noncommercial educational reservation from Channel *60 to Channel 32 is in the public interest in that such action is a recognition of the de facto operation of petitioner on Channel 32 as a noncommercial educational service. Furthermore it is our view that the redesignation requested by Bay Educators would make the assignments in § 73.606 of our rules more accurately reflect the nature of the actual operations in San Francisco. Too, petitioner's operations on Channel 32, since it is educational in nature, should be bound and protected solely by the rules referring to such educational operations. An examination of the allocations for San Francisco, set out in paragraph 2 above, indicates that all of the assigned commercial channels are licensed or applied for. The shift of the educational reservation from Channel *60 to Channel 32, while continuing the number of noncommercial educational services originally contemplated for San Francisco (two), will permit the activation of the one unused channel in the community (*60) for either commercial or educational use.

6. Authority for the action taken herein, is contained in sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended.

7. Accordingly, it is ordered, That effective January 14, 1972, the Table of As-

signments in § 73.606(b) of the Commission's rules is amended, insofar as the city listed below is concerned to read as follows:

§ 73.606 Table of assignments.

City	Channel Nos.
San Francisco, Calif.	2+, 4-, 5+, 7-, *9+, 20, 26, *32, 38, 44, 60

8. It is further ordered, That the license for KQEC is modified to specify operation as a noncommercial educational station on Channel *32 at San Francisco, Calif. The licensee will be expected to comply with all regulations pertaining to such educational stations, effective January 14, 1972.

9. It is further ordered, That this proceeding (Docket No. 19298, RM-1694) is terminated.

(Secs. 4, 303, 307, 48 Stat., as amended, 1066, 1082, 1083; 47 U.S.C. 154, 303, 307)

Adopted: December 1, 1971.

Released: December 6, 1971.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[FR Doc.71-18133 Filed 12-9-71; 8:52 am]

[FCC 71-1211]

PART 81—STATIONS ON LAND IN
MARITIME SERVICES

Use of Double Sideband Emissions in
Public Coast Stations Serving Inland
Waters

Order. In the matter of amendment of Part 81 of the rules to permit use of double sideband emissions in public coast stations serving inland waters.

1. The Commission considers it desirable to amend its rules concerning use of double sideband emission by public coast stations operating on frequencies below 4000 kHz for radiotelephony. Paragraphs (c) and (h) of § 81.304 provide that such stations may not transmit double sideband emissions after January 1, 1972 (1974 in Alaska). Many of the stations would be required to have new transmitters. Paragraph (f) of § 81.304 provides that, except for the Mississippi River System and the Great Lakes, public coast stations serving lakes and rivers will not be permitted to use frequencies below 4000 kHz after January 1, 1977. Similar provisions are in § 81.360 with regard to limited coast stations.

2. It was not the Commission's intentions to require installation of single sideband transmitters in stations which will not be permitted to operate on the medium frequencies after January 1, 1977. Such a requirement appears to be unreasonable and would not contribute greatly to the planned conversion to SSB.

3. The rule amendments adopted herein are intended to clarify and relax a current requirement. Compliance

with the prior notice, procedure and effective date provisions of 5 U.S.C. 553 would serve no useful purpose and is unnecessary. Accordingly, it is ordered, That pursuant to authority contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended, Part 81 of the Rules is amended as set forth below effective December 14, 1971.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Adopted: December 1, 1971.

Released: December 6, 1971.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

1. In § 81.304, the introductory texts of paragraphs (c) and (d) are amended to read as follows:

§ 81.304 Frequencies available.

(c) Conversion of public coast stations, except in Alaska, from DSB to SSB when using radiotelephony frequencies in the band 2000-2850 kHz shall be in accordance with the following schedule; *Provided, however*, That the conversion schedule does not apply to stations which, in accordance with paragraph (f) of this section will not be permitted to use the frequencies after January 1, 1977.

(d) Conversion of public coast stations in Alaska from DSB to SSB when using radiotelephony frequencies below 4000 kHz shall be in accordance with the following schedule; *Provided, however*, That the conversion schedule does not apply to stations which, in accordance with paragraph (f) of this section, will not be permitted to use the frequencies after January 1, 1977.

2. In § 81.360, the introductory text of paragraph (a) is amended to read as follows:

§ 81.360 Frequencies available below
4000 kHz.

(a) Assignment to limited coast stations of radiotelephony frequencies in the band 2000-2850 kHz will be subject to the following schedule and limitations; *Provided, however*, That the schedule of conversion from DSB to SSB does not apply to stations, which, in accordance with subparagraph (3) of this paragraph, will not be permitted to use the frequencies after January 1, 1977.

[FR Doc.71-18134 Filed 12-9-71; 8:53 am]

[Docket No. 19076]

PART 83—STATIONS ON SHIPBOARD
IN MARITIME SERVICES

Use of Frequencies by Ship Stations;
Correction

In the matter of amendment of Part 83 of the Commission's rules with respect to use of frequencies by ship stations.

1. In the Appendix to the Report and Order in the above-entitled matter released August 23, 1971, FCC 71-851 (36 F.R. 16912) a specific correction is necessary to conform to the Report and Order. In § 83.359 the "Noncommercial" table channel designator 71 coast frequency was inadvertently listed as 156.75 MHz instead of its correct value of 156.575 MHz.

2. In view of the foregoing, § 83.359 is amended as set forth below.

Released: December 1, 1971.

FEDERAL COMMUNICATIONS
COMMISSION,
JOHN M. TORRET,
Executive Director.

1. In § 83.359, in the "Noncommercial" table, the coast frequency for channel designator 71 is amended to read 156.575 MHz.

§ 83.359 Frequencies in the band 152-162 Mc/s available for assignment.

Channel designator	Frequency (MHz)		Points of communication
	Ship	Coast	
Noncommercial			
70.....	156.525	Intership.
71.....	156.575	156.575	Ship-to-coast.
72.....	156.625	Intership.

[FR Doc.71-18045 Filed 12-9-71;8:45 am]

[Docket No. 18643; FCC 71-1212]

PART 89—PUBLIC SAFETY RADIO SERVICES

PART 91—INDUSTRIAL RADIO SERVICES

Operation of Mobile Relay Systems, Fixed Relay Stations, and Repeater Stations

Report and order. In the matter of amendment of Parts 89 and 91 of the Commission's rules governing the operation of mobile relay systems, fixed relay stations and repeater stations.

1. On August 25, 1969, the Commission issued a notice of proposed rule making in the above-entitled matter, which was published in the FEDERAL REGISTER on August 28, 1969, 34 F.R. 13759. Comments were filed by California State Communications Advisory Board, California Public Safety Radio Association, Inc. (CPRA), Forestry Conservation Communications Association (FCCA), Forest Industries Radio Communications (FIRC), Land Mobile Section of Industrial Electronics Division of the Electronic Industries Association (EIA), National Association of Business and Educational Radio, Inc. (NABER), Michigan State Highway Department, Oregon State Highway Department, Central Committee on Communications Facilities of the American Petroleum Institute (API), National Association of

Manufacturers (NAM), and Utilities Telecommunications Council (UTC). Reply comments were filed by the Association of Public Safety Communications Officers (APCO).

2. Rule changes proposed in this proceeding are intended to expand and unify rules governing operation of mobile relay stations in the Public Safety and in the Industrial Radio Services. Presently "triggering" of mobile relay stations is not allowed below 50 MHz in the Industrial Radio Services¹ but their transmissions are permitted. By contrast, in the Public Safety Services, mobile relay transmissions are confined to frequencies above 50 MHz, but "triggering" is permitted on frequencies above and below 50 MHz. The rules proposed would permit operation of mobile relay systems (mobile relay stations and their associated mobile and control stations—the triggering stations) on frequencies below as well as above 50 MHz in both the Public Safety and in the Industrial Services but with safeguards to minimize interference to other stations caused by unintended triggering of mobile relay stations. These safeguards include the use of continuous tone control devices, and the installation of circuitry which would shut down the relay transmitter 5 seconds after the controlling signals cease. In another proposal, applications for mobile relay stations would require a statement that there is a need for transmissions over distances greater than can be met by direct mobile-to-mobile communications. The remaining proposals concern clarification of control points, uniform identification, and deactivation of mobile relay systems.

3. The overall objectives of the rule amendments—to extend opportunities and standardize procedures for using mobile relay systems—were generally supported by the comments with some exceptions discussed below. Accordingly, we are finalizing the rule changes essentially as proposed but with such modifications as appear from the comments and reexamination to be warranted. Basically, suggested modifications relate to station identification and continuous tone control requirements and we will discuss these matters in detail. There were a number of suggestions in the comments for rule changes not directly related to the proposals. UTC, for example, recommends permitting the use of mobile units as mobile relay stations for hand-carried units in the Power Radio Service. FCCA and Oregon suggest a frequency pairing scheme below 50 MHz for Public Safety licensees. However, this rule making action is necessarily limited and since these recommendations are not within the scope of this proceeding they have not been considered.

4. The only opposition to expansion of mobile relay techniques was from API and FIRC who objected to use of Industrial frequencies below 50 MHz to "trigger" mobile relay systems. Both argued

¹ Except for mobile relay systems operating on low power frequencies allocated in the Business Radio Service.

that since mobile relay systems require two frequencies they are incompatible with and would cause interference to single frequency systems on the same channels. While we recognize this problem, we believe that the communications advantages derived from use of mobile relay systems outweigh the occasional interference to single-frequency stations and justify adoption of this provision. A second issue raised concerns the interference² below 50 MHz, API contending that, although it "acknowledges benefits to be derived from the use of the protective devices proposed by the Commission", such measures "are not sufficiently secure" to prevent this type of interference. Here, API refers to our proposal to require that licensees of mobile relay systems operating below 50 MHz install continuous tone control devices to prevent "capture" or a triggering of relay stations by undesired signals. While the comments supported this requirement, we agree with API that there are locations and conditions where "skip" interference will "capture" a continuously tone-controlled system. To minimize this possibility, we are including a provision to permit licensees to use digital selection devices to complement continuous tone control methods. The State of Michigan describes its results with digital techniques:

as a result of experience in the operation of cross band "mobile relay station" equipped system for the Michigan Department of State Highways * * * it is strongly suggested that digital selection devices be encouraged under this proposal insofar as "mobile relay" stations controlled by "low-band" signals are involved. Low-band propagation characteristics, as experienced, made it mandatory that we supplement "continuous tone control" with digital selection of the desired "mobile relay station." Only in this way were we able to acceptably meet the problem of unwanted "triggering" of "mobile relay stations" by mobile and/or control stations which were constantly 100 miles distant and periodically as much as 285 miles away. Long range skip characteristics of "low-band" and the probable operation by a large number of licensees on each frequency makes the utilization of the limited number of available continuous tone frequencies impracticable as an operable alternate solution to the "unwanted triggering" problems.

5. As noted, it was proposed that installation of continuous tone control devices be required for new mobile relay transmitters which operate below 50 MHz. NABER notes that the provision penalizes Business Radio systems operating low power mobile relay systems since such systems are not apt to cause interference to other systems. This is true and we have modified the Industrial Services continuous tone control requirement to exempt mobile relay stations with no more than 1 watt input power.

6. For mobile relay systems on frequencies above 50 MHz, we proposed to require continuous tone control when the transmitters are consistently activated by undesired signals and cause

² Occasioned by long-range sky wave or "skip" interference which is associated with the use of frequencies below 50 MHz.

harmful interference. Licensees of such systems would be required to install the devices 90 days after they receive notice from the Commission. Some comments recommended changes to these proposals. API and FCCA want all existing systems to meet the continuous control requirement within 3 years. There was also disagreement as to the length of time to be allowed for compliance with the requirement in the event of interference, with requests for both longer and shorter periods than 90 days. These suggestions were considered. However, we have concluded that the 90-day period, which has been in the Industrial Rules, is reasonable and should be adopted as proposed.* We are, however, adopting one additional standard related to continuous tone control as suggested by EIA and FCCA. This is that applications include a description of tone codes to be utilized. This data base as to the different codes in use will enable frequency coordinators to recommend different codes for users in a given area.

7. Two requirements were proposed relating to deactivation of a mobile relay station. One is for a device to be installed on each new mobile relay station to deactivate the station 5 seconds after the "triggering" emissions cease. Michigan feels that 10 seconds is a more realistic "hold-on" time but we do not agree and we are adopting the 5-second standard. The other action is new for the Public Safety services but continues an Industrial services requirement for installation of a time-delay or clock device to deactivate a mobile relay station within 3 minutes but only when the mobile relay is not under the control of an operator at a fixed station. NABER contends that this is "an unnecessary expense when continuous tone control devices are incorporated in the system and the system will deactivate upon receipt of the tone." However, the expense should be moderate and the fail-safe factor of the device appears to the Commission to justify the requirement in all circumstances.

8. Our proposal for alternatives to the regular requirement that each station in a mobile relay system be identified by its assigned call sign received objections. We proposed that the mobile relay station could be identified by the mobile unit call sign when retransmitting signals originated by a mobile unit and that control stations would be identified by the call sign of the mobile relay station. API and NABER felt it would be simpler to require only the call sign of the station being controlled in both situations. However, using this method, we could not tell whether the mobile unit or the control station originated the transmission which is important since different operating standards are applicable to each. APCO and NAM suggest that a uniform and nonconfusing method is to permit the mobile relay to identify with the call sign of the station originat-

ing the communication. This is a valid solution which we are adopting.

9. In consideration of the foregoing, the Commission finds that adoption of the proposed rule changes, as modified herein, will serve the public interest and should contribute to efficiency and effectiveness in land mobile radio operations.

10. Accordingly, pursuant to authority contained in sections 4(i) and 303 of the Communications Act of 1934, as amended: *It is ordered*, That, effective January 14, 1972, Parts 89 and 91 of the Commission's rules are amended as shown below. *It is further ordered*, That this proceeding is terminated.

(Secs. 4, 303, 48 Stat., as amended, 1086, 1082; 47 U.S.C. 154, 303)

Adopted: December 1, 1971.

Released: December 6, 1971.

FEDERAL COMMUNICATIONS
COMMISSION,
BEN F. WAPLE,
Secretary.

Parts 89 and 91 of Chapter I of Title 47 of the Code of Federal Regulations are amended as follows:

1. A new § 89.12 is added to read as follows:

§ 89.12 Relay, repeater, and control stations.

(a) *General*. Relay and repeater stations are used to extend the range of communications between another radio station and the point with which it is desired to communicate.

(b) *Mobile relay stations*. The policies governing authorization and operation of this type of relay station are as follows:

(1) Each application for a new mobile relay station authorization to operate on a frequency below 450 MHz shall be accompanied by a statement that the applicant has a requirement for prompt mobile-to-mobile communication over ranges greater than can be realized consistently by direct communication.

(2) A mobile relay station may be authorized to operate on any mobile service frequency available for assignment to base stations.

(3) Each new mobile relay system authorized after January 1, 1972, that is activated by signals below 50 MHz shall be so designed that cessation of reception of the activating continuous coded tone signal will deactivate the station. Licensees may utilize a combination of digital selection and continuous coded tone control where required to insure selection of only the desired mobile relay station.

(4) Mobile relay stations controlled by signals above 50 MHz or authorized prior to January 1, 1972, to operate below 50 MHz are not required to incorporate coded signal or tone control devices unless the transmitters are consistently activated by undesired signals and cause harmful interference to other licensees. If activation by undesired signals causes harmful interference the Commission will require the installation of suitable

tone control equipment within 90 days after notice to the licensee.

(5) Each new mobile relay station authorized after January 1, 1972, shall be so designed and installed that the transmitter is deactivated automatically within 5 seconds after the signals controlling the station cease.

(6) Each mobile relay station, during periods that it is not controlled from a manned fixed control point, shall be provided with an automatic time delay or clock device that will deactivate the station not more than 3 minutes after its activation by a mobile unit.

(7) A mobile station associated with one or more mobile relay stations may be authorized to operate on any mobile service frequency above 25 MHz which is available for assignment to mobile stations.

(8) In any radio system which employs more than one mobile relay station, where there is a requirement that stations in the vicinity of one mobile relay station be able to communicate automatically with stations in the vicinity of other mobile relay stations, any necessary circuits for interconnection of the mobile relay stations shall be provided by means of wirelines or radio stations operating on fixed service frequencies.

(9) A base station which is used intermittently as a control station for one or more associated mobile relay stations of the same licensee will be authorized to operate only on the mobile service frequencies assigned to the associated mobile relay station and/or mobile station. Authority for such dual classification and use must be shown on the station authorization.

(c) *Fixed relay stations*. Fixed relay stations will be authorized to operate only on frequencies available for use by operational fixed stations.

(d) *Control and repeater stations*. Control and repeater stations will be authorized to operate on frequencies available for use by operational fixed stations. In addition, a control station associated with one or more mobile relay stations may, at the option of the applicant, be assigned the frequency of the associated mobile station. Use of a mobile service frequency by a control station of a mobile relay system is subject to the condition that harmful interference not be caused to stations of licensees authorized to use the frequency for mobile service communication.

(1) Control and repeater stations in the Police, Fire, Highway Maintenance, or Forestry Conservation Radio Service may be authorized on a temporary basis to operate on frequencies available for base and mobile stations in the region 152-450 MHz, provided an adequate showing is made by such operations cannot be conducted on frequencies allocated for assignment to operational fixed stations. Such operation on base or mobile frequencies will not be authorized initially or renewed for periods in excess of 1 year. Any such authorization shall be subject to immediate termination if

*Of course, this procedure will apply also to existing mobile relay system below 50 MHz.

harmful interference is caused to stations in the mobile service, or if the particular frequency is required for mobile service operations in the area concerned.

2. In § 89.113, paragraph (e)(1) is amended to read as follows:

§ 89.113 Transmitter control requirements.

(e) * * *

(1) A carrier operated device which will provide continuous visual indication when the transmitter is radiating, or, in lieu thereof, a pilot lamp or meter which will provide continuous visual indication when the transmitter circuits have been placed in a condition to produce radiation: *Provided, however,* That the provisions of this subparagraph shall not apply to hand-carried or pack-carried transmitters. The control point for a transmitter utilized to activate another radio station may employ a single pilot lamp or meter as an indication of activation of the local and remote transmitters;

3. Section 89.153(a) is amended and paragraph (h) is added to read as follows:

§ 89.153 Station identification.

(a) Except as provided in paragraphs (b) and (h) of this section, the required identification for stations in these services shall be the assigned call sign.

(h) In lieu of the requirement of paragraph (a) of this section, base, fixed relay, repeater, and mobile relay stations shall be identified by the transmission of the call sign of the associated controlling station.

§ 89.257 [Amended]

4. In § 89.257, paragraphs (a) and (b) are deleted and designated as [Reserved].

§ 89.259 [Amended]

5. In § 89.259, paragraph (e) is deleted and designated as [Reserved].

§ 89.307 [Amended]

6. In § 89.307, paragraphs (a) and (d) are deleted and designated as [Reserved].

§ 89.309 [Amended]

7. In § 89.309, paragraph (f) is deleted and designated as [Reserved].

§ 89.357 [Amended]

8. In § 89.357, paragraphs (a) and (c) are deleted and designated as [Reserved].

§ 89.359 [Amended]

9. In § 89.359, paragraph (e) is deleted and designated as [Reserved].

§ 89.407 [Amended]

10. In § 89.407, paragraphs (a) and (d) are deleted and designated as [Reserved].

§ 89.409 [Amended]

11. In § 89.409, paragraph (d) is deleted and designated as [Reserved].

§ 89.457 [Amended]

12. In § 89.457, paragraphs (a) and (c) are deleted and designated as [Reserved].

§ 89.459 [Amended]

13. In § 89.459, paragraph (c) is deleted and designated as [Reserved].

14. In § 89.523, paragraph (a) is added to read as follows:

§ 89.523 Station limitations.

(a) Mobile relay stations will not be authorized in the Special Emergency Radio Service.

§ 89.525 [Amended]

15. In § 89.525, paragraph (h) is deleted and designated as [Reserved].

1. Section 91.7, and headnote are revised to read as follows:

§ 91.7 Relay and control stations.

(a) *General.* Relay stations are used to extend the range of communications between another radio station and the point with which it is desired to communicate.

(b) *Mobile relay stations.* The policies governing authorization and operation of this type of relay station are as follows:

(1) Each application for a new mobile relay station authorization to operate on a frequency below 450 MHz shall be accompanied by a statement that the applicant has a requirement for prompt mobile-to-mobile communication over ranges greater than can be realized consistently by direct communication.

(2) A mobile relay station may be authorized to operate on any mobile service frequency available for assignment to base stations.

(3) Each new mobile relay system authorized after January 1, 1972, that is activated by signals below 50 MHz shall be so designed that cessation of reception of the activating continuous coded tone signal will deactivate the station. Licensees may utilize a combination of digital selection and continuous coded tone control where required to insure selection of only the desired mobile relay station.

(4) Mobile relay stations controlled by signals above 50 MHz or authorized prior to January 1, 1972, to operate below 50 MHz are not required to incorporate coded signal or tone control devices unless the transmitters are consistently activated by undesired signals and they cause harmful interference to other licensees. If activation by undesired signals causes harmful interference the Commission will require the installation of suitable tone control equipment within 90 days after notice to the licensee.

(5) Each new mobile relay station authorized after January 1, 1972, shall be so designed and installed that the transmitter is deactivated automatically within 5 seconds after the signals controlling the station cease.

(6) Each mobile relay station, during periods that it is not controlled from a manned fixed control point, shall be provided with an automatic time delay or

clock device that will deactivate the station not more than 3 minutes after its activation by a mobile unit.

(7) A mobile station associated with one or more mobile relay stations may be authorized to operate only on a mobile service frequency above 25 MHz which is available for assignment to mobile stations. In the Business Radio Service any low-power frequency below 450 MHz may be authorized for that purpose when such stations are limited to a maximum power of 1 watt or less.

(8) In any radio system which employs more than one mobile relay station, where there is a requirement that stations in the vicinity of one mobile relay station be able to communicate automatically with stations in the vicinity of other mobile relay stations, any necessary circuits for interconnection of the mobile relay stations shall be provided by means of wirelines or radio stations operating on fixed service frequencies.

(9) A base station which is used intermittently as a control station for one or more associated mobile relay stations of the same licensee will be authorized to operate only on the mobile service frequencies assigned to the associated mobile relay station and/or mobile station. Authority for such dual classification and use must be shown on the station authorization.

(c) *Fixed relay stations.* Fixed relay stations will be authorized to operate only on frequencies available for use by operational fixed stations.

(d) *Control stations.* Control stations will be authorized to operate on frequencies available for use by operational fixed stations. In addition, a control station associated with one or more mobile relay stations may, at the option of the applicant, be assigned the frequency of the associated mobile station. Use of a mobile service frequency by a control station of a mobile relay system is subject to the condition that harmful interference not be caused to stations of licensees authorized to use the frequency for mobile service communication.

2. In § 91.107, paragraph (e)(1) is amended to read as follows:

§ 91.107 Transmitter control requirements.

(e) * * *

(1) A carrier operated device which will provide continuous visual indication when the transmitter is radiating, or, in lieu thereof, a pilot lamp or meter which will provide continuous visual indication when the transmitter circuits have been placed in a condition to produce radiation: *Provided, however,* That the provisions of this subparagraph shall not apply to hand-carried or pack-carried transmitters. The control point for a transmitter utilized to activate another radio station may employ a single pilot lamp or meter as an indication of the local and remote transmitters:

3. In § 91.152, paragraph (h) is added to read:

§ 91.152 Station identification.

(h) In lieu of the requirement of paragraph (a) of this section, base, fixed relay, and mobile relay stations shall be identified by the transmission of the call signal of the associated controlling station.

[FR Doc. 71-18132 Filed 12-9-71; 8:52 am]

[Docket No. 18261; FCC 71-1204]

MISCELLANEOUS AMENDMENTS TO CHAPTER

Memorandum opinion and order. In the matter of amendment of Parts 89, 91, and 93 of the rules to reflect the availability of land mobile channels in the 470-512 MHz band in the 10 largest urbanized areas of the United States.

1. In our Second Report and Order in this proceeding,¹ we departed from the traditional "block" system and allocated the frequencies in the 470-512 MHz band, designated for land mobile use, in eight "pools," grouping together for purposes of sharing those persons having the greatest degree of functional and operational compatibility.² As a part of our sharing plan, we established certain loading and assignment criteria,³ and we also reserved, for future allocation, 24 frequency pairs.⁴ Further, we adopted rules to permit applicants to make an alternative showing to "coordination," similar to that allowed in other land mobile bands.⁵

2. A number of the parties to the proceeding have filed petitions requesting reconsideration of these actions.⁶ They ask

¹ Land Mobile-UHF TV Channel Sharing, 30 FCC 2d 221 (1971), 36 F.R. 12477 (July 1, 1971).

² These are the Public Safety, Utility, Special Industrial, Business, Taxicab, Land Transportation, Petroleum, and the Domestic Public Radio Services Pools.

³ There are three basic criteria, namely, the 50/70/90 "unite-in-use" standard; the 4-to-1 portable/vehicular ratio; and the 40-mile reuse criterion.

⁴ There are two reserve pools, Reserve Pool "A" and Reserve Pool "B". The former (Reserve Pool "A") is positioned between the Public Safety and Utility Pools (6 pairs), and the latter between the Utility and Business Pools (6 pairs). This allows 12 pairs for each of the two 6-MHz TV channels allocated in each urbanized area, a total of 24 pairs in all.

⁵ See §§ 89.15(c), 91.8(a)(3), and 93.9(a)(3) of the rules, which set out the applicable requirements for the 470-512 MHz band. Under these provisions, applicants may, in lieu of "coordination," submit "a statement showing that the frequencies applied for are available for assignment in accordance with the applicable loading and separation standards."

⁶ The petitions were filed by Aeronautical Radio, Inc. (ARINC); the American Automobile Association, Inc. (AAA); the Land Mobile Communications Council (LMCC); and the State of Michigan, Office of Criminal Justice Programs (Michigan Office of Criminal Justice). A pleading in response was submitted by the Association of Maximum Service Telecasters (AMST). Certain common

specifically that we "abandon the rigid channel loading criteria and 40-mile separation rule;" abolish the "Reserve Pools," but, in the event they are kept, permit the use of "reserved" frequencies without recourse to formal rule making procedures; and, further, require coordination of all applications for land mobile facilities in the 470-512 MHz band, that is, not permit the "alternative showing" allowed under existing rules.⁷

3. Additionally, AAA asks that we consider, again, its request for "exemption" of automobile clubs from the loading standards adopted by us to apply to assignments in the Land Transportation Pool;⁸ and, further, that we reconsider our denial of its prior request that two frequency pairs be made available, from the "Reserve Pools," for "exclusive use" by auto clubs in the 10 urbanized areas—initially, for a 2-year test period. ARINC seeks similar relief, asking that we reconsider our refusal to designate six pairs, either from the "Reserve Pools" or the Business Pool, for "exclusive use" by air carriers for "ground operations" at air terminals. As to those channels, ARINC wants to serve as "official coordinator," and, in its words, to have us adopt "more appropriate loading cri-

ter carrier interests have asked for reconsideration of the Second Report and Order, too, but their requests differ in essential ways from those in the petitions of the private land mobile parties, and, accordingly, they will be disposed of separately. As to this, see Memorandum Opinion and Order (FCC 71-831), Docket No. 18261, 36 F.R. 15121 (August 13, 1971).

⁷ LMCC also asks that we adopt more practical "methods" for establishing "antenna power gain" and for computing "antenna height above average terrain (AAT)," and, further, that we initiate rule making to amend our regulations to afford land mobile users greater flexibility in the choice of power and antenna height combinations for facilities employing the 470-512 MHz band frequencies. Touching briefly on these ancillary matters, we note, first, that contrary to LMCC's understanding, our rules do not prescribe a "method" for determining "antenna gain;" rather, the term is "defined," only. See §§ 89.3(c), 91.3, and 93.7 of the rules. Our policy on this will be to accept any reasonable showing which is based on techniques currently in use in industry. This would include that set out in EIA Standard RS-329, recommended by LMCC. With respect to the determination of "antenna height above average terrain (AAT)," LMCC's second point, we are endeavoring to work out reasonable and practical methods by which applicants can satisfy this requirement. Finally, on LMCC's third request, we have under advisement possible rule making which would afford the relief LMCC seeks, i.e., greater flexibility for applicants in the choice of power and antenna height combinations. We expect to reach a decision on this soon; however, our existing requirements will have to be followed until such time as this matter is resolved.

⁸ See Second Report and Order, supra, at paragraph 2. There, loading for the Land Transportation Pool, in which automobile clubs are eligible, was established at 70 vehicular units or 280 hand-carried, transmitter-receivers.

teria" than those selected to apply to frequencies in the Business Pool.⁹

4. Each of the foregoing requests was considered by us at some length in our decision in the Second Report and Order, and we have now reviewed them, in the light of that decision and the current comments of the parties, and we do not find persuasive reasons for modifying the conclusions we arrived at, as the parties would have us do. Thus, we are still of the opinion that the 40-mile reuse standard should be retained. It is a reasonable frequency assignment criterion which, we feel, will assist greatly in establishing uniform and predictable frequency loading in the 470-512 MHz band, and provide a suitable, but not absolute, measure of the degree of usage of frequencies assigned within a 40-mile radius. The petitioners offer no alternative standard for these purposes; and, therefore, basically for the reasons previously given, we will adhere to it.¹⁰ We reach a somewhat different conclusion with regard to the 4 to 1 portable/vehicular ratio.¹¹ As to this, we have concluded that it would be possible, without adverse consequences, to scale down the ratio to 2 to 1 in the Public Safety Pool, and to 3 to 1 in the remaining six pools. This will mean channel occupancy of 100 portables or 50 vehicular mobile units, per pair, for the Public Safety Pool; 270 portables or 90 vehicular units, per pair, for the Business and Taxicab Pools; and 210 portables or 70 vehicular units for the remaining service pools. Thus, in this respect, channel loading will approach the level the parties argue it ought to be, and to this degree the relief asked is being granted. The rule changes necessary to implement this decision are set out in the attached Appendix.

5. As to the "Reserve Pools," we conclude, once more, that the better course to follow is to keep them and, also, to adhere to our plan to make reserve frequencies available only after consideration of requests in rule making. This imparts to our plan of allocation the means and method with which to meet those

⁹ Air terminal users are eligible for assignment in the Business Pool. There, existing loading criteria call for 90 vehicular units or 360 portables, or some combination of both, for each frequency pair. Second Report and Order, supra, at paragraph 2. No special provision is made for air terminal use, as was the case in the proceeding in Docket No. 13847. See Frequency Allocations—450-470 MHz Band, Second Report and Order, Docket No. 13847, 11 FCC 2d 648 (1968). In that proceeding, 10 frequency pairs in the 460-470 MHz range were made available, under certain conditions and with limitations, for use at air terminals. This matter is discussed at paragraph 20 of that decision, and the rule that evolved out of it, with the conditions and limitations expressed, is set out at § 91.554(b) (7), (9), (13), (34), (35), (36), (37), (38), (40), and (42).

¹⁰ Second Report and Order, supra, at paragraphs 18 and 19.

¹¹ This criterion is discussed in the Second Report and Order, supra, at paragraphs 15 through 17.

requirements which are not now known, but which are certain to develop as the available frequencies are placed in use. Therefore, for this reason and those previously stated,²² our prior decision on this point shall stand.

6. AAA's and ARINC's requests on reconsideration cannot be granted, either. The arguments advanced in support of the relief they ask are essentially the same as those presented before; and, briefly stated, our review of them does not persuade us to allow the concessions they ask. Again, our reasons for this conclusion are detailed in the Second Report and Order,²³ and we will not repeat them here.

7. Nor, are we disposed to require coordination of all applications for operation on the 470-512 MHz channels. It is argued that unless this step is taken, it will be difficult, and in some instances impossible, for the coordinating committees to perform their assigned function. While this might be true in some cases, nevertheless, we are most reluctant to deny applicants a choice in procedure for demonstrating that a channel is available in accordance with the applicable loading and separation standards. Our present rules, governing land mobile assignments in other frequency bands, include this alternative, and it has not caused inefficiency in our administrative processes. Moreover, we feel the objection of the parties can be met through cooperative efforts on the part of our staff and those of the coordinating committees. This we see as the better course of action to follow, rather than to eliminate or curtail this important procedural right. Therefore, we will take such steps as are necessary to make it possible for the respective coordinating committees to provide themselves with such information as they may require to enable them to perform their coordination function in an efficient and effective manner, and, in this way, meet the requirements of those concerned.

8. In summary, our decision is affirmed in all major respects. We will maintain the 40-mile reuse criterion, but modify the portable/vehicular ratio, as described. The "Reserve Pools" will be kept, and access to "reserved" frequencies will be through our rule-making processes. Concessions will not be made to accommodate the special requirements of AAA and ARINC, because, all factors considered, the record in this proceeding does not justify the particular relief they seek. Finally, coordination of applications for facilities in the 470-512 MHz band will not be made mandatory; rather, the parties are to be permitted to make the alternative showing now allowed under existing rules.

²² Second Report and Order, *supra*, at paragraphs 7 through 8.

²³ See, in particular, paragraph 8, footnote 13; paragraph 11, footnote 15; and paragraph 23, footnote 21 of the Second Report and Order, *supra*. In general, see our discussion on the reserve pool question, at paragraphs 7 through 8; and on the loading criteria applicable to the various service pools, at paragraphs 9 through 18.

9. Accordingly, it is ordered, That the petitions asking reconsideration of actions taken in the Second Report and Order in the above-captioned proceeding are denied, except to the extent indicated in the text of the foregoing opinion.

10. It is further ordered, Pursuant to sections 4(i) and 303 of the Communications Act of 1934, as amended, that, effective January 14, 1972, Parts 89, 91, and 93 of the Commission's rules are amended as set forth below.

(Secs. 4, 303, 48 Stat., as amended, 1086, 1082; 47 U.S.C. 154, 303)

Adopted: December 1, 1971.

Released: December 6, 1971.

FEDERAL COMMUNICATIONS
COMMISSION,²⁴

[SEAL] BEN F. WAPLE,
Secretary.

Parts 89, 91, and 93 of Chapter I of Title 47 of the Code of Federal Regulations are amended as follows:

PART 89—PUBLIC SAFETY RADIO SERVICES

§ 89.123 [Amended]

1. In § 89.123, the second sentence of Note 2 to the tables in paragraph (c) is amended to read as follows:

A unit is defined as one vehicular mobile unit or two hand carried transmitter-receivers.

PART 91—INDUSTRIAL RADIO SERVICES

§ 91.114 [Amended]

2. In § 91.114, the second sentence of Note 2 to the tables in paragraphs (c), (d), (e), and (f) is amended to read as follows:

A unit is defined as one vehicular mobile unit or three hand carried transmitter-receivers.

PART 93—LAND TRANSPORTATION RADIO SERVICES

§ 93.114 [Amended]

3. In § 93.114, the second sentence of Note 2 to the tables in paragraphs (c) and (d) is amended to read as follows:

A unit is defined as one vehicular mobile unit or three hand carried transmitter-receivers.

[FR Doc. 71-18131 Filed 12-9-71; 8:53 am]

Title 49—TRANSPORTATION

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

[Docket 70-8; Notice 5]

PART 567—CERTIFICATION

Gross Vehicle and Gross Axle Weight Ratings

This notice amends the Certification Regulations to allow vehicle manufac-

²⁴ Commissioner Johnson concurring in the result.

turers to list on the certification label more than one set of values for gross vehicle and gross axle weight ratings. It also allows school bus manufacturers to compute the vehicle's GVWR using 120 pounds to represent the weight of an occupant.

On April 14, 1971 (36 F.R. 7054), the certification regulations (49 CFR Part 567) were amended to provide for the furnishing of additional information on the certification label, and a new Part 568, "Vehicles Manufactured in Two or More Stages", was established. On October 8, 1971 (36 F.R. 9593), certain amendments to Part 567 and Part 568 were issued in response to petitions for reconsideration received concerning the amendment of April 14, 1971. Also on October 8, 1971, a notice was issued (36 F.R. 19617) proposing to allow multiple GVWR and GAWR listings to be used in certain circumstances. This notice is issued in response to petitions for reconsideration concerning the amendment of October 8, 1971, and comments concerning the notice of proposed rulemaking of that date.

The proposal of October 8, 1971, allowing multiple GVWR and GAWR listings to be placed on the certification label is adopted as proposed. Comments received by the NHTSA were generally in favor of this amendment. One commentator stated that the proposal would not be practical for large trucks. However, the requirement is only permissive, and it will provide a useful alternative to manufacturers of various other types of vehicles. It is therefore adopted as proposed.

The final rule published in the October 8 notice amended §§ 567.4(g) (3) and 567.5(a) (5) to provide for GVWR computation using a multiplier of 150 pounds times the vehicle's designated seating capacity. This agency has received petitions for reconsideration of this provision from the School Bus Manufacturers Institute and Blue Bird Body Co. Both suggested that the figure of 150 pounds is unrealistically high, because the maximum seating capacity of a school bus is based on three children sitting on each standard 39-inch seat. These petitions suggested that a 120-pound figure, found in the 1970 Revised Edition of "Minimum Standards for School Buses," be used in computing the GVWR of school buses. The NHTSA agrees with these petitions, and the regulation is amended accordingly.

It has been brought to the attention of the NHTSA that on some vehicles it will be difficult to affix the required label in the designated location, because of space limitations. It was requested that the use of a multicolumn label or a label in two parts be considered permissible under the regulation. One such request was answered in a letter interpretation to counsel for the Trailer Manufacturers Association, dated November 3, 1971. The substance of the agency's reply is repeated here for the benefit of all interested parties: The NHTSA adheres to the requirement in the certification regulation that the required information be

listed "in the order shown," a requirement that since its issuance in September 1969 has been found to enhance the readability and usefulness of the label. However, there is no requirement that the listing be in one column, and as long as it appears in the order specified, multicolumn labels or adjacent labels in two or more parts are permitted.

Some inquiries were received concerning the significance of the requirement for a vehicle identification number on the label of a vehicle manufactured in two or more stages (36 F.R. 19593, October 8, 1971). This VIN requirement is not new, as some persons apparently believed, but merely a continuation of the requirement contained in the original certification regulations effective September 1, 1969 (34 F.R. 11360, July 9, 1969). The VIN requirement is not intended to change existing practices with respect to vehicle numbering.

In consideration of the foregoing, Part 567 of Title 49, Code of Federal Regulations, is hereby amended as set forth below:

1. Multiple GVWR and GAWR listings:
a. A new paragraph (h) is added to § 567.4 as follows:

(h) In cases where different tire sizes are offered as a customer option, a manufacturer may at his option list more than one set of values for GVWR and GAWR, in response to the requirements of paragraphs (g) (3) and (4) of this section. If the label shows more than one set of weight rating values, each value shall be followed by the phrase "with ----- tires," inserting the proper tire size designations.

EXAMPLE

GVWR:

8000 with 7.00 x 15LT(D) tires.
11000 with 8.25 x 16LT(E) tires.

GAWR:

Front—4080 with 7.00 x 15LT(D) tires.
5920 with 8.25 x 16LT(E) tires.
Rear—4080 with 7.00 x 15LT(D) tires.
5920 with 8.25 x 16LT(E) tires.

b. Paragraphs (b) and (c) of § 567.5 are redesignated as (c) and (d) respectively, and a new paragraph (b) is inserted to read as follows:

(b) More than one set of figures for GVWR and GAWR may be listed in satisfaction of the requirements of paragraphs (a) (5) and (6) of this section, as provided in § 567.4(h).

2. School bus GVWR:

Sections 567.4(g) (3) and 567.5(a) (5) are amended to read as follows:

"Gross Vehicle Weight Rating" or "GVWR" followed by the appropriate value in pounds, which shall not be less than the sum of the unloaded vehicle weight, rated cargo load, and 150 pounds times the vehicle's designated seating capacity. However, for school buses the minimum occupant weight allowance shall be 120 pounds.

Effective date. As these requirements impose no additional burdens on any per-

son, and as implementation of these requirements as part of the general regulatory scheme is essential, good cause exists for an effective date less than 30 days from the day of publication. The amendments are accordingly effective on January 1, 1972.

This notice is issued pursuant to sections 103, 112, 114, and 119 of the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1392, 1401, 1403, 1407), and the delegation of authority at 49 CFR 1.51.

Issued on December 8, 1971.

CHARLES H. HARTMAN,
Acting Administrator.

[FR Doc.71-18209 Filed 12-9-71;8:52 am]

Chapter X—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[Second Rev. S.O. No. 1063-A]

PART 1033—CAR SERVICE

Railroad Operating Regulations for Freight Car Movement

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 17th day of November 1971.

Upon further consideration of Second Revised Service Order No. 1063 (36 F.R. 16583, 13688, 15756, 20756) and good cause appearing therefor:

It is ordered, That:

Section 1033.1063 *Service Order No. 1063-A* (Railroad Operating regulations for freight car movement) be, and it is hereby, vacated and set aside.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17 (2). Interprets or applies secs. 1(10-17), 15 (4), and 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2).)

It is further ordered, That this order shall become effective at 11:59 p.m., November 19, 1971; that copies of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and car hire agreement under the terms of that agreement, and upon the American Short Line Railroad Association; and that notice of this order shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.71-18123 Filed 12-9-71;8:51 am]

Title 50—WILDLIFE AND FISHERIES

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

PART 28—PUBLIC ACCESS, USE, AND RECREATION

Bombay Hook National Wildlife Refuge, Del.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (12-10-71).

§ 28.28 Special regulations: recreation; for the individual wildlife refuge areas.

DELAWARE

BOMBAY HOOK NATIONAL WILDLIFE REFUGE

Travel by motor vehicle, bicycle, or on foot, is permitted on designated routes unless prohibited by posting, for the purpose of nature study, photography, hiking, and sightseeing, during daylight hours. Pets are permitted if on a leash not over 10 feet in length. Picnicking is permitted in designated areas where facilities are provided. Access by boat for fishing in tidal waters is permitted. Public hunting may be permitted under special regulations.

The refuge area, comprising 16,280 acres, is delineated on maps available at refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office and Courthouse, Boston, Mass. 02109.

The provisions of this special regulation supplement the regulations which govern recreation on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 28, and are effective through December 31, 1972.

NORMAN E. HOLGERSEN,
Acting Refuge Manager, Bombay Hook National Wildlife Refuge.

DECEMBER 6, 1971.

[FR Doc.71-18108 Filed 12-9-71;8:50 am]

PART 28—PUBLIC ACCESS, USE, AND RECREATION

Prime Hook National Wildlife Refuge, Del.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (12-10-71).

§ 28.28 Special regulations: recreation; for the individual wildlife refuge areas.

DELAWARE

PRIME HOOK NATIONAL WILDLIFE REFUGE

Public access, during daylight hours, for the purpose of nature study, photography, hiking, and sight-seeing is permitted. Access on foot is permitted except in areas posted as closed, and by motor vehicle on designated travel routes. Pets are allowed if on a leash not exceeding 10 feet in length. Hunting and fishing are permitted under special regulations.

The refuge area, comprising 6,355 acres, is delineated on maps available at refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, U.S. Post Office and Courthouse, Boston, Mass. 02109.

Provisions of this special regulation supplement the regulations which govern recreation on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 28, and are effective through December 31, 1972.

NORMAN E. HOLGERSEN,
Acting Refuge Manager, Prime
Hook National Wildlife Refuge.

DECEMBER 6, 1971.

[FR Doc.71-18107 Filed 12-9-71;8:50 am]

PART 33—SPORT FISHING

Bombay Hook National Wildlife
Refuge, Del.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (12-10-71).

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

DELAWARE

BOMBAY HOOK NATIONAL WILDLIFE REFUGE

Sport fishing on the Bombay Hook National Wildlife Refuge, Smyrna, Del., is permitted in tidal waters. These open areas are delineated on maps available at refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, U.S. Post Office and Courthouse, Boston, Mass. 02109. Sport fishing shall be in accordance with all applicable State regulations subject to the following special condition:

(1) Fishing from boats only is permitted.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas, generally, which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective through December 31, 1972.

NORMAN E. HOLGERSEN,
Acting Refuge Manager, Bom-
bay Hook National Wildlife
Refuge.

DECEMBER 6, 1971.

[FR Doc.71-18109 Filed 12-9-71;8:50 am]

PART 33—SPORT FISHING

Tamarac National Wildlife Refuge,
Minn.

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER (12-10-71).

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

MINNESOTA

TAMARAC NATIONAL WILDLIFE REFUGE

Sport fishing on the Tamarac National Wildlife Refuge, Rochert, Minn., is permitted from January 1, 1972, through December 31, 1972, and shall be in accordance with all applicable State fishing laws and refuge regulations. Areas open for fishing comprise 13,675 acres and are designated on a map available at the refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, Federal Building, Fort Snelling, Twin Cities, Minn. 55111.

Refuge waters open to fishing include Wauboose, Two Island, Lost and Upper Egg Lakes plus all lakes south of the "Governor's Consent Line." Fishing in the Ottertail River at the bridge on County Road 26 is limited, as posted by signs, to 50 yards upstream and 100 yards downstream from the bridge.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally, which are set forth in title 50, Part 33, and are effective through December 31, 1972.

CLAUDE R. ALEXANDER,
Refuge Manager, Tamarac
National Wildlife Refuge,
Rochert, Minn. 56578.

DECEMBER 1, 1971.

[FR Doc.71-18081 Filed 12-9-71;8:47 am]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

[7 CFR Part 722]

EXTRA LONG STAPLE COTTON

Proposed Determinations Regarding 1972 Crop

The Secretary of Agriculture is preparing to make the following determinations and issue regulations with respect to the 1972 crop of extra long staple cotton (referred to as ELS cotton):

- a. Loan level and payment rate.
- b. Detailed operating provisions to carry out the program.

The above determinations are to be made pursuant to the Agricultural Act of 1949, as amended (63 Stat. 1051, as amended; 7 U.S.C. 1421 et seq.):

a. *Loan level and payment rate.* Section 101(f) of the Act (7 U.S.C. 1441(f)) requires that price support shall be made available to cooperators for the 1968 and each subsequent crop of ELS cotton, if producers have not disapproved marketing quotas therefor, through loans at a level which is not less than 50 per centum or more than 100 per centum in excess of the loan level established for Middling 1-inch upland cotton of such crop at average location in the United States (except that such loan level for ELS cotton shall in no event be less than 35 cents per pound). On October 18, 1971, the Secretary announced the national average loan rate of 19.50 cents per pound for Middling 1-inch upland cotton (micronaire 3.5 through 4.9), at average location. Section 101(f) also provides for price support payments at a rate which, together with the loan level established for such crop, shall be not less than 65 per centum or more than 90 per centum of the parity price for ELS cotton as of the month in which the payment rate is announced. Section 401 of the Act (7 U.S.C. 1421) requires that, in determining the level of support in excess of the minimum level prescribed for ELS cotton, consideration shall be given to the supply of the commodity in relation to the demand therefor, the price levels at which other commodities are being supported, the availability of funds, the perishability of the commodity, the importance of the commodity to agriculture and the national economy, the ability to dispose of stocks, acquired through a price-support operation, the need for offsetting temporary losses of export markets, and the ability and willingness of producers to keep supplies in line with demand.

b. *Detailed operating provisions to carry out the program.* Detailed regulations necessary to carry out the price

support program on ELS cotton are also being reviewed for 1972. Provisions of this kind in effect under the current program may be found in the regulations providing the terms and conditions for payments on ELS cotton for 1968 and succeeding years (7 CFR Part 722.700-719, 1971, as amended by 36 F.R. 1464 and 14691) and in the Cotton Loan Program regulations (36 F.R. 13981).

Prior to making the foregoing determinations and issuing related regulations, consideration will be given to any data, views, and recommendations which are submitted in writing to the Secretary, Commodity Credit Corporation, U.S. Department of Agriculture, Washington, D.C. 20250. In order to be sure of consideration, all submissions must be received not later than 30 days after publication of this notice in the FEDERAL REGISTER except that submissions relating to the Cotton Loan Program regulations must be received not later than 90 days after publication. All written submissions made pursuant to this notice will be made available for public inspection from 8:15 a.m. to 4:45 p.m., Monday through Friday, in Room 202-W, Administration Building, 14th and Independence Avenue SW., Washington, DC.

Signed at Washington, D.C., on December 3, 1971.

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

[FR Doc.71-18129 Filed 12-9-71;8:52 am]

[7 CFR Part 812]

SUGAR IN HAWAII AND PUERTO RICO

Proposed Requirements and Quotas for Local Consumption for the Calendar Year 1972

Notice is hereby given that the Administrator, Agricultural Stabilization and Conservation Service, pursuant to authority vested in the Secretary of Agriculture by the Sugar Act of 1948, as amended (61 Stat. 922, as amended), is considering the determination of sugar requirements and the establishment of quotas for local consumption in Hawaii and Puerto Rico for the calendar year 1972.

In accordance with the rule making requirements in 5 U.S.C. 553, all persons who desire to submit written data, views, or arguments for consideration in connection with the proposed regulation may file the same in duplicate with the Director, Sugar Division, Agricultural Stabilization and Conservation Service,

U.S. Department of Agriculture, Washington, D.C. 20250, on or before December 22, 1971. All written submissions made pursuant to this notice will be made available for public inspection at such time and places and in a manner convenient to the public business (7 CFR 1.27(b)).

The proposed determination of sugar requirements and quotas for Hawaii and Puerto Rico for the calendar year 1972, set forth in form and language appropriate for issuance if adopted by the Secretary, is as follows:

Basis and purpose. The purpose of Sugar Regulation 812 is to determine pursuant to sections 201 and 203 of the Sugar Act of 1948, as amended (hereinafter referred to as the "Act"), the amount of sugar needed to meet the requirements of consumers in Hawaii and in Puerto Rico and to establish quotas for local consumption in such areas for the calendar year 1972. To the extent required by section 201 of the Act, this regulation establishes sugar requirements based on official estimates of the Department of Agriculture and on statistics published by other agencies of the government.

Since the Act provides that the Secretary of Agriculture determine sugar requirements for local consumption in Hawaii and in Puerto Rico and establish local consumption quotas to be effective on January 1, 1972, it is found to be impracticable and not in the public interest to comply with the 30-day effective date requirements in 5 U.S.C. 553(d) (80 Stat. 378), and these regulations shall be effective January 1, 1972.

- Sec.
- 812.1 Sugar requirements and quotas—Hawaii.
 - 812.2 Sugar requirements and quotas—Puerto Rico.
 - 812.3 Restrictions on marketing.

§ 812.1 Sugar requirements and quota—Hawaii.

It is hereby determined, pursuant to section 203 of the Act, that the amount of sugar needed to meet the requirements of consumers in Hawaii for the calendar year 1972 is 50,000 short tons, raw value, and a quota of 50,000 short tons, raw value, is hereby established for Hawaii for local consumption for the calendar year 1972.

§ 812.2 Sugar requirements and quotas—Puerto Rico.

It is hereby determined, pursuant to section 203 of the Act, that the amount of sugar needed to meet the requirements of consumers in Puerto Rico for the calendar year 1972 is 140,000 short tons, raw value, and a quota of 140,000 short tons, raw value, is hereby established for Puerto Rico for local consumption for the calendar year 1972.

§ 812.3 Restrictions on marketing.

Pursuant to section 209 of the Act, for the calendar year 1972 all persons are hereby prohibited from marketing, pursuant to Part 816 of this chapter (33 F.R. 8495), in Hawaii or in Puerto Rico, for consumption therein, any sugar or liquid sugar after the quota for the area for the calendar year 1972 has been filled. Pursuant to section 211(c) of the Act, the quota for each area may be filled only with sugar produced from sugarcane grown in the respective area.

Furthermore, pursuant to section 211(c) of the Act sugar may be unladed from a carrier and brought into a Foreign Trade Zone for manipulating therein or manufacturing therein another product for the subsequent entry into Hawaii or Puerto Rico for consumption only if such sugar is charged pursuant to S.R. 816 to the applicable respective local quota.

Statement of bases and consideration. Pursuant to section 203 of the Act, the determination of the amounts of sugar needed to meet the requirements of consumers in Hawaii and in Puerto Rico relate to (1) the quantities of sugar distributed for local consumption in Hawaii and in Puerto Rico during the 12-month period ended September 30, 1971, (2) deficiencies or surpluses in inventories of sugar, and (3) changes in consumption because of changes in population and demand conditions.

The quantities of sugar distributed for consumption in Hawaii and in Puerto Rico, including that which was lost in refining after charge to the local quotas, during such 12-month period are estimated to have been approximately 38,000 short tons of sugar, raw value, and 130,000 short tons of sugar, raw value, respectively.

Based on preliminary 1971 U.S. Census data the population of Hawaii as of April 1, 1971, was 789,000 and the population of Puerto Rico as of April 1, 1970, was 2,712,000.

In Hawaii industrial use accounts for a substantial portion of the total consumption of sugar and this demand is a significant factor in the total sugar requirements. During the period 1961 through 1971 the annual sugar consumption in this area has varied from approximately 93.5 to 130.5 pounds, raw value, per person. These wide year-to-year variations suggest the possibility that requirements could be higher in 1972 than in the 12 months ended September 30, 1971, when sugar marketing approximated 37,000 short tons, raw value.

In Puerto Rico during the 12 months ended September 30, 1971, marketings of sugar for local consumption totalled approximately 130,000 short tons, raw value. After making allowance for possible consumption increases in 1972 resulting from probable population increases, the total sugar needed to meet requirements for local consumption in Puerto Rico in 1972 may be approximately 140,000 short tons, raw value.

Circumstances prevailing in the utilization of quota for local consumption in

Hawaii and Puerto Rico are such that no special problems arise nor are the objectives of the Act jeopardized if the 1972 local quota is not completely filled. It is, therefore, desirable to establish the 1972 requirements and quotas sufficiently high initially so that later adjustments may be avoided.

In accordance with the above, the requirements for local consumption in Hawaii and Puerto Rico for 1972 have been determined to be 50,000 and 140,000 short tons, raw value, respectively.

(Sec. 403, 51 Stat. 932; 7 U.S.C. 1153, secs. 201, 203, 209, 211; 61 Stat. 923, as amended, 925, 928; 7 U.S.C. 1111, 1113, 1119, 1121)

Signed at Washington, D.C., on December 3, 1971.

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

[FR Doc.71-18128 Filed 12-9-71;8:52 am]

Consumer and Marketing Service [7 CFR Part 905]

ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Notice of Proposed Limitations of Handling

Consideration is being given to the following proposal submitted by the committees, established under the marketing agreement, as amended, and Order No. 905, as amended (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The committees' proposal is that total limitation of shipment regulations be prescribed for oranges, grapefruit, tangerines, and tangelos during the period beginning at 6 p.m., e.s.t., December 22, 1971, and ending at 12:01 a.m., e.s.t., December 30, 1971. The effect of such regulations would be to limit the preparation for market and to proscribe the handling of any such fruits, except for export other than to Canada or Mexico, during the specified period. The committees reported that the recommendation is based upon their appraisal of the prospective supply and marketing situations for such fruits and thus the proposed action is designed to prevent a buildup of excess supplies during and immediately following the Christmas-Day week in order to prevent unduly depressed market prices and returns to growers.

All persons who desire to submit written data, views, or arguments, for consideration in connection with the proposal shall file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than December 14, 1971. All written

submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

The proposal would be effected by amendment of the currently effective regulations as follows:

1. Order: In § 905.536 (Orange Regulation 69; 36 F.R. 20215, 22054, 22666) the provisions of paragraph (b) are revised to read as follows:

§ 905.536 Orange Regulation 69.

(b) During the period beginning at 6 p.m., e.s.t., December 22, 1971, and ending at 12:01 a.m., e.s.t., December 30, 1971, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico, any oranges grown in the production area.

2. In § 905.535 (Grapefruit Regulation 71; 36 F.R. 20215, 22054) the provisions of paragraph (b) are revised to read as follows:

§ 905.535 Grapefruit Regulation 71.

(b) During the period beginning at 6 p.m., e.s.t., December 22, 1971, and ending at 12:01 a.m., e.s.t., December 30, 1971, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico, any grapefruit grown in the production area.

3. In § 905.537 (Tangerine Regulation 42; 36 F.R. 20215, 22054, 22667) the provisions of paragraph (b) are revised to read as follows:

§ 905.537 Tangerine Regulation 42.

(b) During the period beginning at 6 p.m., e.s.t., December 22, 1971, and ending at 12:01 a.m., e.s.t., December 30, 1971, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico, any tangerines grown in the production area.

4. In § 905.538 (Tangelo Regulation 42; 36 F.R. 20215, 22054) the provisions of paragraph (b) are revised to read as follows:

§ 905.538 Tangelo Regulation 42.

(b) During the period beginning at 6 p.m., e.s.t., December 22, 1971, and ending at 12:01 a.m., e.s.t., December 30, 1971, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico, any tangelos grown in the production area.

Dated: December 6, 1971.

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

[FR Doc.71-18098 Filed 12-9-71;8:49 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[24 CFR Part 501]

[Docket No. R-71-151]

MANDATORY USE OF URBAN RE- NEWAL LAND DISPOSITION FORMS

Notice of Proposed Rule Making

The Department proposes to amend Chapter V of Title 24 of the Code of Federal Regulations to add a new Part 501 entitled, "Mandatory Use of HUD Standard Contract Forms for Urban Renewal Project Land Disposition." The proposed Part 501 is intended to advise the general public, local public agencies, and developers of land in federally assisted urban renewal areas that use of the Department's standard contract forms for sale or lease of urban renewal project land will be mandatory for all land disposition unless the use of the forms is expressly waived by the appropriate HUD Field Office.

Interested persons are invited to participate in the making of the proposed rule by submitting written data, views, or statements with regard to the proposed regulations. Communications should identify the proposed rule by the above docket number and title and should be filed in triplicate with the Rules Docket Clerk, Office of General Counsel, Room 10256, Department of Housing and Urban Development, Washington, D.C. 20410. All relevant material received on or before January 10, 1972, will be considered by the Secretary before taking action on the proposal. Copies of comments submitted will be available during business hours, both before and after the specified closing date, at the above address, for examination by interested persons.

The proposed Part 501 reads as follows:

PART 501—MANDATORY USE OF HUD STANDARD FORMS FOR UR- BAN RENEWAL PROJECT LAND DISPOSITION

Sec.

- 501.1 Purpose.
- 501.2 Contract forms affected.
- 501.3 Inspection of contract forms affected.
- 501.4 Contract special conditions.
- 501.5 Waiver requests.

§ 501.1 Purpose.

The purpose of this part is to inform all local public agencies that effective with the issuance by the Department of a Circular entitled "Mandatory Use of HUD Standard Contract Forms for Urban Renewal Project Land Disposition" use of such forms for sale or lease of urban renewal project land is mandatory in all cases and for all land disposition, unless the requirement is expressly waived in writing by the appropriate HUD Area Director, or in Region VIII by the Regional Administrator.

§ 501.2 Contract forms affected.

HUD standard forms affected by this part are as follows:

(a) Standard Form of Lease of Land for Private Redevelopment, Parts I and II (HUD-3150 A and B).

(b) Standard Form of Contract for Sale of Land for Private Redevelopment, Parts I and II (HUD-6209 A and B).

(c) Guide Form Contract for Sale of Land Having Reuse Value Under \$30,000 to Individual, Corporate and Other Purchasers (HUD-6214).

§ 501.3 Inspection of contract forms affected.

The HUD standard forms listed in the preceding section may be inspected at HUD Regional and Area Offices and at the HUD Information Center, Room 1202, HUD Building, 451 Seventh Street SW., Washington, DC 20410. Copies of the forms may be obtained upon request from these HUD Offices.

§ 501.4 Contract special conditions.

Each of the above forms provides space for inclusion of special contract conditions which the local public agency deems necessary for the particular transaction. Except as indicated in the following sentence, the requirements of this part are not intended to limit the exercise of local public agencies' discretion to include such special conditions in proposed contracts. However, if FHA insurance and/or subsidies will be used in connection with the development of the urban renewal project land disposed of through sale or lease, then the following sections of the above forms must be used without change: Section 307 of Form HUD-6209B; section 8 of Form HUD-6214; section 5 of Form HUD-3150A; and sections 203, 507, 801, 802, 803, 901(f), 1101, 1102, 1103, 1201, 1203, and 1401 of Form HUD-3150B.

§ 501.5 Waiver requests.

Waivers of the requirement for use of HUD standard forms may be granted in particular transactions. However, waivers will be permitted only in exceptional situations. Requests for waivers should be in writing and directed to the appropriate HUD Area Office. Each request should be accompanied by a full explanation why a HUD standard form with appropriate special conditions cannot be used. Where granted, waivers shall be applicable only to one transaction.

GEORGE ROMNEY,
Secretary of Housing
and Urban Development.

[FR Doc. 71-18146 Filed 12-9-71; 8:53 am]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 71-AL-18]

CONTROL ZONE

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations

which would alter the Bettles, Alaska, control zone.

The airspace requirements for the Bettles, Alaska, terminal area have been reviewed for compliance with the U.S. Standard for Terminal Instrument Procedures (TERPS) and revised criteria for establishment of terminal controlled airspace. This review requires alteration of the Bettles, Alaska, control zone. Additionally, refined coordinates of the Airport Reference Point (ARP) are contained in this docket.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Alaskan Region, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, AL 99501. 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. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the office of the Regional Counsel, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, AL 99501.

It is proposed to amend Part 71 of the Federal Aviation Regulations as hereinafter set forth:

1. In § 71.171 (36 F.R. 2055), the Bettles control zone is amended to read:

BETTLES, ALASKA

Within a 5-mile radius of the Bettles Airport (latitude 66°54'57" N., longitude 151°31'31" W.); within 4 miles each side of the Bettles RBN 214° bearing extending from the 5-mile-radius zone to 8.5 miles southwest of the RBN; and within 3 miles each side of the Bettles VORTAC, 227° radial extending from the 5-mile-radius zone to 9.5 miles southwest of the VORTAC.

The action proposed herein would alter the Bettles, Alaska, control zone by increasing the width and length of the control zone extension to the southwest. The modification of the control zone extension is required to accommodate the proposed VORTAC approach to Runway 1 and to comply with the revised criteria for the establishment of terminal controlled airspace.

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 Anchorage, Alaska, on December 8, 1971.

JACK G. WEBB,
Director, Alaskan Region.

[FR Doc. 71-18088 Filed 12-9-71; 8:48 am]

[14 CFR Part 71]

[Airspace Docket No. 71-AL-17]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations that would alter the Farewell, Alaska, control zone and transition area.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Alaskan Region, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, AL 99501. 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. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the office of the Regional Counsel, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, AL 99501.

Application of the U.S. Standard for Terminal Instrument Procedures (TERPS) and revised criteria for establishment of terminal controlled airspace require amendments to the Farewell, Alaska, control zone and transition area. The following airspace actions are proposed:

1. Alter the Farewell, Alaska, control zone by redesignating it as that airspace within a 5-mile radius of Farewell Airport (latitude 62°30'30" N., longitude 153°52'30" W.) and within 3.5 miles each side of the Farewell RR northwest course extending from the 5-mile-radius zone to 8.5 miles northwest of the RR. This control zone is effective from 0745 to 1545 local time daily, or during the specific dates and times established in advance by Notice to Airmen. The effective date and time will thereafter be continuously published in the Flight Information Publication Supplement Alaska.

2. Alter the Farewell, Alaska, transition area by redesignating it as that airspace extending upward from 1,200 feet above the surface within 9.5 miles northeast and 5 miles southwest of the Farewell RR southeast and northwest courses extending from 6 miles southeast to 18.5 miles northwest of the RR.

The action proposed herein would alter the Farewell, Alaska, control zone by establishing a control zone extension to the northwest. This is required by criteria to provide airspace for aircraft conducting the RNG-A standard instrument

approach procedure. The 1,200-foot transition area is amended to provide protective airspace for aircraft conducting the prescribed instrument approach procedure and authorized holding procedures beyond the limits of the control zone.

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 Anchorage, Alaska, on December 3, 1971.

JACK G. WEBB,
Director, Alaska Region.

[FR Doc.71-18087 Filed 12-9-71;8:48 am]

[14 CFR Part 71]

[Airspace Docket No. 71-AL-14]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations which would alter the Fort Yukon, Alaska, terminal airspace structure.

The airspace requirements for the Fort Yukon, Alaska, terminal area have been reviewed for compliance with the U.S. Standard for Terminal Instrument Procedures (TERPS) and revised criteria for establishment of terminal controlled airspace. This review indicates alteration of the Fort Yukon, Alaska, control zone and 700-foot floor transition area is required. Additionally, refined coordinates of the Airport Reference Point (ARP) are contained in this docket.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Alaskan Region, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, AL 99501. 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. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the office of the Regional Counsel, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, AK 99501.

It is proposed to amend Part 71 of the Federal Aviation Regulations as herein-after set forth.

1. In § 71.171 (36 F.R. 2055), the Fort Yukon control zone is amended to read:

FORT YUKON, ALASKA

Within a 5-mile radius of Fort Yukon Municipal Airport (latitude 66°34'16" N., longitude 145°14'59" W.) and within 3 miles south and 4.5 miles north of the Fort Yukon 076° radial extending from the 5-mile-radius zone to 10.5 miles northeast of the Fort Yukon VORTAC and within 3 miles each side of the Fort Yukon VORTAC 214° radial extending from the 5-mile-radius zone to 8.5 miles southwest of the VORTAC. This control zone is effective from 0800 to 1700 local time daily except Sunday; or during the specific days and times established in advance by Notice to Airmen. The effective times will thereafter be continuously published in the Flight Information Publication Supplement Alaska.

2. In § 71.181 (36 F.R. 2140), the Fort Yukon transition area is amended to read:

FORT YUKON, ALASKA

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Fort Yukon Municipal Airport (latitude 66°34'16" N., longitude 145°14'59" W.) and within 3 miles south and 4.5 miles north of Fort Yukon 076° radial extending from the 5-mile-radius area to 10.5 miles northeast of the Fort Yukon VORTAC and within 3 miles each side of the Fort Yukon VORTAC 214° radial extending from the 5-mile-radius area to 8.5 miles southwest of the VORTAC.

The action proposed herein would alter the Fort Yukon control zone by adding control zone extensions to the east and southwest to provide controlled airspace for the proposed VORTAC instrument approaches. The proposed 700-foot floor transition area would have the same lateral dimensions as the control zone and would provide protective airspace for instrument approaches and departures when the control zone is not effective.

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 Anchorage, Alaska, on November 25, 1971.

JACK G. WEBB,
Director, Alaskan Region.

[FR Doc.71-18085 Filed 12-9-71;8:48 am]

[14 CFR Part 71]

[Airspace Docket No. 71-SW-61]

FEDERAL AIRWAY SEGMENT

Proposed Alteration

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would alter VOR Federal airway No. 114 segment between the Knapp, La., intersection and Baton Rouge, La.

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, Southwest Region, Attention:

Chief, Air Traffic Division, Federal Aviation Administration, Post Office Box 1689, Fort Worth, TX 76101. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. 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 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The airspace action proposed in this docket would reduce the width of V-114 segment to 7 miles wide (3 miles north and 4 miles south of the centerline) from the Knapp Intersection to the Baton Rouge VORTAC. This proposed alteration would provide for the movement of en route traffic on V-114 while departure traffic is utilizing the northwest departure procedure via the northwest course of the Baton Rouge ILS.

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 December 3, 1971.

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

[FR Doc. 71-18090 Filed 12-9-71; 8:48 am]

[14 CFR Part 71]

[Airspace Docket No. 71-AL-16]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations which would alter the McGrath, Alaska, terminal airspace structure.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Alaskan Region, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, AL 99501. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for

consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the office of the Regional Counsel, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, AL 99501.

Application of the U.S. Standard Terminal Instrument Procedures (TERPS) and revised criteria for establishment of terminal controlled airspace require amendments to the McGrath, Alaska, control zone and transition area. Refined coordinates of the Airport Reference Point (ARP) are also contained in this docket. The following airspace actions are proposed:

1. Alter the McGrath, Alaska, control zone by redesignating it as that airspace within a 5-mile radius of the McGrath Airport (latitude 62°57'15" N., longitude 155°36'06" W.) and within 5 miles northeast and 3 miles southwest of the McGrath VORTAC 123° True (100° Magnetic) radial extending from the 5-mile-radius zone to 10 miles southeast of the VORTAC; and within 4 miles each side of the McGrath VORTAC 008° True (345° Magnetic) radial extending from the 5-mile-radius zone to 13 miles north of the VORTAC.

2. Alter the McGrath, Alaska, transition area by redesignating it as that airspace extending upward from 700 feet above the surface within 5 miles northeast and 3 miles southwest of the McGrath VORTAC 123° True (100° Magnetic) radial extending from the control zone extension to 12.5 miles southeast of the VORTAC; within 4 miles each side of the McGrath VORTAC 008° True (345° Magnetic) radial extending from the control zone extension to 14.5 miles north of the VORTAC; and that airspace extending upward from 1,200 feet above the surface within a 21.5-mile radius of the McGrath VORTAC extending clockwise from the 344° True (321° Magnetic) radial to the 236° True (213° Magnetic) radial of the VORTAC; within a 12-mile radius of the McGrath VORTAC extending clockwise from the 236° True (213° Magnetic) radial to the 344° True (321° Magnetic) radial to the VORTAC; and within 9.5 miles east and 4.5 miles west of the McGrath VORTAC 008° True (345° Magnetic) radial extending from the 21.5-mile-radius area to 23 miles north of the VORTAC.

The action proposed herein would alter the McGrath control zone extensions by increasing the length and width to comply with the new criteria. The existing 700-foot transition area northwest of the McGrath VORTAC is no longer required and would be canceled. The 1,200-foot transition area would be rearranged and reduced in size to provide only the necessary controlled airspace required by the revised criteria for aircraft executing prescribed instrument approach procedures, missed approaches, departures, and holding procedures beyond the limits of the control zone.

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 Anchorage, Alaska, on December 3, 1971.

JACK G. WEBB,
Director, Alaskan Region.

[FR Doc. 71-18086 Filed 12-9-71; 8:48 am]

[14 CFR Part 71]

[Airspace Docket No. 71-AL-13]

CONTROL ZONE AND TRANSITION AREA

Proposed Alteration

The Federal Aviation Administration is considering amendments to Part 71 of the Federal Aviation Regulations which would alter the Nenana, Alaska, terminal airspace structure.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Alaskan Region, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, AL 99501. 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. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Administration officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The public docket will be available for examination by interested persons at the office of the Regional Counsel, Federal Aviation Administration, 632 Sixth Avenue, Anchorage, AL 99501.

Application of the U.S. Standard for Terminal Instrument Procedures (TERPS) and revised criteria for establishment of terminal controlled airspace require an amendment to the Nenana, Alaska, control zone and the designation of a 700-foot transition area. The following airspace actions are proposed:

1. Alter the Nenana, Alaska, control zone by redesignating it as that airspace within a 5-mile radius of the Nenana Airport (latitude 64°32'56" N., longitude 149°04'24" W.) and within 4 miles each side of the Nenana RR southeast course extending from the 5-mile-radius zone to 8.5 miles southeast of the RR. This control zone is effective from 0545 to 2145 local time daily, or during the specific days and times established in advance by Notice to Airmen. The effective time will thereafter be continuously published in the Flight Information Publication Supplement Alaska.

2. Designate the Nenana, Alaska, transition area as that airspace extending upward from 700 feet above the surface within a 5-mile radius of Nenana

Airport (latitude 64°32'56" N., longitude 149°04'24" W.); and within 4 miles each side of the Nenana RR southeast course extending from the 5-mile-radius area to 10.5 miles southeast of the RR.

The action proposed herein would alter the Nenana control zone by increasing the length and width of the control zone extension required by new criteria.

The 700-foot transition area provides controlled airspace to protect aircraft executing the prescribed instrument approach and departure procedures beyond the limits of the control zone. The 700-foot transition area also provides protective airspace for instrument approach and departure procedures when the Nenana control zone is not effective. Refined coordinates of the Airport Reference Point (ARP) are also contained in this docket.

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 Anchorage, Alaska, on November 25, 1971.

JACK G. WEBB,
Director, Alaskan Region.

[FR Doc.71-18084 Filed 12-9-71;8:48 am]

[14 CFR Part 71]

[Airspace Docket No. 71-NW-18]

FEDERAL AIRWAY SEGMENT

Proposed Redesignation

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would include the airspace between the east and west alternates in the presently designated V-112 airway segment from Pendleton, Oreg., to Spokane, Wash.

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, Northwest Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, FAA Building, Boeing Field, Seattle, Wash. 98708. 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. 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 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The airspace action proposed in this docket would provide needed additional controlled airspace for vectoring en route traffic in the Pasco, Wash., Walla Walla, Wash., and Spokane, Wash., areas by removing the phrase, "excluding the airspace between the main and west and east alternates," from the description of V-112 airway.

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

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

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

[FR Doc.71-18089 Filed 12-9-71;8:48 am]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[OR 8754]

OREGON

Notice of Proposed Withdrawal and Reservation of Land

DECEMBER 1, 1971.

The Bureau of Land Management, Department of the Interior, has filed an application, Serial No. OR 8754, for the withdrawal of public land described below, from all forms of appropriation under the public land laws, including the mining laws (30 U.S.C., Ch. 2).

The applicant desires to have the land withdrawn for use as a public recreation area known as the "Shotgun Recreation Site."

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 729 Northeast Oregon Street, Post Office Box 2965, Portland, OR 97208.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the land and its resources.

After receipt of comments from interested parties, he will prepare a report for consideration by the Secretary of the Interior who will determine whether or not the land will be withdrawn as requested by the Bureau of Land Management.

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

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

The land involved in the application is:

WILLAMETTE MERIDIAN

T. 15 S., R. 1 W.,
 sec. 29, W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$;
 sec. 30, S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 31, E $\frac{1}{2}$ E $\frac{1}{2}$ NE $\frac{1}{4}$, and NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$;
 sec. 32, W $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{4}$.

The area described contains 260 acres in Lane County.

IRVING W. ANDERSON,
 Chief, Branch of Lands and
 Minerals Operations.

[FR Doc.71-18080 Filed 12-9-71;8:47 am]

Geological Survey

[Power Site Classification 458]

GLADE CREEK, WASHINGTON

Cancellation of Power Site

Pursuant to authority under the Act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31), and 220 Departmental Manual 6.1, the following described land is hereby classified as a power site insofar as title thereto remains in the United States and subject to valid existing rights; and this classification shall have full force and effect under the provisions of section 24 of the Act of June 10, 1920, as amended by section 211 of the Act of August 26, 1935 (16 U.S.C. 818):

WILLAMETTE MERIDIAN

T. 5 N., R. 24 E.,
 Sec. 24, S $\frac{1}{2}$.

The area described aggregates about 320 acres.

Dated: December 6, 1971.

W. A. RADLINSKI,
 Acting Director.

[FR Doc.71-18116 Filed 12-9-71;8:46 am]

National Park Service

JOSHUA TREE NATIONAL MONUMENT, CALIF.

Notice of Public Hearing Regarding Wilderness Proposal and Availability of Draft Environmental Statement

Notice is hereby given in accordance with the provisions of the Act of September 3, 1964 (78 Stat. 890, 892; 16 U.S.C. 1131, 1132), and in accordance with departmental procedures as identified in 43 CFR 19.5 that a public hearing will be held beginning at 1 p.m. on February 16, 1972, at the Twentynine Palms High School, 6051 Datura Avenue, Twentynine Palms, CA, for the purpose of receiving comments and suggestions as to the appropriateness of a proposal for the establishment of wilderness comprising about 325,200 acres within the Joshua Tree National Monument, Riverside and San Bernardino Counties, Calif. The hearing will run until approximately 5 p.m. and will resume at 7 p.m. if necessary.

Pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969, a draft environmental statement for the proposal has been prepared.

A packet containing a draft master plan, preliminary wilderness study report, and draft environmental statements, and providing additional information about the proposal may be

obtained from the Superintendent, Joshua Tree National Monument, Post Office Box 875, Twentynine Palms, CA 92277, or from the Director, Western Region, National Park Service, 450 Golden Gate Avenue, Box 36063, San Francisco, CA 94102.

A description of the preliminary boundaries and a map of the areas proposed for establishment as wilderness are available for review in the above office and in Room 1013 of the Department of the Interior Building at 18th and C Streets NW., Washington, D.C.

Interested individuals, representatives of organizations and public officials are invited to express their views in person at the aforementioned public hearing, provided they notify the Hearing Officer, in care of the Superintendent, Joshua Tree National Monument, Post Office Box 875, Twentynine Palms, CA 92277, by February 12 of their desire to appear. Those not wishing to appear in person may submit written statements on the wilderness proposal and the environmental statement to the Hearing Officer, at that address for inclusion in the official record, which will be held open for 30 days following conclusion of the hearing.

Time limitations may make it necessary to limit the length of oral presentations and to restrict to one person the presentation made in behalf of an organization. An oral statement may, however, be supplemented by a more complete written statement which may be submitted to the Hearing Officer at the time of presentation of the oral statement. Written statements presented in person at the hearing will be considered for inclusion in the transcribed hearing record. However, all materials so presented at the hearing shall be subject to determinations that they are appropriate for inclusion in the transcribed hearing record. To the extent that time is available after presentation of oral statements by those who have given the required advance notice, the Hearing Officer will give others present an opportunity to be heard.

After an explanation of the proposal by a representative of the National Park Service, the Hearing Officer, insofar as possible, will adhere to the following order in calling for the presentation of oral statements:

- (1) Governor of the State or his representative.
- (2) Members of Congress.
- (3) Members of the State Legislature.
- (4) Official representative of the counties in which the proposed wilderness is located.
- (5) Officials of other Federal agencies or public bodies.
- (6) Organizations in alphabetical order.

(7) Individuals in alphabetical order.

(8) Others not giving advance notice, to the extent there is remaining time.

Dated: November 19, 1971.

THOMAS FLYNN,
Deputy Director,
National Park Service.

[FR Doc. 71-17376 Filed 12-9-71; 8:45 am]

DEPARTMENT OF TRANSPORTATION
Hazardous Materials Regulations Board
SPECIAL PERMITS ISSUED OR DENIED

DECEMBER 3, 1971.

Pursuant to Docket No. Hm-1, rule making procedures of the Hazardous Materials Regulations Board, issued May 22, 1968 (33 F.R. 8277) 49 CFR Part 170, following is a list of new DOT Special Permits upon which Board action was completed during November 1971:

Special permit No.	Issued to—Subject	Mode or modes of transportation
6543	M & T Chemicals, Inc., New York, N.Y., to ship silicon tetrachloride, in non-DOT specification 16 gauge, 304 stainless steel cylinders having a 100 p.s.i.g. design.	Rail, Highway.
6551	Brenner Enterprises, El Cajon, Calif., to ship liquefied natural gas in a non-DOT specification aluminum portable tank/cargo tank having volumetric capacity of 500 gallons.	Highway.
6554	Shippers registered with this Board to ship solid oxidizing materials, n.o.s. specifically identified and acceptable to this Board, in certain single-trip, open-head, molded polyethylene containers without overpack, not exceeding 5 gallon capacity.	Rail, Highway.
6555	Hercules Incorporated, Wilmington, Delaware, to ship smokeless powder (surplus), Class A explosives, in non-DOT specification containers constructed in accordance with Department of the Army, Ordnance Corps specifications.	Highway.
6556	Castle & Cooke, Inc., San Francisco, Calif. & Dewey & Almy Chemical Co., to ship cement, rubber in a non-DOT specification portable tank having a capacity of 6,040 gallons and comparable to DOT Specification MC-307 cargo tank.	Water, Highway.
6559	Shippers registered with this Board to ship certain compressed gases in inside metal containers complying with DOT Specification 2P or 2Q except for wall thickness.	Rail, Highway.
6560	Cook Paint & Varnish Co., N. Kansas City, Mo., to ship certain nonflammable, nonpoisonous and noncorrosive plastic materials pressurized with dispersant gas mixtures in ASME cylindrical vessels.	Highway.
6562	Nuclear Fuel Services, Inc., West Valley N.Y. to make one series of approximately twelve shipments of large quantities of fissile radioactive material, in SP 5061 authorized packaging.	Highway.

Following is a list of requests for special permits which were denied during November 1971:

Denied—Subject:

1. E. I. du Pont de Nemours & Co., Inc., Wilmington, Del., for authorization to ship a certain corrosive liquid in a 40,000-gallon-capacity tank car built to DOT Specification 111A100W1.

G. ROUSSEAU,
Alternate Secretary.

[FR Doc. 71-18057 Filed 12-9-71; 8:46 am]

CIVIL AERONAUTICS BOARD

[Docket No. 23710; Order 71-12-21]

BUCKEYE AIR SERVICE, INC.

Order To Show Cause

Issued under delegated authority December 3, 1971.

The Postmaster General filed notice of intent No. 71-85 dated, August 16, 1971, pursuant to 14 CFR Part 298, petitioning the Board to establish for the above-captioned air taxi operator, a final service mail rate of 68.9 cents per great circle aircraft mile for the transportation of mail by aircraft between Detroit, Mich., and Baltimore, Md., via Pittsburgh, Pa.

The Postmaster General and Buckeye Air Service, Inc. are in agreement that such rate represents a fair and reasonable rate for the proposed services. The Postmaster General believes that these services are required to meet postal needs in this market.

On August 23, 1971, Northwest filed a notice of opposition to the notice of intent Northwest alleges that the Postal Service has not demonstrated the public necessity for payment of rates in excess of those available on scheduled airline service. The Postmaster General filed an answer to Northwest's objection on August 27, 1971, requesting the Board to reject Northwest's notice of opposition.

On September 2, 1971, Northwest filed a reply to the Postmaster General's answer reiterating the question of cost/need relationship of air taxi services which operate at several times the service rates available on Northwest Airlines. However, Northwest pointed out that its chief interest is having its service used for the carriage of mail on its scheduled routes.

In answer to Northwest the Postmaster General filed a motion to strike Northwest's reply.

Upon consideration of the foregoing pleadings, the Board by Order 71-11-70,

dated November 17, 1971 authorized the air taxi mail service as specified in notice of intent No. 71-85 for a temporary period to terminate on June 30, 1974.

It is in the public interest to fix, determine, and establish the fair and reasonable rate of compensation to be paid by the Postmaster General for the proposed transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, between the aforesaid points. Upon consideration of the notice of intent and other matters officially noticed, it is proposed to issue an order¹ to include the following findings and conclusions:

The fair and reasonable final service mail rate to be paid to Buckeye Air Service, Inc., in its entirety by the Postmaster General pursuant to section 406 of the Act for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, shall be 68.9 cents per great circle aircraft mile between Detroit, Mich., and Baltimore, Md., via Pittsburgh, Pa., based on 10 one-way trips per week flown with Beech Model S-18 twin-engine aircraft.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, and regulations promulgated in 14 CFR Part 302, 14 CFR Part 298, and 14 CFR 385.16(f).

It is ordered, That:

1. Allegheny Airlines, Inc., American Airlines, Inc., Eastern Air Lines, Inc., Northwest Airlines, Inc., United Air Lines, Inc., Trans World Airlines, Inc., North Central Airlines, Inc., Delta Air Lines, Inc., Mohawk Airlines, Inc., Piedmont Aviation, Inc., and all other interested persons are directed to show cause why the Board should not adopt the foregoing proposed findings and conclusions and fix, determine, and publish the final rate specified above for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith as specified above as the fair and reasonable rate of compensation to be paid to Buckeye Air Service, Inc.;

2. Further procedures herein shall be in accordance with 14 CFR Part 302, and notice of any objection to the rate or to the other findings and conclusions proposed herein, shall be filed within 10 days, and if notice is filed, written answer and supporting documents shall be filed within 30 days after service of this order;

3. If notice of objection is not filed within 10 days after service of this order, or if notice is filed and answer is not filed within 30 days after service of this order, all persons shall be deemed to have waived the right to a hearing and all other procedural steps short of a final decision by the Board, and the Board may enter an order incorporating the

¹As this order to show cause is not a final action, it is not regarded as subject to the review provisions of 14 CFR, Part 385. These provisions will apply to final action taken by the staff under authority delegated in § 385.16(g).

findings and conclusions proposed herein and fix and determine the final rate specified herein;

4. If answer is filed presenting issues for hearing, the issues involved in determining the fair and reasonable final rate shall be limited to those specifically raised by the answer, except insofar as other issues are raised in accordance with Rule 307 of the Rules of Practice (14 CFR 302.307); and

5. This order shall be served on Allegheny Airlines, Inc., American Airlines, Inc., Eastern Air Lines, Inc., Northwest Airlines, Inc., United Air Lines, Inc., Trans World Airlines, Inc., North Central Airlines, Inc., Delta Air Lines, Inc., Mohawk Airlines, Inc., and Piedmont Aviation, Inc.

This order will be published in the FEDERAL REGISTER.

[SEAL] HARRY J. ZINK,
Secretary.

[FR Doc.71-18118 Filed 12-9-71;8:50 am]

[Docket No. 23204; Order 71-12-18]

EASTERN AIR LINES, INC.

Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 3d day of December 1971.

By application in Docket 23204, Eastern Air Lines, Inc. (Eastern) has requested amendment of its certificate of public convenience and necessity for route 10 so as to delete Rome, Ga., therefrom.¹ On September 24, 1971, Eastern filed a motion for the issuance of a show cause order or, if required, an immediate hearing.

No answers were filed in response to Eastern's motion.

Upon consideration of Eastern's request and all the relevant facts, we have decided to issue an order to show cause, proposing to grant the requested deletion.

We tentatively find and conclude that the public convenience and necessity require the amendment of Eastern's certificate for route 10, so as to delete Rome, Ga., therefrom. In support of our ultimate conclusion, we tentatively find and conclude as follows:

It appears that there is insufficient demand for air service at Rome to justify certificated service. Rome averaged only 2.93 daily enplanements during the last full year of Eastern's service which ended May 31, 1969. During the first 7 months of 1971, Georgia Air's service has resulted in only 1.21 enplanements per day. As a result, the cost of Georgia Air's service has averaged \$83 per passenger of which the consumer pays \$18.34.² The

¹ By Order 69-6-176, served July 1, 1969, Eastern is presently suspended at Rome until June 29, 1972, subject to a substitute service agreement with Georgia Air, Inc., an air taxi operator (Agreement CAB 20887).

² Georgia Air has suffered a loss of \$18.57 per passenger in addition to the \$45.85 per passenger subsidy paid by Eastern. The average yearly operational loss of \$77,000 has been subsidized by Eastern to the extent of \$55,000 with Georgia Air absorbing the additional \$22,000 yearly loss.

continuation of a substitute service would require additional subsidy by Eastern,³ which subsidy is unjustified in view of Rome's low traffic and the availability of air service at Atlanta. The Atlanta airport is located 73 miles from Rome via a four-lane highway, most of which is interstate, limited access road. Frequent, well-spaced bus service is available between Rome and Atlanta (downtown-to-downtown), with a one-way fare of \$2.65 and a 1½ hour travel time.

Interested persons will be given 20 days following service of this order to show cause why the tentative findings and conclusions set forth herein should not be made final. We expect such persons to support their objections, if any, with detailed answers, specifically setting forth the tentative findings and conclusions to which objection is taken. Such objections should be accompanied by arguments of fact or law and should be supported by legal precedent or detailed economic analysis. If an evidentiary hearing is requested, the objector should state in detail why such a hearing is considered necessary and what relevant and material facts he would expect to establish through such a hearing. General, vague, or unsupported objections will not be entertained.

Accordingly, it is ordered, That:

1. All interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions stated herein, and amending Eastern Air Lines, Inc.'s certificate of public convenience and necessity for route 10 so as to delete Rome, Ga., therefrom.

2. Any interested persons having objections to the issuance of an order making final any of the proposed findings, conclusions, or certificate amendments set forth herein shall, within 20 days after service of a copy of this order, file with the Board and serve upon all parties to this proceeding a statement of objections together with a summary of testimony, statistical data, and other evidence expected to be relied upon to support the stated objections.⁴

3. If timely and properly supported objections are filed, full consideration will be accorded the matters and issues raised by the objections before further action is taken by the Board.

4. In the event no objections are filed, all further procedural steps will be deemed to have been waived and the Board may propose to enter an order in accordance with the tentative findings and conclusions set forth herein.

5. A copy of this order shall be served upon Eastern Air Lines, Inc.; mayor, city of Rome, Ga.; mayor, city of Atlanta, Ga.; and Governor, State of Georgia.

³ The return of Eastern to Rome service would necessitate the carrier's acquisition or lease of smaller equipment since neither Electra nor DC-9 aircraft can be accommodated at the Rome airport.

⁴ All motions and/or petitions for reconsideration shall be filed within the period allowed for filing objections and no further such motions, requests, or petitions for reconsideration of this order will be entertained.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HARRY J. ZINK,
Secretary.
[FR Doc.71-18121 Filed 12-9-71;8:51 am]

[Dockets Nos. 21670, 22412]

FRONTIER AIRLINES, INC.

Notice of Hearing Regarding Subsidy Mail Rates

Frontier Airlines, Inc., subsidy mail rates, Docket 21670; Investigation of the local service class subsidy rate, Docket 22412, "Other Revenue" Issue.

Notice is hereby given, pursuant to the Federal Aviation Act of 1958, as amended, that the above-entitled proceeding is hereby assigned for hearing on January 5, 1972, at 10 a.m., in Room 726, Universal Building, 1825 Connecticut Avenue NW., Washington, DC, before Examiner Thomas P. Sheehan.

For further details with respect to the issues involved in this proceeding, interested persons are referred to the orders and notices entered herein, the documents filed by the parties, and the Examiner's report of prehearing conference, served October 19, 1971, all of which are on file with the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., December 6, 1971.

[SEAL] THOMAS P. SHEEHAN,
Hearing Examiner.

[FR Doc.71-18117 Filed 12-9-71;8:50 am]

[Docket No. 23699; Order 71-12-22]

DONALD G. LUTHI

Order To Show Cause

Issued under delegated authority December 3, 1971.

The Postmaster General filed notice of intent No. 71-82, dated August 12, 1971, pursuant to 14 CFR Part 298, petitioning the Board to establish for the above-captioned air taxi operator, a final service mail rate of 49.3 cents per great circle aircraft mile for the transportation of mail by aircraft between Minneapolis (Twin Cities), Minn., and Fargo, N. Dak.

The Postmaster General states that the Department and the carrier agree that the above rate is a fair and reasonable rate of compensation for the proposed services. The Postmaster General believes that these services are required to meet postal needs in this market and alleges that the Board by Order 71-5-118 dated May 25, 1971, found a need for this service.

On August 23, 1971, Northwest Airlines filed a notice of opposition to the notice of intent. Northwest alleges that the Postal Service has not demonstrated the public necessity for payment of rates in excess of those available on scheduled airline service. The Postmaster General filed an answer to Northwest's opposition on September 1, 1971, requesting

the Board to reject Northwest's notice of opposition.

The Board in Order 71-11-69, dated November 17, 1971, denied Northwest's notice of opposition and authorized the air taxi mail service as specified in notice of intent 71-82 for a temporary period to terminate on June 30, 1974.

It is in the public interest to fix, determine, and establish the fair and reasonable rate of compensation to be paid by the Postmaster General for the proposed transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, between the aforesaid points. Upon consideration of the notice of intent and other matters officially noticed, it is proposed to issue an order¹ to include the following findings and conclusions:

The fair and reasonable final service mail rate to be paid to Donald G. Luthi, in its entirety by the Postmaster General pursuant to section 406 of the Act for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, shall be 49.3 cents per great circle aircraft mile between Minneapolis (Twin Cities), Minn., and Fargo, N. Dak., based on five round trips per week flown with Beechcraft, Model 18, twin-engine aircraft.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, and regulations promulgated in 14 CFR, Part 302, 14 CFR, Part 298, and 14 CFR 385.16 (f).

It is ordered, That:

1. Donald G. Luthi, the Postmaster General, North Central Airlines, Inc., and Northwest Airlines, Inc., and all other interested persons are directed to show cause why the Board should not adopt the foregoing proposed findings and conclusions and fix, determine, and publish the final rate specified above for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith as specified above as the fair and reasonable rate of compensation to be paid to Donald G. Luthi;

2. Further procedures herein shall be in accordance with 14 CFR Part 302, and notice of any objection to the rate or to the other findings and conclusions proposed herein, shall be filed within 10 days, and if notice is filed, written answer and supporting documents shall be filed within 30 days after service of this order;

3. If notice of objection is not filed within 10 days after service of this order, or if notice is filed and answer is not filed within 30 days after service of this order, all persons shall be deemed to have waived the right to a hearing and all other procedural steps short of a final decision by the Board, and the Board

may enter an order incorporating the findings and conclusions proposed herein and fix and determine the final rate specified herein;

4. If answer is filed presenting issues for hearing, the issues involved in determining the fair and reasonable final rate shall be limited to those specifically raised by the answer, except insofar as other issues are raised in accordance with Rule 307 of the rules of practice (14 CFR 302.307); and

5. This order shall be served on Donald G. Luthi, the Postmaster General, North Central Airlines, Inc., and Northwest Airlines, Inc.

This order will be published in the FEDERAL REGISTER.

[SEAL] HARRY J. ZINK,
Secretary.

[FR Doc.71-18119 Filed 12-9-71;8:50 am]

[Docket No. 23700; Order 71-12-19]

DONALD G. LUTHI
Order To Show Cause

Issued under delegated authority December 3, 1971.

The Postmaster General filed notice of intent No. 71-83, dated August 12, 1971, pursuant to 14 CFR, Part 298, petitioning the Board to establish for the above-captioned air taxi operator, a final service mail rate of 49.3 cents per great circle aircraft mile for the transportation of mail by aircraft between Dickinson and Fargo via Bismark and Jamestown, N. Dak.

The Postmaster General and Donald G. Luthi are in agreement that such rate represents a fair and reasonable rate for the proposed services. The Postmaster General believes that these services are required to meet postal needs in this market and alleges that the Board has already found, by Order 71-5-116, dated May 25, 1971, a need for this service.

On August 23, 1971, Northwest Airlines filed a notice of opposition to the notice of intent. Northwest alleges that the Postal Service has not demonstrated the public necessity for payment of rates in excess of those available on scheduled airline service. The Postmaster General filed an answer to Northwest's objection on September 1, 1971, requesting the Board to reject Northwest's notice of opposition.

The Board in Order 71-11-69, dated November 17, 1971, denied Northwest's notice of opposition and authorized the air taxi mail service as specified in notice of intent 71-82 for a temporary period to terminate on June 30, 1974.

It is in the public interest to fix, determine, and establish the fair and reasonable rate of compensation to be paid by the Postmaster General for the proposed transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, between the aforesaid points. Upon consideration of the notice of intent and other matters officially noticed, it is pro-

posed to issue an order¹ to include the following findings and conclusions:

The fair and reasonable final service mail rate to be paid to Donald G. Luthi, in its entirety by the Postmaster General pursuant to section 406 of the Act for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, shall be 49.3 cents per great circle aircraft mile between Dickinson and Fargo via Bismark and Jamestown, N. Dak., based on five round trips per week flown with Beechcraft, Model 18, twin-engine aircraft.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, and regulations promulgated in 14 CFR Part 302, 14 CFR Part 298, and 14 CFR 385.16(f).

It is ordered, That:

1. Donald G. Luthi, the Postmaster General, North Central Airlines, Inc., and Northwest Airlines, Inc., and all other interested persons are directed to show cause why the Board should not adopt the foregoing proposed findings and conclusions and fix, determine, and publish the final rate specified above for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith as specified above as the fair and reasonable rate of compensation to be paid to Donald G. Luthi;

2. Further procedures herein shall be in accordance with 14 CFR Part 302, and notice of any objection to the rate or to the other findings and conclusions proposed herein, shall be filed within 10 days, and if notice is filed, written answer and supporting documents shall be filed within 30 days after service of this order;

3. If notice of objection is not filed within 10 days after service of this order, or if notice is filed and answer is not filed within 30 days after service of this order, all persons shall be deemed to have waived the right to a hearing and all other procedural steps short of a final decision by the Board, and the Board may enter an order incorporating the findings and conclusions proposed herein and fix and determine the final rate specified herein;

4. If answer is filed presenting issues for hearing, the issues involved in determining the fair and reasonable final rate shall be limited to those specifically raised by the answer, except insofar as other issues are raised in accordance with Rule 307 of the rules of practice (14 CFR 302.307); and

5. This order shall be served on Donald G. Luthi, the Postmaster General, North Central Airlines, Inc., and Northwest Airlines, Inc.

This order will be published in the FEDERAL REGISTER.

[SEAL] HARRY J. ZINK,
Secretary.

[FR Doc.71-18120 Filed 12-9-71;8:50 am]

¹ As this order to show cause is not a final action, it is not regarded as subject to the review provisions of 14 CFR, Part 385. These provisions will apply to final action taken by the staff under authority delegated in § 385.16(g).

¹ As this order to show cause is not a final action, it is not regarded as subject to the review provisions of 14 CFR Part 395. These provisions will apply to final action taken by the staff under authority delegated in § 385.16(g).

[Docket No. 23698; Order 71-12-20]

SEMO AVIATION, INC.**Order To Show Cause**

Issued under delegated authority December 3, 1971.

The Postmaster General filed notice of intent No. 71-81, dated August 12, 1971, pursuant to 14 CFR, Part 298, petitioning the Board to establish for the above-captioned air taxi operator, a final service mail rate of 70.6 cents per great circle aircraft mile for the transportation of mail by aircraft between Des Moines, Iowa, Madison and Milwaukee, Wis.

The Postmaster General states that the Department and the carrier agree that the above rate is a fair and reasonable rate of compensation for the proposed services. The Postmaster General believes that these services are required to meet postal needs in this market.

On August 24, 1971, Northwest Airlines, Inc., filed notice of opposition to the notice of intent. Northwest alleges that the Postal Service has not demonstrated the public necessity for payment of rates in excess of those available on scheduled airline services. The Postmaster General filed an answer to Northwest's opposition on September 1, 1971, requesting the Board to reject Northwest's notice of opposition.

The Board in Order 71-11-68, dated November 17, 1971, denied Northwest's notice of opposition and authorized the mail service as specified in Notice of Intent 71-81 for a temporary period to terminate on June 30, 1974.

It is in the public interest to fix, determine, and establish the fair and reasonable rate of compensation to be paid by the Postmaster General for the proposed transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, between the aforesaid points. Upon consideration of the notice of intent and other matters officially noticed, it is proposed to issue an order¹ to include the following findings and conclusions:

The fair and reasonable final service mail rate to be paid to Semo Aviation, Inc., in its entirety by the Postmaster General pursuant to section 406 of the Act for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, shall be 70.6 cents per great circle aircraft mile between Des Moines, Iowa, Madison and Milwaukee, Wis., based on 10 one-way trips per week flown with Beech 18, twin-engine aircraft.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 406 thereof, and regulations promulgated in 14 CFR Part 302, 14 CFR Part 298, and 14 CFR 385.16(f),

¹ As this order to show cause is not a final action, it is not regarded as subject to the review provisions of 14 CFR, Part 385. These provisions will apply to final action taken by the staff under authority delegated in § 385.16(g).

It is ordered, That:

1. Semo Aviation, Inc., the Postmaster General, North Central Airlines, Inc., Northwest Airlines, Inc., Ozark Air Lines, Inc., United Air Lines, Inc., and all other interested persons are directed to show cause why the Board should not adopt the foregoing proposed findings and conclusions and fix, determine, and publish the final rate specified above for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith as specified above as the fair and reasonable rate of compensation to be paid to Semo Aviation, Inc.;

2. Further procedures herein shall be in accordance with 14 CFR Part 302, and notice of any objection to the rate or to the other findings and conclusions proposed herein, shall be filed within 10 days, and if notice is filed, written answer and supporting documents shall be filed within 30 days after service of this order;

3. If notice of objection is not filed within 10 days after service of this order, or if notice is filed and answer is not filed within 30 days after service of this order, all persons shall be deemed to have waived the right to a hearing and all other procedural steps short of a final decision by the Board, and the Board may enter an order incorporating the findings and conclusions proposed herein and fix and determine the final rate specified herein;

4. If answer is filed presenting issues for hearing, the issues involved in determining the fair and reasonable final rate shall be limited to those specifically raised by the answer, except insofar as other issues are raised in accordance with Rule 307 of the rules of practice (14 CFR 302.307); and

5. This order shall be served on Semo Aviation, Inc., the Postmaster General, North Central Airlines, Inc., Northwest Airlines, Inc., Ozark Air Lines, Inc., and United Air Lines, Inc.

This order will be published in the FEDERAL REGISTER.

[SEAL] HARRY J. ZINK,
Secretary.
[FR Doc.71-18122 Filed 12-9-71;8:51 am]

CIVIL SERVICE COMMISSION**DEPARTMENT OF HEALTH,
EDUCATION, AND WELFARE****Notice of Revocation of Authority to
Make Noncareer Executive Assign-
ment**

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 Commissioner of Rehabilitation Services Administration, Social and Rehabilitation Service, Reha-

bilitation Services Administration, Office of the Commissioner.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.
[FR Doc.71-18112 Filed 12-9-71;8:46 am]

DEPARTMENT OF JUSTICE**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 Justice to fill by noncareer executive assignment in the excepted service the position of Executive Assistant, Office of the Assistant Attorney General, Civil Division.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.
[FR Doc.71-18113 Filed 12-9-71;8:46 am]

DEPARTMENT OF JUSTICE**Notice of Revocation of Authority to
Make Noncareer Executive Assign-
ment**

Under authority of section 9.20 of Civil Service Rule IX (5 CFR 9.20), the Civil Service Commission revokes the authority of the Department of Justice to fill by noncareer executive assignment in the excepted service the position of Deputy Assistant Attorney General, Civil Division.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.
[FR Doc.71-18114 Filed 12-9-71;8:46 am]

DEPARTMENT OF JUSTICE**Notice of Grant of Authority to Make
Noncareer Executive Assignment;
Correction**

In the FEDERAL REGISTER of August 21, 1971 (F.R. Doc. 71-12258) on page 16529 a Notice of Grant of Authority to make a noncareer executive assignment authorized the Department of Justice to fill by noncareer executive assignment the position of Assistant Administrator, Office of the Administration, and should have read the position of Assistant Administrator, Law Enforcement Assistance Administration.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.
[FR Doc.71-18115 Filed 12-9-71;8:46 am]

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIERS)—CONTINUED

- 3195-C1-P-72—American Telephone & Telegraph Co. (KTR57), location: 0.5 mile south of Ashland, Miss. Latitude 34°49'32" N., longitude 89°10'20" W. To add frequencies 3750, 3830, 3910, and 4050 MHz toward Galena and Dumas, Miss.
- 3196-C1-P-72—American Telephone & Telegraph Co. (KTR56), location: 5.5 miles east-northeast of Dumas, Miss. Latitude 34°49'04" N., longitude 88°45'04" W. To add frequencies 3710, 3790, 3870, and 4090 MHz toward Ashland and Fulton, Miss.
- 3197-C1-P-72—American Telephone & Telegraph Co. (KTR55), location: 11.8 miles north-northeast of Fulton, Miss. Latitude 34°25'58" N., longitude 88°19'43" W. To add frequencies 3750, 3830, 3910, and 4050 MHz toward Dumas, Miss. and toward Hodges, Ala.
- 3198-C1-P-72—American Telephone & Telegraph Co. (KTR54), location: 1.3 miles south-southwest of Hodges, Ala. Latitude 34°18'37" N., longitude 87°59'12" W. To add frequencies 3710, 3790, 3870, and 4090 MHz toward Fulton, Miss. and toward Forkville, Ala.
- 3199-C1-P-72—American Telephone & Telegraph Co. (KTR53), location: 0.7 mile south-west of Forkville, Ala. Latitude 34°15'38" N., longitude 87°33'25" W. To add frequencies 3750, 3830, 3910, and 4050 MHz toward Hodges and Nathan, Ala.
- 3200-C1-P-72—American Telephone & Telegraph Co. (KTR52), location: 0.7 mile west of Nathan, Ala. Latitude 34°04'49" N., longitude 87°12'33" W. To add frequencies 3710, 3790, 3870, and 4090 MHz toward Forkville and Warrior, Ala.
- 3201-C1-P-72—American Telephone & Telegraph Co. (KTR51), location: 4.5 miles northwest of Warrior, Ala. Latitude 33°50'49" N., longitude 88°52'59" W. To add frequencies 3750, 3830, 3910, and 4050 MHz toward Nathan, Ala.
- 3202-C1-P-72—The Mountain States Telephone & Telegraph Co. (KTR50), location: 114 South Willison Avenue, Bozeman, MT. Latitude 45°40'40" N., longitude 111°02'15" W. To add frequencies 11,325 and 11,565 MHz toward Three Forks, Mont., a new point of communication.
- 3203-C1-P-72—The Mountain States Telephone & Telegraph Co. (New), a new station 4.5 miles southeast of Willow Creek, Mont. (Three Forks). Latitude 45°46'04" N., longitude 111°34'44" W. Frequencies: 10,875 and 11,115 MHz toward Bozeman, Mont., and 10,915 and 11,155 MHz toward Toston, Mont.
- 3204-C1-P-72—The Mountain States Telephone & Telegraph Co. (New), a new station 5 miles southeast of Toston, Mont. Latitude 45°07'09" N., longitude 111°22'49" W. Frequencies: 11,365 and 11,605 MHz toward Three Forks, Mont., and 11,325 and 11,565 MHz toward Winston, Mont.
- 3205-C1-P-72—The Mountain States Telephone & Telegraph Co. (New), a new station 4 miles northwest of Winston, Mont. Latitude 46°31'52" N., longitude 111°42'04" W. Frequencies: 10,875 and 11,115 MHz toward Toston, Mont., and 10,915 and 11,155 MHz toward East Helena, Mont.
- 3206-C1-P-72—The Mountain States Telephone & Telegraph Co. (KYC33), location: 2.4 miles south of East Helena, Mont. Latitude 45°33'24" N., longitude 111°55'02" W. To add frequencies 11,365 and 11,605 MHz toward Winston, Mont.
- 3207-C1-P-72—South Central Bell Telephone Co. (KTR94), location: FAA Radar Site. Approximately 2 miles west-northwest of Alton, La. Latitude 30°20'50" N., longitude 89°46'45" W. To change frequency 6256.2 MHz to 6256.5 MHz toward Tallahassee, La.
- 3273-C1-P-72—American Telephone & Telegraph Co. (KTR22), location: 1.2 miles north of Slaton, Ga. Latitude 33°59'15" N., longitude 83°35'27" W. To add frequencies 3770, 3850, 3930, 4010, 4090, and 4170 MHz toward a new point of communication, Rutledge, Ga.
- 3274-C1-P-72—American Telephone & Telegraph Co. (New), a new station located at 6 miles north-east of Rutledge, Ga. Latitude 33°40'53" N., longitude 83°31'13" W. Frequencies: 3790, 3810, 3890, 3970, 4050, and 4130 MHz toward Slaton and Monticello, Ga.
- 3275-C1-P-72—American Telephone & Telegraph Co. (WG126), location: 5 miles northwest of Monticello, Ga. Latitude 33°30'16" N., longitude 83°45'59" W. Frequencies 3770, 3850, 3930, 4010, 4090, and 4170 MHz added toward Rutledge, Ga.
- 3276-C1-P-72—The Mountain States Telephone & Telegraph Co. (KKU78), location: 8 miles west-northwest of Wendover, Wyo. Latitude 42°20'46" N., longitude 105°02'05" W. Frequency: 6301.0 MHz toward Lusk, Wyo., via passive reflector.
- 3277-C1-P-72—The Mountain States Telephone & Telegraph Co. (New), a new station located on the west side of Diamond Street, between Seventh and Eighth Streets, Lusk, Wyo. Latitude 42°45'23" N., longitude 104°27'23" W. Frequency: 6049.0 MHz toward Wendover, Wyo., via passive reflector.

POINT-TO-POINT MICROWAVE RADIO SERVICE—CONTINUED

- 6583-C3-P-(6)-71—Industrial Communications (KOP231), delete reference to 454.175 MHz control station at location No. 2 and all references to base and repeater facilities at location No. 3. All other particulars are to remain as reported in Public Notice No. 546, dated June 1, 1971.
- 7781-C2-P-(3)-71—Industrial Communications (New), C.P. to establish a new base and repeater station to be located at location No. 1: Tabby Mountain, 4.5 miles west of Tabiona, Utah, operating on frequency 152.12 and 459.175 MHz respectively and a control station at location No. 2: 635 West Fifth North, Vernal, UT, operating on frequency 454.175 MHz.
- 233-C2-P-72—Airsig International Inc. (KTR53), correct to read: Major amendment to 2227-C2-P-71 Amended to add 95.58 MHz at a new site described as location No. 3: Atlanta International Center, 1601 International Boulevard, Atlanta, Ga. See Public Notices dated July 26, 1971, Report No. 554 and June 28, 1971, Report No. 550.
- 2953-C2-P-(3)-72—Empire Communications Co. (New), correct to read: C.P. to establish new facilities. All other particulars to remain as reported in Public Notice No. 571, dated Nov. 22, 1971.
- RURAL RADIO SERVICE
- 3141-C1-P-72—Gopher State Telephone Co. (KAM29), for additional facilities to operate on 158.01 MHz communicating with Station KAD298, near Ely, Minn. Location: Quetico Superior Research Center, Ely, Basswood Lake, Minn.
- 3145-C1-P-72—RCA Alaska Communications, Inc. (New), for a new central office fixed station to be located approximately 190 miles east-southeast of Barrow, Frontier Camp, Alaska, to operate on 454.45 and 454.65 MHz communicating with Station WGF53, Prudhoe Bay, Alaska, and a new station at Surfcoote Camp, Alaska.
- 3146-C1-P-72—RCA Alaska Communications, Inc. (New), for a new rural subscriber station to be located approximately 190 miles east-southeast of Barrow, Surfcoote Camp, Alaska, to operate on 459.45 MHz communicating with station at Frontier Camp, Alaska.
- 3147-C1-P-72—RCA Alaska Communications, Inc. (WGF53), change frequency to 459.65 MHz and point of communication to Frontier Camp, Alaska. Location: 2,000 feet north of airstrip, Prudhoe Bay, Alaska.
- POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIERS)
- 3136-C1-P-72—Peninsula Telephone & Telegraph Co. (New), Frontier Street, 290 feet west of its intersection with Quillayute Road, Clallam Bay, Wash. Frequency 2123.0 MHz toward Babokus Peak, Wash. via passive reflector.
- 3187-C1-P-72—Peninsula Telephone & Telegraph Co. (New), 1.7 miles west of Neah Bay, Wash. (Babokus Peak). Latitude 48°22'08" N., longitude 124°38'54" W. Frequency 2178.0 MHz toward Clallam Bay, Wash. via passive reflector.
- 3198-C1-P-72—Pacific Northwest Bell Telephone Co. (KPB80), location: Angeles Point, 4 miles west of Fort Angeles, Wash. Latitude 48°08'38" N., longitude 123°32'18" W. To change frequencies 6204.7 and 6382.6 MHz to 5952.6 MHz toward Mount Ellis Lookout, Wash., and transmitter to Farion SS0000YC-02.
- 3199-C1-P-72—The Pacific Telephone & Telegraph Co. (KMO44), location: In any temporary fixed location within the territory of the grantee. To add frequencies 2110-2130 and 2160-2180 MHz. A developmental station.
- 3190-C1-P-72—American Telephone & Telegraph Co. (KIN95), location: 201 Court Avenue, Memphis, TN. Latitude 35°08'41" N., longitude 90°02'57" W. To add frequency 3850 MHz toward Horn Lake, Miss.
- 3191-C1-P-72—American Telephone & Telegraph Co. (KZA83), location: 1.8 miles south-southeast of Horn Lake, Miss. Latitude 34°56'17" N., longitude 90°00'56" W. To add frequency 3810 MHz toward Memphis, Tenn. and Arkabutla, Miss.
- 3192-C1-P-72—American Telephone & Telegraph Co. (KTA40), location: 1 mile southwest of Arkabutla, Miss. Latitude 34°41'08" N., longitude 90°08'18" W. To add frequency 3850 MHz toward Horn Lake, Miss. and 3710 and 3790 MHz toward Como, Miss. and 3870 and 4090 MHz toward Como, Miss.
- 3193-C1-P-72—American Telephone & Telegraph Co. (KTR59), location: 8 miles east of Como, Miss. Latitude 34°30'30" N., longitude 89°47'55" W. To add frequencies 3750, 3830, 3910, and 4050 MHz toward Arkabutla and Galena, Miss.
- 3194-C1-P-72—American Telephone & Telegraph Co. (KTR58), location: 0.35 mile north of Galena, Miss. Latitude 34°39'42" N., longitude 89°32'02" W. To add frequencies 3710, 3790, 3870, and 4050 MHz toward Como and Ashland, Miss.

- (*Informative:* Applicant, MCI-New York West, Inc. is modifying its original proposal for Specialized Common Carrier Radio Service between Chicago, Ill., and New York, N.Y., and points in between, by filing the 23 new applications listed below. Of these new filings, seven will be replacing seven previously filed applications.)
- 3249-C1-P-72—MCI New York West, Inc. (New), Site 3 Whiting, Ind. C.P. for a new station, 2400 New York Avenue, Whiting, Ind., at latitude 41°40'15" N., longitude 87°29'37" W. Frequencies 6197.2 MHz on azimuth 302°53' toward Chicago South, Ill., and 10,735.0 MHz on azimuth 120°37' toward Gary, Ind.
- 3250-C1-P-72—MCI New York West, Inc. (New), Site 5 Fortage, Ind. C.P. for a new station, 2.1 miles north of Portage, Ind., at latitude 41°36'32" N., longitude 87°11'33" W. Frequencies 5974.8 MHz on azimuth 266°15' toward Gary, Ind., and 5945.2 MHz on azimuth 88°00' toward Pinola, Ind.
- 3251-C1-P-72—MCI New York West, Inc. (New), Site 7 New Buffalo, Mich. C.P. for a new station 3.7 miles east of New Buffalo, Mich., at latitude 41°48'01" N., longitude 85°39'43" W. Frequencies 5974.8 MHz on azimuth 214°50' toward Pinola, Ind., and 5945.2 MHz on azimuth 85°38' toward Buchanan, Mich.
- 3252-C1-P-72—MCI New York West, Inc. (New), Site 8 Buchanan, Mich. C.P. for a new station 2.1 miles east-southeast of Buchanan, Mich., at latitude 41°49'10" N., longitude 86°19'10" W. Frequencies 6197.2 MHz on azimuth 265°50' toward New Buffalo, Mich., 6226.9 MHz on azimuth 71°07' toward Vandalia, Mich., 10,735.0 MHz on azimuth 159°51' toward South Bend, Ind.
- 3253-C1-P-72—MCI New York West, Inc. (New), Site 9 South Bend, Ind. C.P. for a new station at 302 South Michigan Street, South Bend, Ind., at latitude 41°40'31" N., longitude 86°14'56" W. Frequencies 11,625.0, 11,225.0 MHz on azimuth 339°53' toward Buchanan, Mich.
- 3254-C1-P-72—MCI New York West, Inc. (New), Site 10 Vandalia, Mich. C.P. for a new station 4.5 miles northeast of Vandalia, Mich., at latitude 41°56'35" N., longitude 85°49'53" W. Frequencies 5974.8 MHz on azimuth 251°26' toward Buchanan, Mich., and 5945.2 MHz on azimuth 73°57' toward Leonidas, Mich.
- 3255-C1-P-72—MCI New York West, Inc. (New), Site 11 Leonidas, Mich. C.P. for a new station 2 miles north-northeast of Leonidas, Mich., at latitude 42°02'58" N., longitude 85°19'48" W. Frequencies 6197.2 MHz on azimuth 254°17' toward Vandalia, Mich., and 6226.9 MHz on azimuth 94°16' toward South Butler, Mich.
- 3256-C1-P-72—MCI New York West, Inc. (New), Site 12 South Butler, Mich. C.P. for a new station 1 mile east of South Butler, Mich., at latitude 42°01'23" N., longitude 84°52'02" W. Frequencies 5974.8 MHz on azimuth 274°34' toward Leonidas, Mich., and 5945.2 MHz on azimuth 71°53' toward Vandercook, Mich.
- 3257-C1-P-72—MCI New York West, Inc. (New), Site 13 Vandercook, Mich. C.P. for a new station 5.6 miles southwest of Vandercook, Mich., at latitude 42°07'21" N., longitude 84°27'19" W. Frequencies 6197.2 MHz on azimuth 252°08' toward South Butler, Mich., and 6226.9 MHz on azimuth 80°36' toward Bridgewater, Mich.
- 3258-C1-P-72—MCI New York West, Inc. (New), Site 18 Tiffin, Ohio. C.P. for a new station 4.1 miles southwest of Tiffin, Ohio, at latitude 41°04'22" N., longitude 83°15'53" W. Frequencies 6197.2 MHz on azimuth 328°54' toward South Ridge, Ohio, and 6226.9 MHz on azimuth 114°34' toward Lykens, Ohio.
- 3259-C1-P-72—MCI New York West, Inc. (New), Site 19 Lykens, Ohio. C.P. for a new station 1.5 miles north of Lykens, Ohio, at latitude 40°59'10" N., longitude 83°00'55" W. Frequencies 6974.8 MHz on azimuth 294°44' toward Tiffin, Ohio, and 5945.2 MHz on azimuth 113°45' toward Shelby, Ohio.
- 3260-C1-P-72—MCI New York West, Inc. (New), Site 20 Shelby, Ohio. C.P. for a new station 4.3 miles west of Shelby, Ohio, at latitude 40°53'47" N., longitude 82°44'52" W. Frequencies 6197.2 MHz on azimuth 263°57' toward Lykens, Ohio, and 6226.9 MHz on azimuth 59°30' toward New London, Ohio.
- 3261-C1-P-72—MCI New York West, Inc. (New), Site 21 New London, Ohio. C.P. for a new station 1.1 miles south-southeast of New London, Ohio, at latitude 41°03'40" N., longitude 82°23'37" W. Frequencies 5974.8 MHz on azimuth 239°45' toward Shelby, Ohio, and 5945.2 MHz on azimuth 74°43' toward Chatham, Ohio.

- 3262-C1-P-72—MCI New York West, Inc. (New), Site 22 Chatham, Ohio. C.P. for a new station 3.8 miles northeast of Chatham, Ohio, at latitude 41°08'28" N., longitude 81°59'22" W. Frequencies 6197.2 MHz on azimuth 254°58' toward New London, Ohio, and 6226.9 MHz on azimuth 45°44' toward North Royalton, Ohio.
- 3263-C1-P-72—MCI New York West, Inc. (New), Site 23 North Royalton, Ohio. C.P. for a new station 1 mile northwest of North Royalton, Ohio, at latitude 41°19'25" N., longitude 81°44'24" W. Frequencies 5974.8 MHz on azimuth 225°54' toward Chatham, Ohio, 10,775.0, 11,175.0 MHz on azimuth 14°09' toward Cleveland, Ohio, and 5945.2 MHz on azimuth 77°49' toward Bainbridge, Ohio.
- 3264-C1-P-72—MCI New York West, Inc. (New), Site 29 Hickernell, Pa. C.P. for a new station 1.5 miles southwest of Hickernell, Pa. Latitude 41°47'02" N., longitude 80°19'22" W. Frequencies 5974.8 MHz on azimuth 258°26' toward Jefferson, Ohio, and 5945.2 MHz on azimuth 46°19' toward Erie South, Pa.
- 3265-C1-P-72—MCI New York West, Inc. (New), Site 34 Zellenople, Pa. C.P. for a new station 5.1 miles north of Zellenople, Pa. Latitude 40°52'19" N., longitude 80°07'56" W. Frequencies 6197.2 MHz on azimuth 293°47' toward Poland, Ohio, and 6226.9 MHz on azimuth 144°04' toward Glenshaw, Pa.
- 3266-C1-P-72—MCI New York West, Inc. (New), Site 40 Martinsburg, Pa. C.P. for a new station 3 miles southeast of Martinsburg, Pa. Latitude 40°17'36" N., longitude 78°15'38" W. Frequencies 5974.8 MHz on azimuth 237°30' toward Reels Corner, Pa., and 5945.2 MHz on azimuth 90°59' toward Butler, Pa.
- 3267-C1-P-72—MCI New York West, Inc. (New), Site 43 Mount Holly, Pa. C.P. for a new station 2 miles west of Mount Holly, Pa. at latitude 40°07'06" N., longitude 77°13'30" W. Frequencies 6197.2 MHz on azimuth 270°20' toward Roxbury, Pa., and 6226.9 MHz on azimuth 67°54' toward Harrisburg, Pa.
- 3268-C1-P-72—MCI New York West, Inc. (New), Site 47 Spinnerstown, Pa. C.P. for a new station 3.1 miles north-northwest of Spinnerstown, Pa., at latitude 40°29'38" N., longitude 75°27'01" W. Frequencies 6197.2 MHz on azimuth 199°59' toward Pottstown, Pa., and 6226.9 MHz on azimuth 114°10' toward Gardenville, Pa.
- 3269-C1-P-72—MCI New York West, Inc. (New), Site 51 Newark, N.J. C.P. for a new station at 1180 Raymond Boulevard, Newark, N.J., at latitude 40°44'13" N., longitude 74°10'15" W. Frequencies 10,735.0, 11,135.0 MHz on azimuth 308°20' toward West Orange, N.J., and 10,735.0, 11,135.0 MHz on azimuth 102°14' toward New York City, N.Y.
- 3270-C1-P-72—MCI New York West, Inc. (New), Site 52 New York City, N.Y. C.P. for a new station at 2 World Trade Center, New York, N.Y., latitude 40°42'39" N., longitude 74°00'48" W. Frequencies 11,625.0, 11,225.0 MHz on azimuth 282°21' toward Newark, N.J.

Major Amendments

Informative: Applicant, MCI New York West, Inc. is amending 30 of its previously filed applications for authority to construct a new specialized common carrier service in a seven-State area from New York through New Jersey, Pennsylvania, Ohio, Michigan, Indiana, and Illinois. The applications now being amended were originally filed in September 1969. They appeared in Public Notice, September 23, 1969, FCC Report No. 459. Several of these applications were amended in October of 1970. See FCC Report Number 513. At that time six new applications were also filed. Each application that is now amended is referenced to the date filed and/or amended. In addition 22 new sites are now proposed. The amendments and new applications are necessitated to insure compliance with the new engineering standards set forth in the Commission's first report and order in Docket No. 18920, effective July 15, 1971, and informative guidelines published regarding Frequency Coordination Report No. 562 FCC Common Carrier Services Information released September 20, 1971. The MCI New York West Chicago route is visually depicted on the attached maps. This route is self contained ending at terminal points in Chicago and New York. The MCI New York West applications originally filed proposed northern and southern routes through the States of New York and Pennsylvania. At this time MCI New York West is not filing for the northern route.

1266-C1-P-70—MCI New York West, Inc. (New), Site 1. Station located at John Hancock Building, Michigan Avenue, Chicago, Ill. Delete frequency 10,975.0 MHz. Add frequency 11,185.0 MHz. Correct azimuth to 182°00' toward Chicago South, Ill. Change proposed station location to latitude 41°53'56" N., longitude 87°37'24" W. Chicago, Ill.

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIERS)—Continued

- 1378-C1-P-70—MCI New York West, Inc. (New). Site 27. Change proposed station location for a new station 2 miles south-southeast of Jefferson, Ohio, at latitude 41°42'24" N., longitude 80°44'43" W. Correct azimuths and frequencies to frequencies and add frequency 6226.9 MHz on azimuth 76°09' toward Hickernell, Pa., 11,685.0, 11,965.0 MHz on azimuth 845°34' toward Ashitabula, Ohio, and 6197.2 MHz on azimuth 225°08' toward Huntsburg, Ohio. Delete frequencies 10,975.0, 10,755.0 MHz and 6212.0, 6330.7 MHz. Delete Chardon, Ohio, as a point of communication.
- 1879-C1-P-70—MCI New York West, Inc. (New). Site 28. Station located at 3.8 miles south of Ashitabula, Ohio. Add frequencies 10,775.0, 11,175.0 MHz on azimuth 165°32' toward Jefferson, Ohio. Delete Palmesville, Ohio, and Godard, Pa., as points of communication. Delete frequencies 5989.7, 6108.3 MHz and 6049.0, 6167.6 MHz.
- 1380-C1-P-70—MCI New York West, Inc. (New). Site 30. Change proposed station location to 5.8 miles south of Erie South, Pa. latitude 41°57'20" N., longitude 80°04'54" W. Delete Sherman, N.Y., and Ashitabula, Ohio, as points of communication. Correct azimuths and frequencies and to add 6197.2 MHz on azimuth 226°28' toward Hickernell, Pa., 10,735.0, 11,135.0 MHz on azimuth 359°43' toward Erie, Pa. Delete frequencies 6241.7, 6360.3 MHz, and 6212.0, 6330.7 MHz, and 6271.4, 6390.0 MHz.
- 1381-C1-P-70—MCI New York West, Inc. (New). Site 31. Station located G. Daniel Baldwin Building, State Street at 10th, Erie, Pa. Add frequencies 11,625.0, 11,225.0 MHz on azimuth 179°43' toward Erie South, Pa. Delete Godard, Pa., as a point of communication. Delete frequencies 6019.3, 6137.9 MHz.
- 1914-C1-P-71—MCI New York West, Inc. (New). Site 32. Change proposed station location to 0.2 mile northeast of Hartford, Ohio, at latitude 41°18'13" N., longitude 80°34'01" W. Add frequencies 6197.2 MHz on azimuth 301°48' toward Huntsburg, Ohio, and 6226.9 MHz on azimuth 178°18' toward Poland, Ohio. Delete Ellwood City, Pa., Middlefield and Youngstown, Ohio, as points of communication. Delete frequencies 6271.4, 6390.0 MHz, 6312.0, 6330.7 MHz, and 10,975.0, 10,735.0 MHz.
- 1428-C1-P-70—MCI New York West, Inc. (New). Site 33. Change proposed station location to 1 mile southeast of Poland, Ohio, latitude 41°00'45" N., longitude 80°33'30" W. Delete Ohioville, Pa., as a point of communication. Delete frequencies 5974.8, 6983.5 MHz and 5960.0, 6078.6 MHz. Add frequencies 5974.8 MHz on azimuth 358°19' toward Hartford, Ohio, and 5945.2 MHz on azimuth 113°30' toward a new point of communication, Zellenopole, Pa.
- 1425-C1-P-70—MCI New York West, Inc. (New). Site 35. Change proposed station location to 7.2 miles southwest of Glenshaw, Pa., latitude 40°37'15" N., longitude 79°53'38" W. Delete Ohioville, Pa., as a point of communication. Delete frequencies 5960.0, 6078.6 MHz, 6034.2, 6152.6 MHz, and 6049.0, 6137.9 MHz. Add frequencies 5974.8 MHz on azimuth 334°13' toward a new point of communication, Zellenopole, Pa., 11,065.0, 11,265.0 MHz on azimuth 204°30' toward Pittsburgh, Pa., and 5945.2 MHz on azimuth 132°18' toward Delmont, Pa.
- 1426-C1-P-70—MCI New York West, Inc. (New). Site 36. Station located at 1 Oliver Plaza, Pittsburgh, Pa. Delete Imperial, Pa., as a point of communication. Delete frequencies 6271.4, 6390.0 MHz. Add frequencies 10,775.0, 11,175.0 MHz on azimuth 24°26' toward a new point of communication, toward Glenshaw, Pa.
- 1424-C1-P-70—MCI New York West, Inc. (New). Site 37. Change proposed station location to 1.4 miles south-southeast of Delmont, Pa., latitude 40°23'25" N., longitude 79°53'46" W. Delete Imperial, Pa., and Lagomer, Pa., as points of communication. Delete frequencies 6241.7, 6360.3 MHz, and 6212.0, 6330.7 MHz. Add frequencies 6197.2 MHz on azimuth 312°31' toward a new point of communication, Glenshaw, Pa., and 6226.9 MHz on azimuth 114°01' toward a new point of communication, Boswell, Pa.
- 1423-C1-P-70—MCI New York West, Inc. (New). Site 38. Change proposed station location to 7 miles northwest of Boswell, Pa., at latitude 40°13'59" N., longitude 79°06'09" W. Delete frequencies 5960.0, 6078.6 MHz, and 6093.5 MHz. Correct azimuth to 294°18' toward Delmont, Pa., and add frequency 6045.2 MHz on azimuth 127°53' toward Reels Cornet, Pa.

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIERS)—Continued

- 1910-C1-P-71—MCI New York West, Inc. (New). Site 2. Station located at 250 West 87th Street, Chicago, Ill. Delete frequencies 11,465.0 MHz, 11,625.0, 11,265.0 MHz. Add frequency 11,625.0 MHz toward Chicago, Ill., and frequencies 11,665.0, 11,265.0 MHz on azimuth 121°48' toward a new point of communication at Whiting, Ind. Delete Gary, Ind., as a point of communication.
- 1367-C1-P-70—MCI New York West, Inc. (New). Site 4. Station located at 503 Broadway Street, Gary, Ind. Delete frequencies 10,955.0, 10,715.0 MHz, 5989.7, and 6108.3 MHz. Delete Pinola, Ind., and Chicago, Ill., as points of communication. Add frequencies 6226.9 MHz on azimuth 88°09' toward new point of communication, Portage, Ind. Add frequencies 11,635.0, 11,225.0 MHz on azimuth 300°43' toward a new point of communication, Whiting, Ind.
- 1928-C1-P-70—MCI New York West, Inc. (New). Site 6. Station located at 2 miles northwest of Pinola, Ind. Delete frequencies 6241.7, 6360.3 MHz, 6212.0, and 6330.7 MHz. Delete Gary, Ind., and Mishawaka, Ind., as points of communication. Add frequencies 6197.2 MHz on azimuth 268°15' toward new point of communication, Portage, Ind., and 6226.9 MHz on azimuth 34°44' toward new point of communication, New Buffalo, Mich.
- 1372-C1-P-70—MCI New York West, Inc. (New). Site 14. Change proposed station location to a new station 2.5 miles northwest of Bridgewater, Mich., at latitude 42°11'07" N., longitude 83°56'10" W. Correct azimuths and frequencies 5974.8 MHz on azimuth 260°57' toward Vandercook, Mich., and 5945.2 MHz on azimuth 158°13' toward Petersburgh, Mich. Delete frequencies 6241.7, 6360.3 MHz, and 10,755.0, 10,995.0 MHz. Delete Montgomery, Mich., as a point of communication.
- 1911-C1-P-71—MCI New York West, Inc. (New). Site 15. Station located 7.7 miles south of Petersburgh, Mich. Delete frequencies 11,225.0, 11,465.0 MHz and 11,525.0 MHz. Delete Jasper, Mich., as a point of communication. Add frequencies 6197.2 MHz on azimuth 338°21' toward a new point of communication, Bridgewater, Mich., 11,685.0 MHz on azimuth 133°16' toward Toledo, Ohio, and 6226.9 MHz on azimuth 159°22' toward a new point of communication, Scotch Ridge, Ohio.
- 1373-C1-P-70—MCI New York West, Inc. (New). Site 16. Station located at 319 Madison Avenue, Toledo, OH. Delete Hessville, Ohio, as a point of communication. Change frequencies to 10,775.0, 11,175.0 MHz on azimuth 313°23' toward Petersburgh, Mich.
- 1374-C1-P-70—MCI New York West, Inc. (New). Site 17. Change proposed station location to a new station 0.5 mile north of Scotch Ridge, Ohio, at latitude 41°24'33" N., longitude 83°32'04" W. Correct azimuths and frequencies to frequency 5974.8 MHz on azimuth 339°29' toward Petersburgh, Mich., and frequency 5945.2 MHz on azimuth 148°44' toward Tiffin, Ohio. Delete frequencies 6212.0, 6330.7 MHz and 6271.4, 6390.0 MHz. Delete Toledo, Ohio, and Bogart, Ohio, as points of communication.
- 1377-C1-P-70—MCI New York West, Inc. (New). Site 24. Station located at 1621 Euclid Avenue, Cleveland, OH. Add frequencies 11,665.0, 11,265.0 MHz on azimuth 194°11' toward a new point of communication, North Royalton, Ohio. Delete frequencies 10,755.0, 10,995.0 MHz. Delete Chardon, Ohio, as a point of communication.
- 1430-C1-P-70—MCI New York West, Inc. (New). Site 25. Change proposed station location to a new station 5.5 miles southeast of Chagrin Falls, Ohio, at latitude 41°22'50" N., longitude 81°16'54" W. Correct azimuths and frequencies to 6226.9 MHz on azimuth 61°20' toward a new point of communication, Huntsburg, Ohio, and 6197.2 MHz on azimuth 258°07' toward a new point of communication, North Royalton, Ohio. Delete frequencies 6262.2, 6404.8 MHz, 11,225.0, 11,465.0 MHz, 6241.7, 6360.3 MHz, and 11,525.0, 11,265.0 MHz. Delete Olmsted, Palmesville, Middlefield, and Cleveland as points of communication.
- 1915-C1-P-71—MCI New York West, Inc. (New). Site 26. Change proposed station location to a new station 3 miles southeast of Huntsburg, Ohio, at latitude 41°30'32" N., longitude 81°00'33" W. Correct azimuths and frequencies to frequencies 5974.8 MHz on azimuth 241°31' toward Bainbridge, Ohio, 5945.2 MHz on azimuth 44°57' toward Jefferson, Ohio, and 5945.2 MHz on azimuth 121°31' toward Hartford, Ohio. Delete frequencies 5960.0, 6078.6 MHz, and 5989.7, 6108.3 MHz. Delete Chardon, Ohio, as a point of communication.

POINT-TO-POINT MICROWAVE RADIO SERVICE (TELEPHONE CARRIER)—continued

- 1421-C1-P-70—MCI New York West, Inc. (New), Site 39. Change proposed station location to 2.8 miles east of Reels Corner, Pa., at latitude 40°02'18" N., longitude 78°46'44" W. Delete Robertsdale, Ligonier, and Johnstown, Pa., as points of communication. Delete frequencies 6241.7, 6360.3 MHz, and 6212.0, 6330.7 MHz, and 6271.4, 6390.0 MHz. Add frequencies 6197.2 MHz on azimuth 308°05' toward a new point of communication, Boswell, Pa., and 6226.9 MHz on azimuth 57°10' toward Martinsburg, Pa., a new point of communication.
- 1418-C1-P-70—MCI New York West, Inc. (New), Site 41. Change proposed station location to latitude 40°17'21" N., longitude 77°58'10" W., 7 miles north of Three Springs, Pa. Delete Reels Corner, Newburg, and Greenwood, Pa., as points of communication. Delete frequencies 5989.7, 6108.3 MHz, 5960.0, 6078.6 MHz, and 5989.7, 6108.3 MHz. Add frequencies 6197.2 MHz on azimuth 271°10' toward a new point of communication, Martinsburg, Pa., and 6226.9 MHz on azimuth 132°50' toward a new point of communication, Roxbury, Pa.
- 1417-C1-P-70—MCI New York West, Inc. (New), Site 42. Change proposed station to latitude 40°07'10" N., longitude 77°43'53" W., 3.5 miles west-northwest of Roxbury, Pa. Delete Harrisburg and Robertsdale, Pa., as points of communication. Correct azimuths and frequencies to 5974.8 MHz on azimuth 313°00' toward a new point of communication, Butler, Pa., and 5945.2 MHz on azimuth 90°00' toward a new point of communication, Mount Holly, Pa.
- 1416-C1-P-70—MCI New York West, Inc. (New), Site 44. Station located at 6900 Chambers Hill Road, Harrisburg, Pa. Delete Newburg, Pa., as a point of communication. Delete frequencies 6038.8 MHz and 5989.7, 6108.3 MHz. Add frequency 5974.8 MHz on azimuth 248°11' toward a new point of communication, Mount Holly, Pa.
- 1412-C1-P-70—MCI New York West, Inc. (New), Site 45. Change proposed station location to latitude 40°20'09" N., longitude 76°10'50" W. Delete frequencies 6271.4, 6390.0 MHz, 6286.2, 6404.8 MHz, and 10,715.0, 11,035.0 MHz. Add frequencies 6197.2 MHz on azimuth 260°29' toward Harrisburg, Pa., and 6226.9 MHz on azimuth 97°32' toward Pottstown, Pa. Delete Reading and Lancaster, Pa., as points of communication.
- 1411-C1-P-70—MCI New York West, Inc. (New), Site 46. Change proposed station location to 3 miles north-northeast of Pottstown, Pa., at latitude 40°16'15" N., longitude 75°33'22" W. Correct azimuth and frequency to 5974.8 MHz on azimuth 277°57' toward Womelsdorf, Pa., and add frequency 5995.2 MHz on azimuth 19°55' toward a new point of communication, Spinnerstown, Pa. Delete frequencies 6004.5, 6123.1 MHz, 5945.2, 6063.8 MHz. Delete Gardenville, Pa., as a point of communication.
- 1408-C1-P-70—MCI New York West, Inc. (New), Site 48. Station located at 2 miles east of Gardenville, Pa. Delete Roxbury, N.J., and Jennerstown and Pottstown, Pa., as points of communication. Delete frequencies 6197.2, 6315.9 MHz, 11,685.0, 11,445.0 MHz, 6226.9, 6345.5 MHz. Add frequencies 5974.8 MHz on azimuth 294°23' toward a new point of communication, Spinnerstown, Pa., and 5945.2 MHz on azimuth 53°17' toward a new point of communication, Washington Valley, N.J.
- 1405-C1-P-70—MCI New York West, Inc. (New), Site 49. Change proposed station location to 0.5 mile north of Somerville, N.J., at latitude 40°38'49" N., longitude 74°37'20" W. Delete Woodport, N.J., and Allentown, Pa., as points of communication. Add frequencies 6197.2 MHz on azimuth 233°36' toward Gardenville, N.J., and 6226.9 MHz on azimuth 63°11' toward a new point of communication, West Orange, N.J. Delete frequencies 5960.0, 6078.6 MHz.
- 1913-C1-P-71—MCI New York West, Inc. (New), Site 50. Change proposed station location to 2 miles west of West Orange, N.J., latitude 40°47'15" N., longitude 74°15'18" W. Delete New York City, N.Y., as a point of communication. Delete frequencies 5989.7, 6108.3 MHz, and 10,975.0, 10,735.0 MHz. Add frequencies 5974.8 MHz on azimuth 243°25' toward a new point of communication, Washington Valley, N.J., and 11,625.0, 11,225.0 MHz on azimuth 128°17' toward a new point of communication, Newark, N.J.

Major Amendment

- 554-C1-P-72—The Lincoln Telephone & Telegraph Co. (KAR71), major amendment: Change frequency from frequency 3910.0 MHz to 4070.0 MHz toward Gretna, Nebr. All other particulars the same as reported in Public Notice, Report No. 556, dated Aug. 9, 1971.

Major Amendment

- 1110-C1-P-72—Northwestern Bell Telephone Co. (KVE33), major amendment: Change frequency toward Omaha, Nebr., from 3870 MHz to 4030 MHz. All other particulars remain as reported in Public Notice, Report No. 560 dated Sept. 7, 1971.

POINT-TO-POINT MICROWAVE RADIO SERVICE (NONTELEPHONE)

The following applicants propose to establish omnidirectional facilities for the provision of common carrier "Subscriber-Programmed" television service.

- 3226-C1-P-72—Microband Corp. of America (New), a new station located at Weatherly Building, 615 Morrison Street, Portland, OR. Latitude 45°31'11" N., longitude 122°39'23" W. Frequencies: 2152.325 MHz (visual) and 2150.20 MHz (aural) directed toward various receiving points of system and 2158.50 MHz (visual) and 2154.00 MHz (aural) toward various receiving points of system.
- 3227-C1-P-72—Microband Corp. of America (New), a new station at Hartford National Bank, 799 Main Street, Hartford, CT. Latitude 41°45'50" N., longitude 72°40'26" W. Frequencies: 2152.325 MHz (visual) and 2150.20 MHz (aural) toward various receiving points of system and 2158.50 MHz (visual) and 2154.00 MHz (aural) toward various receiving points of system.
- 3228-C1-P-72—American Communications & Electronics Corp. (New), a new station at intersection of U.S. Route 113 and Maryland Route 482, Friendship, Md. Frequencies: 2152.325 MHz (visual) and 2150.20 MHz (aural) toward various receiving points of system and 2158.50 MHz (visual) and 2154.00 MHz (aural) toward various receiving points of system. "(To serve Ocean City, Md.)"

[FR Doc.71-18042 Filed 12-9-71;8:45 am]

FEDERAL MARITIME COMMISSION

AMERICAN EXPORT ISBRANDTSEN LINES, INC., ET AL.

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1015; or may inspect the agreement at the field offices located at New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 10 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

American Export Isbrandtsen Lines, Inc., Atlantic Container Line, Ltd., Dart Containerline Inc., Hapag-Lloyd Aktiengesellschaft, Sea-Land Service, Inc., Seatrains Lines, Inc., United States Lines, Inc.

Notice of agreement filed by:

Paul J. McElligott, Esq., Ragan & Mason, The Farragut Building, 900 17th Street NW., Washington, DC 20006.

Agreement No. 9899-6, among the above named carriers, is a request to extend the approval of the basic agreement pending final disposition of the North Atlantic Pool Agreement filed with this Commission on November 26, 1971, and designated Agreement No. 10000.

Dated: December 7, 1971.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-18136 Filed 12-9-71;8:51 am]

FARRELL LINES, INC. AND COMPAGNIE MARITIME DES CHARGEURS REUNIS

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the

Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1015; or may inspect the agreement at the field offices located at New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

Mr. Hans Unterwiener, Manager, Freight Documentation and Inward Freight, Parrell Lines, Inc., 1 Whitehall Street, New York, NY 10004.

Agreement No. 9974, between Farrell Lines, Inc., and Compagnie Maritime Des Chargeurs Reunis, establishes a through billing arrangement between parties for the movement of cargo between the Liberian ports of Lofa River Port, Harbel, Buchanan, Sinoe, and Cape Palmas, on the one hand, and U.S. Atlantic and Great Lakes ports, on the other, with transshipment at Monrovia, Liberia, all in accordance with the terms and conditions set forth in the agreement. Agreement No. 9974 cancels and supersedes Agreement No. 9457.

Dated: December 7, 1971.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-18135 Filed 12-9-71;8:51 am]

**NORTH ATLANTIC UNITED KINGDOM
FREIGHT CONFERENCE**

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Mari-

time Commission, 1405 I Street NW., Room 1015; or may inspect the agreement at the field offices located at New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

Elliott B. Nixon, Esq., Burlington Underwood Wright White & Lord, 25 Broadway, New York, NY 10004.

Agreement No. 7100-11 modifies the basic agreement of the above-named Conference to cover transportation to inland points in its destination area and authorizes transshipment from Great Britain to Northern Ireland and the Republic of Ireland.

Dated: December 7, 1971.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-18137 Filed 12-9-71;8:51 am]

**NORTH ATLANTIC UNITED KINGDOM
FREIGHT CONFERENCE MER-
CHANT'S FREIGHT CONTRACT**

Notice of Petition Filed

Notice is hereby given that the following petition has been filed with the Commission for approval pursuant to section 14b of the Shipping Act, 1916, as amended (75 Stat. 762, 46 U.S.C. 814).

Interested parties may inspect a copy of the current contract form and of the petition, reflecting the changes proposed to be made in the language of said contract, at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1015, or at the field offices located at New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to the proposed changes and the petition, including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, 1405 I Street NW., Washington, DC 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed modification of the con-

tract form and/or the approved contract system shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the petition (as indicated hereinafter), and the statement should indicate that this has been done.

Notice of agreement filed by:

Elliott B. Nixon, Esq., Burlington Underwood Wright White & Lord, 25 Broadway, New York, NY 10004.

Agreement No. 7100 D.R.-4 modifies the Conference's Merchant's Freight Contract to include cargo moving from U.S. North Atlantic ports to inland points in the United Kingdom, Northern Ireland, and the Republic of Ireland.

Dated: December 7, 1971.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-18138 Filed 12-9-71;8:51 am]

**TRANS-PACIFIC FREIGHT
CONFERENCE OF JAPAN**

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1405 I Street NW., Room 1015; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and

the statement should indicate that this has been done.

Notice of agreement filed by:

Mr. James E. Mazure, Chairman, Trans-Pacific Freight Conference of Japan, Second Floor, Sumitomo Seimei Yaesu Building, 3, Yaesu 4-Chome, Chuo-ku, Tokyo 104, Japan.

Agreement No. 150-52 modifies the basic agreement of the Trans-Pacific Freight Conference of Japan by amending Article 7(a) to permit the lines to reimburse their agents for "container control" and administrative expenses.

Dated: December 6, 1971.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-18139 Filed 12-9-71;8:51 am]

HELLENIC CRUISES (MONROVIA) S.A.

Notice of Issuance of Casualty Certificate

Security for the protection of the public; financial responsibility to meet liability incurred for death or injury to passengers or other persons on voyages.

Notice is hereby given that the following have been issued a Certificate of Financial Responsibility To Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages pursuant to the provisions of section 2, Public Law 89-777 (80 Stat. 1356, 1357) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Hellenic Cruises (Monrovia) S.A., Akti Miaouli 33, Piraeus, Greece.

Dated: December 6, 1971.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-18140 Filed 12-9-71;8:51 am]

HELLENIC CRUISES, S.A.

Notice of Issuance of Casualty Certificate

Security for the protection of the public; financial responsibility to meet liability incurred for death or injury to passengers or other persons on voyages.

Notice is hereby given that the following have been issued a Certificate of Financial Responsibility to Meet Liability Incurred for Death or Injury to Passengers or Other Persons on Voyages pursuant to the provisions of section 2, Public Law 89-777 (80 Stat. 1356, 1357) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Hellenic Cruises, S.A., Akti Miaouli 33, Piraeus, Greece.

Dated: December 6, 1971.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-18145 Filed 12-9-71;8:52 am]

HELLENIC CRUISES, S.A.

Notice of Issuance of Performance Certificate

Security for the protection of the public; indemnification of passengers for nonperformance of transportation.

Notice is hereby given that the following have been issued a Certificate of Financial Responsibility for Indemnification of Passengers for Nonperformance of Transportation pursuant to the provisions of section 3, Public Law 89-777 (80 Stat. 1357, 1358) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Hellenic Cruises, S.A., Akti Miaouli 33, Piraeus, Greece.

Dated: December 6, 1971.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-18141 Filed 12-9-71;8:52 am]

LIBERTY TRAVEL SERVICE, INC., AND HELLENIC CRUISES (MONROVIA) S.A.

Notice of Issuance of Performance Certificate

Security for the protection of the public; indemnification of passengers for nonperformance of transportation.

Notice is hereby given that the following have been issued a Certificate of Financial Responsibility for Indemnification of Passengers for Nonperformance of Transportation pursuant to the provisions of section 3, Public Law 89-777 (80 Stat. 1357, 1358) and Federal Maritime Commission General Order 20, as amended (46 CFR Part 540):

Liberty Travel Service, Inc., 135 West 41 Street, New York, NY, and Hellenic Cruises (Monrovia) S.A., Akti Miaouli 33, Piraeus, Greece.

Dated: December 6, 1971.

FRANCIS C. HURNEY,
Secretary.

[FR Doc.71-18142 Filed 12-9-71;8:52 am]

[Independent Ocean Freight Forwarder License No. 724]

CHARLES C. NORIEGA & CO., INC.

Order of Revocation

By letter dated October 26, 1971, Marie A. Noriega, Charles C. Noriega & Co., Inc., 82 Wall Street, New York, NY 10005 was advised by the Federal Maritime Commission that Independent Ocean Freight Forwarder License No. 724 would be automatically revoked or suspended unless a valid surety bond was filed with the Commission on or before November 25, 1971.

Section 44(c), Shipping Act, 1916, provides that no independent ocean freight forwarder license shall remain in force unless a valid bond is in effect and on file with the Commission. Rule 510.9 of Federal Maritime Commission General Order 4, further provides that a

license will be automatically revoked or suspended for failure of a licensee to maintain a valid bond on file.

Charles C. Noriega & Co., Inc., has failed to furnish a surety bond.

By virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 1 (revised) § 7.04(g) (dated September 29, 1970):

It is ordered, That the Independent Ocean Freight Forwarder License of Charles C. Noriega & Co., Inc., be returned to the Commission for cancellation.

It is further ordered, That the Independent Ocean Freight Forwarder License of Charles C. Noriega & Co., Inc., be and is hereby revoked effective November 25, 1971.

It is further ordered, That a copy of this order be published in the FEDERAL REGISTER and served upon Charles C. Noriega & Co., Inc.

AARON W. REESE,
Managing Director.

[FR Doc.71-18143 Filed 12-9-71;8:52 am]

[Independent Ocean Freight Forwarder License No. 1132-R]

MARIO J. MACCHIONE

Order of Revocation

By letter dated November 19, 1971, Richard Macchione notified the Federal Maritime Commission of the death of his father Mario J. Macchione, the holder of Federal Maritime Commission Independent Ocean Freight Forwarder License No. 1132-R, and requested that the license be canceled.

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

It is ordered, That the Independent Ocean Freight Forwarder License No. 1132-R be returned to the Commission. Cancellation of License No. 1132-R is effective November 19, 1971.

It is further ordered, That a copy of this order be published in the FEDERAL REGISTER.

AARON W. REESE,
Managing Director.

[FR Doc.71-18144 Filed 12-9-71;8:52 am]

OFFICE OF EMERGENCY PREPAREDNESS

LOUISIANA

Amendment to Notice of Major Disaster

Notice of Major Disaster for the State of Louisiana, dated October 18, 1971, and published October 23, 1971 (36 F.R. 20560), is hereby amended to include the following additional parishes among those parishes determined to have been

adversely affected by the catastrophe declared a major disaster by the President in his declaration of October 13, 1971:

The parishes of:
 Ascension. St. Charles.
 Assumption. St. James.
 Calcasieu. St. John the Baptist.
 Evangeline. Terrebonne.
 Pointe Coupee.

Dated: December 1, 1971.

G. A. LINCOLN,
 Director,

Office of Emergency Preparedness.

[FR Doc.71-18099 Filed 12-9-71;8:49 am]

FEDERAL POWER COMMISSION

[Docket No. C871-1148, etc.]

FIRST CITY NATIONAL BANK OF HOUSTON, ET AL.

Notice of Applications for "Small Producer" Certificates¹

DECEMBER 1, 1971.

Take notice that each of the applicants listed herein has filed an application pursuant to section 7(c) of the Natural Gas Act and § 157.40 of the regulations thereunder for a "small producer" certificate of public convenience and necessity authorizing the sale for resale and delivery of natural gas in interstate commerce, all as more fully set forth in the applications which are on file with the Commission and open to public inspection.

Any person desiring to be heard or to make any protest with reference to said applications should on or before December 22, 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.

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 all applications in which no petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant

¹ This notice does not provide for consolidation for hearing of the several matters covered herein.

of the certificates is required by the public convenience and necessity. Where a petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for applicants to appear or be represented at the hearing.

KENNETH F. PLUMB,
 Secretary.

Docket No.	Date filed	Name of applicant
C871-1148...	5-3-71	First City National Bank of Houston and Alfred C. Glasell, Jr., Trustees for Alfred McI Stringfellow Trust, 2100 First City National Bank Bldg., Houston, Tex. 77002.
C871-1149...	5-3-71	First City National Bank of Houston and Alfred C. Glasell, Jr., Trustees for Mark Rogers Trust, 2100 First City National Bank Bldg., Houston, Tex. 77002.
C871-1150...	5-3-71	First City National Bank of Houston and Alfred C. Glasell, Jr., Trustees for Kate C. Crichton Trust et al., 2100 First City National Bank Bldg., Houston, Tex. 77002.
C871-1151...	5-3-71	First City National Bank of Houston and Alfred C. Glasell, Jr., Trustees for Wm. McLoyd Comegys III Trust et al., 2100 First City National Bank Bldg., Houston, Tex. 77002.
C871-1152...	5-3-71	First City National Bank of Houston and Alfred C. Glasell, Jr., Trustees for Charles Stringfellow III Trust, 2100 First City National Bank Bldg., Houston, Tex. 77002.
C872-418...	11-10-71	Cabeen Exploration Corp., Post Office Box 716, North Hollywood, CA 91603.
C872-419...	11-10-71	Amaz Petroleum Corp., 1916 First National Bldg., Tulsa, Okla. 74103.
C872-420...	11-11-71	Grande Oil Co., Inc., 1920 Alamo National Bldg., San Antonio, Tex. 78205.
C872-421...	11-11-71	McParlane Operating Co., Inc., Post Office Box 350, Tyler, TX 75701.
C872-422...	9-21-71	Lankford Estate, Post Office Box 1698, Pampa, TX 79065.
C872-423...	11-17-71	South Coast Oil, Inc., and J. E. Williams, Inc., 604 Johnson Bldg., Shreveport, La. 71101.
C872-424...	11-18-71	Oslas Biller, 75 Mulden Lane, New York, NY 10038.
C872-425...	11-18-71	El Paso Gas Co., Inc., 2605 Sentinel, Midland, TX 79701.
C872-427...	11-12-71	Wm. G. Bush, 619 Viewpoint Dr., Grand Junction, CO 81501.
C872-428...	11-11-71	Texas Energies, Inc., Bank of the Southwest Bldg., Amarillo, Tex. 79109.
C872-429...	11-15-71	Aryne Lansdale, Post Office Box 48, Garden Grove, CA 92642.
C872-430...	11-12-71	Cardinal Petroleum Co., Post Office Box 1077, Billings, MT 59103.
C872-431...	11-10-71	Glea Earleen Bakhaus, Post Office Box 1747, Harlingen, TX 78550.
C872-432...	11-13-71	Jerry L. McEuen and Kenneth E. Smith, 5201 South Western Ave., Oklahoma City, OK 73109.
C872-433...	11-13-71	Jack R. Sowles and John H. McLeod, 2426 Northeast Broadway, Portland, OH 97232.
C872-434...	11-15-71	Sewside Industries, Inc., Post Office Box 2564, Billings, MT 59103.
C872-435...	11-15-71	Larco Gas Co., Post Office Box 221, Midland, TX 79701.

Docket No.	Date filed	Name of applicant
C872-436...	11-15-71	L. N. Dinnawant, 311 Gulf Bldg., Midland, Tex. 79701.
C872-437...	11-15-71	Texas West Oil & Gas Corp., 311 Gulf Bldg., Midland, Tex. 79701.
C872-438...	11-15-71	Louis A. Chase-Morton Gorman, 9201 Wilshire Blvd., Beverly Hills, CA 90210.

[FR Doc.71-18018 Filed 12-9-71;8:45 am]

[Dockets Nos. RI72-150, RI72-151, etc.]

GREAT LAKES NATURAL GAS CORP. ET AL.

Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes to Become Effective Subject to Refund¹

DECEMBER 1, 1971.

Respondents have filed proposed changes in rates and charges for jurisdictional sales of natural gas, as set forth in Appendix A below.

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

The Commission finds:

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

The Commission orders:

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

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column. Each of these supplements shall become effective, subject to refund, as of the expiration of the suspension period without any further action by the respondent or by the Commission. Each respondent shall comply with the refunding procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder.

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

By the Commission.

[SEAL] KENNETH F. PLUMB,
 Secretary.

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

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf ²		Rate in effect subject to refund in docket No.
									Rate in effect	Proposed increased rate	
RI72-180..	Great Lakes Natural Gas Corp.	1	11	El Paso Natural Gas Co. (Blanco Mesa Verde Field, San Juan County, N. Mex.) (San Juan Basin)	\$16,932	11- 1-71		5- 2-72	\$ 15.0	\$ 29.11	RI72-66.
RI72-181..	Midwest Oil Corp.	49	5	Transwestern Pipeline Co. (Gomez Field, Pecos County, Tex.) (Permian Basin)	3,800	11-11-71		1-12-72	16.803	\$ 17.868	RI70-1709.
RI72-182..	CRA, Inc.	49	21	Northern Natural Gas Co. (Oertzen Plant, Irion County, Tex.) (Permian Basin)	\$ 6,830 \$ 1,330 \$ 4,049	11-11-71		1-12-72	\$ 16.0 \$ 14.638 \$ 16.5	\$ 17.0638 \$ 17.0638 \$ 17.6686	
	do	51	5	do	9,395	11-12-71		1-13-72	16.06	17.0638	
RI72-183..	American Petroleum Co. of Texas	34	12	El Paso Natural Gas Co. (Spraberry Field, Reagan County, Tex.) (Permian Basin)	2,620	11- 8-71		1- 9-72	14.5	19.0	

¹ Unless otherwise stated, the pressure base is 14.65 p.s.i.a.

² 18.5-cent base rate minus quality adjustments plus tax reimbursement.

³ For acreage added by Supplements Nos. 15, 19, and 20.

⁴ For acreage added by Supplement No. 16.

⁵ For acreage added by Supplements Nos. 2 and 3.

⁶ The pressure base is 15.025 p.s.i.a.

The proposed increase by Great Lakes Natural Gas Corp. for a sale to El Paso in San Juan Basin is based on a favored-nation clause which was allegedly activated by Aztec Oil & Gas Co.'s unilateral rate increase to 29.23 cents which became effective subject to refund in Docket No. RI71-744 on August 1, 1971. El Paso Natural Gas Co. and Southern California Gas Co. are expected to protest this favored nation increase, as they have previous filings, on the basis that they are not contractually authorized. In view of the contractual problem presented, the hearing herein shall concern itself with the contractual basis for this favored-nation filing as well as the justness and reasonableness of the proposed increased rate. The proposed increase exceeds the corresponding rate filing limitations imposed in Southern Louisiana and therefore is suspended for 5 months.¹

All of the producers' proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's Statement of General Policy No. 81-1, as amended (18 CFR 2.56). Except for Great Lakes' proposed rate, the proposed increased rates do not exceed the corresponding rate filing limitations imposed in Southern Louisiana and they are therefore suspended for 61 days from the date of filing or 1 day from the contractual effective date, whichever is later.

The Commission's action herein of permitting the subject rate increases to become effective, subject to refund, at the expiration of the respective suspension periods ordered herein pending Commission determination of the justness and reasonableness of such increased rates is not inconsistent with the Economic Stabilization Act of 1970, as amended, and regulations thereunder.

[FR Doc.71-18019 Filed 12-9-71; 8:45 am]

[Project No. 2317]

APPALACHIAN POWER CO.

Notice of Ground Inspection of Proposed Lower Reservoir Site

DECEMBER 1, 1971.

Please take notice that Commissioners of the Federal Power Commission will

¹ Even if this proposed increase did not exceed the applicable ceiling, it would be suspended for 5 months in these special circumstances. See order issued September 3, 1971 in Shell Oil Co., Docket No. RI72-64, et al.

view the reservoir areas of the proposed Blue Ridge Project (Project No. 2317) and certain downstream areas affected by the project on December 13, 1971. Commencing at 9:30 a.m., e.s.t., or as soon thereafter as possible, the Commissioners will make a ground inspection of the proposed lower reservoir site, following which they will fly by helicopter over both proposed reservoir sites. If time and weather conditions permit, the Commissioners will make a ground inspection of the proposed upper reservoir site. The Commissioners will then fly down the New River and over Clayton Reservoir, stopping at Radford, Va. Thereafter, if time and weather conditions permit, the Commissioners will fly by helicopter further down the New River over Bluestone Dam and Reservoir and over the stretch immediately below the dam. Counsel for and other representatives of each party to the proceeding are invited to be present during the Commission's viewing on the ground of the lower reservoir site and of the upper reservoir site, if that site is also viewed on the ground. No counsel or party will be heard at any time during the visit. Parties must arrange their own transportation. Because of space limitations, no party will be able to accompany the Commissioners during the viewing by helicopter.

Parties who wish to be present during the inspection will so notify the Secretary in writing on or before December 9, 1971. If weather conditions or any other exigency requires cancellation or postponement of the visit, parties will be notified as promptly as possible, time permitting. Accordingly, parties who notify the Secretary that they wish to be present are asked also to advise where they may be reached between December 10 and early December 13. Any motion with respect to suggestions as to the proposed visit, or other matters relating to the inspection, will be filed by December 9, 1971, with the Secretary of the Commission.

KENNETH F. PLUMB,
Secretary.

[FR Doc.71-18072 Filed 12-9-71; 8:46 am]

[Docket No. E-7650]

CAMBRIDGE ELECTRIC LIGHT CO.

Order Accepting Proposed Increased Rate Without Suspension and Denying Request for Hearing

DECEMBER 2, 1971.

The Cambridge Electric Light Co. (Cambridge) on August 19, 1971, tendered for filing an amendatory rate schedule¹ which provides for an increase in rates to the town of Belmont, Mass., to become effective on December 1, 1971.² The amendment would increase the capacity charge under the present agreement from \$1.50 per kVA to \$1.75 per kVA and results in an increase to Belmont of \$49,700 annually based on the test year 1970. The other components of the rates and the determination of billing demand are left unchanged.

In support of the proposed rate increase, Cambridge submitted a cost of service based upon a claimed rate of return of 7.97 percent. However, the company's filing shows that the increase in revenues yields a return of only 3.865 percent. Staff's analysis of the filing indicates that the proposed increased rate would yield a 3.91 percent overall rate of return. By letter dated September 22, 1971, Belmont stated that its Municipal Light Board had voted to approve the proposed rate increase.

Notice of the filing was published in the FEDERAL REGISTER on September 8, 1971. A protest and request for hearing was filed on September 15, 1971, by an individual, Mr. Edward F. Galotti, who is also a member of the Town of Belmont Municipal Light Board and Board of Selectmen. Mr. Galotti claims that Cambridge had deliberately misstated the date of its filing as August 13, 1971, in an attempt to circumvent the President's

¹ Supplement No. 5 to Rate Schedule FPC No. 2.

² Cambridge had originally proposed an effective date of Oct. 1, 1971 but, in view of the President's wage-price freeze, agreed, at Belmont's request, to an effective date of Dec. 1, 1971.

wage-price freeze and alleges that there are other major misstatements of facts and misleading material contained in Cambridge's filing. We find these contentions without merit. Although Cambridge had originally proposed an effective date of October 1, 1971, which was within the wage-price freeze period, as stated above, Cambridge subsequently agreed to an effective date of December 1, 1971. Mr. Galotti's further allegation of major misstatements of facts and misleading material is entirely unsupported.

On the basis of the foregoing we are unable to conclude that suspension of the proposed increased rate would be in the public interest or that a hearing is necessary or required under the provisions of section 205 of the Federal Power Act. Accordingly, Cambridge's proposed increase rate should be accepted for filing, effective December 1, 1971, as hereinafter ordered.

The Commission finds:

(1) Cambridge's proposed Supplement No. 5 to its Rate Schedule FPC No. 2, tendered for filing on August 19, 1971, should be accepted for filing and allowed to become effective on December 1, 1971, without suspension.

(2) For the reasons stated herein the protest and request for hearing of Mr. Edward Galotti should be denied.

The Commission orders:

(A) Cambridge Electric Light Co.'s Supplement No. 5 to its Rate Schedule FPC No. 2, tendered for filing on August 19, 1971, is accepted for filing.

(B) The rate change set forth in Cambridge Electric Co.'s Supplement No. 5 to its Rate Schedule FPC No. 2 is not inconsistent with the Economic Stabilization Act of 1970, as amended, and the rate contained therein is allowed to become effective on December 1, 1971, without suspension.

(C) The protest and request for hearing of Mr. Edward F. Galotti is denied.

(D) This order is without prejudice to any findings or orders which have been or may hereafter be made by this Commission in any proceeding now pending or hereafter instituted by or against Cambridge Electric Light Co. or any other person affected by the rates hereby permitted to be effective.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.71-18102 Filed 12-9-71;8:49 am]

[Docket No. E-7677]

KENTUCKY UTILITIES CO.

Notice of Application

DECEMBER 3, 1971.

Take notice that on November 8, 1971, Kentucky Utilities Co. (Applicant) filed an application seeking an order of the Commission pursuant to section 204 of the Federal Power Act authorizing the issuance of \$50 million in short-term promissory notes, including \$12,177,175 of such notes which Applicant is presently permitted and entitled to issue,

without an order of the Commission, pursuant to the exemption provided by subsection (e) of said section 204.

Applicant is incorporated under the laws of the State of Kentucky with its principal business office at Lexington, Ky., and is engaged in the electric utility business in central, southeastern, and western Kentucky.

The notes to commercial banks are to have maturity dates no more than 12 months from the date of issuance and the notes in the form of commercial paper to commercial dealers are to mature within 9 months from the date of issuance, with issuance date no later than December 31, 1973. The notes to banks will not exceed the prime rate of interest prevailing at the date of issuance and the commercial paper will be issued at rates not exceeding the discount rate prevailing at the date of issuance.

The proceeds from the issuance of the notes will be used to provide flexibility for the Applicant in meeting its 1972 and 1973 construction program, which is presently estimated at \$76,900,000 for 1972 and \$58,008,000 for 1973.

Any person desiring to be heard or to make any protest with reference to said application should on or before December 20, 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.71-18103 Filed 12-9-71;8:49 am]

[Docket No. CP72-123]

NORTHERN NATURAL GAS CO.

Notice of Application

DECEMBER 1, 1971.

Take notice that on November 4, 1971, Northern Natural Gas Co. (Applicant), 2223 Dodge Street, Omaha, NE 68102, filed in Docket No. CP72-123 an application pursuant to section 7(c) of the Natural Gas Act for a budget-type certificate of public convenience and necessity for authorization to construct, during the calendar year 1972, and operate various natural gas sales facilities for the transportation of natural gas in interstate commerce, and pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon various direct sales facilities during 1972, all as more fully set forth in the application on file with the Commission and open to public inspection.

Pursuant to § 157.7(c) of the Commission's regulations Applicant requests budget-type authorization for the construction during 1972, and operation of unspecified gas sales and transportation facilities for the establishment of new and additional delivery points for service to residential and small volume commercial and industrial customers and to make unspecified miscellaneous branch-line and town border station rearrangements not resulting in any change in service to existing customers. The total estimated cost of such gas sales and transportation facilities is \$300,000 which will be financed from cash on hand and from funds generated through operations.

Applicant requests a waiver of the requirements of § 157.7(c)(1)(i) of the regulations under the Natural Gas Act. Applicant states that its policy is to require contributions for the costs of constructing measuring and regulating facilities where no additional contract demand is to be purchased by the customer involved. Since the construction is solely for the benefit of the customer, Applicant requests a waiver of the prohibition against budget-type applications where the customer is to share construction costs.

Additionally, Applicant requests budget-type authorization permitting the cessation of service and removal of direct sales measuring, regulating, and related minor facilities during 1972 pursuant to § 157.7(e) of the regulations.

Any person desiring to be heard or to make any protest with reference to said application should on or before December 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.

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 and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that

a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMS,
Secretary.

[FR Doc.71-18073 Filed 12-9-71; 8:47 am]

[Docket No. RP70-13 etc.]

UNITED GAS PIPE LINE CO.

Notice of Motion for Approval of Settlement

DECEMBER 3, 1971.

Take notice that on November 22, 1971, United Gas Pipe Line Co. (United) filed a motion for approval of settlement in Dockets Nos. RP70-13, RP71-41, and RP71-54, together with a proposed settlement agreement. The settlement agreement resolves all issues in these proceedings, with the exception of the appropriate rate of depreciation to be applied to United's properties, the rate treatment of the tax benefits of liberalized depreciation, and the pricing of certain gas obtained from Pennzoil Producing Co. The depreciation rate issue is reserved for separate hearing and Commission decision. The settlement provides that the other two reserved issues will be resolved by the outcome of trials in other dockets.

The settlement agreement and accompanying tariff sheets provide for rates which would produce an increase in United's test period revenues of approximately \$23,300,000, exclusive of tracking rate increases in Docket No. RP71-54. The settlement agreement further provides that United may adjust its rates to reflect further changes in the company's purchase gas expense and expenditures for advance payments. United agrees not to file for a general increase in its jurisdictional rates, which would become effective after a maximum suspension period, prior to June 1, 1972. The settlement agreement provides for the refund with interest of the difference between revenues collected at the rates filed in RP70-13 and which were ultimately approved in that docket, as well as the difference between revenues collected at the rates filed in RP71-41, which became effective, subject to refund on June 1, 1971, and the rates provided for in the agreement.

Copies of the motion and proposed agreement have been served on all parties of record in the proceedings in accordance with the requirements of § 1.17 of the Commission's rules of practice and procedure.

Answers or comments to the motion and proposed settlement agreement may be filed with the Federal Power Commission, Washington, D.C. 20426, on or before December 15, 1971.

KENNETH F. PLUMS,
Secretary.

[FR Doc.71-18104 Filed 12-9-71; 8:50 am]

[Dockets Nos. CP63-329, RP72-41]

WESTERN TRANSMISSION CO.

Order Consolidating Proceedings, Providing for Hearing and Granting Petition to Intervene

DECEMBER 3, 1971.

Western Transmission Corp. (Western) on September 17, 1971, filed a petition to amend the certificate of public convenience and necessity granted in Docket No. CP63-329, on May 26, 1964,¹ and to thereby change a rate condition contained therein. Said condition provides that for sales made to Colorado Interstate Gas Co. (CIG) Western's jurisdictional rate shall not exceed the rate of one of its suppliers (U.S. Natural Resources) then in effect plus an incremental amount limited to five cents (5¢) per Mcf, for transportation to CIG.

More specifically, Western requests that (1) its certificate be amended to provide that the purchased gas component of its rate to CIG be based on the weighted average gas cost from all of its suppliers in lieu of that of one of its suppliers; (2) the restriction of the five cents (5¢) spread between its purchased gas cost and its selling price be eliminated; and (3) it be permitted to file rate changes to increase that spread. Concurrently with its filing seeking an amendment to the certificate, Western filed in Docket No. RP72-41 proposed changes in its effective tariff seeking to implement the aforementioned change with respect to purchased gas component in its rate and seeking to increase the spread from five cents (5¢) to nine cents (9¢) per Mcf.

In support of its petition to amend and its rate filing, Western states that the Commission, by order issued July 15, 1971,² established a public policy of encouraging exploration and development of natural gas in the producing area here involved (the Washakie Basin in the Rocky Mountain Area). The petition also states that the order authorized producers' initial rates 2.75 cents per Mcf higher than the company receives for gas which it purchases, gathers, transports and delivers to CIG. Western contends that "as a practical matter (it) is therefore no longer able to purchase gas under its existing rate schedule" and "furthermore, under the effective 5 cents per Mcf spread, Western has incurred comparatively large operating losses in each of the last 4 years and will continue to do so under the present rate schedule." The company further asserts that the conditions which prevailed at the time that the certificate was granted no longer exist and, therefore, that the rate conditions attached thereto are no longer appropriate.

On October 18, 1971, CIG filed a petition to intervene stating that "the con-

¹ 31 FPC 1295.

² Notice of these proposed changes was issued Sept. 30, 1971, and published in the FEDERAL REGISTER, 36 F.R. 19626.

³ Order No. 435, issued in Dockets Nos. R-389 and 389-A.

ditions which existed at the time of the Commission's order issued May 26, 1964, in Docket No. CP63-329 have changed so drastically and that the encouragement of the development of new supply is so important that the price condition included in that order should be eliminated." However, CIG questions the propriety of the method by which Western would determine and reflect the purchased gas component proposed to be included in Western's rate and requests "that a Commission order * * * approving the increased rate be conditioned upon Western's submitting its rate in an acceptable manner."

The proposed amendments to the existing certificate and the increased rate proposed raise questions of fact and law and therefore should be subject to hearing as hereinafter provided.

The Commission finds:

(1) It is appropriate and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the public convenience and necessity and the lawfulness of the changes proposed in Western's filings of September 17, 1971.

(2) It is appropriate and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the proceedings in Dockets Nos. CP63-329 and RP72-41 be consolidated for hearing and decision and that CIG be permitted to intervene therein.

The Commission orders:

(A) The proceeding in Dockets Nos. CP63-329 and RP72-41 are hereby consolidated.

(B) Pursuant to the authority of the Natural Gas Act, particularly sections 4, 7, and 15, thereof, the Commission's rules of practice and procedure, and the Commission's regulations under the Natural Gas Act (18 CFR Ch. 1), a public hearing shall be held commencing on December 17, 1971, at 10 a.m., e.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, DC 20426, concerning the public convenience and necessity of the amendments proposed to the existing certificate of public convenience and necessity, and the lawfulness of the increased rates as proposed.

(C) CIG is hereby permitted to intervene in these consolidated proceedings subject to the Commission's rules of practice and procedure: *Provided, however*, The participation of CIG as an intervener shall be limited to matters affecting asserted rights and interests specifically set forth in its petition to intervene: *And provided, further*, That this admission to intervene shall not be construed as recognition by the Commission that CIG might be aggrieved by any orders entered in these consolidated proceedings.

(D) Western and CIG shall serve their cases-in-chief upon all parties on or before December 13, 1971.

(E) A Presiding Examiner to be designated by the Chief Examiner (see Delegation of Authority, 18 CFR 3.5(d)),

shall preside at all public hearings hereinafter beginning December 17, 1971, and shall thereafter control these proceedings in accordance with the policies expressed in the Commission's rules of practice and procedure, and the purposes expressed in this order.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.71-18105 Filed 12-9-71;8:50 am]

SMALL BUSINESS ADMINISTRATION

[License No. 06/10-0104]

TECHNO-GROWTH SBIC, INC.

Notice of Application for Transfer of Control of a Licensed Small Business Investment Company

Notice is hereby given that an application has been filed with the Small Business Administration pursuant to section 107.701 of the SBA rules and regulations governing small business investment companies (13 CFR 107.701 (1971)), for transfer of control of Techno-Growth SBIC, Inc. (the SBIC), 2701 East Grauwyl Road, Irving, TX 75060, a Federal licensee under the Small Business Investment Act of 1958, as amended (the Act), (15 U.S.C., 661 et seq.).

The SBIC was licensed on May 28, 1962. Its present paid-in capital and paid-in surplus is \$775,000. It has 30,100 shares of outstanding stock owned by one stockholder, Techno-Growth Capital Corp.

The application states that all of the issued and outstanding stock of the licensee will be transferred to Radonics, Inc. (Radonics). Radonics has its principal place of business at 1712 Locust Street, Philadelphia, PA. The principal place of business of the SBIC will be moved to the same address as Radonics.

The SBIC's new officers and directors will be:

Joseph B. Heimann, 54 North Murray Avenue, Ridgewood, NJ, president and director.
John F. Deeney, 4 Kings Court, Hatboro, PA 19040, Secretary, treasurer and director.
George M. Parks, 414 South Jessup Street, Philadelphia, PA, director.

Matters involved in SBA's consideration of the proposed transaction include the general business reputation of Radonics and its officers, directors, and principal stockholders as well as the probability of the SBIC's successful operation as a wholly owned subsidiary of Radonics, including such factors as adequate profitability and financial soundness in accordance with the Act and the regulations.

Prior to taking final action on the application, consideration will be given to any comments pertaining to the proposed transaction which are submitted, in writing, to the Associate Administrator for Operations and Investment, Small Business Administration, 1441 L Street NW., Washington, DC 20416, within fifteen

(15) days from the date of publication of this notice.

A copy of this notice will be published by the proposed transferee in a newspaper of general circulation in Philadelphia, Pa.

Dated: November 26, 1971.

A. H. SINGER,
Associate Administrator
for Operations and Investment.

[FR Doc.71-18196 Filed 12-9-71;8:53 am]

TARIFF COMMISSION

[337-L-47]

WRITING INSTRUMENTS INCORPORATING POROUS WRITING NIB

Notice of Complaint Received

The U.S. Tariff Commission hereby gives notice of the receipt on November 23, 1971, of a complaint under section 337 of the Tariff Act of 1930 (19 U.S.C. 1337), filed by Venus Esterbrook Corp. of New York, N.Y., alleging unfair methods of competition and unfair acts in the importation and sale of writing instruments incorporating a porous writing nib which are embraced within claims of U.S. Patent No. 3,338,216 owned by the complainant. Accuracy Products, Inc., 168 Main Avenue, Wallington, NJ; Major Line, Inc., 16019 Valley View Avenue, Santa Fe Springs, CA; and Ultra, Inc., 23771 Blackstone, Warren, MI, have been named as importers of the subject products.

In accordance with the provisions of § 203.3 of its rules of practice and procedure (19 CFR 203.3), the Commission has initiated a preliminary inquiry into the allegations of the complaint for the purpose of determining whether there is good and sufficient reason for a full investigation, and if so whether the Commission should recommend to the President the issuance of a temporary order of exclusion from entry under section 337(f) of the Tariff Act.

A copy of the complaint is available for public inspection at the Office of the Secretary, U.S. Tariff Commission, Eighth and E Streets NW., Washington, DC, and at the New York office of the Tariff Commission located in room 437 of the Customhouse.

Information submitted by interested persons which is pertinent to the aforementioned preliminary inquiry will be considered by the Commission if it is received not later than January 17. Such information should be sent to the Secretary, U.S. Tariff Commission, Eighth and E Streets NW., Washington, DC 20436. A signed original and nineteen (19) true copies of each document must be filed.

Issued: December 7, 1971.

By order of the Commission.

[SEAL] KENNETH R. MASON,
Secretary.

[FR Doc.71-18127 Filed 12-9-71;8:52 am]

DEPARTMENT OF LABOR

Employment Standards Administration

MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CON- STRUCTION

Modification to Area Wage Deter- mination Decisions for Specified Localities in Certain States

Area wage determination decisions published in the FEDERAL REGISTER on the following dates:

Decision No.	Date
AM-355, AM-357	Aug. 13, 1971
AM-425, AM-429, AM-431, AM-438, AM-439	Aug. 18, 1971
AM-2525	Sept. 3, 1971
AM-6131	Nov. 12, 1971
AM-7706, AM-7713, AM-7714, AM-7715	Nov. 19, 1971

are hereby modified as set forth below.

These modifications are based upon information obtained concerning changes in prevailing hourly wage rates and fringe benefit payments since these determinations were issued.

The determinations of prevailing rates and fringe benefits made in these modifications 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 the foregoing area wage determination decisions, as hereby modified, shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and 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.

The modifications are effective from their date of publication in the FEDERAL REGISTER until the end of the period for which the determinations being modified were issued and are to be used in accordance with the provisions of 29 CFR, Part 5.

Any person, organization, or governmental agency having an interest in the wages determined as prevailing 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 Determination, Washington, D.C. 20210. The cause for not utilizing the rule-making procedures prescribed in 5

U.S.C. sec. 553 is set forth in the document being modified.

The modifications to the area wage determination decisions listed above are set forth below.

Signed at Washington, D.C., this 3d day of December 1971.

HORACE E. MENASCO,
Administrator, Employment
Standards Administration.

MODIFICATIONS

Classification	Basic hourly rates	Fringe benefits payments			
		H & W	Pensions	Vacation	App. Tr. Others
<i>WD No. AM-2555-38 F.R. 17708, the 50 northern California counties are all those located north of Kern and San Luis Obispo Counties and west of Inyo and Mono Counties, Calif. Modification No. 5</i>					
Alameda County					
CHANGE: Terrazzo workers.....	\$8.09	\$0.63	\$0.58	\$0.55	
Contra Costa County					
CHANGE: Terrazzo workers.....	6.09	.63	.58	.55	
Del Norte and Humboldt Counties					
CHANGE: Terrazzo workers.....	6.09	.63	.58	.55	
Lake and Mendocino Counties					
CHANGE: Terrazzo workers.....	6.09	.63	.58	.55	
OMIT: Lathers.....	7.08	.43	.40		\$0.01
ADD: Lathers (Mendocino County and Lake County from city of Lakeport down to county line).....	6.71	.37	.45	.01	1/8%
Lathers (remaining portion of Lake County).....	7.08	.43	.40		\$0.01
Marin County					
CHANGE: Lathers.....	6.71	.37	.45	.01	1/8%
Terrazzo workers.....	6.09	.63	.58	.55	
ADD: Painters: Paperhangers.....	7.37	.39	.40		
Mariposa County					
ADD: Lathers.....	6.50				\$0.01
Merced County					
ADD: Lathers.....	6.50				.01
Napa County					
CHANGE: Terrazzo workers.....	6.09	.63	.58	.55	
San Francisco County					
CHANGE: Terrazzo workers.....	6.09	.63	.58	.55	
San Mateo County					
CHANGE: Terrazzo workers.....	6.09	.63	.58	.55	
Siskiyou County					
CHANGE: Terrazzo workers.....	6.09	.63	.58	.55	
Solano County					
CHANGE: Terrazzo workers.....	6.09	.63	.58	.55	
Sonoma County					
CHANGE: Lathers.....	6.71	.37	.45	.01	1/8%
Terrazzo workers.....	6.09	.63	.58	.55	
Stanislaus and Tuolumne Counties					
ADD: Lathers.....	6.50				\$0.01
Trinity County					
CHANGE: Terrazzo workers.....	6.09	.63	.58	.55	

Classification	Base hourly rates	Fringe benefits payments				
		H & W	Pensions	Vacation	App. Tr.	Others
<i>WD No. AM-6, 151-56 F.R. 21755, Amador, Contra Costa, Marin, Sacramento, San Francisco, San Joaquin, Santa Clara, Solano, and Sonoma Counties, Calif. Modification No. 1</i>						
Contra Costa County						
CHANGE: Terrazzo workers.....	\$6.69	\$0.63	\$0.58	\$0.55		
Marin County						
CHANGE: Lathers.....	6.71	.37	.45	.91	1.8%	
Terrazzo workers.....	6.69	.63	.58	.55		
ADD: Painters: Paperhangers.....	7.37	.30	.40			
Sacramento County						
CHANGE: Ironworkers: Fence erectors.....	7.89	.43	.425	.50	\$9.0	
San Francisco County						
CHANGE: Terrazzo workers.....	6.69	.63	.58	.55		
Solano County						
CHANGE: Terrazzo workers.....	6.69	.63	.58	.55		
Sonoma County						
CHANGE: Lathers.....	6.71	.37	.45	.91	1.8%	
Terrazzo workers.....	6.69	.63	.58	.55		
<i>WD No. AM-565-56 F.R. 11297, Delaware County, Ind. Modification No. 4</i>						
CHANGE: Building construction: Lathers.....	6.75		.15		\$0.01	
<i>WD No. AM-357-56 F.R. 15316, Lake County, Ind. Modification No. 4</i>						
CHANGE: Building construction: Hammond area: Plasterers.....	6.80	.25				
OMIT: Building construction: Hammond area: Painters: Brush.....	8.45	.20	.25			
Spray and sandblasting.....	7.20	.20	.25			
Structural steel.....	6.95	.20	.25			
Paperhangers.....	6.70	.20	.25			
ADD: Building construction: Hammond area: Painters: Commercial: Brush.....	8.85	.32	.25		.02	
Spray and sandblasting.....	7.60	.32	.25		.02	
Paperhangers.....	7.10	.32	.25		.02	
Industrial: Brush.....	7.55	.32	.25		.02	
Spray and sandblasting.....	8.30	.32	.25		.02	
Sign painters.....	8.30	.32	.25		.02	
<i>WD No. AM-7, 708-56 F.R. 22117, Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Castro, Seisher, and Childress Counties, Tex. Modification No. 1</i>						
CHANGE: Building construction: Carpenters.....	5.75					
<i>WD No. AM-7, 715-56 F.R. 22118, Loving, Winkler, Ector, Midland, Reeves, Ward, Crane, Upton and Pecos Counties, Tex. Modification No. 1</i>						
CHANGE: Building construction: Bricklayers' helpers.....	3.50					
Carpenters.....	3.80					
Electricians.....	6.10		1%		1/10%	
Laborers: Laborers.....	2.00					
Plumbers.....	4.50					
Sheet metal workers.....	3.40					
ADD: Building construction: Plumbers' helpers.....	2.50					
Sheet metal workers' helpers.....	2.00					
<i>WD No. AM-7, 714-56 F.R. 22119, Travis County, Tex. Modification No. 1</i>						
CHANGE: Building construction: Terrazzo workers' helpers: Terrazzo helpers.....	3.50					
Floor machine operators.....	3.70					
Tile setters' helpers.....	3.80					

Classification	Basic hourly rates	Fringe benefits payments			
		H & W	Pensions	Vacation	App. Tr. Others
<i>WD No. AM-7715-55 F.R. 22121, Galveston County, Tex. Modification No. 1</i>					
CHANGE:					
Building construction:					
Carpenters:					
Carpenters	\$6.00	\$0.40	\$0.22		\$0.05
Millwrights	6.17	.48	.22		.06
Piledrivermen	6.00	.40	.22		
Plumbers and pipefitters	6.25	.25	.20		.12
<i>WD No. AM-425-55 F.R. 15973, Eau Claire County, Wis. Modification No. 5</i>					
CHANGE:					
Building construction:					
Lathers	6.00				
<i>WD No. AM-429-55 F.R. 15968, Marathon County, Wis. Modification No. 4</i>					
CHANGE:					
Building construction:					
Lathers (western 1/2 of county)	6.00				
<i>WD No. AM-431-55 F.R. 15997, Polk County, Wis. Modification No. 3</i>					
CHANGE:					
Building construction:					
Lathers (eastern 1/2 of county)	6.00				
<i>WD No. AM-458-55 F.R. 16022, Adams, Green Lake, Langlade, Marquette, Menominee, Portage, Shawano, Waupaca, Waushara, and Wood Counties, Wis. Modification No. 3</i>					
ADD:					
Ironworkers:					
Marquette County	7.20	.25	.125		.025
<i>WD AM-459-55 F.R. 16024, Crawford, Columbia, Dodge, Grant, Green, Iowa, Jackson, Jefferson, Lafayette, Monroe, Richland, Sauk, and Vernon Counties, Wis. Modification No. 4</i>					
ADD:					
Ironworkers:					
Grant County	7.20	.25	.125		.025

[FR Doc.71-17922 Filed 12-9-71;8:45 am]

DEPARTMENT OF LABOR

Wage and Hour Division

CERTIFICATES AUTHORIZING EMPLOYMENT OF FULL-TIME STUDENTS WORKING OUTSIDE OF SCHOOL HOURS AT SPECIAL MINIMUM WAGES IN RETAIL OR SERVICE ESTABLISHMENTS OR IN AGRICULTURE

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.), the regulation on employment of full-time students (29 CFR Part 519), and Administrative Order No. 621 (36 F.R. 12819), the establishments listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly rates lower than the minimum wage rates otherwise applicable under section 6 of the act. While effective and expiration dates are shown for those certificates issued for less than a year, only the expiration dates are shown for certificates issued for a year. The minimum certificate rates are not less than 85 percent of the applicable statutory minimum.

The following certificates provide for an allowance not to exceed the proportion of the total hours worked by full-time students at rates below \$1 an hour to the total number of hours worked by all employees in the establishment during the base period in occupations of the same general classes in which the establishment employed full-time students at wages below \$1 an hour in the base year.

B & S Discount Food, foodstore; 134 Montgomery Street, Villa Rica, GA; 9-17-72.
 Ball Stores, Inc., variety-department store; 400 South Walnut Street, Muncie, IN; 9-2-72.
 Barkmeier's, variety-department store; Exeter, Nebr.; 9-9-72.
 Big Apple Supermarket, foodstores, 9-2-72: Nos. 2 and 3, Reidsville, N.C.
 Byck Bros. & Co., apparel store; 532 South Fourth Street, Louisville, KY; 8-31-72.
 Capin's El Paso Store, variety-department store; 125-129 Morley Avenue, Nogales, AZ; 8-31-72.
 Carrollton Foods, Inc., foodstore; 905 South Main, Carrollton, MO; 9-2-72.
 Cat & Fiddle Super Market, Inc., foodstores, 9-2-72: Riverside Drive, Danville, Va.; 714 South Main Street, Danville, Va.
 Charlie's Market, foodstore; George, Iowa; 9-9-72.
 Cooper & Ratcliff, Inc., foodstores; 8-31-72: Bassett, Va.; Collinsville, Va.
 Cowan Super Market, foodstore; 232 Trade Street, Tryon, NC; 9-4-72.
 Dan's, Inc., foodstores, 9-9-72: 2085 East 21st South, Salt Lake City, UT; 2266 East 33d South, Salt Lake City, UT.
 Eagle Stores Co., Inc., variety-department stores; No. 13, Asheboro, N.C., 9-14-72; No. 3, Lenoir, N.C., 9-9-72; 1-11 West Main Street, Martinsville, VA; 9-2-72.
 Edward's, Inc., variety-department stores, 9-9-71 to 9-7-72: 917 Bay Street, Beaufort, SC; Pinehaven Shopping Center, Charleston Heights, SC; Front Street, Georgetown, SC, 10-18 North Main Street, Sumter, SC; 201 Wichman, Walterboro, SC.
 Garrison Memorial Hospital, hospital; Garrison, N. Dak.; 9-3-72.
 Goldblatt Bros., Inc., variety-department store; 5208 Hohman Avenue, Hammond, IN; 8-21-72.
 W. T. Grant Co., variety-department stores, 9-2-72, except as otherwise indicated: No. 849, Jacksonville, Fla.; No. 70, Atlanta, Ga. (9-17-71 to 9-2-72); No. 3086, Gary, Ind.; No. 718, Indianapolis, Ind.; No. 675, Asheville, N.C.; No. 74, Canton, Ohio; No. 482, Delphos, Ohio (8-21-72); No. 313, Newark, Ohio.

H.E.B. Food Store, foodstores, 9-2-72: No. 27, Alice, Tex.; No. 73, Arkansas Pass, Tex.; Nos. 30, 31, 32, 33, 34, 45, 51, and 79, Austin, Tex.; No. 10, Beeville, Tex.; Nos. 1, 14, and 15, Brownsville, Tex.; Nos. 17, 19, 21, 23, 35, 37, 46, 65, 102, and 103, Corpus Christi, Tex.; No. 80, Cuero, Tex.; No. 88, Del Rio, Tex.; No. 9, Donna, Tex.; No. 75, Eagle Pass, Tex.; No. 6, Edinburg, Tex.; No. 78, El Campo, Tex.; Nos. 3, 55, and 77, Harlingen, Tex.; No. 89, Kerrville, Tex.; No. 72, Killeen, Tex.; No. 26, Kingsville, Tex.; Nos. 8 and 16, Laredo, Tex.; No. 7, McAllen, Tex.; No. 4, Mercedes, Tex.; No. 13, Mission, Tex.; No. 62, New Braunfels, Tex.; No. 12, Pharr, Tex.; No. 11, Raymondville, Tex.; No. 24, Refugio, Tex.; No. 22, Robstown, Tex.; Nos. 40, 42, 43, 44, 47, 48, 49, 52, 53, 57, 60, 66, 68, and 69, San Antonio, Tex.; No. 2, San Benito, Tex.; No. 63, San Marcos, Tex.; No. 29, Taft, Tex.; No. 71, Temple, Tex.; No. 74, Uvalde, Tex.; Nos. 25 and 28, Victoria, Tex.; Nos. 50, 70, 76, and 87, Waco, Tex.; No. 5, Weslaco, Tex.; No. 81, Yoakum, Tex.
 Haan's Super Market, Inc., foodstore; 919 36th Street, WY, Mich.; 9-1-72.
 Hested Stores Co., variety-department store; No. 715, Norfolk, NE; 9-2-72.
 J. I. Ippel Co., variety-department store; 423 Court Street, Saginaw, MI; 8-26-72.
 John D. Archbold Memorial Hospital, hospital; Thomasville, Ga.; 9-6-72.
 K. C. Super Market, foodstore; Eighth Street and Ohio Avenue, Etowah, Tenn.; 8-31-72.
 Kenely's Supermarkets, Inc., foodstore; 1107 South 10th Street, Noblesville, IN; 7-31-72.
 S. S. Kresge Co., variety-department stores, 9-2-72, except as otherwise indicated: No. 651, New London, Conn. (9-14-72); No. 728, Bradenton, Fla.; No. 742, St. Petersburg, Fla.; No. 254, Aurora, Ill.; No. 34, Bloomington, Ill.; No. 54, Bridgeview, Ill.; No. 164, Canton, Ill.; Nos. 174 and 690, Champaign, Ill.; Nos. 8, 236, 416, 445, 594, 599, 627, 4613, and 4624, Chicago, Ill.; No. 261, Danville, Ill.; Nos. 201 and 641, Decatur, Ill.; No. 50, Deerfield, Ill.; No. 220, Evanston, Ill. (9-19-72); No. 4612, Freeport, Ill.; No. 179, Galesburg, Ill.; No. 130, Joliet, Ill.; No.

417, Kankakee, Ill.; No. 918, La Grange, Ill.; No. 497, Mattoon, Ill.; No. 4623, Oak Lawn, Ill.; No. 630, Park Forest, Ill.; No. 4630, Pekin, Ill.; No. 242, Peoria, Ill.; No. 321, Quincy, Ill.; No. 318, Rockford, Ill.; No. 136, St. Charles, Ill.; No. 4592, Streator, Ill.; No. 483, Bedford, Ind. (9-13-71 to 9-2-72); No. 237, Elkhart, Ind.; No. 647, Evansville, Ind.; No. 568, Fort Wayne, Ind.; Nos. 462 and 618, Gary, Ind.; Nos. 7, 563, and 672, Indianapolis, Ind.; No. 589, Kokomo, Ind.; No. 31, Lafayette, Ind. (9-10-71 to 9-2-72); No. 204, Lafayette, Ind.; No. 85, Muncie, Ind.; No. 251, New Castle, Ind.; No. 4628, Burlington, Iowa; No. 542, Des Moines, Iowa; No. 559, Iowa City, Iowa (9-16-71 to 9-2-72); No. 692, Mason City, Iowa; No. 93, Ottumwa, Iowa (9-17-71 to 8-5-72); No. 152, Waterloo, Iowa; No. 127, Leavenworth, Kans. (9-16-71 to 9-2-72); No. 197, Salina, Kans. (9-17-71 to 9-2-72); No. 56, Louisville, Ky.; No. 624, Louisville, Ky. (8-31-72); No. 363, Owensboro, Ky. (9-15-72); No. 112, Paducah, Ky. (8-31-72); No. 255, Quincy, Mass.; No. 485, Adrian, Mich.; No. 605, Allen Park, Mich.; Nos. 74 and 160, Ann Arbor, Mich.; No. 21, Battle Creek, Mich.; No. 296, Berkley, Mich.; No. 227, Birmingham, Mich.; Nos. 16, 350, and 580, Dearborn, Mich.; Nos. 1, 208, 289, 290, 340, 369, 395, 456, 521, 527, 533, 620, and 652, Detroit, Mich.; No. 166, Detroit, Mich. (9-7-72); No. 241, Detroit, Mich. (9-8-72); No. 550, Detroit, Mich. (9-15-72); No. 185, Ferndale, Mich.; Nos. 12 and 272, Flint, Mich. (9-14-72); No. 214, Flint, Mich. (9-15-72); No. 642, Flint, Mich.; No. 59, Grand Rapids, Mich.; No. 276, Hazel Park, Mich.; Nos. 211 and 365, Highland Park, Mich.; No. 103, Jackson, Mich.; No. 549, Lansing, Mich. (9-13-72); Nos. 245, and 685, Lincoln Park, Mich.; No. 27, Livonia, Mich.; No. 529, Monroe, Mich.; No. 353, Mount Clemens, Mich. (9-6-72); No. 626, Muskegon, Mich.; No. 623, Plymouth, Mich.; Nos. 13 and 684, Pontiac, Mich.; No. 2, Port Huron, Mich. (9-16-72); No. 677, Rochester, Mich.; No. 415, Roseville, Mich.; No. 530, Royal Oak, Mich.; No. 428, Saginaw, Mich.; No. 315, Sault Ste. Marie, Mich. (9-14-72); No. 123, Southfield, Mich.; No. 687, Southgate, Mich.; No. 499, Traverse City, Mich. (9-12-72); No. 4578, Faribault, Minn.; Nos. 176 and 694, Minneapolis, Minn.; No. 683, St. Paul, Minn.; No. 52, Winona, Minn.; No. 461, St. Louis, Mo.; No. 4585, St. Louis, Mo. (9-20-71 to 9-2-72); No. 326, Omaha, Nebr.; No. 75, Plainfield, N.J.; No. 658, Barberton, Ohio (9-15-72); No. 566, Cambridge, Ohio; No. 120, Canton, Ohio; Nos. 28, 118, 298, 411, 459, and 531, Cleveland, Ohio; Nos. 5 and 328, Columbus, Ohio; No. 533, Cuyahoga Falls, Ohio; Nos. 9, 628, and 649, Dayton, Ohio; No. 171, Lancaster, Ohio; No. 51, Lima, Ohio; No. 362, Marion, Ohio (9-18-72); No. 512, Mount Vernon, Ohio; No. 410, Painesville, Ohio; No. 676, Parma, Ohio; No. 4638, Piqua, Ohio; No. 316, Springfield, Ohio; No. 458, Steubenville, Ohio; No. 646, Toledo, Ohio (9-16-72); Nos. 299 and 674, Warren, Ohio; No. 228, Willoughby, Ohio; No. 248, Xenia, Ohio; No. 595, Youngstown, Ohio; No. 377, Zanesville, Ohio; No. 4627, Norfolk, Va. (9-13-72); No. 425, Bluefield, W. Va. (8-31-72); No. 391, Charleston, W. Va. (8-31-72); No. 607, Eau Claire, Wis.; No. 611, Fond Du Lac, Wis.; No. 446, Milwaukee, Wis.; No. 86, Racine, Wis.; No. 78, Superior, Wis.

Latonia 5/1.00 Store, variety-department store; 3925 Winston Avenue, Covington, KY; 9-17-72.

La Ville de Paris, variety-department store; 101-103 Morley, Nogales, AZ; 8-31-72.

McCaskill-Burke Tractor Co., farm implements; South Green and Jackson, Marianna, Fla.; 8-28-71 to 7-16-72.

McCrory-McLellan-Green Stores, variety-department stores, 9-2-72, except as otherwise indicated: No. 580, Tucson, Ariz. (8-31-

72); No. 239, Fort Smith, Ark. (9-1-72); No. 509, Little Rock, Ark. (8-25-72); No. 1119, Bridgeport, Conn.; No. 649, Westport, Conn. (9-5-72); No. 287, Clearwater, Fla. (9-20-71 to 9-2-72); No. 1003, Coral Gables, Fla. (9-14-71 to 9-2-72); No. 112, Deland, Fla.; No. 270, Fort Lauderdale, Fla. (9-20-71 to 9-2-72); Nos. 130 and 342, Fort Myers, Fla.; No. 318, Hialeah, Fla. (9-1-71 to 8-16-72); No. 245, Homestead, Fla. (9-20-71 to 9-2-72); No. 95, Jacksonville, Fla. (9-20-71 to 9-2-72); No. 173, Kissimmee, Fla.; No. 157, Lake City, Fla.; No. 97, Lakeland, Fla.; No. 1313, Lake Wales, Fla. (9-9-71 to 9-2-72); No. 259, Leesburg, Fla. (9-7-72); No. 74, Miami, Fla.; No. 57, Ocala, Fla. (9-13-71 to 9-2-72); No. 61, Orlando, Fla. (9-20-71 to 9-2-72); No. 81, Palatka, Fla. (9-9-71 to 9-2-72); No. 150, Plant City, Fla. (9-20-71 to 9-2-72); No. 98, St. Augustine, Fla. (9-20-71 to 8-27-72); No. 324, St. Petersburg, Fla.; No. 69, Sanford, Fla. (9-20-71 to 9-2-72); No. 111, Tallahassee, Fla. (9-14-71 to 9-2-72); No. 71, West Palm Beach, Fla.; No. 339, Winter Garden, Fla. (9-9-71 to 9-2-72); No. 244, Winter Haven, Fla. (9-20-71 to 9-2-72); No. 1130, Albany, Ga.; Nos. 191 and 1211, Atlanta, Ga. (9-20-71 to 9-2-72); No. 1113, Augusta, Ga.; No. 1107, Columbus, Ga. (9-9-71 to 9-2-72); No. 1219, Columbus, Ga. (9-15-71 to 9-4-72); No. 428, Dalton, Ga. (9-18-72); No. 423, Dublin, Ga. (8-31-72); No. 327, East Point, Ga. (9-14-71 to 9-2-72); No. 412, Gainesville, Ga. (9-20-71 to 9-2-72); No. 433, Griffin, Ga.; No. 1121, Macon, Ga. (9-8-72); No. 435, Marietta, Ga.; No. 176, Savannah, Ga.; No. 1305, Savannah, Ga. (9-18-72); No. 424, Thomasville, Ga. (9-9-71 to 9-2-72); No. 209, Valdosta, Ga. (9-20-71 to 9-11-72); No. 303, Waycross, Ga.; No. 676, Pekin, Ill.; No. 44, Anderson, Ind.; No. 195, Indianapolis, Ind.; No. 569, Fort Dodge, Iowa; No. 1081, Keokuk, Iowa (9-8-72); No. 560, Mason City, Iowa; No. 470, Topeka, Kans. (9-7-71 to 9-2-72); No. 305, Lexington, Ky. (8-31-72); No. 1135, Louisville, Ky. (9-16-72); No. 620, Waterville, Maine; No. 631, Boston, Mass.; No. 664, Lynn, Mass. (9-17-72); No. 556, Alpena, Mich.; No. 668, Grand Haven, Mich. (9-13-71 to 9-2-72); No. 541, Petoakey, Mich.; No. 1056, St. Paul, Minn.; No. 308, Clifton, N.J.; No. 1072, Succasunna, N.J. (9-14-72); No. 542, Albuquerque, N. Mex. (9-12-72); No. 565, Albuquerque, N. Mex. (9-11-72); No. 485, Hobbs, N. Mex. (9-9-72); No. 700, Albermarle, N.C.; No. 406, Concord, N.C. (9-20-71 to 9-2-72); No. 305, Fort Bragg, N.C. (9-20-71 to 9-2-72); No. 479, Goldsboro, N.C.; No. 1140, Kinston, N.C.; No. 427, Lexington, N.C. (9-20-71 to 9-2-72); No. 699, New Bern, N.C.; No. 1141, Reidsville, N.C. (9-20-71 to 9-2-72); No. 402, Washington, N.C.; No. 1045, Wilmington, N.C. (9-20-71 to 9-2-72); No. 410, Wilson, N.C. (9-20-71 to 9-4-72); No. 1127, Winston Salem, N.C. (9-20-71 to 9-2-72); No. 189, Canton, Ohio (9-4-72); No. 1207, Cleveland, Ohio; No. 1035, Columbus, Ohio (9-16-72); No. 180, Dayton, Ohio (9-4-72); No. 1065, Dayton, Ohio; No. 684, Delaware, Ohio; No. 26, East Liverpool, Ohio; No. 1059, Portsmouth, Ohio (9-5-72); No. 24, Springfield, Ohio; No. 27, Steubenville, Ohio (9-14-72); No. 1124, Uhrichsville, Ohio; No. 185, Youngstown, Ohio (9-4-72); No. 597, Lawton, Okla. (9-13-72); No. 1083, Oklahoma City, Okla.; No. 633, Pryor, Okla. (9-13-72); No. 164, Aiken, S.C.; No. 1103, Charleston, S.C. (9-20-71 to 9-2-72); No. 161, Chester, S.C. (9-17-72); No. 1104, Columbia, S.C. (9-13-71 to 9-2-72); No. 1108, Greenville, S.C. (9-20-71 to 9-2-72); No. 134, Rock Hill, S.C. (8-16-71 to 8-2-72); No. 1136, Spartanburg, S.C. (9-20-71 to 9-2-72); No. 415, Sumter, S.C.; No. 139, Bristol, Tenn.; No. 429, Chattanooga, Tenn.; No. 497, Columbia, Tenn.; No. 430, Jackson, Tenn. (8-31-72); No. 297, Kingsport, Tenn. (9-15-72); No. 307, Memphis, Tenn.; No. 417, Murfreesboro, Tenn.; No. 507, Nashville, Tenn.; No. 292, Oak Ridge, Tenn. (8-31-72); No. 320, Whitehaven,

Tenn. (9-16-72); No. 1004, Dallas, Tex. (9-9-72); No. 241, Galveston, Tex.; No. 533, McAllen, Tex. (9-9-72); No. 1132, San Antonio, Tex. (9-15-72); No. 216, Wichita Falls, Tex.; No. 1117, Alexandria, Va. (8-31-72); No. 309, Arlington, Va.; No. 296, Front Royal, Va.; No. 142, Harrisonburg, Va.; No. 505, Roanoke, Va. (8-31-72); No. 47, Winchester, Va. (8-31-72); No. 13, Charleston, W. Va. (9-13-72); No. 1133, Charleston, W. Va. (8-31-72); No. 214, Clarksburg, W. Va. (9-13-72); No. 32, Fairmont, W. Va. (8-31-72); No. 40, Grafton, W. Va. (8-31-72); Nos. 15 and 1131, Huntington, W. Va.; No. 83, Martinsburg, W. Va. (9-15-72); No. 33, Morgantown, W. Va.; No. 451, LaCrosse, Wis.; No. 578, Marinette, Wis.; No. 454, Marshfield, Wis. (9-7-72); No. 579, Monroe, Wis.; No. 694, Oconomowoc, Wis.

Micheli Food Market, foodstore; Keewatin, Minn.; 9-9-72.

Minimax Super Market, foodstores; 1552 Palm Boulevard, Brownsville, TX, 9-4-72; 200 North 10th Street, McAllen, TX, 9-5-72.

Model Food Market, foodstore; North Hills Shopping Center, North Little Rock, Ark.; 8-22-72.

Moreland Drug, Inc., drugstore; 110 Shelby Street, Falmouth, KY; 8-24-72.

G. C. Murphy Co., variety-department stores, 9-2-72: No. 250, Rome, Ga.; No. 102, Tifton, Ga.; No. 417, Goshen, Ind.; No. 119, Greencastle, Ind.; No. 430, Madison, Ind.; No. 422, Peru, Ind.; No. 443, Salem, Ind.; No. 17, Ashland, Ky.; No. 239, Louisville, Ky.; No. 111, Maysville, Ky.; No. 466, Logan, Ohio; No. 180, Richwood, Va.; No. 209, East Rainelle, W. Va.; No. 172, Fairmont, W. Va.; No. 137, Hinton, W. Va.; No. 194, Logan, W. Va.; No. 185, Philippi, W. Va.; No. 19, Sistersville, W. Va.; No. 133, Welch, W. Va.; No. 14, Wellburg, W. Va.

Neisner Bros., Inc., variety-department stores, 9-2-72: No. 158, Fort Lauderdale, Fla.; No. 99, Gainesville, Fla.; No. 175, Key West, Fla.; No. 21, Miami, Fla.; No. 40, Pompano Beach, Fla.; Nos. 31, 52, 54, 65, 74, and 97, Chicago, Ill.; No. 37, Waukegan, Ill.; Nos. 32 and 43, Detroit, Mich.; No. 13, Hamtramck, Mich.; No. 101, Lincoln Park, Mich.; No. 107, Royal Oak, Mich.; No. 73, Wyandotte, Mich.; No. 129, Rochester, Minn.; No. 59, St. Louis, Mo.; No. 70, Omaha, Nebr.; No. 100, Cincinnati, Ohio; No. 39, Norwood, Ohio; No. 114, Sandusky, Ohio; No. 131, Brownsville, Tex.; Nos. 120 and 141, San Antonio, Tex.

J. J. Newberry Co., variety-department stores, 9-2-72, except as otherwise indicated: 1-15 North Jefferson Street, Martinsville, IN; 110 South Main Street, Harlan, KY (8-31-72); No. 187, Vineland, N.J.; 37-43 Washington Street, West Warwick, RI (9-7-72); 269 Dakota South, Huron, SD; 320 East Overland Street, El Paso, TX; No. 202, El Paso, Tex. (9-7-72); 145 Main Street, Barre, VT (9-4-72); 125-127 East Main Street, Front Royal, VA (8-31-72); No. 239, Salem, Va. (8-31-72); 404 West Main Street, Waynesboro, VA (8-31-72).

Okolona Department Store, variety-department store; 7821 Preston Highway, Louisville, KY; 8-23-72.

Olson Supermarket, foodstore; 3209 Main Street, Parsons, KS; 9-2-72.

Parkview Home, nursing home; Belview, Minn.; 8-31-72.

Piggly Wiggly, foodstores, 9-2-72, except as otherwise indicated: No. 1, Panama City, Fla.; Nos. 1 and 2, Columbus, Ga.; No. 66, Great Falls, S.C. (8-24-72); Nos. 1 and 2, Lamesa, Tex.

Randle's IGA, foodstore; Eureka, Utah; 9-9-72.

Rayless Department Store, variety-department stores, 9-2-72, except as otherwise indicated: 312 Main Street, Danville, VA; 312-320 East Broad Street, Richmond, VA (8-31-72); 307 Main Street, South Boston, VA.

Red & White Foodbasket, foodstore; Curry Street, Pelham, Ga.; 9-1-71 to 8-12-72.

Rockford Dry Goods Co., variety-department store; 305 West State Street, Rockford, Ill.; 9-13-72.

Rodenberg's, Inc., foodstore; No. 1, Charleston, S.C.; 9-7-71 to 8-23-72.

Roodhouse Search Food Stores, Inc., foodstore; West Clay Street, Roodhouse, Ill.; 8-24-72.

Rose's Stores, Inc., variety-department stores, 9-2-72, except as otherwise indicated: No. 80, Milledgeville, Ga.; No. 145, Asheville, N.C.; No. 98, Chapel Hill, N.C.; No. 43, Clinton, N.C.; No. 24, Edenton, N.C.; No. 108, Elkin, N.C.; No. 1, Henderson, N.C.; No. 50, Kinston, N.C.; No. 21, Roanoke Rapids, N.C.; No. 32, Sanford, N.C.; No. 22, Smithfield, N.C.; No. 149, Tarboro, N.C.; No. 30, Thomasville, N.C.; No. 133, Winston-Salem, N.C.; No. 42, Hartsville, S.C.; No. 48, Newberry, S.C.; No. 31, Farmville, Va.; No. 7, Franklin, Va.; Nos. 123 and 142, Norfolk, Va.; No. 129, Norfolk, Va. (9-12-72); No. 17, Suffolk, Va.

Schnaible Drug Co., drugstores: No. 2, Lafayette, Ind.; 8-31-72; 117 North Fourth Street, Lafayette, Ind.; 8-16-72.

Skippers Table, Inc., restaurant; 7030 West Seven Mile Road, Detroit, MI; 9-2-72.

The Stern & Mann Co., apparel store; 301 Tucarawas Street West, Canton, OH; 8-19-72.

Super Duper Food Center, foodstores: 155 Sayles Boulevard, Abilene, TX; 9-14-72; 300 Halley Street, Sweetwater, TX; 9-2-72.

T.G. & Y. Stores Co., variety-department stores, 9-2-72, except as otherwise indicated: No. 148, Kansas City, Kans. (9-16-71 to 6-21-72); No. 155, Kansas City, Kans.; No. 13, Anadarko, Okla.; No. 31, Bartlesville, Okla.; No. 30, Midwest City, Okla.; No. 57, Muskogee, Okla.; No. 40, Oklahoma, Okla. (9-17-72); No. 53, Shawnee, Okla.

T-W-L Store, variety-department store; No. 7, Collins, Miss.; 8-24-72.

Tersteeg's Super Valu, foodstore; Redwood Falls, Minn.; 9-9-72.

Thomas Grocery, foodstore; Robbins Road and Ferry Street, Grand Haven, Mich.; 8-26-72.

Thomas Kilpatrick & Co., variety-department store; 42d and Center Street, Omaha, NE; 9-2-72.

Tynes & McPherson, Inc., variety-department store; Monticello, Miss.; 8-24-72.

Weeks, Inc., foodstore; 505 South Santa Fe, Salina, KS; 9-2-72.

Wheatridge Ranch Market, foodstore; 6920 West 38th Avenue, Wheatridge, CO; 9-7-72.

Whitehall Search Food Stores, Inc., foodstore; South Main Street, Whitehall, Ill.; 8-24-72.

Wm. A. Lewis Clothing, apparel stores, 9-2-72: 2301 West 95th Street, Chicago, Ill.; Hillside Shopping Center, Hillside, Ill.; Harlem-Irving Store Plaza, Norridge, Ill.

Wytheville Crest 5-10-25¢ Stores Co., variety-department store; Wytheville, Va.; 8-31-72.

Yunker Brothers, Inc., variety-department stores, 9-2-72: 323 Main Street, Ames, IA; 503 Merle Hay Plaza, Des Moines, IA; Seventh and Walnut Street, Des Moines, IA; 217-239 South 25th Street, Fort Dodge, IA; 111 East Washington, Iowa City, IA; 22-24 Main Street, Marshalltown, IA; 101 South Federal, Mason City, IA; 118 High Street West, Oskaloosa, IA; 129 East Main Street, Ottumwa, IA; Fourth and Pierce, Sioux City, Iowa.

The following certificates were issued to establishments relying on the base-year employment experience of other establishments, either because they came into existence after the beginning of the applicable base year or because they did not have available base-year records.

The certificates permit the employment of full-time students at rates of not less than 85 percent of the applicable statutory minimum in the classes of occupations listed, and provide for the indicated monthly limitations on the percentage of full-time student hours of employment at rates below the applicable statutory minimum to total hours of employment of all employees.

Ann & Hope Factory Outlet, Inc., variety-department stores, for the occupation of bagger, 2 to 3 percent, 9-17-72; Mill Street, Cumberland, RI; 1689 Post Road, Warwick, RI.

Arizona Drumstick, Inc., restaurant; 2240 North Scottsdale Road, Tempe, AZ; waitress, takeout clerk, bus boy (girl), counter clerk, kitchen helper, hostess (host); 38 to 63 percent; 9-4-71 to 8-31-72.

The Baby Shop, Inc., apparel store; 1120 Washington Square Mall, Evansville, IN; salesclerk, marking clerk, stock clerk, detail clerk; 1 to 11 percent; 9-2-72.

Big John, foodstores, for the occupations of sacker, stock clerk, 10 percent, 9-1-71 to 4-24-72; No. 8, Carmi, Ill.; No. 6, Effingham, Ill.

Byrds Food Center, Inc., foodstore; Haw River, N.C.; bagger, carryout, stock clerk, cashier, janitorial; 18 percent; 9-13-72.

The Canopy, restaurant; 211 Fifth Avenue, McKeesport, PA; counter clerk; 10 to 25 percent; 9-14-72.

Carter's Food Center, foodstore; 500 Southeast Washington Boulevard, Bartlesville, OK; stock clerk, carryout; 7 to 15 percent; 9-14-72.

Clint's Foodland, foodstore; 4278 Beach Street, Akron, MI; stock clerk, carryout; 12 to 17 percent; 9-14-72.

Conley's, variety-department stores, for the occupations of salesclerk, stock clerk, cashier, marker, carryout, 9 to 30 percent, 9-15-72, except as otherwise indicated: 101 Grant Street, Chardon, OH (9 to 30 percent); 212 North Wooster Avenue, Dover, OH; 985 Ashland Road, Mansfield, OH; 3839 Pearl Road, Medina, OH (9 to 32 percent); Route 250, Midvale, OH; Route 170, North Kingsville, OH (9 to 26 percent); 250 North Main Street, Rittman, OH (9 to 26 percent).

Convenient Food Mart, Inc., foodstore; No. 320, Parma, Ohio; stock clerk, janitorial; 10 percent; 9-17-72.

Cooke's Food Store, Inc., foodstore; 17 Broad Street SW., Cleveland, TN; stock clerk, produce clerk, bagger, carryout; 9 to 10 percent; 8-31-72.

Cooper & Ratcliff, foodstore; Martinsville, Va.; bagger, carryout; 10 percent; 8-31-72.

Dan's Inc., foodstores, for the occupations of courtesy clerk, bagger, bottle clerk, 24 to 37 percent, 9-9-72; 3735 South Ninth East, Salt Lake City, UT; 1326 South 21st East, Salt Lake City, UT.

Dick Millett's Market, foodstore; 820 North 700 East, Provo, UT; stock clerk, cashier; 26 to 33 percent; 9-9-72.

Dixie-McLean, Inc., restaurant; McLean, Ill.; bus boy (girl); 19 to 47 percent; 9-14-72.

Don's Model Market, foodstore; Levy Shopping Center, North Little Rock, Ark.; sacker, carryout, stock clerk; 15 percent; 8-22-72.

Eagle Stores, variety-department stores; Wayne Avenue Shopping Center, Dunn, N.C., salesclerk, 3 to 18 percent, 9-15-71 to 9-7-72; No. 27, Collinsville, Va., salesclerk, stock clerk, 12 to 50 percent, 9-2-72.

Edward's, variety-department stores, for the occupations of salesclerk, checker, stock clerk, lay-a-way clerk, pricer, 9 to 16 percent, 9-9-71 to 9-7-72, except as otherwise indicated: Mitchell Shopping Center, Aiken, S.C. (4 to 18 percent); Hampton Place Shopping Center, Greenwood, S.C.; Highway 17 South at 10th Street, Myrtle Beach, SC (10 to 15 percent, 8-25-71 to 8-12-72); 159 Broughton Street NW., Orangeburg, SC.

Food Fair, Inc., foodstore; Mount Vernon, Ky.; bagger, carryout, cleanup, pricing clerk, tagging clerk, stock clerk; 4 to 21 percent; 9-2-72.

Fruit & Vegetable Fair, Inc., foodstore; 29220 North Campbell Road, Madison Heights, MI; stock clerk, packer, unloader, cleanup; 3 to 6 percent; 8-26-72.

Goodrum Co., restaurant; Oakland Road, Waterville, Maine; dishwasher, waitress (waiter); 12 to 32 percent; 8-21-72.

Good Samaritan Center, nursing home; Scribner, Neb.; kitchen helper, dining room helper, serving helper, nurse's aide; 2 to 9 percent; 9-9-72.

W. T. Grant Co., variety-department stores: No. 647, Jacksonville, Fla., salesclerk, 3 to 9 percent, 9-20-71 to 9-11-72; No. 599, Mableton, Ga., salesclerk, 6.1 to 12 percent, 9-13-72; No. 69, St. Paul, Minn., salesclerk, cashier, office clerk, stock clerk, 8 to 10 percent, 9-2-72; No. 729, Kingsport, Tenn., salesclerk, stock clerk, office clerk, cashier, 3 to 14 percent, 8-31-72; No. 902, Barre, Vt., salesclerk, stock clerk, 4 to 33 percent, 9-4-72.

H.E.B. Food Store, foodstores, for the occupations of bottler, sacker, packager, 10 percent, 9-2-72; No. 36, Austin, Tex.; No. 82, Bay City, Tex.; No. 99, Belmead, Tex.; No. 93, Belton, Tex.; Nos. 18, 92, 101, 107, and 108, Corpus Christi, Tex.; No. 95, Del Rio, Tex.; No. 85, Palfurrias, Tex.; No. 112, Hondo, Tex.; No. 113, Lampasas, Tex.; No. 100, Laredo, Tex.; No. 84, McAllen, Tex.; No. 20, Port Lavaca, Tex.; No. 96, Rockport, Tex.; Nos. 58, 59, 83 and 90, San Antonio, Tex.; No. 97, Seguin, Tex.; No. 56, Taylor, Tex.; No. 54, Waco, Tex.; No. 91, Wharton, Tex.

Hardee's, restaurants, for the occupation of general restaurant worker, 31 to 58 percent, 9-14-72; 3737 State Avenue, Kansas City, KS; 1115 North Belt Highway, St. Joseph, MO.

S. S. Kresge Co., variety-department stores, for the occupations of salesclerk, stock clerk, office clerk, checker-cashier, 10 percent, 9-2-72, except as otherwise indicated: No. 259, Waterbury, Conn. (salesclerk); No. 763, Daytona Beach, Fla. (salesclerk, 5 to 12 percent); No. 4049, Macon, Ga. (salesclerk, 11 to 23 percent, 9-16-72); No. 4044, Savannah, Ga. (salesclerk, 3 to 13 percent, 9-18-72); No. 4031, Bloomington, Ill. (3 to 21 percent); No. 4019, Champaign, Ill. (salesclerk, office clerk, checker-cashier, stock clerk, maintenance, 4 to 21 percent); No. 551, Chicago, Ill. (salesclerk, office clerk, checker-cashier, stock clerk, maintenance, 16 to 42 percent); No. 4562, Chicago, Ill. (16 to 41 percent); No. 429, Des Plaines, Ill. (17 to 26 percent); No. 4610, Lincoln, Ill. (13 to 36 percent); No. 4494, Loves Park, Ill. (16 to 32 percent, 9-14-72); No. 25, Markham, Ill. (18 to 33 percent); No. 4546, Moline, Ill. (3 to 22 percent); No. 503, Oak Brook, Ill. (12 to 0 percent); No. 4005, Peoria, Ill. (4 to 18 percent); No. 4423, Rockford, Ill. (16 to 32 percent, 9-14-72); No. 511, Schaumburg, Ill. (12 to 20 percent, 9-14-72); No. 4412, Wood River, Ill. (5 to 10 percent, 9-14-72); No. 4079, Fort Wayne, Ind. (stock clerk, office clerk, salesclerk, checker-cashier, porter, 5 to 10 percent, 8-25-72); No. 4014, Kokomo, Ind.; No. 4008, Lafayette, Ind. (2 to 10 percent); No. 466, Mishawaka, Ind. (9-6-72); No. 4571, Peru, Ind. (5 to 10 percent); No. 597, Richmond, Ind.; No. 2317, Vincennes, Ind. (8 to 10 percent); No. 4584, Clinton, Iowa (0.7 to 10 percent, 9-16-71 to 8-30-72); 2535 Hubbell Avenue, Des Moines, Iowa (2 to 10 percent, 9-30-71 to 5-1-72); No. 4156, Urbandale, Iowa (10 to 24 percent, 9-16-71 to 8-20-72); No. 4215, Kansas City, Kans. (5 to 10 percent, 9-16-71 to 7-4-72); No. 4222, Shawnee Mission, Kans. (5 to 10 percent, 9-16-71 to 9-12-72); No. 504, Alpena, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 9-6-72); Nos. 131 and 468, Ann Arbor, Mich.

(stock clerk, maintenance, office clerk, counter filling, food preparation, salesclerk, register operation, customer service); No. 4086, Benton Harbor, Mich. (stock clerk, salesclerk, maintenance, register operation, office clerk, counter filling, food preparation, customer service); No. 4516, Detroit, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 4538, Detroit, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 9 to 10 percent); No. 507, Escanaba, Mich. (stock clerk, maintenance, office clerk, checker-cashier, customer service, counter filling, 12 to 28 percent); No. 4083, Flint, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 8 to 10 percent, 8-23-72);

No. 571, Fraser, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 4405, Fraser, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 9-8-72); No. 465, Grosse Pointe, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 403, Iron Mountain, Mich. (salesclerk, maintenance, office clerk, checker-cashier, customer service, counter filling, 4 to 10 percent, 9-7-72); No. 679, Kalamazoo, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 353, Madison Heights, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 516, Pontiac, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 433, Saginaw, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 9-13-72); No. 4074, Southfield, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 4192, Southfield, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 8-13-72); No. 4021, Southgate, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 8-2-72); No. 477, Wyoming, Mich. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 8-25-72); No. 323, Rochester, Minn. (salesclerk, checker-cashier, office clerk, stock clerk, maintenance, 14 to 27 percent); No. 4193, Bridgeton, Mo. (5 to 10 percent, 9-19-72); No. 4350, Columbia, Mo. (13 to 20 percent, 9-17-71 to 6-23-72); No. 4304, Florissant, Mo. (6 to 21 percent, 9-20-71 to 6-21-72); No. 578, Hazelwood, Mo. (salesclerk, stock clerk, office clerk, checker-cashier, maintenance, 17 to 30 percent, 9-17-71 to 7-27-72); No. 4217, Independence, Mo. (13 to 20 percent, 9-16-71 to 7-14-72); No. 4320, Kansas City, Mo. (5 to 10

percent, 9-16-71 to 8-25-72); No. 72, St. Louis, Mo. (13 to 29 percent, 9-16-71 to 6-28-72); Nos. 4216 and 4270, St. Louis, Mo. (5 to 10 percent, 9-20-71 to 4-30-72); No. 4280, Springfield, Mo. (1 to 10 percent, 9-17-71 to 7-20-72); No. 4120, Lincoln, Nebr. (3 to 10 percent, 9-17-71 to 7-31-72); No. 4126, Omaha, Nebr. (3 to 10 percent, 9-20-71 to 4-3-72); No. 4130, Omaha, Nebr. (3 to 10 percent, 9-17-71 to 6-17-72); No. 4053, Charlotte, N.C. (salesclerk, 11 to 22 percent); No. 4022, Grand Forks, N. Dak. (6 to 14 percent); No. 4353, Minot, N. Dak. (13 to 22 percent, 9-16-71 to 7-5-72); No. 4544, Minot, N. Dak. (salesclerk, 13 to 22 percent); No. 4501, Alliance, Ohio (stock clerk, maintenance, office clerk, food preparation, register operation, counter filling, salesclerk, customer service, 0 to 10 percent); No. 4518, Ashtabula, Ohio (stock clerk, maintenance, office clerk, food preparation, register operation, counter filling, salesclerk, customer service);

No. 4266, Brooklyn, Ohio (stock clerk, maintenance, office clerk, food preparation, register operation, counter filling, salesclerk, customer service, 9-11-72); No. 4194, Cincinnati, Ohio (salesclerk, maintenance, office clerk, checker-cashier, customer service, counter filling, stock clerk, 7 to 22 percent, 8-13-72); No. 434, Cleveland, Ohio (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 4567, Cleveland, Ohio (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 5 to 10 percent, 9-15-72); No. 663, Columbus, Ohio (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 5 to 10 percent, 9-8-72); No. 199, Dayton, Ohio (stock clerk, maintenance, office clerk, food preparation, register operation, counter filling, salesclerk, customer service, 9 to 10 percent, 8-18-72); No. 287, Dayton, Ohio (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 6 to 10 percent); No. 4179, Dayton, Ohio (stock clerk, maintenance, office clerk, food preparation, register operation, counter filling, salesclerk, customer service, 8 to 10 percent, 8-31-72); No. 4528, Lorain, Ohio (stock clerk, maintenance, office clerk, food preparation, register operation, counter filling, salesclerk, customer service, 5 to 10 percent); Nos. 144 and 4597, Maple Heights, Ohio (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 314, Parma, Ohio (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 686, Tiffin, Ohio (stock clerk, maintenance, office clerk, food preparation, register operation, counter filling, salesclerk, customer service, 8-22-72); No. 4556, Zanesville, Ohio (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service, 5 to 10 percent); No. 758, Alcoa, Tenn. (salesclerk, stock clerk, maintenance, office clerk, checker-cashier, customer service, counter filling, 2 to 17 percent, 9-9-72); No. 4050, Johnson City, Tenn. (salesclerk, stock clerk, maintenance, office clerk, checker-cashier, customer service, counter filling, 2 to 17 percent, 8-31-72); No. 4132, Arlington, Tex. (salesclerk, 7 to 27 percent, 9-15-72); No. 4013, Baytown, Tex. (salesclerk, 7 to 27 percent, 9-11-72); No. 761, Fort Worth, Tex. (salesclerk, 7 to 10 percent); No. 4302, Galveston, Tex. (salesclerk, 7 to 27 percent, 9-5-72); No. 782, Houston, Tex. (salesclerk, 7 to 27 percent, 9-17-72); No. 196, Alexandria, Va. (salesclerk, stock clerk, maintenance, office clerk, checker-cashier, customer service, counter filling, 14 to 25 percent, 9-5-72); No. 782, Houston, Tex. (salesclerk, stock clerk, counter filling, register

operation, customer service, salesclerk, checker-cashier, display clerk, office clerk, 0 to 32 percent, 7-18-72); No. 4548, Petersburg, Va. (checker-cashier, salesclerk, 7 to 13 percent, 8-31-72); No. 561, Winchester, Va. (salesclerk, stock clerk, maintenance, office clerk, checker-cashier, customer service, counter filling, 11 to 34 percent, 8-31-72); No. 4503, Wheeling, W. Va. (stock clerk, maintenance, office clerk, food preparation, salesclerk, register operation, counter filling, customer service); No. 4542, Beloit, Wis. (5 to 10 percent); No. 4321, Madison, Wis. (salesclerk, stock clerk, office clerk, checker-cashier, maintenance, customer service, 11 to 29 percent, 9-1-72); No. 442, Neenah, Wis.; No. 4376, Waukesha, Wis. (15 to 37 percent, 9-14-72).

W. C. Leonard & Co., variety-department store; 131-133 West Jefferson Street, Kosciusko, MS; salesclerk, stock clerk; 8 to 23 percent; 9-14-72.

Lerner Shops, apparel stores, for the occupations of salesclerk, cashier, credit clerk; No. 195, Mobile, Ala., 5 to 21 percent, 8-23-72; No. 337, Burlington, N.C., 5 to 17 percent, 9-14-72.

Lo Mark, Inc., foodstore; 600 West Raleigh Street, Siler City, NC; cashier, stock clerk, bagger, carryout, janitorial; 18 percent; 8-23-72.

Magic Mart-Famous, Inc., variety-department store; Parkview Shopping Center, Marshall, Tex.; salesclerk, stock clerk, janitorial; 17 to 40 percent; 9-2-72.

McCall's Greenleaf Grocery, foodstore; 301 South Porter Street, Norman, OK; bagger, carryout, checker, clerk; 21 to 31 percent; 9-17-72.

McCrary-McLellan-Green Stores, variety-department stores, for the occupations of salesclerk, stock clerk, office clerk, 10 to 27 percent, 9-2-72, except as otherwise indicated; No. 375, Phoenix, Ariz. (9 to 20 percent, 8-31-72); No. 379, Phoenix, Ariz. (5 to 16 percent, 8-31-72); No. 709, Sierra Vista, Ariz. (4 to 17 percent, 8-31-72); No. 350, Deerfield Beach, Fla. (salesclerk, office clerk, 13 to 27 percent, 9-10-72); No. 172, Fort Walton Beach, Fla. (13 to 26 percent, 9-1-71 to 8-2-72); No. 347, Leesburg, Fla. (7 to 24 percent, 9-20-71 to 9-2-72); No. 365, Melbourne, Fla. (10 to 30 percent); No. 344, Mount Dora, Fla. (7 to 24 percent); No. 7501, Orlando, Fla. (4 to 15 percent, 9-1-71 to 8-2-72); No. 171, St. Petersburg, Fla. (4 to 11 percent, 9-20-71 to 9-7-72); No. 360, East Alton, Ill. (11 to 19 percent); No. 1318, Louisville, Ky. (0 to 11 percent, 9-16-72); No. 343, Hadley, Mass. (7 to 15 percent, 9-7-72); No. 231, Lansing, Mich. (8-23-71 to 8-9-72); No. 447, Lapeer, Mich. (salesclerk, stock clerk); No. 679, Sturgis, Mich.; No. 646, Pascagoula, Miss. (salesclerk, stock clerk, checkout, 6 to 31 percent, 8-26-72); No. 706, Albuquerque, N. Mex. (salesclerk, stock clerk, office clerk, porter, 0 to 40 percent); No. 404, Salisbury, N.C. (salesclerk, office clerk, stock clerk, porter, 12 to 34 percent, 9-1-71 to 8-2-72); No. 362, Fairborn, Ohio (6 to 20 percent, 9-4-72); No. 372, Troy, Ohio (6 to 20 percent, 9-7-72); No. 337, Murfreesboro, Tenn. (salesclerk, office clerk, porter, 2 to 31 percent, 9-13-72); No. 249, Arlington, Tex. (11 to 15 percent, 9-13-72); No. 341, Moundsville, W. Va. (5 to 22 percent).

Minimax, foodstore; 1301 East Levee Street, Brownsville, Tex.; stock clerk, checker-cashier, carryout, janitorial; 9 to 11 percent; 9-5-72.

M. E. Moses Co., variety-department store; No. 37, Dallas, Tex.; salesclerk, checker, stock clerk; 19 to 50 percent; 9-16-72.

G. C. Murphy Co., variety-department stores, for the occupations of salesclerk, office clerk, stock clerk, janitorial, 10 to 29 percent, 9-2-72, except as otherwise indicated; No. 330, Mattoon, Ill. (14 to 32 percent, 9-14-72); No. 288, Abilene, Tex.; No. 173, Austin, Tex. (9-4-72); No. 219, Fort Worth, Tex.; No. 294, Odessa, Tex.; No. 283, Texarkana, Tex.;

No. 319, Richmond, Va. (9 to 17 percent, 9-25-72).

Nelaner Bros., Inc., variety-department stores, for the occupations of salesclerk, office clerk, stock clerk, 10 to 29 percent, 9-2-72, except as otherwise indicated: No. 192, Avon Park, Fla.; No. 188, Brandon, Fla. (salesclerk, stock clerk, 4 to 10 percent); No. 183, Dade City, Fla.; No. 187, New Port Richey, Fla.; No. 184, Palmetto, Fla.; No. 79, South Miami, Fla. (17 to 29 percent, 9-18-72); No. 194, Tallahassee, Fla. (4 to 17 percent); No. 202, Crystal Lake, Ill. (6 to 22 percent); No. 204, Burlington, Iowa (salesclerk, stock clerk, office clerk, maintenance, 4 to 23 percent); No. 189, Del Rio, Tex. (6 to 14 percent).

J. J. Newberry Co., variety-department store; No. 559, Mitchell, S. Dak.; stock clerk, salesclerk; 6 to 16 percent; 9-7-71 to 9-2-72.

Parisian Mercantile Corp., variety-department store; 205 Morley Avenue, Nogales, AZ; salesclerk, marker, gift wrapper; 1 to 12 percent; 8-31-72.

Piggly Wiggly, foodstore; No. 11, Phenix City, Ala.; sacker, bottler, carryout, janitorial; 10 to 12 percent; 8-31-72.

Pleasing Food Store Inc., foodstore; No. 3, Milton, Fla.; bagger, stock clerk, checker, market counter helper; 8 to 18 percent; 9-13-72.

Rayless Department Store, variety-department store; 908-912 Main Street, Lynchburg, VA; office clerk, salesclerk, stock clerk, marker, cleanup; 13 to 34 percent; 8-31-72.

Rocky Ridge Farm Market, Inc., foodstore; Route No. 6, Hagerstown, Md.; salesclerk, stock clerk, bagger, cashier; 11 to 15 percent; 9-14-72.

Rodenberg's foodstore; No. 5, Mount Pleasant, S.C.; bagger, carryout; 10 percent; 9-7-71 to 8-23-72.

Rogers Department Store, Inc., variety-department store; 959 28th Street SW., Wyoming, MI; salesclerk, stock clerk, gift wrapper, marker; 8 percent; 9-1-72.

Rose's Stores, Inc., variety-department stores, for the occupations of office clerk, checker, stock clerk, salesclerk, 13 to 32 percent, 9-2-72, except as otherwise indicated: No. 178, Alexander City, Ala. (window trimmer, merchandise marker, checker, order writer, stock clerk, salesclerk, 9-8-72); No. 138, Anniston, Ala. (8-16-72); No. 164, Valdosta, Ga. (stock clerk, salesclerk, checker, window trimmer, merchandise marker, order writer, 9-2-72); No. 102, Warner Robins, Ga. (stock clerk, salesclerk, checker, window trimmer, merchandise marker, order writer); No. 91, Winder, Ga. (salesclerk, stock clerk, checker, window trimmer, merchandise marker, order writer, 9-14-72); No. 208, Greenwood, Miss. (salesclerk, stock clerk, checker, window trimmer, merchandise marker, order writer, 9-14-72); No. 35, Asheboro, N.C. (salesclerk, stock clerk, 13 to 28 percent); No. 185, Elizabeth City, N.C. (salesclerk, stock clerk, 5 to 29 percent); No. 155, Gastonia, N.C. (11 to 27 percent); No. 132, Greensboro, N.C. (11 to 28 percent); No. 96, High Point, N.C. (13 to 28 percent); No. 118, Jacksonville, N.C. (16 to 26 percent); No. 8, Lenoir, N.C. (salesclerk, 12 to 41 percent); No. 13, Mebane, N.C. (salesclerk, stock clerk, 13 to 28 percent); No. 88, Mount Airy, N.C. (13 to 28 percent); No. 99, Mount Olive, N.C. (salesclerk, 21 to 41 percent); No. 81, Plymouth, N.C. (salesclerk, 2 to 25 percent); No. 78, Rocky Mount, N.C. (4 to 20 percent); No. 4, Roxboro, N.C. (salesclerk, stock clerk, 19 to 38 percent); No. 183, Shelby, N.C. (11 to 27 percent); No. 39, Williamston, N.C. (salesclerk, stock clerk, 5 to 29 percent); No. 159, Wilson, N.C. (4 to 20 percent); No. 161, Florence, S.C. (salesclerk, stock clerk, 6 to 21 percent); No. 67, North Augusta, S.C. (6 to 21 percent); No. 165,

Murfreesboro, Tenn. (salesclerk, 3 to 16 percent, 9-4-72); No. 44, Newport, Tenn. (1 to 8 percent); No. 158, Martinsville, Va. (salesclerk, checker, 5 to 9 percent, 9-4-72).

Roth's Department Store, variety-department stores, for the occupation of salesclerk, 4 to 6 percent; 4500 North First Avenue, Evansville, IN, 8-31-72; 100 East Third Street, Mount Vernon, IN, 8-27-72.

Schensul's Cafeteria, restaurant; West Main Street, Kalamazoo, Mich.; bus boy (girl), coffee girl (boy), counter helper, dishwasher, food preparer, short order cook; 49 to 77 percent; 8-17-72.

Smith's Food King, Inc., foodstores, for the occupations of bagger, carryout, 26 to 33 percent, 9-17-71 to 8-6-72; No. 12, Bountiful, Utah; Nos. 1 and 11, Brigham City, Utah; No. 88, Logan, Utah.

The Stern & Mann Co., apparel store; 3040 Cromer NW., Canton, OH; delivery clerk, stock clerk, service clerk, alteration, gift wrapper, teen board; 1 to 8 percent; 8-19-72.

Super Duper Food, foodstore; 802 Pine Street, Abilene, TX; sacker, stock clerk; 6 to 10 percent; 8-31-72.

T.G. & Y. Stores Co., variety-department stores, for the occupations of office clerk, salesclerk, stock clerk, 20 to 30 percent, 8-31-72, except as otherwise indicated: No. 1600, Monroeville, Ala. (2 to 17 percent, 9-16-72); No. 199, Glendale, Ariz. (19 to 35 percent); No. 187, Phoenix, Ariz.; No. 1502, Tempe, Ariz. (16 to 30 percent); No. 248, Pine Bluff, Ark. (salesclerk, stock clerk, 11 to 34 percent, 9-1-72); No. 658, Corona, Calif.; No. 568, Hawthorne, Calif. (salesclerk, stock clerk); No. 593, San Bernardino, Calif. (salesclerk, stock clerk, 20 to 31 percent); No. 648, Simi Valley, Calif. (20 to 35 percent); No. 786, Orlando, Fla. (2 to 17 percent, 9-17-72); No. 714, Rockledge, Fla. (7 to 24 percent, 9-14-72); No. 1403, Wichita, Kans. (19 to 30 percent); No. 480, Kansas City, Mo. (22 to 30 percent, 9-16-71 to 8-31-72); No. 65, Enid, Okla. (23 to 25 percent, 9-2-72); No. 444, Tulsa, Okla. (24 to 30 percent, 9-10-72); No. 765, Memphis, Tenn. (8 to 30 percent, 9-16-72); No. 844, Houston, Tex. (30 percent, 9-11-72); No. 824, Pearland, Tex. (30 percent).

Terry Farris, variety-department store; No. 5430, San Antonio, Tex.; salesclerk, stock clerk, office clerk, janitorial; 10 to 28 percent; 9-4-72.

Tomlinson Stores, Inc., variety-department store; Main Street, Hemingway, S.C.; salesclerk, janitorial; 2 to 35 percent; 9-14-72.

Variety Food Store, Inc., foodstore; 3226 Wrightsboro Road, Augusta, GA; package clerk; 13 to 15 percent; 8-21-72.

Ward's Maine Mall, apparel store; Maine Mall, South Portland, Maine; salesclerk, stock clerk, gift wrapper; 5 to 10 percent; 9-6-72.

Wm. A. Lewis Clothing Co., apparel store; Randhurst Center, Mount Prospect, Ill.; receptionist, check-writer, wrapper, stock clerk; 10 percent; 9-2-72.

Younger Brothers, Inc., variety-department stores, for the occupations of stock clerk, salesclerk, wrapper, delivery clerk, porter, marker, cleanup, office clerk, 9-2-72, except as otherwise indicated: Middle and Kimberley Roads, Bettendorf, Iowa, 9 to 16 percent; 4444 First Avenue NE., Cedar Rapids, IA, 2 to 9 percent; 1550 East Douglas, Des Moines, IA, 5 to 10 percent (stock clerk, cleanup, delivery clerk, marker, office clerk, wrapper, porter); 1501 First Avenue East, Newton, IA, 0.6 to 8 percent; 1950 Grand Avenue North, Spencer, IA, 0 to 8 percent.

Each certificate has been issued upon the representations of the employer which, among other things, were that employment of full-time students at special minimum rates is necessary to prevent curtailment of opportunities for employment, and the hiring of full-time

students at special minimum rates will not create a substantial probability of reducing the full-time employment opportunities of persons other than those employed under a certificate. The certificate may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within 30 days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 519.9.

Signed at Washington, D.C., this 24th day of November 1971.

ROBERT G. GRONWALD,
Authorized Representative
of the Administrator.

[FR Doc.71-17988 Filed 12-9-71; 8:45 am]

INTERSTATE COMMERCE COMMISSION

[Notice 408]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

DECEMBER 6, 1971.

The following are notices of filing of applications for temporary authority under section 210(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC-67 (49 CFR Part 1131) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protests must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protests must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 100300 (Sub-No. 6 TA), filed November 29, 1971. Applicant: H. B. NELSON & SONS, INC., Post Office Box 241, 2510 Broadway, Alexandria, MN 56308. Applicant's representative: Robert D. Gisvold, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Malt beverages and related advertising materials, beverages and water, from Minneapolis and St. Paul, Minn., to Grand Forks, Devils Lake, and Hettinger, N. Dak.; (2) malt

beverages and related advertising materials, from Milwaukee, Wis., to Grand Forks, Hettinger, and Wahpeton, N. Dak., and St. Cloud and Duluth, Minn.; (3) malt beverages and related advertising materials, from St. Louis, Mo., to Devils Lake, N. Dak., and Breckenridge and Hibbing, Minn., and (4) malt beverages and related advertising materials, from Belleville, Ill., to Duluth, Hibbing, St. Cloud, North Branch, and Ely, Minn., for 180 days. Supporting shippers: There are approximately 12 statements of supports attached to the application, which may be examined here at the Interstate Commerce Commission, Washington, D.C., or copies thereof which may be examined at the field offices named below. Send protests to: A. N. Spath, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 448 Federal Building and U.S. Court House, 110 South Fourth Street, Minneapolis, MN 55401.

No. MC 107107 (Sub-No. 416 TA), filed December 1, 1971. Applicant: ALTERMAN TRANSPORT LINES, INC., 12805 Northwest 42d Avenue, Post Office Box 425, Opa Locka, FL 33054. Applicant's representative: Ford W. Sewell (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Drugs, including vitamins when combined with chocolate, from Decatur, Ga., to points in Florida and those in Alabama, Mississippi, and New Orleans located on that part of U.S. Highway 90 extending from Pensacola, Fla., to New Orleans, La., for 180 days. Supporting shipper: Hoffmann-La Roche Inc., Nutley, N.J. 07110. Send protests to: District Supervisor Joseph B. Teichert, Interstate Commerce Commission, Bureau of Operations, 5720 Southwest 17th Street, Room 105, Miami, FL 33155.

No. MC 107496 (Sub-No. 829 TA), filed November 29, 1971. Applicant: RUAN TRANSPORT CORPORATION, Keosauqua Way at Third Street, Post Office Box 855 (50304), Des Moines, IA 50309. Applicant's representative: H. L. Fabritz (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Varnish, in bulk, in tank vehicles, from Fort Madison, Iowa, to Fairfield, Ala., for 180 days. Supporting shipper: E. I. du Pont de Nemours & Co., Inc., Wilmington, Del. 19898. Send protests to: Ellis L. Annett, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 113267 (Sub-No. 276 TA), filed November 29, 1971. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, IL 62232. Applicant's representative: Lawrence A. Fischer (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: bananas, coconuts, and pineapples, from Morehead City, N.C., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisi-

ana, Kansas, Michigan, Minnesota, Mississippi, Missouri, North Carolina, South Dakota, Tennessee, Virginia, West Virginia, Texas, Wisconsin, and the District of Columbia, for 150 days. Supporting shipper: Ben E. Klein, Vice President Marketing, West Indies Fruit Co., Post Office Box 1940, Miami, FL 33101. Send protests to: Harold C. Jolliff, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 325 West Adams Street, Room 476, Springfield, IL 62704.

No. MC 113666 (Sub-No. 62 TA), filed November 29, 1971. Applicant: FREEPORT TRANSPORT, INC., 1200 Butler Road, Freeport, PA 16229. Applicant's representative: Daniel R. Smetanick (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Earthenware, stoneware, refractories and vitrified clay products, from Malvern, Parris, Roseville, and Zanesville, Ohio, to the port of entry on the international boundary between the United States and Canada located in New York and Michigan, for 180 days. Supporting shipper: The Robinson Clay Product Co. of Canada, Ltd., Concord, Ontario. Send protests to: John J. England, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 2111 Federal Building, 1000 Liberty Avenue, Pittsburgh, PA 15222.

No. MC 114457 (Sub-No. 122 TA), filed November 29, 1971. Applicant: DART TRANSIT COMPANY, 780 North Prior Avenue, St. Paul, MN 55104. Applicant's representative: Donald Oren (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Foodstuffs, from Iowa City, Iowa, to points in Minnesota, North Dakota, and South Dakota, for 180 days. Supporting shipper: Heinz U.S.A., Division of H. J. Heinz Co., Pittsburgh, Pa. 15230. Send protest to: District Supervisor Raymond T. Jones, Interstate Commerce Commission, Bureau of Operations, 448 Federal Building and U.S. Courthouse, 110 South 4th Street, Minneapolis, MN 55401.

No. MC 114772 (Sub-No. 7 TA), filed December 1, 1971. Applicant: MERCER & SUNBAR ARMORED CAR SERVICE, INC., doing business as DAS, 75 Maxim Road, Hartford, CT 06101. Applicant's representative: Thomas W. Murrett, 342 North Main Street, West Hartford, CT. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Scrap platinum and platinum coated electrodes, between Southbridge, Mass., and Carteret, N.J., under contract with American Optical Corp., for 150 days. Supporting shipper: American Optical Corp., Southbridge, Mass. 01550. Send protests to: District Supervisor David J. Kiernan, Interstate Commerce Commission, Bureau of Operations, 324 U.S. Post Office Building, 135 High Street, Hartford, CT 06101.

No. MC 115181 (Sub-No. 26 TA), filed November 26, 1971. Applicant: HAROLD

M. FELTY, INC., Rural Delivery No. 1, Pine Grove, PA 17963. Applicant's representative: John W. Dry, 541 Penn Street, Reading, PA 19601. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Concrete masonry units and glazed concrete masonry units, from the borough of Media, Delaware County, Pa., to points in Michigan and Ohio, and damaged or refused shipments of the same on return, for 150 days. Supporting shipper: Samson Industries, Inc., Media, Pa. 19063. Send protests to: Paul J. Kenworthy, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 309 U.S. Post Office Building, Scranton, Pa. 18503.

No. MC 116626 (Sub-No. 8 TA), filed November 30, 1971. Applicant: C. W. EANES, Route 1, Box 6, Gretna, VA 24557. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Pallets, boxes, and shooks, from Keysville, Va., to points in West Virginia, Pennsylvania, Maryland, Delaware, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, the District of Columbia, Ohio, and North Carolina, for 180 days. Supporting shipper: Spaulding Lumber Co., Chase City, Va. 23924. Send protests to: C. M. Harmon, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 215 Campbell Avenue SW, Roanoke, VA 24011.

No. MC 117872 (Sub-No. 9 TA), filed December 1, 1971. Applicant: ERNEST B. JOSEPH, WILLIAM P. JOSEPH, AND JOE ELLIS JOSEPH, doing business as A. JOSEPH & COMPANY, 352 East Woodrow Wilson, Post Office Box 4798, Jackson, MS 39216. Applicant's representative: John Crawford, Post Office Box 22567, Jackson, MS 39205. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas and pineapples in mixed loads with bananas, from Port of Galveston, Tex., to Denver, Colo., for 180 days. Supporting shipper: Standard Fruit and Steamship Co., Post Office Box 50830, New Orleans, LA 70150. Send protests to: Alan C. Tarrant, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 212, 145 East Amite Building, Jackson, Miss. 39201.

No. MC 118159 (Sub-No. 117 TA), filed November 29, 1971. Applicant: EVERETT LOWRANCE, INC., Post Office Box 10216, 4916 Jefferson Highway, New Orleans, LA 70121. Applicant's representative: Jack R. Anderson, 1925 National Plaza, Tulsa, OK 74151. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Bananas, from Morehead City, N.C., to points in Alabama, Arkansas, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Virginia, West Virginia, and Wisconsin, for 180 days. Supporting shipper: West Indies Fruit Co., Post Office Box 1940,

Miami, FL 33101. Send protests to: Paul D. Collins, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room T-4009 Federal Building, 701 Loyola Avenue, New Orleans, LA 70113.

No. MC 119399 (Sub-No. 31 TA), filed November 29, 1971. Applicant: CONTRACT FREIGHTERS, INC., 2900 Davis Boulevard, Post Office Box 1375, Joplin, MO 64801. Applicant's representative: David L. Sitton (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry urea*, in bags, and in bulk (other than pneumatic tank type trailers), from Atlas, Mo., to points in Arkansas, Colorado, Iowa, Kansas, Nebraska, and Oklahoma, for 180 days. Supporting shippers: Atlas Chemical Industries, Inc., Wilmington, Del. 19899; W. R. Grace & Co., Agricultural Chemicals Group, Post Office Box 277, Memphis, TN 38101. Send protests to: John V. Barry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, MO 64106.

No. MC 124708 (Sub-No. 39 TA), filed November 30, 1971. Applicant: MEAT PACKERS EXPRESS, INC., 222 South 72d Street, First National Bank Building, Suite 320, Omaha, NE 68114. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts and articles distributed by meat packinghouses* (except hides and commodities in bulk), from plant sites and warehouse facilities of Farmland Foods, Inc., at Carroll and Denison, Iowa and Omaha, Nebr., to points in Colorado, Kansas, Oklahoma, Arkansas, Texas, and Louisiana, for 180 days. Supporting shipper: Farmland Foods, Inc., Post Office Box 403, Denison, IA 51442. Send protests to: Carroll Russell, District Supervisor, 711 Federal Office Building, Omaha, Nebr. 68102.

No. MC 127372 (Sub-No. 4 TA), filed November 29, 1971. Applicant: SIDNEY A. AHL, 1921 Bexley Street, North Charleston, SC 29406. Applicant's representative: Frank D. Hall, 3384 Peachtree Road NE., Suite 713, Atlanta, GA 30326. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Home care products and merchandise, equipment and supplies* used, sold or distributed by a manufacturer of home care products, from Charleston, S.C., to points in Allendale, Barnwell, Clarendon, Jasper, Florence, Orangeburg, and Georgetown Counties, S.C., for 180 days. Supporting shipper: Amway Corp., 7575 East Fulton Road, Ada, MI 49301. Send protests to: E. E. Strothel, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 300 Columbia Building, 1200 Main Street, Columbia, SC 29201.

No. MC 127372 (Sub-No. 5 TA), filed November 29, 1971. Applicant: SIDNEY A. AHL, 1921 Bexley Street, North Charleston, SC 29406. Applicant's representative: Frank D. Hall, 3384 Peachtree Road NE., Suite 713, Atlanta, GA 30326.

Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Merchandise, equipment, and supplies*, sold, used or distributed by Avon Products, Inc., from Charleston, S.C., to points in Allendale, Barnwell, Clarendon, Florence, Orangeburg, and Marion Counties, S.C., for 180 days. Supporting shipper: Avon Products, Inc., 2200 Cotillion Drive, Atlanta, GA 30302. Send protests to: E. E. Strothel, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 300 Columbia Building, 1200 Main Street, Columbia, SC 29201.

No. MC 129477 (Sub-No. 1 TA), filed December 1, 1971. Applicant: RICHARDS TRANSPORTATION CO., INC., Port Richards, Savage, Minn. 55378. Applicant's representative: Byron D. Richards (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Asphalt and asphalt compositions, black oils, and road oils*, from the manufacturing plant, warehouses, storage and supply facilities utilized by Richards Oil Co., at Savage, Pine Bend, St. Paul Park, and Wrenshall, Minn., and Superior, Wis., to points in North Dakota, South Dakota, Iowa, Wisconsin, Illinois, and Minnesota; and (2) *chemicals* used in processing and blending asphalt and oils, and surplus asphalt and asphalt compositions, black oils and road oils, from points in North Dakota, South Dakota, Iowa, Wisconsin, Illinois, and Minnesota to Richards Oil Co. at Savage, Pine Bend, St. Paul Park, and Wrenshall, Minn., and Superior, Wis., for 180 days. Supporting shipper: Richards Oil Co., Port Richards, Savage, Minn. 55378. Send protests to: A. N. Spath, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 448 Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, MN 55401.

No. MC 133684 (Sub-No. 2 TA), filed November 29, 1971. Applicant: GORDON FAST FREIGHT, INC., 805 41st Avenue NE., Puyallup, WA 98372. Applicant's representative: Joseph O. Earp, 411 Lyon Building, Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wine and other alcoholic beverages*, from Modesto, Calif., to Everett, Wash., for 180 days. Supporting shipper: Clark Distributing Co., Inc., 2202 36th Street, Post Office Box 917, Everett, WA 98201. Send protests to: E. J. Casey, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 6130 Arcade Building, Seattle, Wash. 98101.

No. MC 129631 (Sub-No. 23 TA), filed November 29, 1971. Applicant: PACK TRANSPORT, INC., Post Office Box 17233, Salt Lake City, UT 84117. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cast iron and ductile iron pipe, valves, fittings and hydrants and the stringing thereof* (except those commodities which because of size or weight require special equipment)

from the plantsite of Pacific States Cast Iron Pipe Co., located at or near Provo, Utah, to points in Oregon and Washington, for 180 days. Supporting shipper: Pacific States Cast Iron Pipe Co., Post Office Box 1219, Provo, UT 84601. Send protests to: John T. Vaughan, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 5239 Federal Building, Salt Lake City, Utah 84111.

No. MC 134053 TA, filed November 29, 1971. Applicant: JOHN S. CAMERON AND HERMAN F. QUIRIN, doing business as C. Q. TRUCKING, 5501 East Century Boulevard, Lynwood, CA 90262. Applicant's representative: Milton W. Flack, 1813 Wilshire Boulevard, Suite 400, Los Angeles, CA 90057. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber* transported on equipment containing lumber rollers, from points in Los Angeles and Orange Counties, Calif., to points in Phoenix, Tucson, Yuma, and Havasu City, Ariz., and to points within a 25-mile radius of said cities, for 180 days. Supporting shippers: Ward & Harrington Lumber Co., 620 Vance Street, Santa Ana, CA 92702; W. B. Jones Lumber Sales, 5036 Long Beach Avenue, Los Angeles, CA 90058; Chandler Lumber Co., 7817 Van Nuys Boulevard, Van Nuys, CA 91407. Send protests to: Walter W. Strakosch, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 7708, Federal Building, 300 North Los Angeles Street, Los Angeles, CA 90012.

No. MC 135040 (Sub-No. 2 TA), filed November 26, 1971. Applicant: SALTON TRUCK LINE, INC., 740 North 11th Street, Salina, KS 67401. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, KS 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, classes A and B explosives, household goods, as defined by the Commission, commodities in bulk, and those requiring special equipment, between Salina, and Stockton, Kans., from Salina, Kans., northerly along U.S. Highway 81 to its junction with Kansas Highway 18; thence westerly along Kansas Highway 18 to its junction with U.S. Highway 183 to Stockton, Kans., serving all intermediate points (except as hereinafter stated), serving the off-route point of Culver, Kans., and return over the same route. Restricted however to provide no service at Sylvan Grove or Vesper, Kans., or between Sylvan Grove and Salina, Kans., and restricted further however to provide no service between Plainville proper, on the one hand, and Stockton proper, on the other hand, for 150 days. Note: Applicant intends to tack the authority here applied for to authority set forth in MC 96774 Sub 2, which is the subject of transfer to applicant in Docket No. MC-FC-72387, and to interline with other carriers. Supported by: There are approximately 20 statements of support attached to the application, which may

be examined here at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Thomas P. O'Hara, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 234 Federal Building, Topeka, Kans. 66603.

No. MC 135509 (Sub-No. 3 TA), filed November 26, 1971. Applicant: WILLIAM R. WADE, doing business as WADE'S MOBILE HOME MOVERS, 8015 East 58th Street, Kansas City, MO 64129. Applicant's representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Kansas City, MO 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mobile homes*, from Ottawa, Kans., and its commercial zone to points in Missouri on and east of U.S. Highway 63 and points in Colorado, Nebraska, and Iowa, for 150 days. Supporting shipper: Boise Cascade Mobile, Post Office Box 627, Ottawa, KS. Send protests to: Vernon V. Coble, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1100 Federal Office Building, 911 Walnut Street, Kansas City, MO 64108.

No. MC 136184 (Sub-No. 1 TA), filed November 26, 1971. Applicant: E. WEINFURTNER, 1214 Avenue O, Carter Lake, IA 68110. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

Cold-mix asphalt, in dump trucks, from Omaha, Nebr., to points in Iowa on and west of U.S. Highway 69 and on and north of Iowa Highway 92, for 180 days. Supporting shipper: James J. Parks Co., 27th and Ed Creighton Avenue, Omaha, NE 68105. Send protests to: Carroll Russell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 711 Federal Office Building, Omaha, Nebr. 68102.

No. MC 136195 TA, filed November 29, 1971. Applicant: KIMBELL FOODS, INC., Post Office Box 1540, Fort Worth, TX 76101. Applicant's representative: Bob F. Scott (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cullet*, for recycling as provided in Ex Parte No. MC-85, from points in New Mexico to Waco, Tex., commercial zone, for 180 days. Supporting shipper: Keep New Mexico Beautiful, Inc., 4636 Crest Avenue, SE., Albuquerque, NM 87108. Send protests to: Transportation Specialist H. C. Morrison, Interstate Commerce Commission, Bureau of Operations, 9A27 Federal Building, 819 Taylor Street, Fort Worth, TX 76102.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.71-18124 Filed 12-9-71;8:51 am]

FOURTH SECTION APPLICATION FOR RELIEF

DECEMBER 7, 1971.

Protests to the granting of an application must be prepared in accordance with Rule 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. 42315—*Manufactured iron and steel articles between points in official territory*. Filed by Traffic Executive Association—Eastern Railroads, Agent (No. 3011), for interested rail carriers. Rates on manufactured iron and steel articles, in carloads, between points in official (including Illinois) territory excluding points in Extended Zone C, northern Illinois, and southern Wisconsin.

Grounds for relief—Motor competition.

Tariffs—Various tariffs listed in Appendix A to the application. Rates are published to become effective January 8, 1972, or subsequent thereto.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.71-18125 Filed 12-9-71;8:51 am]

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