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Title 7—AGRICULTURE

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

[Navel Orange Reg. 271]

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

Limitation of Handling

§ 907.571 Navel Orange Regulation 271.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907), regulating the handling of Navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Navel oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information

concerning such provisions and effective time has been disseminated among handlers of such Navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on May 30, 1972.

(b) *Order.* (1) The respective quantities of Navel oranges grown in Arizona and designated part of California which may be handled during the period June 2, 1972, through June 8, 1972, are hereby fixed as follows:

(i) District 1: 600,000 cartons.

(ii) District 2: Unlimited.

(iii) District 3: Unlimited.

(2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

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

Dated: May 31, 1972.

PAUL A. NICHOLSON,
Deputy Director, Fruit and
Vegetable Division, Agricultural
Marketing Service.

[FR Doc. 72-8388 Filed 5-31-72; 11:49 am]

[Valencia Orange Reg. 394]

PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 908.694 Valencia Orange Regulation 394.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the pub-

lic interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulations; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on May 30, 1972.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period June 2, 1972, through June 8, 1972, are hereby fixed as follows:

(i) District 1: 189,417 cartons.

(ii) District 2: 250,859 cartons.

(iii) District 3: 150,000 cartons.

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

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

Dated: May 31, 1972.

PAUL A. NICHOLSON,
Deputy Director, Fruit and
Vegetable Division, Agricultural
Marketing Service.

[FR Doc. 72-8387 Filed 5-31-72; 11:49 am]

Chapter XVIII—Farmers Home Administration, Department of Agriculture

SUBCHAPTER B—LOANS AND GRANTS PRIMARILY FOR REAL ESTATE PURPOSES

[FHA Instruction 444.9]

PART 1822—RURAL HOUSING LOANS AND GRANTS

Subpart H—Rural Housing Conditional Commitments

LIMITATIONS

Section 1822.305 of Subpart H of Part 1822, Title 7, Code of Federal Regulations (35 F.R. 11015) is amended to:

1. Permit increased numbers of conditional commitments to commitment applicants.

2. Require prior authorization from the State Director before issuing a conditional commitment on an individual case basis having a commitment price of more than \$25,000.

3. Require assistant county supervisors not to issue commitments exceeding their loan approval authority.

4. Prohibit authorizing more than 30 commitments outstanding in a county at any time to any builder, except with prior written consent of the national office.

As amended, the revised section will read as follows:

§ 1822.305 Limitations.

(a) Conditional commitments will be issued by FHA only for new homes to be constructed or homes to be rehabilitated.

(b) Conditional commitments will be issued only for homes that are well located.

(c) Conditional commitments will be issued only in cases where the commitment applicant's selling price does not exceed the commitment price.

(d) Prior authorization from the State Director is required on an individual case basis for conditional commitments having a commitment price of more than \$25,000. Assistant county supervisors will not issue any commitment for a commitment price in an amount which exceeds their loan approval authority.

(e) Number of conditional commitments:

(1) The total number of commitments issued in any locality will not exceed the number of homes for which there is an immediate and ready market in that locality.

(2) The number of houses on which conditional commitments will be outstanding to a commitment applicant at any time will not exceed 15, unless authorized by the State Director after he:

(i) Determines that a larger number of commitments must be made to meet the immediate housing needs in the area;

(ii) Determines that authorizing more than 15 commitments will not reduce the small volume builder's participation in the rural housing program;

(iii) Provides guidelines to the county supervisor to assure that all builders active in the area have equal opportunity

to obtain the additional commitment; and

(iv) Will in no case authorize more than 30 commitments outstanding in a county at any time to any builder, except with the prior written consent of the national office.

(3) The total number of commitments under this subpart outstanding in the county will not exceed the number on which the county supervisor can reasonably expect to be able to approve RH loans within 3 months after the houses covered by the commitments are completed, considering the availability of loan funds and the backlog of applications in the county office.

(f) The period of the conditional commitment will be set for 12 months from date of issue. The commitment may be extended for an additional 6 months if justified because of unexpected delays in construction caused by such factors as bad weather or materials shortages, or marketing difficulties.

(Sec. 510, 63 Stat. 437, 42 U.S.C. 1480; order of Acting Secretary of Agriculture, 36 F.R. 21529; order of Assistant Secretary of Agriculture for Rural Development and Conservation, 36 F.R. 21529)

Dated: May 24, 1972.

JAMES V. SMITH,
Administrator,
Farmers Home Administration.

[FR Doc. 72-8324 Filed 6-1-72; 8:48 am]

[FHA Instruction 444.12]

PART 1822—RURAL HOUSING LOANS AND GRANTS

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

TYPES OF ADMINISTRATIVE ACTION

Section 1822.352(b)(4) of Part 1822, Subpart J, Title 7, Code of Federal Regulations (36 F.R. 13766) is amended for clarification and reads as follows:

§ 1822.352 Types of administrative action.

(b) Suspension/debarment. * * *

(4) Acted in a manner which would obstruct the proper administration of any program administered by FHA under the Act, including, but not limited to, violation of any nondiscrimination or equal opportunity requirement administered by FHA in connection with any FHA program.

(Sec. 510, 63 Stat. 437, 42 U.S.C. 1480; order of Acting Secretary of Agriculture, 36 F.R. 21529; order of Assistant Secretary of Agriculture for Rural Development and Conservation, 36 F.R. 21529)

Dated: May 24, 1972.

JAMES V. SMITH,
Administrator,
Farmers Home Administration.

[FR Doc. 72-8325 Filed 6-1-72; 8:48 am]

Title 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

PART 212—DOCUMENTARY REQUIREMENTS: NONIMMIGRANTS; WAIVERS; ADMISSION OF CERTAIN INADMISSIBLE ALIENS; PAROLE

Nonimmigrant Documentary Waivers

The following amendment to Chapter I of Title 8 of the Code of Federal Regulations is hereby prescribed:

In § 212.1, subparagraph (1) of paragraph (e) is amended in the following respects: A new sentence is added between the existing first and second sentences, and the existing second sentence is amended by deleting therefrom the word "Cuba". This amendment is made to conform to Department of State regulations published 37 F.R. 11057. As amended, § 212.1(e)(1) reads as follows:

§ 212.1 Documentary requirements for nonimmigrants.

(e) Direct transits—(1) Transits without a visa. A passport and visa are not required of an alien who is being transported in immediate and continuous transit through the United States in accordance with the terms of an agreement entered into between the transportation line and the service under the provisions of section 238(d) of the Act on Form I-426 to insure such immediate and continuous transit through, and departure from, the United States en route to a specifically designated foreign country: *Provided*, That such alien is in possession of a travel document or documents establishing his identity and nationality and ability to enter some country other than the United States. This waiver of visa and passport requirements is not available to an alien who is a citizen of Cuba. This waiver of visa and passport requirements is not available to an alien who is a citizen of North Korea (Democratic Peoples' Republic of Korea), North Vietnam (Democratic Republic of Vietnam), or the Soviet Zone of Germany (German Democratic Republic) and is a resident of one of said countries, and is, on a basis of reciprocity, available to a national of Albania, Bulgaria, Czechoslovakia, Estonia, Hungary, Latvia, Lithuania, Outer Mongolia (Mongolian People's Republic), People's Republic of China, Poland, Romania, or the Union of Soviet Socialist Republics resident in one of said countries, only if he is transiting the United States by aircraft of a transportation line signatory to an agreement with the service on Form I-426 on a direct through flight which will depart directly to a foreign place from the port of arrival.

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

This order shall be effective on the date of its publication in the *FEDERAL REGISTER* (6-2-72). Compliance with the provisions of section 553 of title 5 of the United States Code (80 Stat. 383), as to notice of proposed rule making and delayed effective date is unnecessary in this instance because the amendment to § 212.1(e)(1) is made to conform to the Department of State regulations published 37 F.R. 11057.

Dated: April 24, 1972.

RAYMOND F. FARRELL,
Commissioner of

Immigration and Naturalization.

[FR Doc.72-8337 Filed 6-1-72;8:51 am]

Title 9—ANIMALS AND ANIMAL PRODUCTS

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

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS (INCLUDING POULTRY) AND ANIMAL PRODUCTS

[Docket No. 72-522]

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:

1. In § 76.2, paragraph (e) (6) relating to the State of New Jersey is deleted.
2. In § 76.2, the reference to the State of Massachusetts in paragraph (f) is deleted, and paragraph (g) is amended by adding thereto the name of the State of Massachusetts.

(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. 111-113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f; 29 F.R. 16210, as amended; 37 F.R. 6327, 6505)

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

The amendments exclude a portion of Ocean County in New Jersey from the areas quarantined because of hog cholera. Therefore, the restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas contained in 9 CFR Part 76, as amended, do not apply to the excluded area, but will continue to apply to the quarantined areas de-

scribed in § 76.2(e). Further the restrictions pertaining to the interstate movement of swine and swine products from nonquarantined areas contained in said Part 76 apply to the excluded area. No areas in New Jersey remain under the quarantine.

The amendments delete Massachusetts from the list of hog cholera Eradication States in § 76.2(f) and add Massachusetts to the list of hog cholera Free States in § 76.2(g). The special provisions pertaining to the interstate movement of swine and swine products from Eradication or Free States remain applicable to Massachusetts.

Since the amendments relieve restrictions presently imposed but no longer deemed necessary to prevent the spread of hog cholera, they should be made effective promptly in order to be of maximum benefit to affected persons. It does not appear that public participation in this rule making proceeding would make additional relevant information available to the Department.

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 amendments are impracticable and unnecessary, and good cause is found for making them effective less than 30 days after publication in the *FEDERAL REGISTER*.

Done at Washington, D.C., this 30th day of May 1972.

F. J. MULHERN,
Administrator, Animal and Plant Health Inspection Service.

[FR Doc.72-8343 Filed 6-1-72;8:49 am]

[Docket No. 72-523]

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:

1. In § 76.2, a new paragraph (e) (6) relating to the State of New Jersey is added, to read:

(6) *New Jersey.* (i) That portion of Burlington County comprised of Eve-sham and Medford Townships.

(ii) That portion of Camden County comprised of Voorhees Township.

2. In § 76.2, the reference to the State of Indiana in paragraph (f) is deleted, and paragraph (g) is amended by adding thereto the name of the State of Indiana.

(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. 111-113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f; 29 F.R. 16210, as amended; 37 F.R. 6327, 6505)

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

The amendments quarantine portions of Burlington and Camden Counties in New Jersey because of the existence of hog cholera. This action is deemed necessary to prevent further spread of the disease. The restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas as contained in 9 CFR Part 76, as amended, will apply to the quarantined areas.

The amendments delete Indiana from the list of hog cholera Eradication States in § 76.2(f), and add Indiana to the list of hog cholera Free States in § 76.2(g). The special provisions pertaining to the interstate movement of swine and swine products from Eradication and Free States remain applicable to Indiana.

The amendments impose certain further restrictions necessary to prevent the interstate spread of hog cholera, and must be made effective immediately to accomplish their purpose in the public interest. It does not appear that public participation in this rule making proceeding would make additional relevant information available to the Department.

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 amendments are impracticable, unnecessary, and contrary to the public interest, and good cause is found for making them effective less than 30 days after publication in the *FEDERAL REGISTER*.

Done at Washington, D.C., this 30th day of May 1972.

G. H. WISE,
Acting Administrator, Animal and Plant Health Inspection Service.

[FR Doc.72-8342 Filed 6-1-72;8:49 am]

Title 12—BANKS AND BANKING

Chapter V—Federal Home Loan Bank Board

SUBCHAPTER C—FEDERAL SAVINGS AND LOAN SYSTEM

[72-624]

PART 543—INCORPORATION, ORGANIZATION, AND CONVERSION Organization of Federal Associations

MAY 25, 1972.

Resolved that the Federal Home Loan Bank Board considers it advisable to amend § 543.6 of the rules and regulations for the Federal Savings and Loan System (12 CFR 543.6) for the purpose of providing for an extension by the Board, for good cause shown, of the 6-month period after issuance of charter within

which organization of a new Federal savings and loan association must be completed. Accordingly, on the basis of such consideration and for such purpose, the Federal Home Loan Bank Board hereby amends said § 543.6 by revising paragraph (e) thereof to read as follows, effective June 2, 1972:

§ 543.6 Completion of organization.

(e) *Failure to complete.* The organization of a Federal association is not completed until the organization meeting of subscribers to its capital and the first meeting of its directors have been held, as hereinabove provided, and the permanent officers have been bonded and such association is in possession of the minimum amount of cash required to be paid in on subscriptions to its capital: *Provided*, That the Board may specify additional requirements before organization shall be deemed to have been completed. In the event that the organization of a Federal association is not so completed within a period of 6 months after the issuance of its charter, or within such additional period of time as the Board may for good cause grant, such charter shall become void and all amounts collected by such association on subscriptions to its capital shall thereupon be returned to the respective subscribers to such capital or to their assigns.

(Sec. 5, 48 Stat. 132, as amended; 12 U.S.C. 1464, Reorg. Plan No. 3 of 1943, 12 F.R. 4981, 3 CFR, 1943-48 Comp., p. 1071)

Resolved further that, since the above amendment relates to rules of Board procedure or practice, notice and public procedure thereon are not required under the provisions of 12 CFR 508.11 and 5 U.S.C. 553(b); and, since such amendment relieves restriction, publication of such amendment for the 30-day period specified in 12 CFR 508.14 and 5 U.S.C. 553(d) prior to the effective date thereof is unnecessary; and the Board hereby provides that such amendment shall become effective as hereinbefore set forth.

By the Federal Home Loan Bank Board.

[SEAL] EUGENE M. HERRIN,
Assistant Secretary.

[FR Doc. 72-8346 Filed 6-1-72; 8:51 am]

[72-603]

PART 545—OPERATIONS

Loans on Single-Family Dwellings Correction

In F.R. Doc. 72-8091 appearing on page 10722 in the issue for Saturday, May 27, 1972, in the penultimate line of paragraph 1, the figures "\$30,000 to \$36,000" should read "\$36,000 to \$45,000".

SUBCHAPTER D—FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION

[72-617]

PART 571—STATEMENTS OF POLICY

Nondiscrimination Requirements; Rescission

MAY 25, 1972.

Resolved, that the Federal Home Loan Bank Board, having adopted a new Part 528 of the regulations for the Federal Home Loan Bank System (12 CFR Part 528) providing certain regulatory nondiscrimination requirements applicable to all institutions whose accounts are insured by the Federal Savings and Loan Insurance Corporation, effective May 1, 1972, considers it desirable to rescind its statement of policy relating to nondiscrimination requirements in real estate lending contained in § 571.8 of Part 571 of the rules and regulations for Insurance of Accounts (12 CFR Part 571). The Board finds that the affirmative regulatory requirements of said Part 528 supplant the provisions of said § 571.8, making such provisions unnecessary; and that certain of the requirements of said Part 528 are, to some extent, inconsistent with the provisions of said § 571.8. Accordingly, on the basis of such consideration and for the purpose of preventing confusion, the Board hereby amends said Part 571 by rescinding § 571.8 thereof.

(Secs. 402, 403, 48 Stat. 1256, 1257, as amended; 12 U.S.C. 1725, 1726; secs. 805, 808, 82 Stat. 83, 84, 42 U.S.C. 3605, 3608; Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1943-48 Comp., p. 1071)

By the Federal Home Loan Bank Board.

[SEAL] EUGENE M. HERRIN,
Assistant Secretary.

[FR Doc. 72-8345 Filed 6-1-72; 8:51 am]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Adminis- tration, Department of Transportation

[Docket No. 11949, Amdt. 812]

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 pro-

cedures 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 97.23 is amended by establishing, revising, or canceling the following VOR-VOR/DME SIAP's, effective June 29, 1972.

Alliance, Ohio—Miller Airport; VOR-A, Amdt. 2; Revised.

Ashtabula, Ohio—Ashtabula County Airport; VOR Runway 8, Amdt. 1; Revised.

Boston, Mass.—Gen. Edward Lawrence Logan International Airport; VOR/DME Runway 15R, Amdt. 8; Revised.

Boston, Mass.—Gen. Edward Lawrence Logan International Airport; VOR Runway 22L, Amdt. 11; Revised.

Boston, Mass.—Gen. Edward Lawrence Logan International Airport; VOR Runway 27, Amdt. 10; Revised.

Boston, Mass.—Gen. Edward Lawrence Logan International Airport; VOR Runway 33L, Amdt. 11; Revised.

Bowling Green, Ohio—University Airport; VOR Runway 18, Amdt. 7; Revised.

Brunswick, Ga.—Malcolm-McKinnon Airport; VOR Runway 4, Amdt. 9; Revised.

Chester, S.C.—Chester Municipal Airport; Original; Established.

Gainesville, Fla.—Gainesville Municipal Airport; VOR-A, Amdt. 4; Revised.

Gainesville, Fla.—Gainesville Municipal Airport; VOR/DME Runway 24, Amdt. 1; Revised.

Gunnison, Colo.—Gunnison County Airport; VOR-A, Original; Established.

Gunnison, Colo.—Gunnison County Airport; VOR-1, Amdt. 1; Canceled.

Jekyll Island, Ga.—Jekyll Island Airport; VOR-A, Amdt. 4; Revised.

Madison, Wis.—Truax Field; VOR Runway 13, Amdt. 7; Revised.

Madison, Wis.—Truax Field; VOR Runway 18, Amdt. 6; Revised.

Madison, Wis.—Truax Field; VOR Runway 31, Amdt. 8; Revised.

Marianna, Fla.—Marianna Municipal Airport; VOR Runway 32, Amdt. 4; Revised.

Melbourne, Fla.—Cape Kennedy Regional Airport; VOR Runway 9, Amdt. 10; Revised.

Melbourne, Fla.—Cape Kennedy Regional Airport; VOR Runway 27, Amdt. 5; Revised.
 Mobile, Ala.—Bates Field; VOR Runway 9, Amdt. 19; Revised.
 Mobile, Ala.—Bates Field; VOR Runway 32, Original; Established.
 Monroe, N.C.—Monroe Airport; VOR-A, Amdt. 2; Revised.
 Monroe, N.C.—Monroe Airport; VOR/DME A, Amdt. 1; Revised.
 New Philadelphia, Ohio—Harry Clever Field; Amdt. 1; Revised.
 Painesville, Ohio—Concord Airpark; VOR-A, Amdt. 2; Revised.
 Portsmouth, Ohio—Greater Portsmouth Regional Airport; VOR/DME-A, Original; Established.
 Sidney, Ohio—Sidney Airport; VOR Runway 22, Amdt. 6; Revised.
 Tampa, Fla.—Tampa International Airport; VOR Runway 9, Amdt. 8; Revised.
 2. Section 97.23 is amended by establishing, revising, or canceling the following VOR-VOR/DME SIAP's, effective June 22, 1972.
 Hibbing, Minn.—Chisholm-Hibbing Airport; VOR Runway 13, Amdt. 5; Revised.
 Hibbing, Minn.—Chisholm-Hibbing Airport; VOR Runway 31, Amdt. 8; Revised.
 3. Section 97.25 is amended by establishing, revising, or canceling the following SDF-LOC-LDA SIAP's effective June 29, 1972.
 Boston, Mass.—Gen. Edward Lawrence Logan International Airport; LOC (BC) Runway 22L, Amdt. 4; Revised.
 Madison, Wis.—Truax Field; LOC (BC) Runway 18, Amdt. 3; Revised.
 Morristown, N.J.—Morristown Municipal Airport; LOC Runway 23, Amdt. 3; Revised.
 Tampa, Fla.—Tampa International Airport; LOC/DME (BC) Runway 18R, Amdt. 1; Revised.
 Tampa, Fla.—Tampa International Airport; LOC (BC) Runway 36R, Amdt. 14; Revised.
 4. Section 97.27 is amended by establishing, revising, or canceling the following NDB/ADF SIAP's, effective June 29, 1972.
 Batavia, Ohio—Clermont County Airport; NDB-A, Original; Established.
 Boston, Mass.—Gen. Edward Lawrence Logan International Airport; NDB Runway 4R, Amdt. 17; Revised.
 Boston, Mass.—Gen. Edward Lawrence Logan International Airport; NDB Runway 22L, Amdt. 3; Revised.
 Boston, Mass.—Gen. Edward Lawrence Logan International Airport; NDB Runway 33L, Amdt. 6; Revised.
 Breckenridge, Tex.—Stephens County Airport; NDB Runway 17, Original; Established.
 Defiance, Ohio—Defiance Memorial Airport; NDB Runway 12, Amdt. 3; Revised.
 Gainesville, Fla.—Gainesville Municipal Airport; NDB Runway 28, Amdt. 1; Revised.
 Grayling, Mich.—Grayling AAF; NDB Runway 14, Original; Established.
 Greenville, Maine—Greenville Seaplane Base; NDB-A, Amdt. 1; Revised.
 Greenville, Maine—Greenville Municipal Airport; NDB Runway 3, Amdt. 1; Revised.
 Madison, Wis.—Truax Field; NDB Runway 36, Amdt. 15; Revised.
 Melbourne, Fla.—Cape Kennedy Regional Airport; NDB Runway 9, Amdt. 4; Revised.
 Morristown, N.J.—Morristown Municipal Airport; NDB Runway 5, Amdt. 9; Revised.

Morristown, N.J.—Morristown Municipal Airport; NDB Runway 23, Amdt. 3; Revised.
 Springfield, Ohio—Springfield Municipal Airport; NDB Runway 23, Amdt. 8; Revised.
 Tampa, Fla.—Tampa International Airport; NDB Runway 18L, Amdt. 27; Revised.
 Tampa, Fla.—Tampa International Airport; NDB Runway 36L, Amdt. 9; Revised.
 Tuscaloosa, Ala.—Van De Graaff Airport; NDB Runway 4, Original; Established.

5. Section 97.29 is amended by establishing, revising, or canceling the following ILS SIAP's, effective June 29, 1972.

Boston, Mass.—Gen. Edward Lawrence Logan International Airport; ILS Runway 4R, Amdt. 20; Revised.
 Boston, Mass.—Gen. Edward Lawrence Logan International Airport; ILS Runway 15R (BC), Amdt. 1; Revised.
 Boston, Mass.—Gen. Edward Lawrence Logan International Airport; ILS Runway 33L, Amdt. 8; Revised.
 Everett, Wash.—Snohomish County (Paine Field) Airport; ILS Runway 16, Amdt. 11; Revised.

Madison, Wis.—Truax Field; ILS Runway 36, Amdt. 16; Revised.
 Melbourne, Fla.—Cape Kennedy Regional Airport; ILS Runway 9, Original; Established.

Santa Ana, Calif.—El Toro MCAS; ILS Runway 34R, Amdt. 3; Revised.

Tampa, Fla.—Tampa International Airport; ILS Runway 18L, Amdt. 28; Revised.

Tampa, Fla.—Tampa International Airport; ILS Runway 36L, Amdt. 3; Revised.

Tuscaloosa, Ala.—Van De Graaff Airport; ILS Runway 4, Amdt. 1; Revised.

6. Section 97.29 is amended by establishing, revising, or canceling the following ILS SIAP's, effective June 22, 1972.

Hibbing, Minn.—Chisholm-Hibbing Airport; ILS Runway 31, Amdt. 1; Revised.

7. Section 97.31 is amended by establishing, revising, or canceling the following Radar SIAP's, effective June 29, 1972.

Fort Lauderdale, Fla.—Fort Lauderdale-Hollywood International Airport; Radar-1, Original; Established.

Lexington, Ky.—Blue Grass Airport; Radar-1, Amdt. 1; Revised.

Tampa, Fla.—Tampa International Airport; Radar-1, Amdt. 4; Revised.

8. Section 97.33 is amended by establishing, revising, or canceling the following RNAV SIAP's, effective June 29, 1972.

Gainesville, Fla.—Gainesville Municipal Airport; RNAV Runway 28, Amdt. 1; Revised.

(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. 1655(c), 5 U.S.C. 552(a) (1))

Issued in Washington, D.C., on May 24, 1972.

J. A. FERRARESE,
 Acting Director,
 Flight Standards Service.

NOTE: Incorporation by reference provisions in §§ 97.10 and 97.20 (35 F.R. 5610) approved by the Director of the FEDERAL REGISTER on May 12, 1969.

[FR Doc.72-8141 Filed 6-1-72; 8:45 am]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. C-2216]

PART 13—PROHIBITED TRADE PRACTICES

Progress Frocks, Inc., and
 Leo Hochberg

Subpart—Importing, selling, or transporting flammable wear: § 13.1060 *Importing, selling, or transporting flammable wear.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 67 Stat. 111, as amended; 15 U.S.C. 45, 1191) [Cease and desist order, Progress Frocks, Inc., et al., New York, N.Y., Docket No. C-2216, May 11, 1972]

In the Matter of Progress Frocks, Inc., a Corporation, and Leo Hochberg, Individually and as an Officer of Said Corporation

Consent order requiring a New York City manufacturer of wearing apparel, including women's cocktail dresses, to cease importing or selling any dangerously flammable product.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Progress Frocks, Inc., a corporation, its successors and assigns and its officers, and Leo Hochberg, individually and as an officer of said corporation, and respondents' agents, representatives, and employees, directly or through any corporation, subsidiary, division, or other device, do forthwith cease and desist from manufacturing for sale, selling or offering for sale, in commerce, or importing into the United States, or introducing, delivering for introduction, transporting or causing to be transported, in commerce, or selling or delivering after sale or shipment in commerce any product, fabric, or related material; or manufacturing for sale, selling or offering for sale any product made of fabric or related material which has been shipped or received in commerce, as "commerce," "product," "fabric," and "related material" are defined in the Flammable Fabrics Act, as amended, which product, fabric or related material fails to conform to any applicable standard or regulation continued in effect, issued or amended under the provisions of the aforesaid Act.

It is further ordered, That respondents notify all of their customers who have purchased or to whom have been delivered the products which gave rise to this complaint of the flammable nature of said products, and effect recall of said products from such customers.

It is further ordered, That the respondents herein either process the products which gave rise to the complaint so

[Docket No. C-2214]

PART 13—PROHIBITED TRADE PRACTICES

Rindge Industries, Inc., and
David L. Markert

as to bring them into conformance with the applicable standard of flammability under the Flammable Fabrics Act, as amended, or destroy said products.

It is further ordered, That the respondents herein shall, within ten (10) days after service upon them of this order, file with the Commission a special report in writing setting forth the respondents' intentions as to compliance with this order. This special report shall also advise the Commission fully and specifically concerning (1) the identity of the products which gave rise to the complaint, (2) the number of said products in inventory, (3) any action taken and any further actions proposed to be taken to notify customers of the flammability of said products and effect the recall of said products from customers, and of the results thereof, (4) any disposition of said products since July 17, 1971, and (5) any action taken or proposed to be taken to bring said products into conformance with the applicable standard of flammability under the Flammable Fabrics Act, as amended, or destroy said products, and the results of such action. Such report shall further inform the Commission as to whether or not respondents have in inventory any product, fabric, or related material having a plain surface and made of paper silk, rayon and acetate, nylon and acetate, rayon, cotton, or any other material or combinations thereof in a weight of 2 ounces or less per square yard, or any product, fabric, or related material having a raised fiber surface. Respondents shall submit samples of not less than 1 square yard in size of any product, fabric or related material with this report.

It is further ordered, That respondents notify the Commission at least 30 days prior to any proposed change in the corporate respondent such as dissolution, assignment, or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of this order.

It is further ordered, That the corporate respondent shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: May 11, 1972.

By the Commission.

[SEAL] CHARLES A. TOBIN,
Secretary.
[FR Doc.72-8329 Filed 6-1-72;8:51 am]

Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely:* 13.1108-40 Federal Trade Commission Act. Subpart—Misbranding or mislabeling: § 13.1185 *Composition:* 13.1185-90 Wool Products Labeling Act; § 13.1212 *Formal regulatory and statutory requirements:* 13.1212-90 Wool Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements:* 13.1852-80 Wool Products Labeling Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, secs. 2-5, 54 Stat. 1128-1130; 15 U.S.C. 45, 68) [Cease and desist order, Rindge Industries, Inc., et al., Ware, Mass., Docket No. C-2214, May 11, 1972]

In the Matter of Rindge Industries, Inc., a Corporation, and David L. Markert, Individually and as an Officer of Said Corporation

Consent order requiring a Ware, Mass., manufacturer of wool products, namely fabrics, to cease and desist from misbranding and falsely invoicing such products.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Rindge Industries, Inc., a corporation, and its officers, and David L. Markert, individually and as an officer of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, or manufacture for introduction, into commerce, or the offering for sale, sale, transportation, distribution, delivery for shipment or shipment, in commerce, of wool products, as "commerce" and "wool product" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from misbranding such products by:

1. Falsely and deceptively stamping, tagging, labeling, or otherwise identifying such products as to the amount of the constituent fibers contained therein.
2. Failing to securely affix to, or place on, each such product a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner each element of information required to be disclosed by section 4(a) (2) of the Wool Products Labeling Act of 1939.

It is further ordered, That respondents Rindge Industries, Inc., a corporation, and its officers, and David L. Markert, individually and as an officer of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale or distribution of fabrics or other products, in commerce, as "commerce" is defined in the Federal

Trade Commission Act, do forthwith cease and desist from misrepresenting the amount of constituent fibers contained in such products on invoices or shipping memoranda applicable thereto, or in any other manner.

It is further ordered, That respondents notify the Commission at least 30 days prior to any proposed change in the corporate respondent such as dissolution, assignment, or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

Issued: May 11, 1972.

By the Commission.

[SEAL] CHARLES A. TOBIN,
Secretary.
[FR Doc.72-8330 Filed 6-1-72;8:51 am]

[Docket No. C-2215]

PART 13—PROHIBITED TRADE PRACTICES

Woloch Furs, Inc., et al.

Subpart—Furnishing false guaranties: § 13.1053 *Furnishing false guaranties:* 13.1053-35 Fur Products Labeling Act. Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely:* 13.1108-45 Fur Products Labeling Act. Subpart—Misbranding or mislabeling: § 13.1185 *Composition:* 13.1185-30 Fur Products Labeling Act; § 13.1212 *Formal regulatory and statutory requirements:* 13.1212-30 Fur Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements:* 13.1852-35 Fur Products Labeling Act.

Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Woloch Furs, Inc., et al., New York, N.Y., Docket No. C-2215, May 11, 1972]

In the Matter of Woloch Furs, Inc., a Corporation, and Raymond Woloch and Nathan Woloch, Individually and as Officers of Said Corporation

Consent order requiring a New York City manufacturing furrier to cease misbranding, furnishing false guaranties, and deceptively invoicing its fur products.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Woloch Furs, Inc., a corporation, its successors and assigns and its officers, and

Raymond Woloch and Nathan Woloch, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporation, subsidiary, division, or other device, in connection with the introduction, or manufacture for introduction, into commerce, or the sale, advertising, or offering for sale in commerce, or the transportation or distribution in commerce, of any fur product; or in connection with the manufacture for sale, sale, advertising, offering for sale, transportation or distribution of any fur product which is made in whole or in part of fur which has been shipped and received in commerce, as the terms "commerce," "fur," and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

A. Misbranding fur products by:

1. Representing, directly or by implication, on labels, that the fur contained in such fur products is "natural," when such fur is pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

2. Failing to affix labels to fur products showing in words and in figures plainly legible all of the information required to be disclosed by each of the subsections of section 4(2) of the Fur Products Labeling Act.

B. Falsely or deceptively invoicing fur products by:

1. Representing, directly or by implication, on invoices that the fur contained in the fur product is "natural" when such fur is pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

2. Failing to furnish invoices, as the term "invoice" is defined in the Fur Products Labeling Act, showing in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 5(b)(1) of the Fur Products Labeling Act.

It is further ordered, That Woloch Furs, Inc., a corporation, its successors and assigns, and its officers, and Raymond Woloch and Nathan Woloch, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporation, subsidiary, division or other device, do forthwith cease and desist from furnishing a false guaranty that any fur product is not misbranded, falsely invoiced, or falsely advertised when the respondents have reason to believe that such fur product may be introduced, sold, transported, or distributed in commerce.

It is further ordered, That respondents notify the Commission at least 30 days prior to any proposed change in the corporate respondent such as dissolution, assignment, or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That respondents herein shall within sixty (60) days after service upon them of this order, file with the Commissioner a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

Issued: May 11, 1972.

By the Commission.

[SEAL] CHARLES A. TOBIN,
Secretary.

[FR Doc.72-8331 Filed 6-1-72; 8:51 am]

Title 22—FOREIGN RELATIONS

Chapter I—Department of State

[Dept. Reg. 108.663]

PART 41—VISAS: DOCUMENTATION OF NONIMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED

Nonimmigrant Documentary Waivers

Part 41, Chapter I, Title 22 of the Code of Federal Regulations is amended to provide that a citizen of Cuba is not entitled to the privilege of transiting the United States without a visa irrespective of his place of residence.

Subparagraph (1) of paragraph (e) of § 41.6 is amended to read as follows:

§ 41.6 Nonimmigrants not required to present passports, visas, or border crossing identification cards.

(e) *Aliens in immediate transit*—(1) *Aliens in bonded transit.* A passport and visa are not required of an alien who is being transported in immediate and continuous transit through the United States in accordance with the terms of an agreement entered into between the transportation line and the Immigration and Naturalization Service under the provisions of section 238(d) of the Act on Form I-426 to insure such immediate and continuous transit through and departure from, the United States en route to a specifically designated foreign country, provided that such alien is in possession of a travel document or documents establishing his identity and nationality and ability to enter some country other than the United States. This waiver of visa and passport requirements is not available to an alien who is a citizen of Cuba. This waiver of visa and passport requirements is not available to an alien who is a citizen of North Korea (Democratic Peoples' Republic of Korea), North Vietnam (Democratic Republic of Vietnam), or the Soviet Zone of Germany (German Democratic Republic), and is a resident of one of the said countries, and is, on a basis of reciprocity, available to a national of Albania, Bulgaria, Czechoslovakia, Estonia, Hungary, Latvia, Lithuania, Mongolian People's Republic, People's Republic of China, Poland, Romania, or the Union of Soviet Socialist Republics resident in

one of said countries, only if he is transiting the United States by aircraft of a transportation line signatory to an agreement with the Immigration and Naturalization Service on Form I-426 on a direct through flight which will depart directly to a foreign place from the port of arrival.

Effective date. The amendments to the regulations contained in this order shall become effective upon publication in the FEDERAL REGISTER (6-2-72).

The provisions of the Administrative Procedure Act (80 Stat. 383; 5 U.S.C. 553) relative to notice of proposed rule making are inapplicable to this order because the regulations contained herein involve foreign affairs functions of the United States.

(Sec. 104, 66 Stat. 174; 8 U.S.C. 1104)

For the Secretary of State.

[SEAL] WILLIAM N. DALE,
Acting Administrator, Bureau of
Security and Consular Affairs,
Department of State.

MAY 22, 1972.

RAYMOND F. FARRELL,
Commissioner of Immigration
and Naturalization, Immigration
and Naturalization Service,
Department of Justice.

MAY 24, 1972.

[FR Doc.72-8336 Filed 6-1-72; 8:51 am]

[Dept. Reg. 108.662]

PART 41—VISAS: DOCUMENTATION OF NONIMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED

Validity and Revocation of Visas

Part 41, Chapter I, Title 22 of the Code of Federal Regulations is amended to add to the bases for revocation or termination of the validity of a nonimmigrant visa a finding that the alien to whom the visa was issued was not at the time of issuance entitled to the nonimmigrant classification of the visa or that subsequent to visa issuance he ceased to be entitled to such classification.

1. The first sentence of subparagraph (1) of paragraph (f) of § 41.122 is amended to read:

§ 41.122 Validity of visas.

(f) *Termination of validity prior to alien's journey to United States.* (1) Notwithstanding any period of validity specified on the face thereof, the validity of a nonimmigrant visa issued to an alien shall terminate if, prior to the embarkation of the alien upon a continuous voyage to the United States, a consular officer finds that, subsequent to the issuance of such visa, the alien has become ineligible under section 212(a) of the Act to receive such visa or has ceased to be entitled to the nonimmigrant classifica-

tion under section 101(a)(15) of the Act specified in such visa.

2. Paragraph (a) of § 41.134 is amended to read:

§ 41.134 Revocation of visas.

(a) *Grounds for revocation.* A consular officer is authorized to revoke ab initio a nonimmigrant visa issued to an alien if, subsequent to the issuance of such visa, he finds that at the time of issuance the alien was ineligible under section 212(a) of the Act to receive such visa or was not entitled to the nonimmigrant classification under section 101(a)(15) of the Act specified in such visa.

Effective date. These amendments shall become effective upon publication in the FEDERAL REGISTER (6-2-72).

The provisions of the Administrative Procedure Act (80 Stat. 383; 5 U.S.C. 553) relative to notice of proposed rule making are inapplicable to this order because the regulations contained herein involve foreign affairs functions of the United States.

(Sec. 104, 66 Stat. 174; 8 U.S.C. 1104)

For the Secretary of State.

WILLIAM N. DALE,
Acting Administrator, Bureau
of Security and Consular
Affairs, Department of State.

MAY 23, 1972.

[FR Doc. 72-8335 Filed 6-1-72; 8:51 am]

Chapter III—Peace Corps

PART 301—ETHICAL CONDUCT RESPONSIBILITIES OF PEACE CORPS EMPLOYEES

CROSS REFERENCE: For a document regarding standards of conduct for all ACTION employees and deletion of this Part 301, see Title 45—Welfare, Chapter XII—ACTION, Part 1201—Standards of Conduct, F.R. Doc. 72-8289, *infra*.

Title 29—LABOR

Chapter XVII—Occupational Safety and Health Administration, Department of Labor

PART 1918—SAFETY AND HEALTH REGULATIONS FOR LONGSHORING

Permanent Marking of Containerized Cargo; Extended Delay in Effective Date

The effective date of 29 CFR 1918.85(a) is hereby extended 3 months; i.e., until August 27, 1972, in order to afford the longshore industry sufficient time to comply with the requirements of that provision relating to the permanent marking of containerized cargo. Employers and others comprising a major portion of the industry have recently sought time beyond the present effective

date of May 27, 1972, in order to meet the aforementioned requirement largely because of the great number of containers in use and their dispersion throughout the world. In light of these circumstances and the immediacy of the effective date, notice and public procedure on the extension of time is found impractical, although petitions by interested persons for amendment of the extension under 5 U.S.C. 553(e) are invited.

The effective date involved is codified in paragraph (f) of § 1918.85.

Accordingly, § 1918.85 of Title 29 of the Code of Federal Regulations is hereby amended by revising paragraph (f) to read as follows:

§ 1918.85 Containerized cargo.

(f) *Effective date.* The provisions of paragraph (a) of this section shall become effective on August 27, 1972. The provisions of paragraph (b) of this section shall become effective on May 27, 1972.

(Sec. 41, 44 Stat. 1444, 33 U.S.C. 941; Sec. Order No. 12-71 (36 F.R. 8754))

Signed at Washington, D.C. this 26th day of May 1972.

GEORGE C. GUENTHER,
Assistant Secretary of Labor.

[FR Doc. 72-8392 Filed 6-1-72; 8:51 am]

Title 32—NATIONAL DEFENSE

Chapter XVI—Selective Service System

PART 1631—ALLOCATION OF INDUCTIONS

Action by Local Board Upon Receipt of Allocation

Whereas, on April 27, 1972, the Director of Selective Service published a notice of proposed amendments to Selective Service Regulations (37 F.R. 8466); and

Whereas such publication complied with the publication requirement of section 13(b) of the Military Selective Service Act (50 App. U.S.C. sections 451 et seq.) in that more than 30 days have elapsed subsequent to such publication during which period comments from the public have been received and considered; and I certify that I have requested the views of officials named in section 2(a) of Executive Order 11623 and none of them has timely requested that the matter be referred to the President for decision.

Now therefore by virtue of the authority vested in me by the Military Selective Service Act, as amended (50 App. U.S.C. sections 451 et seq.) and Executive Order 11623 of October 12, 1971, the Selective Service Regulations, constituting a portion of Chapter XVI of Title 32 of the Code of Federal Regulations, are hereby amended, effective 11:59 p.m., e.d.s.t., on June 3, 1972, as follows:

Paragraph (d)(5) of § 1631.6 is amended as set forth below; and paragraph (e) of § 1631.6 is added to read as follows:

§ 1631.6 Action by Local Board upon receipt of allocation.

(d) * * *

(5) Any registrant who for 90 consecutive days remains a member of the Extended Priority Selection Group, fully available for induction or alternate service, and whose RSN is not reached in the Extended Priority Selection Group during those 90 days, shall be assigned to the Second Priority Selection Group.

(e) Notwithstanding the provisions of paragraph (b) of this section, the following sequence of actions shall be adhered to during the calendar year 1972:

(1) Nonvolunteer to whom orders to report for induction have been issued and as to whom the dates on which they were to report for induction have been postponed to a month in which there is an outstanding call will be forwarded for induction in the order of their random sequence number established by random selection procedures prescribed in accordance with § 1631.1.

(2) Volunteers who have not attained the age of 26 years shall be selected and ordered to report for induction in the sequence in which they have volunteered for induction.

(3) Nonvolunteers in the First Priority Selection Group shall be selected and ordered to report for induction in the order of their random sequence number established by random selection procedures prescribed in accordance with § 1631.1.

BYRON V. PEPITONE,
Acting Director.

MAY 30, 1972.

[FR Doc. 72-8327 Filed 6-1-72; 8:48 am]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 207—NAVIGATION REGULATIONS

Apra Inner Harbor, Island of Guam; Correction

In F.R. Doc. 72-6476 appearing at page 8525 in the issue of Friday, April 28, 1972, in § 207.808(a), the latitude and longitude quadrants were inadvertently omitted. The corrected description should read:

§ 207.808 Apra Inner Harbor, Island of Guam, restricted area.

(a) *The restricted area.* The waters within Apra Inner Harbor and adjacent waters of Apra Outer Harbor inclosed by a line beginning at the northeast corner of a pier at latitude 13°26'32.1" N., longitude 144°39'02.8" E.; thence to the northern tip of a small island at latitude 13°26'40.2" N., longitude 144°39'28.1" E., and thence to the northwest corner of

the point of land at latitude 13°26'28.1" N., longitude 144°39'52.5" E.

For the Adjutant General.

R. B. BELNAP,
Special Advisor to TAG.

[FR Doc.72-8294 Filed 6-1-72;8:46 am]

Title 40—PROTECTION OF ENVIRONMENT

Chapter I—Environmental Protection Agency

PART 5—TUITION FEES FOR DIRECT TRAINING

This document announces a new policy of charging tuition fees for attendance at technical and managerial training courses conducted by the Environmental Protection Agency under its programs in air, water, water hygiene, solid wastes, radiation and pesticides. Inasmuch as this change relates to agency management and in view of the subject matter, notice of proposed rule making and public comment were considered unnecessary.

- Sec.
- 5.1 Establishment of fees.
 - 5.2 Definitions.
 - 5.3 Schedule of fees.
 - 5.4 Registration offices.
 - 5.5 Procedure for payment.
 - 5.6 Refunds.
 - 5.7 Waivers.

AUTHORITY: The provisions of this Part 5 issued under title V, 65 Stat. 290 (31 U.S.C. 483a).

§ 5.1 Establishment of fees.

The Environmental Protection Agency shall charge tuition fees for all students attending EPA direct training courses which commence on or after July 1, 1972.

§ 5.2 Definitions.

"Direct Training" means all technical and managerial training conducted directly by EPA for personnel of State and local governmental agencies, other Federal agencies, private industries, universities and other non-EPA agencies and organizations.

"Registration office" means any of the several offices in EPA which have been designated to receive applications for attendance at direct training courses. (See § 5.4 for a listing of such offices.)

§ 5.3 Schedule of fees.

Tuition fees for direct training courses, by program, are as follows:

Program	Course	Fee per student-day ¹
Air	All	\$90
Water quality	do.	100
Water hygiene	do.	60
Solid wastes	do.	70
Radiation	do.	50
Pesticides	At Perrine Laboratory	115
Pesticides	All other	40

¹ To obtain total tuition, multiply fee per student-day by the number of days required for conduct of the course to which application is made.

These fees shall be subject to revision and revised schedules shall be published in the FEDERAL REGISTER from time to time. Up-to-date fee schedules shall be available from the registration offices listed in § 5.4.

§ 5.4 Registration offices.

Listed in this section by program, are EPA offices to which applications and fees are to be sent. Because some programs have more than one registration office, the correct office for a specific course under those programs must be learned from the course announcement.

AIR PROGRAM

Direct Training Registration Office, Office of Air Programs, Research Triangle Park, N.C. 27717.

WATER QUALITY PROGRAM

Direct Training Registration Office, National Training Center, Robert A. Taft Sanitary Engineering Center, Environmental Protection Agency, 4676 Columbia Parkway, Cincinnati, OH 45226.

Direct Training Registration Office, Environmental Protection Agency, 1600 Patterson Street, Suite 1100, Dallas, TX 75201.

Direct Training Registration Office, Southeast Water Laboratory, Environmental Protection Agency, College Station Road, Athens, Ga. 30601.

Direct Training Registration Office, Manpower and Training Branch, 1200 Sixth Avenue (M/S345), Seattle, WA 98101.

Direct Training Registration Office, Edison Water Quality Laboratory, Environmental Protection Agency, Edison, N.J. 08817.

WATER HYGIENE PROGRAM

Direct Training Registration Office, Environmental Protection Agency, 4676 Columbia Parkway, Cincinnati, OH 45226.

SOLID WASTES MANAGEMENT PROGRAM

Direct Training Registration Office, Systems Management Division, Office of Solid Wastes Management Programs, 5555 Ridge Road, Cincinnati, OH 45213.

RADIATION PROGRAM

Direct Training Registration Office, Eastern Environmental Radiation Laboratory, Environmental Protection Agency, Post Office Box 61, Montgomery, AL 36101.

Direct Training Registration Office, Western Environmental Research Laboratory, Environmental Protection Agency, Post Office Box 15027, Las Vegas, NV 89114.

PESTICIDES PROGRAM

Direct Training Registration Office, Perrine Primate Laboratory, Post Office Box 490, Perrine, FL 33157.

Direct Training Registration Office, Division of Pesticide Community Studies, 4770 Buford Highway, Chamblee, GA 30341.

§ 5.5 Procedure for payment.

Applications for direct training shall be completed and submitted in accordance with the instructions issued by the respective program offices. Fee payment, in the amount indicated by the fee schedule, shall accompany completed applications (except in the case of waiver requests as described in § 5.7). All applicants, other than Federal agency personnel, shall make payment by check payable to the order of the Environmental Protection Agency. Federal agency applicants shall submit a letter identifying the agency and office to be

billed, the agency order number, and any code numbers or other information necessary for billing purposes.

§ 5.6 Refunds.

An applicant may withdraw his application and receive full reimbursement of his fee provided that he notifies the appropriate registration office in writing no later than 10 days before commencement of the course for which he has registered.

§ 5.7 Waiver of fee.

EPA may waive the fee requirement for applicants when such a waiver is in the best interests of the Government. Request for waiver shall be sent to the appropriate registration office, along with the completed application. The request should be made in writing, setting forth: (a) Name, title, and business address of applicant, (b) course title and commencement date, (c) relation of current job to training desired, and (d) justification for waiver of the tuition fee. A request for waiver shall be submitted no later than 45 days before commencement of the course.

Effective date. These regulations shall be effective 30 days following publication in the FEDERAL REGISTER.

WILLIAM D. RUCKELSHAUS,
Administrator.

MAY 30, 1972.

[FR Doc.72-8320 Filed 6-1-72;8:46 am]

Title 45—PUBLIC WELFARE

Chapter II—Social and Rehabilitation Service (Assistance Programs), Department of Health, Education, and Welfare

PART 205—GENERAL ADMINISTRATION—PUBLIC ASSISTANCE PROGRAMS

Separation of Services From Assistance Payments

Notice of proposed regulations for the programs administered under titles I, IV-A, X, XIV, and XVI of the Social Security Act, which would amend §§ 220.9 and 222.27 of this chapter to require organizational separation of services from assistance payments, was published in the FEDERAL REGISTER on February 1, 1972 (37 F.R. 2445). After consideration of the views presented by interested persons, the regulations as proposed are hereby adopted and codified in Part 205 of this chapter, subject to the following substantive changes:

1. The date for submittal of the separation plan is changed from July 1, 1972, to October 1, 1972 (§ 205.102(a)(1)).
2. The dates for submittal of progress reports are changed from October 15, 1972, and January 15, 1973, to a single report on March 15, 1973 (§ 205.102(a)(3)).
3. The administrative levels at which a common administrator may be utilized are specified (§ 205.102(b)(1)).

4. Flexibility is provided for some variation in sparsely populated areas with limited staff (§ 205.102(b)(1)(iv)).

Part 205 of Chapter II of Title 45 of the Code of Federal Regulations is amended by adding a new § 205.102 as set forth below:

§ 205.102 Separation of services from assistance payments.

(a) *State plan requirements.* A State plan under title I, IV-A, X, XIV or XVI of the Social Security Act must provide:

(1) For development of a plan for separation of services from assistance payments and for the establishment of a separated service system, which will accord with guidelines issued by the Social and Rehabilitation Service, and will be submitted no later than October 1, 1972, to the SRS Regional Commissioner for approval;

(2) For statewide operation of the approved separation plan no later than January 1, 1973; and

(3) For submittal of a progress report on the implementation of separation, no later than March 15, 1973.

(b) *Definitions.* (1) "Separation of services from assistance payments" means the administration and operation of the services function independently from the assistance payments function, with separate lines of authority for each function.

(i) In addition to the single State agency head, for both the services and the assistance payments functions, there may be a common head at the level of State supervision of local office operations and at the overall local administrative level.

(ii) There must be, at all levels, separate lines of authority and separate staff directly and exclusively responsible for services programs as distinguished from assistance payments programs. This includes all staff engaged in policy and program development, supervision of local operation of service programs, and actual provision of services to clients.

(iii) There may be common or separate facilitating services at any State or local agency level, depending on the need.

(iv) In the case of a sparsely populated geographical area, upon justification by the State agency documenting a lack of administrative feasibility in assigning separate local staff for services and for assistance payments functions, the SRS Regional Commissioner may approve alternate arrangements, based upon criteria set forth in SRS guides, and designed to achieve the purposes of separation in such area to the maximum extent possible, and to provide reporting and cost allocation methods which will assure compliance with other Federal requirements and proper claims for Federal financial participation.

(2) The "services function" encompasses those activities included in the approved State plan and carried out by the agency, pursuant to Parts 220, 222, 223, and 226 of this chapter, in order

to enable an individual or family, or groups of individuals or families, to overcome barriers to the achievement of their objectives and the goals of the public social services programs. It includes determination of eligibility for services of those individuals or families who are neither applicants for nor recipients of financial or medical assistance, and, under title IV-A, for those who can qualify under § 220.52(a)(3)(iii) or (iv) of this chapter.

(3) The "assistance payments function" encompasses all activities and payments for basic maintenance, i.e., furnishing the income to which an individual or family is entitled under the approved State plans for meeting day-to-day ongoing living costs and special needs. It includes the complete process of determining initial and continuing eligibility for financial and medical assistance and for commodities distribution or food stamps. It also includes maintaining the case in assistance payment or certification status.

(Sec. 1102, 49 Stat. 647, 42 U.S.C. 1302)

Effective date. The regulations in this section shall be effective on October 1, 1972.

Dated: April 28, 1972.

JOHN D. TWINAME,
*Administrator, Social and
Rehabilitation Service.*

Approved: May 18, 1972.

ELLIOT L. RICHARDSON,
Secretary.

[FR Doc. 72-8312 Filed 6-1-72; 8:47 am]

Chapter XII—ACTION

PART 1201—STANDARDS OF CONDUCT

Pursuant to and in accordance with sections 201 through 209 of title 18 of the United States Code, Executive Order 11222 of May 8, 1965 (30 F.R. 6469), and Title 5, Chapter I, Part 735 of the Code of Federal Regulations, Chapter XII of Title 45 of the Code of Federal Regulations, consisting of Part 1201 is issued.

Subpart A—General

Sec.

1201.735-101 Introduction.

Subpart B—Conduct and Responsibilities of Employees

1201.735-201 Proscribed actions.

1201.735-202 General conduct prejudicial to the Government.

1201.735-203 Conflict of interest.

Subpart C—Conduct and Responsibilities of Special Government Employees

1201.735-301 Special Government employees.

Subpart D—Outside Employment and Activities

1201.735-401 Outside employment.

1201.735-402 Gifts, entertainment and favors.

1201.735-403 Financial interests.

1201.735-404 Economic and financial activities of employees abroad.

Sec.

1201.735-405 Disqualifications arising from private financial interests and from holding office in outside organizations.

1201.735-406 Service on boards of ACTION grantees.

1201.735-407 Information.

1201.735-408 Disclosure and misuse of inside information.

1201.735-409 Speeches; participation in conferences.

1201.735-410 Partisan political activity.

1201.735-411 Use of Government property.

1201.735-412 Indebtedness.

1201.735-413 Gambling, betting and lotteries.

1201.735-414 Discrimination.

1201.735-415 Related statutes and regulations.

Subpart E—Employees Required To Submit Statements of Employment and Financial Interests

1201.735-501 Submission of statements.

AUTHORITY: The provisions of this Part 1201 issued under E.O. 11222 of May 8, 1965, 30 F.R. 6469, 3 CFR, 1965 Sup., 5 CFR 735.104.

Subpart A—General

§ 1201.735-101 Introduction.

Executive Order No. 11222 directs the Civil Service Commission to require each agency head to review and reissue his agency's regulations regarding the ethical conduct and other responsibilities of all its employees. One of the main purposes of the regulations in this part is to encourage individuals faced with questions involving subjective judgment to seek counsel and guidance. The General Counsel is designated to be the counselor for ACTION with respect to these matters. Regional Attorneys are designated to be Deputy Counselors. They will provide authoritative advice and guidance in this area to any ACTION employee who seeks it.

(a) Any violation of the regulations in this part may be cause for disciplinary action. Violation of those provisions of the regulations in this part which reflect legal prohibitions may also entail penalties provided by law.

(b) This part applies to all employees of ACTION. "Employee" as used in this part, includes regular employees, Presidential appointees, "special Government employees," experts, and consultants, whether employed on a full-time or intermittent basis. As used in this part, the term "special Government employee" means a person appointed or employed to perform temporary duties for ACTION with or without compensation, on a full-time or intermittent basis, for not to exceed 130 days during any period of 365 days. The term "regular Government employee" means any officer or employee other than a special Government employee.

Subpart B—Conduct and Responsibilities of Employees

§ 1201.735-201 Proscribed actions.

As provided by the President in Executive Order No. 11222, whether specifically prohibited by law or in the regulations in this part, no U.S. regular or special Government employees shall take any

action which might result in, or create the appearance of:

(a) Using public office or employment for private gain, whether for themselves or for another person, particularly one with whom they have family, business, or financial ties.

(b) Giving preferential treatment to any person.

(c) Impeding Government efficiency or economy.

(d) Losing complete independence or impartiality.

(e) Making a Government decision outside official channels.

(f) Affecting adversely the confidence of the public in the integrity of the Government.

(g) Using Government office or employment to coerce a person to provide financial benefit to themselves or to other persons, particularly anyone with whom they have family, business or financial ties.

§ 1201.735-202 General conduct prejudicial to the Government.

An employee may not engage in criminal, infamous, dishonest, immoral or notoriously disgraceful conduct prejudicial to the Government.

§ 1201.735-203 Conflict of interest.

(a) *Regular Government employees.* A regular employee of the Government is subject to the following major criminal prohibitions:

(1) He may not, except in the discharge of his official duties, represent anyone else before a court or Government agency in a matter in which the United States is a party or has an interest. This prohibition applies to both paid and unpaid representation of another (18 U.S.C. 205).

(2) He may not participate in his governmental capacity in any matter in which he, his spouse, minor child, outside business associate, or person with whom he is negotiating for employment has a financial interest (18 U.S.C. 208).

(3) He may not, after his Government employment has ended, represent anyone other than the United States in connection with a matter in which the United States is a party or has an interest and in which he participated personally and substantially for the Government (18 U.S.C. 207).

(4) He may not for 1 year after his Government employment has ended, represent anyone other than the United States in connection with a matter in which the United States is a party or has an interest and which was within the boundaries of his official responsibility during the last year of his Government service. This temporary restraint gives way to the permanent restraint described in subparagraph (3) of this paragraph if the matter is one in which he participated personally and substantially (18 U.S.C. 207).

(5) He may not receive any salary, or supplementation of his Government salary, from a private source as compensation for his services to the Government (18 U.S.C. 209).

Subpart C—Conduct and Responsibilities of Special Government Employees

§ 1201.735-301 Special Government employees.

(a) A special Government employee is subject to the following major criminal prohibitions:

(1) He may not, except in the discharge of his official duties, represent anyone else before a court or Government agency in a matter in which the United States is a party or has an interest and in which he has at any time participated personally and substantially for the Government (18 U.S.C. 205).

(2) He may not, except in the discharge of his official duties, represent anyone else in a matter pending before the agency he serves unless he has served there no more than 60 days during the past 365. He is bound by this restraint despite the fact that the matter is not one in which he has ever participated personally and substantially (18 U.S.C. 205).

The restrictions described in subparagraphs (1) and (2) of this paragraph apply to both paid and unpaid representation of another.

(3) He may not participate in his governmental capacity in any matter in which he, his spouse, minor child, outside business associate, or person with whom he is negotiating for employment has a financial interest (18 U.S.C. 208).

(4) He may not, after his Government employment has ended, represent anyone other than the United States in connection with a matter in which the United States is a party or has an interest and in which he participated personally and substantially for the Government (18 U.S.C. 207).

(5) He may not, for 1 year after his Government employment has ended, represent anyone other than the United States in connection with a matter in which the United States is a party or has an interest and which was within the boundaries of his official responsibility during the last year of his Government service. This temporary restraint gives way to the permanent restriction described in subparagraph (4) of this paragraph if the matter is one in which he participated personally and substantially (18 U.S.C. 207).

Subpart D—Outside Employment and Activities

§ 1201.735-401 Outside employment.

(a) *Application.* Only paragraph (d) of this section is applicable to special Government employees.

(b) *General.* (1) There is no general prohibition against ACTION employees holding outside employment, including teaching, lecturing, or writing. But no employee may engage in employment if it might result in a conflict or an appearance of conflict between the private interests of the employee and his official responsibility.

(2) Thus, an employee shall not engage in outside employment or other outside activity not compatible with the full and proper discharge of his official responsibility. Incompatible activities include, but are not limited to:

(i) Acceptance of a fee, compensation, gift, payment of expense, or any other thing of monetary value in circumstances in which acceptance may result in, or create the appearance of a conflict of interest.

(ii) Outside employment which tends to impair the employee's mental or physical capacity to perform his official responsibility in an acceptable manner.

(3) All employees not required by § 1201.735-501 to report their outside employment and financial interests shall inform their supervisors of all outside employment they hold or accept.

(c) *Employment with ACTION grantee and contractor organizations.* (1) No ACTION employee may be employed as an executive officer of any ACTION grantee or delegate agency. "Executive Officer" means a member of the supervisory staff who reports directly to the agency's governing board or to the staff director. Employment in a less senior position, and employment as a teacher or consultant, is not prohibited if consistent with the other provisions of this part.

(2) A special Government employee may serve as executive officer of an ACTION grantee or delegate agency if he has not served ACTION for more than 60 days during the immediately preceding period of 365 days. However, he shall not in any event perform any service as an executive officer of a grantee or delegate agency during any part of any day on which he serves as an ACTION employee.

(d) *Teaching, lecturing, and writing—(1) Use of information.* Employees are encouraged to engage in teaching, lecturing, and writing. However, an employee shall not, either for or without compensation, engage in teaching, lecturing, or writing that is dependent on information obtained as a result of his Government employment, except when that information has been or on request will be made available to the general public or when the agency head gives advance written authorization for the use of nonpublic information on the basis that the proposed use is in the public interest.

(2) *Compensation.* No employee may accept compensation or anything of value for any consideration, lecture, discussion, writing, or appearance the subject matter of which is devoted substantially to the ACTION programs or which draws substantially on official data or ideas which have not become part of the body of public information.

(3) *Clearance of publications.* No employee may submit for publication any writing other than recruiting information any contents of which are devoted to the ACTION programs or to any other matter which might be of official concern to the U.S. Government without in

advance clearing the writing with the Office of Public Affairs or Regional Public Affairs Officers, as appropriate. Before clearing any such writing, the Office of Public Affairs will consult with the appropriate ACTION office.

(e) *State and local government employment.* Regular employees may not hold office or engage in outside employment under a State or local government except with prior approval of the General Counsel, ACTION.

(f) *Participation in charitable or other activities.* This section does not preclude an employee from participating in the affairs of a charitable, religious, professional, social, fraternal, nonprofit educational or recreational, public service, or civic organization.

§ 1201.735-402 Gifts, entertainment, and favors.

(a) *From donors dealing with ACTION.* (1) No regular or special employee may solicit or accept, directly or indirectly, for himself, for any member of his family, or for any person with whom he has business or financial ties, any gift, gratuity, favor, entertainment, or loan or any other thing of value, from any individual or organization which:

(i) Has, or is seeking to obtain, contractual or other business or financial relations with ACTION;

(ii) Has interests that may be substantially affected by the performance or nonperformance of the employee's official responsibility;

(iii) Is in any way attempting to affect the employee's exercise of his official responsibility; or

(iv) Conducts operations or activities that are regulated by ACTION.

(2) Subparagraph (1) of this paragraph does not prohibit, even if the donor has dealings with ACTION:

(i) Acceptance of things of value from parents, children, or spouse if those relationships rather than the business of the donor is the motivating factor for the gift;

(ii) Acceptance of food and refreshments of nominal value on infrequent occasions in the ordinary course of breakfast, luncheon, or dinner meeting or other meetings;

(iii) Solicitation and acceptance of loans from banks or other financial institutions to finance proper and usual activities of employees, such as home mortgage loans, solicited and accepted on customary terms;

(iv) Acceptance on behalf of minor dependents of fellowships, scholarships, or educational loans awarded on the basis of merit and/or need;

(v) Acceptance of awards for meritorious public contribution or achievement given by a charitable, religious, professional, social, fraternal, nonprofit educational and recreational, public service, or civic organization.

(3) Regular or special employees need not return unsolicited advertising or promotional material, such as pens, pencils, note pads, calendars, and other things of nominal intrinsic value.

(b) *From other ACTION employees.* No employee in a superior official position

may accept any gift presented as a contribution from employees receiving less salary than himself. No employee shall solicit contributions from another employee for a gift to an employee in a superior official position, nor shall any employee make a donation as a gift to an employee in a superior official position. However, this paragraph does not prohibit a voluntary gift of nominal value or donation in a nominal amount made on a special occasion such as marriage, illness, or retirement.

(c) *From foreign governments.* No regular employee may solicit or, without the consent of the Congress, receive any present, decoration, emolument, pecuniary favor, office, title, or any other gift from any foreign government. See 5 U.S.C. 7342; Executive Order 11320; and 22 CFR Part 3 (as added, 32 F.R. 6469).

(d) *Gifts to ACTION.* Gifts to the United States or to ACTION may be accepted in accordance with ACTION regulations.

(e) *Reimbursement for expenses.* Neither this section nor § 1201.735-409(a) precludes an employee from receipt of bona fide reimbursement, unless prohibited by law, for expenses of travel and such other necessary subsistence as is compatible with this part and for which no Government payment or reimbursement is made. However, this paragraph does not allow an employee to be reimbursed, or payment to be made on his behalf, for excessive personal living expenses, gifts, entertainment, or other personal benefits. Nor does it allow an employee to receive non-Government reimbursement of travel expenses for travel on official business under ACTION orders; but rather, such reimbursement, if any, should be made to ACTION and amounts received should be credited to its appropriation. If an employee receives accommodations, goods or services in kind from a non-Government source, this item or items will be treated as a donation to ACTION and an appropriate reduction will be made in per diem or other travel expenses payable.

§ 1201.735-403 Financial interests.

(a) An employee shall not:

(1) Have a direct or indirect financial interest that conflicts substantially, or appears to conflict substantially with his Government duties and responsibilities; or

(2) Engage in, directly or indirectly, a financial transaction as a result of, or primarily relying on, information obtained through his Government employment.

(b) This section does not preclude an employee from having a financial interest or engaging in financial transactions to the same extent as a private citizen not employed by the Government so long as it is not prohibited by the law, the Executive order, this section, or ACTION regulations.

§ 1201.735-404 Economic and financial activities of employees abroad.

(a) *Prohibitions in any foreign country.* A U.S. citizen employee abroad is

specifically prohibited from engaging in the activities listed below in any foreign country:

(1) Speculation in currency exchange;

(2) Transactions at exchange rates differing from local legally available rates, unless such transactions are duly authorized in advance by the agency;

(3) Sales to unauthorized persons (whether at cost or for a profit) of currency acquired at preferential rates through diplomatic or other restricted arrangements;

(4) Transactions which entail the use, without official sanction, of the diplomatic pouch;

(5) Transfers of funds on behalf of blocked nationals, or otherwise in violation of U.S. foreign funds and assets control;

(6) Independent and unsanctioned private transactions which involve an employee as an individual in violation of applicable control regulations of foreign governments;

(7) Acting as an intermediary in the transfer of private funds from persons in one country to persons in another country, including the United States;

(8) Permitting use of one's official title in any private business transactions or in advertisements for business purposes.

(b) *Prohibitions in country of assignment.* (1) A U.S. citizen employee shall not transact or be interested in any business or engage for profit in any profession or undertake other gainful employment in any country or countries to which he is assigned or detailed in his own name or through the agency of any other person.

(2) A U.S. citizen employee shall not invest in real estate or mortgages on properties located in his country of assignment. The purchase of a house and land for personal occupancy is not considered a violation of this subparagraph.

(3) A U.S. citizen employee shall not invest money in bonds, shares or stocks of commercial concerns headquartered in his country of assignment or conducting a substantial portion of their business in such country. Such investments, if made prior to knowledge of assignment or detail to such country or countries, may be retained during such assignment or detail.

(4) A U.S. citizen employee shall not sell or dispose of personal property, including automobiles, at prices producing profits to him which result primarily from import privileges derived from his official status as an employee of the U.S. Government.

§ 1201.735-405 Disqualifications arising from private financial interest and from holding office in outside organizations.

(a) *Financial interests of employee, family members, and partners.* No employee may participate personally as an ACTION employee in any matter in which to his knowledge, he, his spouse, minor child, or partner has a financial interest, whether directly or indirectly (such as through ownership of securities).

(b) *Financial interest of employers, prospective employers and organizations which the employee serves.* (1) No employee may participate personally as an ACTION employee in matters in which an organization that he is serving, with or without compensation, as an officer, director, trustee or employee, has a financial interest.

(2) No employee may participate personally as an ACTION employee in matters where an organization in which he is seeking employment has a financial interest. An employee may negotiate for prospective employment with a non-Government organization only when he has no duties as an ACTION employee which could affect that organization's interest, or after he has disqualified himself on the written permission of his supervisor, from such duties.

(c) *General exemptions.*—(1) *Small stockholdings.* Ownership by an employee, or his spouse, minor child, or partner of stock or other securities of an organization having a financial interest in a matter before ACTION is exempt from paragraph (a) of this section if: (i) The interest in that organization is less than 1 percent of that organization's outstanding stock or other securities, and, in any event, amounts to less than \$5,000 in market value; (ii) the employee, his spouse and minor children are not active in the management and have no other connection with or interest in that organization. Such an interest is hereby determined pursuant to 18 U.S.C. 208(b)(2) to be too inconsequential to affect the integrity of the employee's services.

(2) *Indirect stockholdings.* Ownership by an employee or his spouse, or minor children of certain indirect financial interests in matters before ACTION are exempt from paragraph (a) of this section. These interests are shares in publicly held mutual funds, banks, investment and insurance companies, and similar organizations, which in turn own an interest in an organization involved in a matter before ACTION. Such an interest is hereby determined pursuant to 18 U.S.C. 208(b)(2) to be too remote to affect the integrity of the employee's services.

(d) *Application for specific exemptions.* (1) Specific exemptions may be obtained to permit an employee to participate in a particular matter in which his financial interest is insubstantial, and to permit an employee to participate in any matters which may arise concerning particular private organizations in which his interest is insubstantial.

(2) An employee may obtain specific exemptions by written application through his supervisor to the General Counsel. The application should describe the employee's ACTION duties, his relevant financial interest or outside association, why it is insubstantial, and the particular matter involved.

(3) Exemptions granted shall be communicated in writing, a copy of which shall be included in the employee's official personnel folder.

(e) *Interest prior to ACTION employment.* No employee may advise, rec-

ommend, or otherwise participate in the decision with which ACTION concludes its consideration of a grant or contract application which the employee, prior to his ACTION appointment, helped to develop. It is not improper, however, for the employee to contribute his special knowledge to the ACTION officers making the decision.

(f) *Indirect personal interest.* No employee may participate in any decision by ACTION which might affect or appear to affect favorably his career or professional reputation through the use by ACTION of publications, systems, programs, etc., prepared by him outside the course of, or prior to, his ACTION employment.

§ 1201.735-406 Service on boards of ACTION grantees.

No employee may serve as a member of the board of directors of any ACTION grantee or delegate agency. A special Government employee may serve as a board member if he has not served ACTION for more than 60 days during the immediately preceding period of 365 days, but he may not in any event perform any service as such a board member during any part of any day on which he serves as an ACTION employee. See also § 1201.735-401 in relation to employment with grantee and delegate agencies.

§ 1201.735-407 Information.

(a) Regular or special employees shall not withhold information from the press or public unless that information is classified or administratively controlled (Limited Official Use). All responses to requests for information from the press should be referred to the Office of Public Affairs or Regional Public Affairs Officers as appropriate who will be responsible for all releases. Regular and special employees should be certain that information given to the press and public is accurate and complete.

(b) Any questions as to the classification or administrative control of information should be referred to the General Counsel.

(c) No regular or special employee may record by electronic or other device any telephone or other conversation. No regular or special employee may listen in on any telephone conversation without the consent of all parties thereto.

§ 1201.735-408 Disclosure and misuse of inside information.

(a) *Disclosure and use for personal benefit:* No employee may directly or indirectly, disclose or use for his own benefit, or for the private benefit of another, inside information as described in paragraph (b) of this section. The use of such information by an employee is restricted to the proper performance of his official duties. The disclosure of such information is restricted to official ACTION channels unless disclosure is authorized by the Director, the Deputy Director, an Associate Director, or a Regional Director of ACTION. In particular, no employee may:

(1) Engage in, directly or indirectly, a financial transaction as a result of or primarily relying on such information; or,

(2) Publish any book or article, or deliver any speech or lecture, based on or using such information.

(b) *Definition:* The term "inside information" as used in this section means, generally, information obtained under Government authority which is not known by the general public and which could affect the rights or interests of the Government or of a non-Government organization or person. Such information includes information about ACTION operations or administration, and personal information about ACTION personnel which could influence someone's dealing with ACTION.

(c) This section is not intended to discourage the disclosure through proper channels of information which has been or should be made public, or which is by law to be made available to the public. Also, employees are encouraged to teach, lecture, and write, provided they do so in accordance with the provisions of this section and § 1201.735-401.

§ 1201.735-409 Speeches; participation in conferences.

(a) *Fees and expenses.* (1) Except as permitted by subparagraph (3) of this paragraph, no employee may accept a fee for his own use or benefit for making a speech, delivering a lecture, or participating in a discussion, if the subject is ACTION or ACTION programs, or if such services are part of the employee's official ACTION duties.

(2) The employee may suggest that the amount otherwise payable as a fee or honorarium be contributed to ACTION.

(3) When a meeting, discussion, etc., to which subparagraph (1) of this paragraph refers takes place at a substantial distance from the employee's home he may accept reimbursement for the actual cost of transportation and necessary subsistence, or expenses, but in no case shall receive any amount for personal benefit. Such reimbursements shall be reported by the employee to his immediate superiors.

(4) An employee may accept fees for speeches, etc., dealing with subjects other than ACTION or ACTION programs when no official funds have been used in connection with his appearance and such activities do not interfere with the efficient performance of his duties.

(b) *ACTION Speaker's Bureau.* (1) No employee may accept an invitation to make a public appearance for ACTION without a clearance from the ACTION Speaker's Bureau. Employees will refer requests for speakers to the Director, ACTION Speaker's Bureau.

(c) *Discrimination.* No employee may participate for ACTION in conferences or speak for ACTION before audiences where any group has been segregated or excluded from the meeting, from any of the facilities or conferences, or from membership in the organization sponsoring the conference or meeting on the

basis of illegal discrimination prohibited by law or public policy.

(1) When a request for ACTION speakers or participation is received under circumstances where illegal discrimination may be practiced, the Director of the Speaker's Bureau shall make specific inquiry as to the practices of the organization before the request is filled.

(2) If the inviting organization shows a willingness to modify its practices for the occasion, ACTION will cooperate in such efforts.

(3) Exceptions to this paragraph may be made only by the Director, ACTION and in his discretion.

§ 1201.735-410 Partisan political activity.

(a) Prohibited activities: No employee may:

(1) Use his official authority or influence for the purpose of interfering with an election or affecting the result thereof; or

(2) Take any active part in partisan political management or in political campaigns, except as may be provided by or pursuant to statute 5 U.S.C. 7324.

(b) Intermittent employees: Persons employed on an irregular or occasional basis are subject to paragraph (a) of this section only while in active duty status and for the 24 hours of any day of actual employment.

(c) Excepted activities: Paragraph (a) of this section does not apply to:

(1) Nonpartisan campaigns and elections in which none of the candidates is to be nominated by or elected as representing a national or State political party, such as most school board elections; or

(2) Political activities connected with questions of public interest which are not specifically identified with national or State political parties, such as constitutional amendments, referenda, and the like (5 U.S.C. 7326).

(d) Excepted communities: Paragraph (a) of this section does not apply to employees who are residents of certain communities. These communities, which have been designated by the Civil Service Commission (5 CFR 733.301), consist of a number of communities in suburban Washington, D.C., and a few communities elsewhere in which a majority of the voters are Government employees. Employees who are residents of the designated communities may be candidates for, or campaign for others who are candidates for, local office if they or the candidates for whom they are campaigning are running as independent candidates. An employee may hold local office only in accordance with § 1201.735-401 relating to outside employment.

(e) Special Government employees are subject to the statute for the 24 hours of each day on which they do any work for the Government.

(f) While regular employees may explain and support governmental programs that have been enacted into law, in exercising their official responsibilities they should not publicly support or oppose pending legislation, except in testimony required by the Congress.

(g) The Foreign Service Act generally prohibits any Foreign Service employee from: (1) Corresponding in regard to the public affairs of any foreign government, except with the proper officers of the United States; and, (2) recommending any person for employment in any position of trust or profit under the government of the country to which he is detailed or assigned.

§ 1201.735-411 Use of Government property.

A regular or special employee shall not directly or indirectly use, or allow the use of, Government property of any kind, including property leased to the Government for other than officially approved activities. All employees have a positive duty to protect and conserve Government property, including equipment, supplies, and other property entrusted or issued to them. By law, penalty envelopes may be used only for official Government mail.

§ 1201.735-412 Indebtedness.

ACTION considers the indebtedness of its employees to be a matter of their own concern and will not function as a collection agency. Nevertheless, a regular or special employee shall pay each just financial obligation in a proper and timely manner, especially one imposed by law such as Federal, State, or local taxes. For the purpose of this section, a "just financial obligation" means one acknowledged by the employee or reduced to judgment by a court, and "in a proper and timely manner" means in a manner which the agency determines does not, under the circumstances, reflect adversely on the Government as his employer. In the event of a dispute between an employee and an alleged creditor, this section does not require ACTION to determine the validity or amount of the disputed debt.

§ 1201.735-413 Gambling, betting, and lotteries.

A regular or special employee shall not participate, while on Government owned or leased property or while on duty for the Government in any gambling activity including the operation of a gambling device, in conducting a lottery or pool, in a game for money or property, or in selling or purchasing a numbers slip or ticket.

§ 1201.735-414 Discrimination.

No regular or special employee may make inquiry concerning the race, political affiliation, or religious beliefs of any employee or applicant in connection with any personnel action and may not practice, threaten, or promise any action against or in favor of an employee or applicant for employment because of race, color, religion, sex, or national origin and in the competitive service on the basis of politics, marital status, or physical handicap.

§ 1201.735-415 Related statutes and regulations.

Each employee should be aware of the following related statutes and regulations:

(a) House Concurrent Resolution 175, 8th Congress, second session, 72A Stat. B12, the "Code of Ethics for Government Service."

(b) The prohibition against lobbying with appropriated funds (18 U.S.C. 1913).

(c) The prohibitions against disloyalty and striking (5 U.S.C. 7311, 18 U.S.C. 1918).

(d) The prohibition against the employment of a member of a Communist organization (50 U.S.C. 784).

(e) The prohibitions against (1) the disclosure of classified information (18 U.S.C. 798, 50 U.S.C. 783); and (2) the disclosure of confidential information (18 U.S.C. 1905).

(f) The provision relating to the habitual use of intoxicants to excess (5 U.S.C. 7352).

(g) The prohibition against the misuses of a Government vehicle (31 U.S.C. 638(a)(c)).

(h) The prohibition against the misuses of the franking privilege (18 U.S.C. 1719).

(i) The prohibition against the use of deceit in an examination or personnel action in connection with Government employment (18 U.S.C. 1917).

(j) The prohibition against fraud or false statements in a Government matter (18 U.S.C. 1001).

(k) The prohibition against mutilating or destroying a public record (18 U.S.C. 2071).

(l) The prohibition against counterfeiting and forging transportation requests (18 U.S.C. 508).

(m) The prohibitions against: (1) Embezzlement of Government money or property (18 U.S.C. 641); (2) failing to account for public money (18 U.S.C. 643); and (3) embezzlement of the money or property of another person in the possession of an employee by reason of his employment (18 U.S.C. 654).

(n) The prohibition against unauthorized use of documents relating to claims from or by the Government (18 U.S.C. 285).

(o) The prohibitions against political activities in subchapter III of chapter 73 of title 5, United States Code, and 18 U.S.C. 602, 603, 607, and 608.

(p) The prohibition against gifts to employee's superiors and the acceptance thereof (Rev. Stat. 1784, 5 U.S.C. 113).

(q) Chapter 11 of title 18, United States Code, relating to bribery, graft, and conflicts of interest, which is specifically applicable to special Government employees as well as to regular employees.

(r) The prohibitions against: (1) Accepting gifts from foreign governments; (2) engaging in business abroad; (3) corresponding on the affairs of foreign governments; and (4) discrimination on political, racial, or religious grounds contained in sections 1002 through 1005 of the Foreign Service Act of 1946, as amended.

(s) The prohibition against an employee acting as the agent of a foreign principal registered under the Foreign Agents Registration Act (18 U.S.C. 219).

(t) The prohibition against appointing or advocating the appointment of a relative to a position within the Agency (5 U.S.C. 3110).

Subpart E—Employees Required To Submit Statements of Employment and Financial Interests

§ 1201.735-501 Submission of statements.

(a) (1) Regulations of the Civil Service Commission (5 CFR Part 735) require ACTION to adopt regulations providing for the submission of statements of employment and financial interests from certain regular ACTION employees and all special ACTION employees.

(2) Such statements must be submitted within 90 days after the effective date of this part by any present employee who occupies a position designated in paragraph (b) of this section, if a statement is not already on file. Any employee appointed subsequent to the effective date of this part who falls into this category must submit such statements within 30 days after his entrance on duty.

(3) Changes in or additions to the information contained in a regular or special employee's statement must be reported in a supplementary statement as of June 30 each year. If there are no changes or additions, a negative report is required. Notwithstanding the filing of the annual report required by this paragraph, each employee shall at all times avoid acquiring a financial interest that could result, or taking an action that would result, in a conflict of interest and a violation of the conflict-of-interest provisions of section 208 of title 18, United States Code, or the conflict-of-interest provisions of this part. In the case of temporary summer employees hired at FSR-7 or equivalent and below to perform duties other than those of an expert or consultant, the reporting requirement will be waived. It may also be waived by the Director of Personnel with respect to other appointments, except as experts or consultants, upon a finding that the duties of the position held by the special Government employee are of a nature and at such a level of responsibility that the reporting of employment and financial interests is not necessary to protect the integrity of the Government.

(b) Statements shall be submitted by the following employees who are in grades FSR-5, FSS-2, GS-13 or above:

- (1) Office of the Director;
- (i) Deputy Director;
- (ii) Executive Assistant to the Director;
- (iii) Internal Audit Staff;
- (iv) Special Assistant to the Director.
- (2) Office of Domestic and Antipoverty Operations:
- (i) Director;
- (ii) Deputy Director;
- (iii) Deputy Associate Directors;
- (iv) Chief, Training Office;
- (v) Regional Directors;
- (vi) Deputy Regional Directors;
- (vii) State Directors;
- (viii) Regional Program Directors;

- (ix) Regional Staff members with contracting and disbursing authority.
- (3) Office of International Operations:
- (i) Director;
- (ii) Executive Assistant of the Associate Director;
- (iii) Regional Directors;
- (iv) Director, Program Training Council;
- (v) Director, Multilateral and Special Programs;
- (vi) Director, Evaluation Office;
- (vii) Director and Deputy Director, Office of Medical Affairs;
- (viii) Director, Office of Special Services;
- (ix) Country Directors and those overseas staff members to whom contracting or procurement authority has been duly delegated by the Country Director.
- (4) Office of Citizens Placement:
- (i) Director;
- (ii) Deputy Associate Directors;
- (iii) Executive Officer;
- (iv) Regional Recruitment Directors;
- (v) Minority Recruitment Director;
- (vi) Recruitment Communications Director;
- (vii) Applicant Evaluation Director;
- (viii) Domestic Placement Director.
- (5) Office of Policy and Program Development:
- (i) Director;
- (ii) Program Development Officers.
- (6) Office of Administration and Finance:
- (i) Director;
- (ii) Deputy Director;
- (iii) Director and Deputy Director, Administrative Services Division;
- (iv) Head, Small Purchase Office;
- (v) Procurement Agents;
- (vi) General Supply Officer;
- (vii) Chief, Travel Section;
- (viii) Director, Computer Services;
- (ix) Director, Procurement Division;
- (x) Contract Administrators;
- (xi) Contract Negotiators;
- (xii) Contract Specialists;
- (xiii) Director, Accounting Division;
- (xiv) Chief, Voucher Review Section;
- (xv) Cashier;
- (xvi) Director, Budget Division.
- (7) Office of Public Affairs:
- (i) Director;
- (ii) Deputy Assistant Directors;
- (iii) Director, School Partnership Program;
- (iv) Manager, Communications Group;
- (v) Manager, Publications Group;
- (vi) Special Assistant for Minority Communications;
- (vii) Regional Public Affairs Officers.
- (8) Office of Congressional Affairs:
- (i) Director;
- (ii) Legislative Research Assistant.
- (9) Office of Minority Affairs:
- (i) Director.
- (10) Office of Staff Placement and Training:
- (i) Director;
- (ii) Director and Deputy Director of Personnel;
- (iii) Head, Career Development Branch.
- (11) Office of General Counsel:

- (i) General Counsel;
- (ii) Deputy General Counsel;
- (iii) Regional Attorneys.
- (12) Office of Voluntary Action Liaison:
- (i) Director.

(c) All special Government employees shall submit a statement of employment and financial interest on the standard form provided by the Personnel Division for that purpose. Special Government employees shall report all employment other than with ACTION and all financial interests which relate either directly or indirectly to their duties and responsibilities. Each special Government employee shall keep his statement current throughout his employment by the submission of supplementary statements as necessary.

(d) The information required of regular employees may be submitted on standard forms which are available from the Personnel Division. Detailed instructions are set forth on the back of the forms. These forms should be submitted directly to the General Counsel or Deputy General Counsel. These officials shall maintain the statements in the strictest confidence and shall not allow access to, or allow information to be disclosed from a statement, except to carry out the purposes of this part.

(e) The interest of a spouse, minor child, or other member of a regular or special employee's immediate household is considered to be an interest of that employee. For the purpose of this section, "member of an employee's immediate household" means those blood relations who are residents of the employee's household.

(f) If any information required to be included on a statement of employment and financial interest or supplementary statement, including holdings placed in trust, is not known to an employee or special employee but is known to another person, he is required to request that other person to submit information on his behalf.

(g) Regular or special employees are not required to submit in a statement of employment and financial interests or supplementary statements any information about their connection with or interest in a professional society or a charitable, religious, social, fraternal, recreational, public service, civic, or political organization not conducted as a business enterprise. For this purpose, educational and other institutions doing research and development or related work involving grants of money from or contracts with the Government are considered business enterprises and are required to be included in a regular or special employee's statement of employment and financial interests.

(h) The statements of employment and financial interests and supplementary statements required are in addition to, and not in substitution for or in derogation of, any similar requirement imposed by law, order, or regulation. The submission of a statement or supplementary statement by an employee does not permit him or any other person

to participate in a matter in which his or other persons' participation is prohibited by law, order, or regulations.

(i) If a statement submitted under this part or information from other sources indicates a conflict or the appearance of a conflict between the interests of a regular or special Government employee and the performance of his services for the Government and if the conflict cannot be resolved at a lower level in the agency, the information on the conflict or apparent conflict will be reported to the Director through the General Counsel. The employee or special Government employee concerned will be provided an opportunity to explain the situation.

(j) When after consideration of the explanation of the employee or special Government employee furnished under paragraph (i) of this section, the Director decides that remedial action is required, he must take immediate action to end a real or apparent conflict of interest, or take preventive action to forestall a potential conflict. Such action may include, but is not limited to, changing assigned duties, requiring the employee or special employee to divest himself of a conflicting interest, taking disciplinary action, or disqualifying or accepting the self-disqualification of the employee or special Government employee for a particular assignment.

(k) A regular employee who believes that his position has been improperly included under ACTION regulations as one requiring the submission of a statement of employment and financial interests shall be given an opportunity for review through ACTION's grievance procedures to determine whether the position has been improperly included.

Effective on June 2, 1972, Part 301 of Title 22 is deleted.

Effective date. The revision of this Part 1201 of Title 45 was approved by the Civil Service Commission on April 4, 1972, and is effective upon publication in the FEDERAL REGISTER (6-2-72).

JOSEPH H. BLATCHFORD,
Director.

[FR Doc.72-8289 Filed 6-1-72; 8:45 am]

Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter I—National Park Service, Department of the Interior

PART 7—SPECIAL REGULATIONS, AREAS OF THE NATIONAL PARK SYSTEM

Cape Cod National Seashore, Mass.; Oversand Vehicle Operation

A proposal was published at page 7407 of the FEDERAL REGISTER of April 14, 1972 (37 F.R. 7407), to amend § 7.67 of Title 36 of the Code of Federal Regulations by the addition of subparagraph (16) to paragraph (c).

The effect of the new subpart is to provide for limitations, set by the Super-

tendent, on numbers of oversand vehicles permitted on designated oversand routes at Cape Cod National Seashore.

Interested persons were given 30 days to submit written comments, suggestions or objections with respect to the proposal. No written comments have been received. Therefore the proposal is hereby adopted without change, and is set forth below. Due to the immediate need for the new regulation, the amendment shall take effect immediately upon publication in the FEDERAL REGISTER (6-2-72).

(5 U.S.C. 553; 39 Stat. 535; 16 U.S.C. 3)

Section 7.67 of Title 36 of the Code of Federal Regulations is hereby amended as follows:

§ 7.67 Cape Cod National Seashore.

(c) Private oversand vehicle operation. * * *

(16) The Superintendent may establish limits on the number of oversand vehicles permitted on designated oversand routes and beaches when such limitations are necessary in the interest of public safety, protection of the ecological and environmental values of the area, and coordination with other visitor uses.

LAWRENCE C. HADLEY,
Assistant Director,
National Park Service.

[FR Doc.72-8333 Filed 6-1-72; 8:49 am]

Title 49—TRANSPORTATION

Chapter X—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S. O. 1094, Amdt. 1]

PART 1033—CAR SERVICE

Lehigh Valley Railroad Co. et al.; Au- thorized To Operate Over Tracks of Lehigh Coal and Navigation Co.

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 30th day of May 1972.

Upon further consideration of Service Order No. 1094 (37 F.R. 9028), and good cause appearing therefor:

It is ordered, That:

In § 1033.1094 Service Order No. 1094 (Lehigh Valley Railroad Co., John F. Nash and Robert C. Haldeman, trustees, authorized to operate over tracks of Lehigh Coal and Navigation Co. (formerly operated by the Central Railroad Company of New Jersey, Robert D. Timpany, trustee)) substitute the following paragraph (e) for paragraph (e) thereof:

(e) **Expiration date.** The provisions of this order shall expire at 11:59 p.m., July 3, 1972, unless otherwise modified, changed, or suspended by order of this Commission: *Provided*, That any extension of this order shall be subject to the continued concurrence of the Lehigh Coal and Navigation Co.

Effective date. This amendment shall become effective at 11:59 p.m., May 30, 1972.

(Secs. 1, 12, 15, 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), 17(2), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), 17(2))

It is further ordered. That copies of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of all 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 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.72-8349 Filed 6-1-72; 8:50 am]

Title 50—WILDLIFE AND FISHERIES

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

PART 33—SPORT FISHING

Parker River National Wildlife Refuge, Mass.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER (6-2-72).

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

MASSACHUSETTS

PARKER RIVER NATIONAL WILDLIFE REFUGE

Sport fishing on the Parker River National Wildlife Refuge, Mass., is permitted from May 21 through October 15, 1972, and at other times by special permit from the Refuge Manager, in the Public Use Area on the ocean side of Plum Island consisting of 218 acres extending from the south boundary of the Swimming and Bathing Area to the south boundary of the refuge. This area 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. Sport fishing shall be in accordance with all applicable state and town regulations.

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.

RICHARD E. GRIFFITH,
Regional Director, Bureau of
Sport Fisheries and Wildlife.

MAY 24, 1972.

[FR Doc.72-8332 Filed 6-1-72; 8:49 am]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Ch. I]

EQUIPMENT TESTING SERVICE

Notice of Proposed Rule Making

Pursuant to the administrative procedure provisions of 5 U.S.C. 552, notice is hereby given that the U.S. Department of Agriculture is proposing to promulgate regulations to appear in 7 CFR Chapter I, under authority contained in sections 203 and 205 of the Agricultural Marketing Act of 1946 (60 Stat. 1087) as amended (7 U.S.C. 1622 and 1624) to provide a voluntary service for testing of equipment used in the inspection of agricultural products.

Statement of considerations. Under the Agricultural Marketing Act of 1946, as amended, the Agricultural Marketing Service is authorized to inspect agricultural products and to perform other services that will facilitate the marketing, distribution, processing, and utilization of agricultural products through commercial channels. For example, the development and maintenance of an accurate system for determining the moisture content in agricultural commodities is necessary to an effective inspection program. The standard, basic moisture determining method is the oven method which, though accurate, is time consuming and impractical for routine use in the inspection of most agricultural commodities. As a result of the time factor, several moisture meters have been developed that are rapid, simple to operate, and practical. The meters are devices that measure some electrical or other property of an agricultural commodity that can be related to moisture content. To achieve maximum uniformity in the official inspection procedure for determining moisture content, the Agricultural Marketing Service has adopted one of the meters and accompanying conversion charts for official use in determining the moisture content in certain agricultural commodities. The adoption was made on the basis of test data developed over a period of years.

This has resulted in complaints of inequity from manufacturers and distributors of meters that have not been adopted for official use by the Agricultural Marketing Service. Accordingly, it is proposed to promulgate regulations to provide a voluntary equipment testing service to be conducted on a reimbursable basis by the Agricultural Marketing Service's Grain Division for manufacturers and distributors of moisture meters, Government agencies using moisture meters for inspection purposes, and insofar as personnel and facilities permit, for manufacturers and distributors of other inspection

equipment that may be used in the inspection and testing of agricultural commodities and related processed products.

The proposed equipment testing service would, upon request, provide applicants with an evaluation of equipment with respect to accuracy and reliability, and, if requested, provide a statistical evaluation of the testing data and the construction of conversion charts. Such equipment testing would not constitute a guarantee to the public that the tested equipment meets the prescribed standards of accuracy and reliability. The evaluation would only represent that the particular equipment tested met such standards at the time tested.

The fees for the service would be set at levels sufficient for recovery of the costs of providing the service. A charge of \$15 per man-hour is proposed for collecting samples, testing of the equipment, standardization of methods, and data accumulation. An additional charge of \$3 per man-hour is proposed if statistical evaluation of data and/or preparation of conversion charts is requested. Cost of travel and/or per diem, if any, performed in connection with requested equipment testing would also be borne by the applicant. Periodically, fees would be reviewed and adjusted, as warranted, to provide for recovery of costs.

The final regulations would also contain necessary auxiliary provisions covering such matters as criteria and procedures for obtaining, denying, and withdrawing equipment testing service and procedures for appeal of such action.

Comments. Public hearings will not be held with respect to the proposed equipment testing service, but all persons who desire to submit written data, views, or arguments in connection with this proposal may file the same in duplicate with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than 60 days after the proposal has been published in the FEDERAL REGISTER. All comments filed will be available for public inspection during official hours of business (7 CFR 1.27(b)).

Consideration will be given to all written comments filed with the Hearing Clerk and to all other information available to the U.S. Department of Agriculture.

After a review of the written submissions and other relevant information in the Department, a decision will be made as to whether the equipment testing service will be offered.

Done at Washington, D.C., on May 26, 1972.

G. R. GRANGE,
Acting Administrator.

[FR Doc. 72-8322 Filed 6-1-72; 8:48 am]

[7 CFR Part 52]

CANNED BLENDED GRAPEFRUIT JUICE AND ORANGE JUICE

Standards for Grades¹

Notice of a proposal to amend the U.S. Standards for Grades of Canned Blended Grapefruit Juice and Orange Juice (7 CFR 52.1281-52.1293) was published in the FEDERAL REGISTER of January 25, 1972 (37 F.R. 1110). Interested persons were given until April 1, 1972, in which to submit written comments concerning the proposed amendments.

In consideration of comments received concerning the proposal of January 25, 1972, the Department now makes an additional proposal to revise the subject standards in a major manner. The revised standards would be issued under authority of the Agricultural Marketing Act of 1946 (sec. 205, 60 Stat. 1090, as amended; 7 U.S.C. 1624) which provides for the issuance of official U.S. grades to designate different levels of quality for the voluntary use by producers, buyers, and consumers. Official grading services are also provided under this Act upon request and upon payment of a fee to cover the cost of such services.

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

Statement of considerations leading to this additional proposal to revise the standards. Following the Department's proposal of January 25, 1972, to amend the standards, written comments were received from two sources; the Florida Canners Association in behalf of all of the citrus processors in the State of Florida, and Sunkist Growers representing cooperating citrus growers in California and Arizona, and processors of substantial quantities of citrus juices including canned grapefruit juice and orange juice in blended form.

Sunkist Growers approved the proposed amendments to the standards with one minor suggested change which is appropriate and included in this proposal. Florida Canners Association approved in general but recommended that

¹ Compliance with the provisions of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act or with applicable State laws and regulations.

the proposal be expanded to include all single strength mixed grapefruit and orange juice products, whether adjusted with concentrated juices and/or reconstituted to single strength with added water; thereby conforming to the precedent set in the U.S. Standards for Grades of Grapefruit Juice as revised on December 7, 1968. Other substantive changes were also recommended.

The Department approves in general the recommendations of the Florida Canners Association as being in the interests of improved packing and marketing of these products and therefore in the interest of consumers.

The following major changes in the U.S. Standards for Grades of Canned Blended Grapefruit Juice and Orange Juice are included in this additional proposal:

1. The word "blended" is removed from the title since it serves no useful purpose and could possibly be misinterpreted. The title would read "U.S. Standards for Grades of Grapefruit Juice and Orange Juice (or Orange Juice and Grapefruit Juice)". The predominant juice would be listed first.

2. The scope of the standards is expanded to include all single strength grapefruit juice and orange juice mixtures which comply with the composition requirements. This includes both canned and refrigerated products.

3. Analytical requirements for the grades of all such products are identical for each type and style.

4. Two types, "Single strength" and "reconstituted" are provided for.

5. U.S. Grade C is redesignated as U.S. Grade B and the point spread in each grade is 10 points instead of 15 points; and the points allowed for each scoring factor are adjusted accordingly.

6. Revised terminology is used in connection with color and defects.

7. Under the factor of "color," recognition is given to the use of the juice from either white fleshed, or red or pink fleshed grapefruit.

8. A minimum of 25 percent, by weight, of fruit solids is specified for the minor juice ingredient, either orange or grapefruit.

The proposed revision is as follows:

Subpart—U.S. Standards for Grades of Grapefruit Juice and Orange Juice (or Orange Juice and Grapefruit Juice)—Product Description, Types, Styles, and Grades

Sec.
52.1281 Product description.
52.1282 Types.
52.1283 Styles.
52.1284 Grades.

FILL OF CONTAINER

52.1285 Recommended fill of container.

FACTORS OF QUALITY

52.1286 Ascertain the grade.
52.1287 Ascertain the rating for the factors which are scored.
52.1288 Color.
52.1289 Defects.
52.1290 Flavor.

EXPLANATIONS AND METHODS OF ANALYSIS

52.1291 Definitions of terms and methods of analysis.

LOT COMPLIANCE

52.1292 Ascertain the grade of a lot.

SCORE SHEET

52.1293 Score sheet.

AUTHORITY: The provisions of this subpart issued under sec. 205, 60 Stat. 1090; 7 U.S.C. 1624.

PRODUCT DESCRIPTION, TYPES, STYLES, AND GRADES

§ 52.1281 Product description.

(a) Grapefruit Juice and Orange Juice (or Orange Juice and Grapefruit Juice), hereinafter referred to as Grapefruit Juice and Orange Juice, is prepared from a combination of unfermented juices obtained from mature fresh grapefruit (*Citrus paradisi*) and mature sweet oranges (*Citrus sinensis*). The juice of oranges from the mandarin group (*Citrus reticulata*), however, may be added in such quantities that not more than 10 percent, by volume, of the orange juice ingredient consists of juice from *Citrus reticulata*. The minor juice ingredient (either orange or grapefruit) shall provide not less than 25 percent, by weight, of the total soluble fruit solids present in the finished product.

(b) The fruit is prepared and the juice extracted and processed in a manner to assure a clean and wholesome product. Soluble solids, insoluble solids, Brix-acid ratios, and flavor may be adjusted by suitable manufacturing procedures.

(c) The product is processed by appropriate physical means to assure its preservation through normal marketing channels. Such means include but are not limited to:

(1) *Canning*. Processing with heat so as to assure the preservation of the juice in hermetically sealed containers.

(2) *Refrigerating*. Reducing the temperature of the product so as to extend its market life. The juice may or may not have been subjected to heat prior to refrigerating. It may or may not be packed in hermetically sealed containers.

§ 52.1282 Types.

The product may be identified as one of the following types:

(a) *Single strength type*. Composed of single strength grapefruit juice and orange juice, with or without added grapefruit juice concentrate and/or orange juice concentrate.

(b) *Reconstituted type*. Composed of grapefruit juice concentrate and orange juice concentrate and water, with or without added single strength grapefruit juice and/or single strength orange juice.

§ 52.1283 Styles.

(a) Unsweetened.

(b) Sweetened.

§ 52.1284 Grades.

(a) U.S. Grade A (or U.S. Fancy) is the quality of grapefruit juice and orange juice that:

- (1) Shows no coagulation;
- (2) Has a good color;
- (3) Is practically free from defects;

(4) Has a good flavor; and
(5) Scores not less than 90 points when scored in accordance with the scoring system outlined in this subpart.

(b) U.S. Grade B (or U.S. Choice) is the quality of grapefruit juice and orange juice that:

(1) May show only a slight coagulation;

(2) Has a reasonably good color;
(3) Is reasonably free from defects;
(4) Has a reasonably good flavor; and
(5) Scores not less than 80 points when scored in accordance with the scoring system outlined in this subpart.

(c) Substandard is the quality of grapefruit juice and orange juice that fails to meet the requirements of U.S. Grade B.

FILL OF CONTAINER

§ 52.1285 Recommended fill of container.

The recommended fill of container is not incorporated in the grades of the finished product since fill of container, as such, is not a factor of quality for the purposes of these grades. It is recommended that the container be as full of grapefruit juice and orange juice as practicable.

FACTORS OF QUALITY

§ 52.1286 Ascertain the grade.

(a) *General*. Consideration is given to the degree of coagulation, the ratings for the factors which are scored, and the limiting rules which may apply.

(b) *Factors which are scored*. The relative importance of each factor which is scored is expressed numerically on the scale of 100. The maximum number of points that may be given such factors are:

	Points
Color	20
Defects	40
Flavor	40
Total score	100

§ 52.1287 Ascertain the rating for the factors which are scored.

The essential variations, within each factor which is scored, are so described that the value may be ascertained for each factor and expressed numerically. The numerical range within each factor which is scored is inclusive (for example, "18 to 20 points" means 18, 19, or 20 points).

§ 52.1288 Color.

(a) (A) *classification*. Grapefruit juice and orange juice that has a good color may be given a score of 18 to 20 points. "Good color" means that the juice mixture has a yellow-orange color that is bright and typical of the freshly extracted juice of oranges and either white fleshed grapefruit or of red or pink fleshed grapefruit, and is free from browning due to scorching, oxidation, caramelization, or other causes.

(b) (B) *classification*. If the grapefruit juice and orange juice has a reasonably good color, a score of 16 or 17 points may be given. Juice that falls into this classification shall not be graded above U.S.

Grade B, regardless of the total score for the product (limiting rule). "Reasonably good color" means that the juice has a fairly typical color that may range from light yellow to light amber, may be dull or show evidence of slight browning, but is not off color.

(c) *(SStd) classification.* Grapefruit juice and orange juice that for any reason fails to meet the color requirements of U.S. Grade B may be given a score of 0 to 15 points and shall not be graded above Substandard, regardless of the total score for the product (limiting rule).

§ 52.1289 Defects.

(a) *General.* The factor of defects concerns the degree of freedom from small seeds and seed portions; from discolored specks, harmless extraneous material, and other similar defects; from juice sacs and particles of membrane, core, and peel in excess of that normally present in citrus juices; and from free and suspended pulp.

(b) *(A) classification.* (1) Grapefruit juice and orange juice that is practically free from defects may be assigned a score of 36 to 40 points.

(2) "Practically free from defects" means that the juice may not contain more than 12 percent free and suspended pulp as determined by the method outlined in this subpart, and that any other defects present may no more than slightly detract from the appearance or drinking quality of the juice.

(c) *(B) classification.* (1) If the grapefruit juice and orange juice is reasonably free from defects, a score of 32 to 35 points may be given. Such product may not be graded above U.S. Grade B regardless of the total score for the product (limiting rule).

(2) "Reasonably free from defects" means that the juice may not contain more than 18 percent free and suspended pulp as determined by the method outlined in this subpart, and that any other defects present may not seriously detract from the appearance or drinking quality of the juice.

(d) *(SStd) classification.* Grapefruit juice and orange juice that fails to meet the requirements of U.S. Grade B for defects may be assigned a score of 0 to 31 points and shall not be graded above Substandard regardless of the total score for the product (limiting rule).

§ 52.1290 Flavor.

(a) *(A) classification.* (1) Grapefruit juice and orange juice that has a good flavor may be given a score of 36 to 40 points.

(2) "Good flavor" means a flavor that is fine, distinct and substantially typical of freshly extracted grapefruit juice and orange juice. Such juice is affected only slightly by the process, the packaging, or storage conditions and complies with the analytical limits provided in Table I.

TABLE I—ANALYTICAL REQUIREMENTS—U.S. GRADE A

	Single strength type		Reconstituted type	
	Un-sweetened	Sweetened	Un-sweetened	Sweetened
Brix—Minimum.....	10.0°	11.5°	11.0°	11.5°
Ratio:				
Minimum.....	9.5:1	10.5:1	9.5:1	10.5:1
Maximum.....	18:1	18:1	18:1	18:1
Oil—Maximum percent by volume.....	0.035	0.035	0.035	0.035

(b) *(B) classification.* (1) If the flavor is only reasonably good, 32 to 35 points may be given. Grapefruit juice and orange juice of this flavor may not be graded above U.S. Grade B regardless of the total score for the product (limiting rule).

(2) "Reasonably good flavor" means a flavor less desirable than "good flavor" because of excess bitterness, terpenic, processing, storage, or container flavors but is not seriously objectionable. Such juice complies with the analytical limits provided in Table II.

TABLE II—ANALYTICAL REQUIREMENTS—U.S. GRADE B

	Single strength type		Reconstituted type	
	Un-sweetened	Sweetened	Un-sweetened	Sweetened
Brix—Minimum.....	9.0°	11.0°	10.0°	11.5°
Ratio—Minimum.....	8:1	10.5:1	9:1	10.5:1
Oil—Maximum percent by volume.....	0.055	0.055	0.055	0.055

(c) *(SStd) classification.* Grapefruit juice and orange juice that fails the requirements of the U.S. Grade B classification for flavor may be given a score of 0 to 31 points and shall not be graded above Substandard regardless of the total score for the product (limiting rule).

EXPLANATIONS AND METHODS OF ANALYSIS

§ 52.1291 Definitions of terms and methods of analysis.

(a) *Brix.* "Brix" means the degrees Brix of the juice when tested with a Brix hydrometer calibrated at 20° C. (68° F.) and to which any applicable temperature correction has been made. The degrees Brix may be determined by any other method which gives equivalent results.

(b) *Acid.* "Acid" means the grams of total acidity, calculated as anhydrous citric acid, per 100 grams of juice. Total acidity is determined by titration with standard sodium hydroxide solution using phenolphthalein as indicator.

(c) *Brix-acid ratio.* "Brix-acid ratio" means the ratio between the Brix and the acid as defined in this section.

(d) *Recoverable oil.* "Recoverable oil" means the percent of oil by volume, determined by the Bromate titration method as described in the current issue of the Official Methods of Analysis of the Association of Analytical Chemists.¹

(e) *Free and suspended pulp.* "Free and suspended pulp" means the percentage

¹ Copies may be obtained from this association at Box 540, Benjamin Franklin Station, Washington, DC 20044.

of pulp determined by the following method: Graduated centrifuge tubes with a capacity of 50 ml. are filled with juice and placed in a suitable centrifuge. The speed is adjusted, according to diameter, as indicated in Table No. III, and the juice is centrifuged for exactly 10 minutes. As used in this subparagraph, "diameter" means the overall distance between the bottoms of opposing centrifuge tubes in operating position. After centrifuging, the milliliter reading at the top of the layer of pulp in the tube is multiplied by 2 to give the percentage of pulp.

TABLE No. III

Diameter (inches)	Approximate revolutions per minute
10	1,609
10½	1,570
11	1,534
11½	1,500
12	1,468
12½	1,438
13	1,410
13½	1,384
14	1,359
14½	1,336
15	1,313
15½	1,292
16	1,271
16½	1,252
17	1,234
17½	1,216
18	1,199
18½	1,182
19	1,167
19½	1,152
20	1,137

LOT COMPLIANCE

§ 52.1292 Ascertaining the grade of a lot.

The grade of a lot of grapefruit juice and orange juice covered by these standards is determined by the procedures set forth in the regulations governing inspection and certification of processed fruits and vegetables, processed products thereof, and certain other processed food products (§§ 52.1 through 52.87).

§ 52.1293 Score sheet.

SCORE SHEET

Size and kind of container.....	
Container mark.....	Cans.....
or.....	Cases.....
Identification.....	
Label (including ingredient statement, if any).....	
Liquid measure (fluid ounces).....	
Vacuum (inches).....	
Style.....	
Brix (degrees).....	
Acid (grams/100 gms. calculated as anhydrous citric acid).....	
Brix-acid ratio (A).....	
Pulp (free and suspended) (%).....	
Recoverable oil (% by volume).....	
Degree of coagulation (None), (Slight), or (Serious).....	

Scoring factors	Score points
Color.....	20
Defects.....	40
Flavor.....	40
Total score.....	100

Grade.....	
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¹ Indicates limiting rule.

Dated: May 25, 1972.

G. R. GRANGE,
Acting Administrator.

[FR Doc. 72-8269 Filed 6-1-72; 8:45 am]

Farmers Home Administration

[7 CFR Part 1822]

[FHA Instruction 444.11]

RURAL HOUSING DISASTER LOAN AND GRANTS

Proposed Policies, Procedures, and Authorizations

Notice is hereby given that the Farmers Home Administration has under consideration a proposed new Subpart K, "Rural Housing Disaster Loan Policies, Procedures, and Authorizations," for making Rural Housing Disaster loans under title V of the Housing Act of 1949, as modified by the Disaster Relief Act of 1970. As proposed, the new subpart will:

1. Clarify that the income limitations of Subpart A of this part do not apply to Rural Housing Disaster applicants;

2. Authorize State directors to delegate loan approval authority to county supervisors experienced in making Rural Housing Disaster loans;

3. Authorize section 502 and Rural Housing Disaster loans to be made simultaneously to low-income families where necessary for repayment purposes.

4. Authorize reamortization of Rural Housing Disaster loan accounts in certain cases;

5. Indicate that insured funds will be used for Rural Housing Disaster loans;

6. Revise posting of cancellations to conform to applicable requirements;

7. Comply with provisions of the "National Flood Insurance Act of 1968";

8. Clarify that urban residents whose home was damaged or destroyed may receive a Rural Housing Disaster loan to buy or build a home in a rural area.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed amendment to the Assistant Administrator for Management, Farmers Home Administration, U.S. Department of Agriculture, Room 5013, South Building, Washington, D.C. 20250, within 30 days after date of publication of this notice in the *FEDERAL REGISTER*. All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Assistant Administrator for Management during regular business hours. (8:15 a.m.-4:45 p.m.)

Subpart K—Rural Housing Disaster Loan Policies, Procedures, and Authorizations

Sec.	
1822.361	General.
1822.362	Objectives.
1822.363	Definitions.
1822.364	Approval authorization.
1822.365	Special conditions.
1822.366	Interest rate and source of funds.
1822.367	Repair or replacement of buildings.
1822.368	Nature of loss.

AUTHORITY: The provisions of this Subpart K issued under sec. 510, 63 Stat. 437, 42 U.S.C. 1480; order of Acting Secretary of Agriculture, 36 F.R. 21529, order of Assistant Secretary of Agriculture for Rural Development and Conservation, 36 F.R. 21529.

Subpart K—Rural Housing Disaster Loan Policies, Procedures, and Authorizations

§ 1822.361 General.

(a) This subpart is supplemented by Part 1890r of this chapter. This subpart sets forth the policies and procedures and delegates authority for making Rural Housing Disaster (RHD) loans under the Disaster Relief Act of 1970. It applies to major disaster areas declared by the President and to natural disasters as defined in this subpart.

(b) Loans under this subpart will be made in accordance with Subpart A of this part, except that:

(1) They may be made without regard to whether the needed credit is otherwise available from private sources.

(2) The income limitations of § 1822.11 do not apply to RHD loan applicants.

(3) They may include funds to refinance outstanding liens.

(4) Cancellation of principal will be made on loans resulting from a major disaster declared by the President.

(5) Payments of principal and interest may be deferred.

(6) State directors will be informed each month of the interest rate at which RHD loans to be approved during that month will be made.

(7) Loans may be made only to property owners who experienced a loss resulting from a natural or major disaster.

(8) Loans to flood and mudslide disaster victims are subject to § 1822.365(f).

(9) Loans will be approved only in the State office, unless approval authority has been redelegated to county supervisors in accordance with § 1822.364.

§ 1822.362 Objectives.

The basic objectives of the Farmers Home Administration (FHA) in making RHD loans is to assist farmowners and homeowners to repair, rehabilitate, or replace property that was damaged or destroyed by a natural or a major disaster.

§ 1822.363 Definitions.

For the purpose of this subpart the following definitions will apply:

(a) *Natural disaster.* A natural disaster is one determined by the Secretary of Agriculture for purposes of designating Emergency (EM) loan areas or a similar disaster determined in isolated instances by the State director or county supervisor authorized to approve RHD loans. Natural disasters include but are not limited to an earthquake, flood, forest fire, severe windstorm, or lightning.

(b) *Major disaster.* A major disaster is one so declared by the President. The designation of a major disaster area will be made by the Office of Emergency Preparedness (OEP).

§ 1822.364 Approval authorization.

The authority to approve disaster loans, principal cancellations, and re-

amortization of RHD loan accounts may be redelegated by the State director to State office employees and to county supervisors who have sufficient training and experience to properly exercise the authority. A disaster loan will be approved only after the loan approval official determines that the loss or damage was due to a natural or major disaster which occurred on or after April 1, 1970, the disaster loan application was filed within 12 months from the date loss occurred, the applicant is using his available assets, including insurance loss payments to repair or replace any damaged or destroyed buildings, and the loan will supplement other assistance, such as State or local, Small Business Administration, and Red Cross assistance, to the extent available.

§ 1822.365 Special conditions.

(a) *Refinancing debts.* In cases of total destruction or substantial damage of homes or farm service buildings and related facilities, funds may be included in the loan to refinance any mortgage or other liens outstanding against the destroyed or damaged property. Also, debts incurred prior to the time a loan application is filed may be refinanced if the debts incurred were for emergency-type repairs or replacement of the applicant's dwelling or essential farm service buildings and related facilities. Funds for refinancing may be included in RHD loans subject to all of the following conditions:

(1) The property is to be or has been repaired, rehabilitated, or replaced.

(2) The amount of loan funds to be used for refinancing will not exceed the larger of the debts incurred for emergency-type repairs or replacement of dwellings or essential farm service buildings and related facilities, or the amount of the financial damage to the property. In either case, the amount of compensation from insurance or other sources must be deducted from the debt being refinanced.

(3) Refinancing of the secured indebtedness is necessary in order for the applicant to retain the property with reasonable prospects of repaying the indebtedness in an orderly manner.

(4) The applicant has reasonable repayment prospects for the RHD loan being made.

(5) The applicant has sufficient equity in property covered by the RHD mortgage to provide adequate security for the debts against the property.

(b) *Deferred payments.* The initial payments of principal and interest may be deferred so as not to become due until as late as the third January 1 after the date of loan closing subject to all of the following conditions:

(1) The applicant, as a result of the loss suffered from the disaster, has had a substantial loss of income; or his necessary debt, including the proposed RHD loan, have increased substantially as a result of the disaster.

(2) The income loss or increase in essential debts must be sufficiently great so that the applicant will not likely be able

to pay in full the installments that ordinarily would be due during the proposed deferment period and also meet his other essential obligations.

(3) The applicant's other debts have been adjusted by reduction, reamortization, extension, or other means, to the extent possible by negotiations with the other creditors.

(4) The applicant's income will be sufficient after the deferment period to enable him to meet the payments on the RHD loan and all his other obligations.

(c) *Principal cancellations.* Applicants receiving loans resulting from a major disaster declared by the President that occurred on or after April 1, 1970, will have a portion of the principal canceled on loans being made to repair, rehabilitate, or replace the damaged or destroyed property for which there have been qualifying losses. A qualifying loss is that part of a loss caused by such disaster to homes, essential farm service buildings, and related facilities which is not compensated for by insurance or otherwise.

(1) The amount of principal which will be canceled in connection with such a loan will be the smallest of the following:

(i) That portion of the loan in excess of \$500, or

(ii) An amount equal to the qualifying losses shown on Form FHA 441-23, "Certification of Losses Caused by Major Disaster," or

(iii) The statutory maximum of \$2,500 less the total of any amount or amounts already canceled or being canceled on an EM, RHD, and/or Small Business Administration loan based on the same major disaster.

(2) Each applicant will be informed of the cancellation benefit authorized by the Act and given an opportunity to file a certification of his losses with supporting information of Form FHA 441-23. The county supervisor will verify the information submitted to enable the loan approval official to act on the applicant's request for principal cancellation. Form FHA 441-23 will be prepared in an original only and maintained in the county office file.

(3) If the supporting information submitted on Form FHA 441-23 by an applicant for a loan shows that he has had qualifying losses, he will be given an opportunity to apply for a principal cancellation on Form FHA 440-44, "Application for Principal Cancellation." Whether a borrower is entitled to a cancellation will be based on information contained in Form FHA 441-23 executed by him.

(4) Form FHA 440-44 will be prepared in triplicate but only the original will be executed. The original and one copy will be submitted to the finance office with Form FHA 440-16, "Promissory Note (Insured Loan)." The second copy will be retained in the county office file.

(5) Upon receipt of the original and one copy of Form FHA 440-44 approving a principal cancellation, the finance office will immediately apply the approved amount of the principal cancellation to the last installments of the borrower's

note account. The finance office will indicate in the appropriate space of Form FHA 440-44 the action taken and return the copy of the form to the county office.

(6) When the copy of Form FHA 440-44 is received from the finance office, the county office file copy will be conformed and the borrower's loan account will be credited with the approved principal amount on Form FHA 405-1, "Management System Card—Individual," by inserting "FHA 440-44," and the amount of principal canceled in the last column of the line on which the note is posted. If a note is reamortized in accordance with paragraph (d) of this section, a line will be drawn through all entries made on Form FHA 405-1 for the note being reamortized and the revised figures as reflected on the new promissory note will be inserted on a new line. The notation "Reamortized—FHA 440-44," will be made on the same line in the last column. In either event, the processed copy of Form FHA 440-44 will be delivered to the borrower.

(d) *Reamortization of RHD loans.* (1) RHD loans being made or already made to borrowers qualifying for principal cancellation may be reamortized in accordance with the authority contained in § 1861.9(e) of this chapter. Principal cancellations for these borrowers will be considered a refund in complying with the requirements of Subpart A of Part 1861 of this chapter. RHD loans may be reamortized even though the amount of principal cancellation is less than 10 percent of the amount of the loan being reamortized.

(2) The State director, authorized State office employees, and authorized county supervisors may approve the reamortization of RHD loans.

(e) *Combination of Rural Housing (RH) and RHD loans.* (1) A section 502 RH loan and a RHD loan may be made simultaneously to an applicant provided:

(i) Principal cancellation is granted for the RHD loan;

(ii) Funds to refinance debts for emergency repair or replacement of dwellings or essential farm service buildings and related facilities incurred prior to the date a loan application is filed may be included only in the RHD loan; and

(iii) A determination is made that the applicant is unable to repay an RHD loan after the principal cancellation has been granted and the account reamortized but could repay the indebtedness when the RHD loan is made in combination with a section 502 RH loan with interest credits. In these cases, the RHD loan will usually be limited to \$500 more than the amount being canceled rounded up to the next \$100, except in cases described in subdivision (ii) of this subparagraph.

(2) Forms needed to process the RH and RHD loans, to grant interest credits and principal cancellation, and to reamortize the RHD loan if appropriate, will be included in a single loan docket.

(f) *Loans to flood victims in areas where "National Flood Insurance" is available.* (1) The National Flood Insurance Act of 1968 provides that limited

amounts of insurance will be made available in identified areas, having special flood and mudslide hazards, where insurance from private sources is either not available or cannot be obtained at a reasonable cost to cover these hazards. The National Flood Insurance Program is administered by the Federal Insurance Administration, Department of Housing and Urban Development (HUD).

(i) National Flood Insurance covers loss resulting from the inundation of normally dry land areas from:

(a) The overflow of inland or tidal water;

(b) The unusual and rapid accumulation or runoff of surface water from any source; and

(c) Mudslides which are caused by accumulation of water on or under the ground.

(ii) It does not, however, cover damage which results principally from causes on the insured's property or within his control or from a condition which does not cause general flooding in the area.

(iii) Legal steps, such as the enactment of land use ordinances and building codes, must be taken by appropriate officials of the community to reduce exposure to floods and mudslides in areas designated eligible for National Flood Insurance.

(iv) The National Flood Insurance Act generally limits the amount of Federal disaster assistance, including RHD loans to individuals who suffered flood or mudslide damage to their property if the property is covered or could have been covered by National Flood Insurance at the time the disaster occurred. The effective date of the requirement of the Act limiting Federal disaster assistance for properties that could have been covered by this insurance, but were not, has been extended until December 31, 1973.

(2) State directors, after being notified by the National Office of any area designated in his State where National Flood Insurance is available will inform appropriate county supervisors of the areas affected. Permanent files on the availability of National Flood Insurance will be maintained in the State office and in each county office affected.

(3) When application for RHD loans are received in these areas, the county supervisor will:

(i) Consider the expected severity and frequency of floods and mudslides in determining whether any housing loan should be made in the area. He should be sure, if loans are made, that the established legal requirements are met and insurance will be available to protect the interest of the borrower and the Government.

(ii) Document pertinent information, such as the date the community becomes eligible for insurance, any special land use or building regulations applicable in the area, the flood or mudslide hazard zone, and the actual rate being charged for insurance in the area as shown on the insurance rate chart, for consideration by the loan approval official.

(iii) Inform applicants that National Flood Insurance is available and that if a loan is made in an area designated as a special flood or mudslide hazard area on the National Flood Insurance hazard boundary map, the borrower must furnish and continually maintain and pay for insurance on essential buildings located in the affected area, in amounts, and on terms and conditions satisfactory to the FHA until the loan is repaid.

§ 1822.366 Interest rate and source of funds.

(a) *Interest rate.* RHD loans will be made at an interest rate which will be determined monthly. Each month an FHA bulletin will be issued showing the interest rate to be charged for that month. No loans will be approved in any month until the State director is notified by the National Office of the interest rate to be applicable during the calendar month in which the loans will be approved.

(b) *Source of funds.* Insured loan funds will be used for RHD loans. These notes will be offered for sale to local investors.

§ 1822.367 Repair or replacement of buildings.

Repairs or replacement of any damaged or destroyed building must be consistent with the basic section 502 loan policies. Changes may be made in the building, but in any case the repaired or replaced building should not be significantly larger or more costly than the original building except as necessary to provide a building which is adequate but modest. No new building constructed will exceed the limits established by § 1822.7(c) (1), (2), and (3).

§ 1822.368 Nature of loss.

Each case will be identified by "natural disaster" or "major disaster" as applicable on Form FHA 440-3, "Record of Action," in the "Type of Assistance" block.

Dated: May 24, 1972.

JAMES V. SMITH,
Administrator,
Farmers Home Administration.

[FR Doc. 72-8323 Filed 6-1-72; 8:48 am]

ENVIRONMENTAL PROTECTION AGENCY

[40 CFR Part 5]

NONDISCRIMINATION IN PROGRAMS RECEIVING FEDERAL ASSISTANCE

Notice of Proposed Rule Making

The Environmental Protection Agency is considering the adoption of a new Part 5 in Chapter I of Title 40 of the Code of Federal Regulations to implement title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d et seq. (1970).

Section 601 of the Civil Rights Act of 1964 forbids discrimination on the

ground of race, color, or national origin under any program or activity that receives Federal financial assistance. Section 602 of the Act authorizes and directs any Federal department or agency that is empowered to assist any such program or activity to issue regulations implementing section 601. Accordingly, the Agency proposes to adopt Part 5 to accomplish this legislative directive.

Interested parties are invited to submit written data, views, or comments to the Director, Office of Civil Rights and Urban Affairs, Environmental Protection Agency, Washington, D.C. 20460. All such submissions received on or before July 5, 1972, will be considered before transmittal of this Part 5 for Presidential approval pursuant to section 602 of the Civil Rights Act and promulgation of a final regulation.

Until promulgation of this Part 5, the various types of grants and assistance awarded and administered by the Environmental Protection Agency will continue to be governed by the regulations and procedures previously adopted to implement title VI of the Civil Rights Act of 1964 by the agency or department responsible for the respective grants or assistance prior to issuance of Reorganization Plan No. 3 of 1970.

WILLIAM D. RUCKELSHAUS,
Administrator.

MAY 30, 1972.

PART 5—NONDISCRIMINATION IN PROGRAMS RECEIVING ASSISTANCE FROM THE ENVIRONMENTAL PROTECTION AGENCY—EFFECTU- ATION OF TITLE VI OF THE CIVIL RIGHTS ACT OF 1964

Sec.

- 5.1 Purpose.
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- 5.3 Applicability.
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- 5.10 Hearings.
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- 5.12 Judicial review.
- 5.13 Effect on other regulations, forms and instructions.

AUTHORITY: The provisions of this Part 5 issued under sec. 602 of the Civil Rights Act of 1964, 42 U.S.C. 2000d-1 (1970).

§ 5.1 Purpose.

The purpose of this part is to effectuate title VI of the Civil Rights Act of 1964 (hereinafter referred to as the Act) to the end that no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving financial assistance from the Environmental Protection Agency (EPA).

§ 5.2 Definitions.

Unless the context requires otherwise, as used in this part the term:

(a) "Administrator" means the Administrator of the Environmental Pro-

tection Agency or, except in § 5.11(e), any other Agency official who by delegation may exercise the Administrator's authority.

(b) "Agency" means the Environmental Protection Agency and includes each and all of its organizational components.

(c) "Applicant" means one who submits an application, subagreement, request, plan, or any other document required to be approved by the Administrator, or by a primary recipient, as a condition to eligibility for Federal financial assistance, and "application" means such an application, subagreement, request, plan, or any other document.

(d) "Facility" includes all or any part of structures, equipment, or other real or personal property or interests therein, and the term "provision of facilities" includes the construction, expansion, renovation, remodeling, alternation, or acquisition of facilities.

(e) "Federal financial assistance" includes:

- (1) Grants and loans of Federal funds;
- (2) The grant or donation of Federal property and interests in property;
- (3) The detail of Federal personnel;
- (4) The sale and lease of, and the permission to use (on other than a casual or transient basis), Federal property or any interest in such property without consideration, or for less than adequate consideration for the purpose of assisting the recipient, or in recognition of the public interest to be served by such a sale or lease to the recipient; and

(5) Any Federal agreement, arrangement, or other contract which has as one of its purposes the provision of assistance.

(f) "Primary recipient" means any recipient which is authorized or required to extend Federal financial assistance to another recipient for the purpose of carrying out a program for which it receives Federal financial assistance.

(g) "Program" includes any program, project, or activity for the provision of services, financial assistance, or other benefits to individuals (including education or training, health, welfare, housing, rehabilitation, or other services, whether provided through employees of the recipient of Federal financial assistance or provided by others through contracts or other arrangements with the recipient, and including work opportunities or other assistance to individuals), or for the provision of facilities for furnishing services, financial assistance, or other benefits to individuals. The services, financial assistance, or other benefits provided under a program receiving Federal financial assistance shall be deemed to include (1) any services, financial assistance, or other benefits provided with the aid of Federal financial assistance or with the aid of any non-Federal funds, property, or other resources required to be expended or made available for the program to meet matching requirements or other conditions which must be met in order to receive the Federal financial assistance, and (2) any services, financial assistance, or other benefits provided in or through

a facility provided with the aid of Federal financial assistance or such non-Federal resources.

(h) "Recipient" means any State, or any political subdivision, or instrumentality thereof, any public or private agency, institution, organization, or other entity, or any individual, in any State to which or whom Federal financial assistance is extended, directly or through another recipient, for any program, including any successor, assignee, or transferee thereof, but such term does not include any ultimate beneficiary under any such program.

(i) "State" means any State of the United States, the District of Columbia, Puerto Rico, the Virgin Islands, American Samoa, Guam, Wake Island, the Canal Zone, or any territory or possession of the United States.

§ 5.3 Applicability.

(a) This part applies to any program for which Federal financial assistance is authorized under a law administered by the Agency, including all EPA grant programs and activities (including, but not limited to, those listed in § 30.301-4 of this title) and assistance under the Uniform Relocation Assistance and Land Acquisition Policies Act of 1970, 42 U.S.C. 4621 et seq. and the Disaster Relief Act of 1970, 42 U.S.C. 4401 et seq. It applies to money paid, property transferred, or other Federal financial assistance extended to any such program or activity after the effective date of this part including assistance extended pursuant to an application approved prior to the effective date. This part does not apply to:

(1) Any Federal financial assistance by way of insurance or guaranty, (2) money paid, property transferred, or other assistance extended to any such program before the effective date of this part except where such assistance was subject to the title VI regulations of an agency whose responsibilities are now exercised by this Agency, (3) any assistance to any individual who is the ultimate beneficiary under any such program, or (4) any employment practice under any such program of any employer, employment agency, or labor organization, except as provided in § 5.4(c).

§ 5.4 Discrimination prohibited.

(a) *General.* No person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity to which this part applies.

(b) *Specific discriminatory actions prohibited.* (1) A recipient under any program or activity to which this part applies may not, directly or indirectly on the ground of race, color, or national origin:

(i) Deny a person any service, financial assistance, or other benefit provided under the program;

(ii) Provide any service, financial assistance, or other benefit to a person which is different, or is provided in different manner, from that provided to others under the program;

(iii) Subject a person to segregation or separate treatment in any matter related to his receipt of any service, financial assistance, or other benefit under the program;

(iv) Restrict a person in any way in the enjoyment of any advantage or privilege enjoyed by others receiving any service, financial assistance, or other benefit under the program;

(v) Treat a person differently from others in determining whether he satisfies any admission, enrollment, quota, eligibility, membership, or other requirement or condition which persons must meet in order to be provided any service, financial assistance, or other benefit provided under the program;

(vi) Deny a person an opportunity to participate in the program through the provision of services (or otherwise) or afford him an opportunity to participate in a manner different from that afforded others; or

(vii) Deny a person the opportunity to participate as a member of any planning or advisory body which is an integral part of the program.

(2) A recipient in determining the types of services, financial assistance, or other benefits or facilities which will be provided under any such program or the class of persons to whom, or the situations in which, such services, financial assistance, other benefits, or facilities will be provided under any such program, or the class of persons to be afforded an opportunity to participate in any such program may not, directly or indirectly, utilize criteria or methods or administration which have or may have the effect of subjecting a person to discrimination because of race, color, or national origin, or which have or may have the effect of defeating or substantially impairing accomplishment of the objectives of the program or activity with respect to individuals of a particular race, color, or national origin.

(3) In any program receiving financial assistance in the form, or for acquisition, of real property or an interest in real property, to the extent that rights to space on, over, or under any such property are included as part of the program receiving that assistance, the nondiscrimination requirement of this part shall extend to any facility located wholly or in part in that space during the period of time stated in § 5.6(a) (2).

(4) The enumeration of specific forms of prohibited discrimination in this paragraph does not limit the generality of the prohibition in paragraph (a) of this section.

(c) *Employment practices.* (1) Where a primary objective of a program receiving Federal financial assistance to which this part applies is to provide employment, a recipient or other person or entity subject to this part shall not discriminate, directly or through contractual or other arrangements on the ground of race, color, or national origin in its employment practices under such program including recruitment, recruitment advertising, employment, layoff, termination, firing, upgrading, demotion, transfer, rates of pay, or other forms of

compensation or benefits, selection for training or apprenticeship, use of facilities, and treatment of employees. Such recipient shall take affirmative steps to insure that applicants are employed and employees are treated during employment without regard to race, color, or national origin. Where this part applies to construction employment, the applicable requirements shall be those specified in or pursuant to part III of Executive Order 11246, as amended, or any Executive order which may supersede it.

(2) In regard to Federal financial assistance which does not have providing employment as a primary objective, the provisions of subparagraph (1) of this paragraph apply to the employment practices of the recipient if discrimination on the ground of race, color, or national origin in such employment practices tends, on the ground of race, color, or national origin, to exclude persons from participation in, to deny them the benefits of, or to subject them to discrimination under the program receiving Federal financial assistance. In any such case, the provisions of subparagraph (1) of this paragraph shall apply to the extent necessary to assure equality of opportunity to and nondiscriminatory treatment of beneficiaries.

(d) *Site selection.* A recipient may not make a selection of a site or location of a facility if the purpose of that selection, or its effect when made, is to exclude individuals from participation in, to deny them the benefits of, or to subject them to discrimination under any program or activity to which this rule applies, on the ground of race, color, or national origin; or if the purpose is to, or its effect when made will, substantially impair the accomplishment of the objectives of this part.

(e) *Construction projects.* An EPA grantee shall not locate, design, or construct a demonstration facility or sewage treatment plant in such a manner as to deny or perpetuate denial of reasonable access to, or use of, the facility being constructed or the system of which it is a part, to any person on the basis of race, color, or national origin.

§ 5.5 Affirmative action.

(a) The applicant or recipient must take reasonable steps to remove or overcome the consequences of prior discrimination and to accomplish the purpose of the Act, where previous practice or usage has in purpose or effect tended to exclude individuals from participation in, or deny them the benefits of, or to subject them to discrimination under any program or activity to which this part applies, on the ground of race, color, or national origin.

(b) Even in the absence of such prior discrimination, a recipient in administering a program may take affirmative action to overcome the effects of conditions which resulted in limiting participation by persons of a particular race, color, or national origin.

§ 5.6 Assurances required.

(a) *General.*—(1) *Form of assurance.* Every application for Federal financial

assistance to a program to which this part applies and every application for Federal financial assistance to provide a facility shall, as a condition to its approval and the extension of any Federal financial assistance pursuant to the application, contain or be accompanied by an assurance that the program will be conducted or the facility operated in compliance with all requirements imposed by or pursuant to this part, and that the applicant shall take affirmative steps to insure equal opportunity and shall periodically evaluate its performance. Like assurances will be required of subgrantees, contractors, and subcontractors, transferees, successors in interest, and other participants in the program. Any such assurance shall include provisions which express consent to judicial enforcement by the United States.

(2) *Duration of assurance.* In the cases where the Federal financial assistance is to provide or is in the form of either personal property or real property or any interest therein or structure thereon, the assurance shall obligate the recipient or in the case of a subsequent transfer, the transferee, for the period during which the property is used for any purpose for which the Federal financial assistance is or was extended or for another purpose involving the provision of similar services of benefits, or for as long as the recipient retains ownership or possession of the property, whichever is longer. In all other cases the assurance shall obligate the recipient for the period during which Federal financial assistance is extended to the program.

(3) *Assistance for construction.* In the case where the assistance is sought for the construction of a facility, or part of a facility, the assurance shall in any event extend to the entire facility and to facilities operated in connection therewith. In particular, if a facility to be constructed is part of a larger system, the assurance shall extend to the larger system.

(4) *Assistance through transfer of real property.* Where Federal financial assistance is provided in the form of a transfer from the Federal Government of real property, structures, any improvements thereon, or any interest therein, the instrument effecting or recording the transfer shall contain a covenant running with the land assuring nondiscrimination for the period for which the real property is used for a purpose for which the Federal financial assistance is or was extended or for another purpose involving the provision of similar services or benefits. Where no transfer of property or an interest therein from the Federal Government is involved, but property is acquired or improved under a program of Federal financial assistance, the recipient shall agree to include such a covenant in any subsequent transfer of such property. When the property is obtained from the Federal Government, the covenant may also include a condition coupled with a right to be reserved by the Agency to revert title to the property in the event of a breach of the covenant. Such

a condition and right of reverter may be included in covenants for any grants or other assistance that the Administrator in his discretion deems appropriate for such treatment. In such event if a transferee of real property proposes to mortgage or otherwise encumber the real property as security for financing construction of new, or improvement of existing, facilities on such property for the purposes for which the property was transferred, the Administrator may agree, upon request of the transferee and if necessary to accomplish such financing, and upon such conditions as he deems appropriate, to subordinate such right of reversion to the lien of such mortgage or other encumbrance.

(b) *Continuing State programs.* Every application by a State or a State agency to carry out a program involving continuing Federal financial assistance to which this part applies shall, as a condition to its approval and the extension of any Federal financial assistance pursuant to the application, (1) contain or be accompanied by a statement that that program is (or, in the case of a new program, will be) conducted in compliance with all requirements imposed by or under this part, and (2) provide or be accompanied by provision for such methods of administration for the program as are found by the Administrator to give reasonable assurance that the applicant and all recipients of Federal financial assistance under such program will comply with all requirements imposed by or under this part.

(c) *Assurances from educational institutions.* In the case of any application for Federal financial assistance to an institution of higher education, the assurance required by this section shall extend to admission practices and to all other practices relating to the treatment of students.

§ 5.7 Compliance information.

(a) *Cooperation and assistance.* Each responsible Agency official shall seek the cooperation of recipients in obtaining compliance with this part and shall provide assistance and guidance to recipients to help them comply voluntarily with this part.

(b) *Compliance reports.* Each recipient shall keep such records and submit to the responsible Agency official or his designee timely, complete, and accurate compliance reports at such times, in such form, and containing such information, as the responsible Agency official or his designee may determine to be necessary or useful to enable the Agency to ascertain whether the recipient has complied or is complying with this part. In general, recipients should have available for Agency officials racial/ethnic and national origin data showing the extent to which minorities are beneficiaries of the assistance. In the case of any program under which a primary recipient extends Federal financial assistance to any other recipient such other recipient shall submit such compliance reports to the primary recipient as may be necessary or useful to enable the primary recipient

to carry out its obligations under this part.

(c) *Access to source of information.* Each recipient shall permit access by the responsible Agency official or his designee during normal business hours to such of its facilities, books, records, accounts, and other sources of information as may be relevant to a determination of whether or not the recipient is complying with this part. Where any information required of a recipient is in the exclusive possession of any other agency, institution, or person and such agency, institution, or person fails or refuses to furnish this information, the recipient shall so certify in its report and shall set forth what efforts it had made to obtain the information.

(d) *Information to beneficiaries and participants.* Each recipient shall make available to participants, beneficiaries, and other interested persons any information pertinent to the provisions of this part and its applicability to the program receiving Federal financial assistance which is necessary or useful to apprise such persons of the protections against discrimination assured them by the Act and by this part.

§ 5.8 Investigations.

(a) *Periodic compliance reviews.* The Administrator shall from time to time review the practices of recipients to determine whether they are complying with this part.

(b) *Complaints.* Any person or entity who believes himself or any specific class of persons to be subjected to discrimination prohibited by this part may by himself or by a representative file with the Administrator a written complaint. This complaint should be filed as promptly as possible after the date of the alleged discrimination.

(c) *Investigations.* The Administrator will make a prompt investigation whenever a compliance review, report, complaint, or any other information indicates a possible failure to comply with this part. The investigation will include, where appropriate, a review of the pertinent practices and policies of the recipient, the circumstances under which the possible noncompliance with this part occurred, and other factors relevant to a determination of whether the recipient has failed to comply with this part.

(d) *Resolution of investigations.* (1) If an investigation indicates a failure to comply with this part, the Administrator will so inform the recipient and the matter will be resolved by informal means whenever possible. If the Administrator determines that the matter cannot be resolved by informal means, action will be taken as provided for in § 5.9.

(2) If an investigation does not warrant action pursuant to subparagraph (1) of this paragraph, the Administrator will so inform the recipient and complainant, if any, in writing.

(e) *Intimidatory or retaliatory acts prohibited.* No recipient or other person shall intimidate, threaten, coerce, or discriminate against any individual for the purpose of interfering with any right or privilege secured by 42 U.S.C. 2000d

(1970) or by this part, or because he has made a complaint, testified, assisted, or participated in any manner in an investigation, proceeding, or hearing under this part.

§ 5.9 Procedure for obtaining compliance.

(a) *General.* If compliance with this part cannot be assured by informal means, compliance with this part shall be effected by termination of or refusal to grant or to continue Federal assistance in accordance with the procedures of paragraph (b) of this section, or by any other means authorized by law in accordance with the procedures of paragraph (c) of this section. Such other means include, but are not limited to, (1) a referral to the Department of Justice with a recommendation that appropriate judicial proceedings be brought to enforce any rights of the United States under any law or assurance or contractual undertaking, and (2) any applicable proceeding under State or local law. A decision to take action under this section shall conform with "Guidelines for the enforcement of title VI Civil Rights Act of 1964," 28 CFR 50.3.

(b) *Procedure for termination or refusal to grant or continue assistance.* An order terminating or refusing to grant or continue Federal assistance shall become effective only after:

(1) The Administrator has advised the applicant or recipient of his failure to comply and has determined that compliance cannot be secured by voluntary means;

(2) There has been an express finding on the record, after opportunity for hearing, of a failure by the applicant or recipient to comply with a requirement imposed by or under this part;

(3) The action has been approved by the Administrator pursuant to § 5.11(e); and

(4) The expiration of 30 days after the Administrator has filed with the Committee of the House and the Committee of the Senate having legislative jurisdiction over the program or activity involved, a full written report of the circumstances and the grounds for such action.

The termination or refusal to grant or continue assistance shall be limited to the particular political entity, or part thereof, or other recipient as to whom a finding of noncompliance with title VI has been made and shall be limited in its effect to the particular program or part thereof in which such noncompliance has been so found.

(c) *Other means authorized by law.* No action to effect compliance with title VI of the Act by any other means authorized by law shall be taken by this Agency until:

(1) The Administrator has determined that compliance cannot be secured by voluntary means, and the recipient or other person has been notified of such determination; and

(2) The expiration of at least 10 days from the mailing of such notice to the recipient or other person. During this

period of at least 10 days, additional efforts may be made to persuade the recipient or other person to comply with the regulation and to take such corrective action as may be appropriate.

§ 5.10 Hearings.

(a) *Opportunity for hearing.* Whenever an opportunity for a hearing is required by § 5.9(b), reasonable notice shall be given by certified mail, return receipt requested, to the affected applicant or recipient. This notice shall fix a date not less than 3 weeks after the date of receipt of such notice within which the applicant or recipient may file with the Administrator a request in writing that the matter be scheduled for hearing. An applicant or recipient may waive a hearing and submit written information and argument for the record. The failure of an applicant or recipient to request a hearing under this paragraph or to appear at a hearing for which a date has been set shall be deemed to be a waiver of the right to a hearing under section 602 of the Act and § 5.9(b) and consent to the making of a decision on the basis of such information as is available.

(b) *Time and place of hearing.* Hearings shall be held at the offices of the Agency in Washington, D.C., unless the Administrator determines that the convenience of the applicant or recipient or of the Agency requires that another place be selected. Hearings shall be held at a time fixed by the Administrator before a hearing examiner appointed in accordance with section 3105 of title 5, United States Code, or detailed under section 3344 of title 5, United States Code.

(c) *Right to counsel.* In any proceeding under this section, the applicant or recipient and the Agency shall have the right to be represented by counsel.

(d) *Procedures, evidence, and record.*

(1) The hearing, decision, and any administrative review thereof shall be conducted in conformity with 5 U.S.C. 554-557 (1970).

(2) Technical rules of evidence do not apply to hearings conducted pursuant to this part, but rules or principles designed to assure production of the most credible evidence available and to subject testimony to test by cross-examination shall be applied where reasonably necessary by the officer conducting the hearing. A transcript shall be made of the oral evidence except to the extent the substance thereof is stipulated for the record. All decisions shall be based upon the hearing record and written findings shall be made.

(e) *Consolidated or joint hearings.* In cases in which the same or related facts are asserted to constitute either (1) noncompliance with this part with respect to two or more types of Federal financial assistance to which this part applies, or (2) noncompliance with both this part and the regulations of one or more other Federal departments or agencies issued under title VI of the Act, the Administrator may, by agreement where necessary with such other departments or agencies, provide for the conduct of consolidated or joint hearings, and for the application to such hearings of rules or

procedures not inconsistent with this part. Final decisions in such cases, insofar as this Agency is concerned, shall be made in accordance with § 5.11.

§ 5.11 Decisions and notices.

(a) *Procedure on decisions by hearing examiner.* The hearing examiner shall make an initial decision, including his recommended findings and proposed decision, and a copy of such initial decision shall be mailed by certified mail (return receipt requested) to the applicant or recipient. The applicant or recipient may, within 30 days after the receipt of such notice of initial decision, file with the Administrator his exceptions to the initial decision, and his reasons therefor. In the absence of exceptions, the Administrator may, on his own motion, within 45 days after the initial decision, serve on the applicant or recipient a notice that he will review the decision. Upon the filing of such exceptions or of notice of review, the Administrator shall review the initial decision and issue his own decision thereon including the reasons therefor. In the absence of either exceptions or a notice of review the initial decision shall, subject to paragraph (e) of this section, constitute the final decision of the Administrator.

(b) *Decisions on record on review by the Administrator.* Whenever the Administrator reviews the decision of a hearing examiner pursuant to paragraph (a) of this section, the applicant or recipient, the Agency officials responsible, and the complainant, if any, shall be given reasonable opportunity to file with him briefs or other written statements of their contentions, and a written copy of the final decision of the Administrator shall be sent to the applicant or recipient and to the complainant, if any.

(c) *Decisions on record where a hearing is waived.* Whenever a hearing is waived pursuant to § 5.10(a), a decision shall be made by the Administrator on the record and a written copy of such decision shall be sent to the applicant or recipient, and to the complainant, if any.

(d) *Rulings required.* Each decision of a hearing examiner shall set forth his ruling on each finding, conclusion, or exception presented, and shall identify the requirement or requirements imposed by or pursuant to this part with which it is found that the applicant or recipient has failed to comply.

(e) *Approval by Administrator.* Any decision by an official of the Agency, other than the Administrator personally, which provides for the termination of, or the refusal to grant or continue, Federal financial assistance, or the imposition of any other sanction available under this part or the Act, shall promptly be transmitted to the Administrator personally, who may approve such decision, vacate it, or remit or mitigate any sanction imposed.

(f) *Content of orders.* The final decision may provide for termination of, or refusal to grant or continue, Federal financial assistance, in whole or in part, to the program involved and may contain

such terms, conditions, and other provisions as are consistent with and will effectuate the purpose of the Act and this part, including provisions designed to assure that no Federal financial assistance will thereafter be extended under such program to the applicant or recipient determined by such decision to have failed to comply with requirements imposed by or under this part unless and until it corrects its noncompliance and satisfies the Administrator that it will fully comply with this part.

(g) *Post termination proceedings.* (1) An applicant or recipient adversely affected by an order issued under paragraph (f) of this section shall be restored to full eligibility to receive Federal financial assistance from the Agency if it satisfies the terms and conditions of that order for such eligibility and brings itself into compliance with this part and provides reasonable assurance that it will fully comply with this part in the future.

(2) Any applicant or recipient adversely affected by an order entered pursuant to paragraph (f) of this section may at any time request the Administrator to restore fully its eligibility to receive Federal financial assistance from the Agency. Any such request shall be supported by information showing that the applicant or recipient has met the requirements of subparagraph (2) of this paragraph. If the Administrator determines that those requirements have been satisfied, he shall restore such eligibility.

(3) If the Administrator denies any request made under subparagraph (2) of this paragraph the applicant or recipient may submit a request in writing for a hearing, specifying why it believes him to have been in error. It shall thereupon be given an expeditious hearing, with a decision on the record in accordance with rules or procedures issued by the Administrator. The applicant or recipient will be restored to such eligibility if it proves at such a hearing that it satisfied the requirements of subparagraph (1) of this paragraph. Failure to file such a request within 3 weeks after receipt of notice of such denial shall constitute consent to the Administrator's determination.

(4) While proceedings under this paragraph (g) are pending, the sanctions imposed by the order issued under paragraph (f) of this section shall remain in effect.

§ 5.12 Judicial review.

Action taken under 42 U.S.C. 2000d-1 (1970) is subject to judicial review as provided in 42 U.S.C. 2000d-2 (1970).

§ 5.13 Effect on other regulations, forms, and instructions.

(a) *Effect on other regulations.* All regulations, orders, or like directions issued before the effective date of this part by any officer of the Agency which impose requirements designed to prohibit any discrimination against individuals on the ground of race, color, or national origin under any program to which this part applies, and which authorize the termination of or refusal to grant or to continue Federal financial assistance to any applicant for or re-

cipient of such assistance under such program for failure to comply with such requirements, are hereby superseded to the extent that the discrimination against which they are directed is prohibited by this part, except that nothing in this part shall relieve any person of any obligation assumed or imposed under any such superseded regulations, order, or like direction before the effective date of this part. Nothing in this part however, supersedes any of the following (including future amendments thereof): (1) Executive Order 11246 (3 CFR 1965 Supp., page 167) and regulations issued thereunder, or (2) any other orders, regulations, or instructions insofar as such orders, regulations, or instructions prohibit discrimination on the ground of race, color, or national origin in any program or situation to which this part is inapplicable, or prohibit discrimination on any other ground.

(b) *Forms and instructions.* The Administrator shall issue and promptly make available to all interested persons forms and detailed instructions and procedures for effectuating this part as applied to programs to which this part applies and for which he is responsible.

(c) *Supervision and coordination.* The Administrator may from time to time assign to officials of the Agency, or to officials of other departments or agencies of the Government with the consent of such departments or agencies, responsibilities in connection with the effectuation of the purposes of title VI of the Act and this part including the achievement of effective coordination and maximum uniformity within the Agency and within the executive branch of the Government in the application of title VI and this part to similar programs and in similar situations. The Administrator may delegate in writing any function assigned (other than responsibility for final decision as provided in § 5.11) to him by the Act or by this part. Any action taken, determination made or requirement imposed by an official of another department or agency acting pursuant to an assignment or delegation of responsibility under this paragraph shall have the same effect as though such action had been taken by the Administrator of the Agency. All actions taken pursuant to this part with respect to EPA grants including written communications to or from a grant applicant or grantee shall be effected through the appropriate EPA grants officer.

[FR Doc. 72-8321 Filed 6-1-72; 8:48 am]

INTERSTATE COMMERCE COMMISSION

[49 CFR Part 1201]

[No. 32153; Sub-No. 2]

TRACK STRUCTURES

Accounting for Retirement or Recognition of Impairments in Value

At a general session of the Interstate Commerce Commission, held at its office

in Washington, D.C., on the 17th day of May 1972.

In recent months, the Commission has received several requests for authority to create a valuation reserve by recording estimated losses on programs of current and anticipated track retirements by charge to Account 570, Extraordinary Items. The programmed retirements include mostly main and branch line abandonments which require Commission approval under section 1(18) of the Interstate Commerce Act, and concerning which, upon review, carrier management has determined that continued operation cannot be economically justified. Review of individual projects in the programs for which special accounting has been requested discloses that in some instances the tracks have not been used for several years, in others there are current operations with traffic originating or terminating on the tracks. Application for abandonment under section 1(18) has not, for many projects, been filed, or applications have been filed but are still pending, when the proposed accounting is requested. By presenting a retirement program in 1 year a carrier accumulates several years retirement losses so that there is a material loss which may, if approved by the Commission, be excluded from operating expenses.

BACKGROUND

Under normal retirement accounting a carrier records a loss on retirement of tracks in operating expenses when the tracks are taken out of service. An exception occurs when the retirement losses resulting from permanent reductions in plant during the year are of such magnitude that inclusion in operating expenses would distort the accounts and impair the significance of ordinary income for the year. In such cases the Commission may approve inclusion of such losses in Account 570, Extraordinary Items. The Commission has, barring unusual situations, considered the recognition of estimated retirement losses on main or branch lines prior to obtaining section 1(18) approval as being premature.

The basic problem involves the proper timing for the recognition of the anticipated retirement loss. Generally there is no recognition, in the accounts, of depreciation on the investment in track structures. This has been a matter of study by this Commission (309 ICC 289) and it concurred with the view stated by the American Institute of Certified Public Accountants Committee on Relations with the Interstate Commerce Commission, that under conditions at that time (1957) no good purpose would be served by changing the long-established existing accounting rules and requiring capitalization of replacements, and depreciation accounting for track property.

In view of this decision, when a railroad does retire track property there is no accrued depreciation reserve against which the loss can be charged, thus the full impact is recorded in the income statement at the time of retirement or when the retirement becomes foreseeable with reasonable certainty. Given flexibility in timing the accounting for retirements, or estimated losses on anticipated

retirements, a carrier may accumulate such losses to the point that inclusion in a single year's accounts will result in a distortion of ordinary income. However, the distortion is created at the discretion of the carrier, and exclusion from operating expenses results in an understatement of expenses, which by selected timing, is controlled by the carrier.

IMPLEMENTATION

The Commission considers it desirable to reevaluate the question of proper timing for the accounting recognition of estimated losses on anticipated track retirements and related matters. By this notice, we are seeking general views and comments on this matter, as well as specific comments on the existing policy and any possible alternatives including those described in Appendix A hereto.

In reviewing the alternatives listed in Appendix A, respondents should consider the purposes of the Commission's accounting regulations, the current uses of historic investment in property as opposed to present value, and the varied ramifications of current and possible alternative policies or methods of accounting for actual or expected losses on retirement, or impairments in value of property. Considerations should specifically include the matters set forth in Appendix B hereto.

This proceeding is not expected to have any impact upon the quality of the environment. However, should any person desire to comment on the impact of this proceeding on the environment, this Commission will consider environmental matters in accordance with our decision in Implementation—National Environmental Policy Act, 1969, 340 ICC 431 (1972).

PROCEDURAL MATTERS

It is ordered, That a proceeding be, and it is hereby, instituted under the authority of section 20 of the Interstate Commerce Act and pursuant to section 553 of the Administrative Procedure Act for the purpose above described, and to take such other and future action as the facts and circumstances may justify or require.

It is further ordered, That all railroads subject to the Interstate Commerce Act be, and they are hereby, made respondents in this proceeding.

It is further ordered, That no oral hearing be scheduled for the receiving of testimony in this proceeding unless a need therefor should later appear, but that respondents or any other interested parties may participate in this proceeding by submitting for consideration written statements of fact, views, and arguments on the subjects mentioned above, or any other subjects pertaining to this proceeding.

It is further ordered, That any interested person wishing to submit statements of fact, views, or arguments shall file 15 copies of such representations with the Secretary, Interstate Commerce Commission, Washington, D.C. 20423, within 30 days following the publication of this notice and order in the FEDERAL REGISTER.

It is further ordered, That written material or suggestions submitted will be

available for public inspection at the offices of the Interstate Commerce Commission, 12th and Constitution Avenue NW., Washington, D.C., during regular business hours;

And it is further ordered, That statutory notice of the institution of this proceeding be given to the general public by mailing a copy of this order to the Governor of every State and to the Public Utilities Commissions or Boards of each State having jurisdiction over transportation, by depositing a copy of this order in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., for public inspection, and by delivering a copy thereof to the Director, Division of the Federal Register, for publication in the FEDERAL REGISTER as notice to all interested persons.

By the Commission.

[SEAL]

ROBERT L. OSWALD,
Secretary.

APPENDIX A

ALTERNATIVES FOR COMMENT

1. Existing policy for recognizing actual or anticipated retirement losses by charge to account 570, Extraordinary Items:

(A) Provision to be made only for permanent reductions in plant which have been effected or are imminent.

(B) Permanent reductions in plant basically are considered to be a shrinkage of the area of business, i.e., abandonment of main or branch lines, or the retirement of a major facility such as an entire yard. Rearrangement of minor facilities, such as the reduction of the size of a yard, elimination of side, industry, passing and spur tracks, when not the direct result of a permanent reduction in plant, are considered to be normal adjustments of plant, and as such, resultant losses represent proper charges against ordinary income.

(C) Imminent retirements in the case of abandonments which require section 1(18) approval are those for which the Commission has authorized abandonment. For retirements not requiring section 1(18) approval, final management authorization to effectuate retirement, including that of the board of directors, vice president—operations, or others as required, would justify considering a proposed retirement as being imminent.

(D) Loss should include all gains and losses related to the transaction, i.e., service value for nondepreciable property, and significant undepreciated service value on depreciable property, anticipated gains and losses on related disposition of land, and estimated cost of dismantling. Undepreciated service value on depreciable property should be based on anticipated date of retirement and normal depreciation charges continued until property is taken out of service.

The foregoing generally results in recognition of loss when the actual retirement takes place, or when the carrier can demonstrate that it will, barring unusual circumstances, be retired within the next year. This policy does not permit a carrier to recognize a loss on the investment in track structures that must be maintained in service, even though operation of such property cannot be economically justified.

2. Should existing policy be continued with the following modification? When an application for abandonment under section 1 (18) is denied by the Commission, include in the Commission's order a statement of reasonable value (not to exceed cost) for the property, and require recognition in the accounts of the indicated loss in value. This would result in the carrier recognizing an impairment in value when they are required

to continue operation of an allegedly non-productive line.

3. Should provision be made for the creation of a valuation reserve against the investment in operating property whenever management recognizes that a nonproductive or deficit main or branch line has no promise for the foreseeable future, has no earning capacity, and results in nothing but operating losses? To prevent this from being used as a tool for management of income, and to maintain reasonable consistency between companies, this would be mandatory provision. Standards would be developed and prescribed as to when, and to what extent, impairments must be recognized. The creation of the reserve could be accomplished by a single charge to operating expenses, or if a material loss resulted from an unusual occurrence, by charge to extraordinary items.

4. Should management be required to create a valuation reserve against operating property, as described in the third alternative, by amortization charges to operating expenses? Standards would also be required as to when amortization would be required and to what extent an impairment would be recognized.

5. Should the Commission reconsider the appropriateness, under current conditions, of requiring depreciation of track structures?

APPENDIX B

1. Uniformity in accounting is a major goal of the Commission's accounting regulations.

2. The need for standards which will preclude (a) the deferral of recording retirement losses, and (b) the accumulation of past and future retirement losses in order to present them as something unusual which calls for special accounting.

3. The impact of the timing of recognition of decreases in property values in various Commission proceedings, such as rate cases and controversies on divisions of revenues. An immediate consideration is the effect that a change in policy or regulation may have on the determinations to be made in Ex Parte No. 271, Net Investment—Railroad Rate Base and Rate of Return.

4. The inevitable "management of income" that occurs when management can control the timing for accounting recognition of actual or anticipated retirement losses.

5. The financial community's evaluation as to the integrity of the financial statements.

6. The acceptance by certified public accountants of the creation of a reserve to provide for anticipated abandonment losses, based on determination by management that the assets have no discernable benefits to the enterprise.

7. The situation under which management cannot, by its own volition, abandon operations, and may be required to continue a marginal operation when it is deemed to be in the public interest.

8. The difficulty in assigning a realistic value, below cost, to recognize that the value of property is impaired even though it may continue to be used indefinitely in operations.

9. If economic value is considered the proper amount to carry in the property accounts, would a road that operates at a deficit be required to write down all of its property?

10. Loss of economic value of a branch line may result from lack of available shippers, or failure on the part of management to maintain facilities, provide adequate service, or aggressively seek new sources of traffic. In the latter situations should failures on the part of management be reflected as a decrease in value of property?

[FR Doc.72-8350 Filed 6-1-72; 8:49 am]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Serial I-4982]

IDAHO

Notice of Proposed Withdrawal and Reservation of Lands

MAY 24, 1972.

The Department of Agriculture has filed an application, Serial No. I-4982 for the withdrawal of the lands described below, from nonmetalliferous location and entry under the general mining laws but not the mineral leasing laws, subject to valid existing rights.

The applicant desires the land for public recreation purposes for a rockhound garnet collection area in the St. Joe National Forest.

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, Room 398 Federal Building, 550 West Fort Street, Boise, ID 83702.

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 lands and their resources. He will also undertake negotiations with the applicant agency with the view of adjusting the application to reduce the area to the minimum essential to meet the applicant's needs, to provide for the maximum concurrent utilization of the lands for purposes other than the applicant's, to eliminate lands needed for purposes more essential than the applicant's, and to reach agreement on the concurrent management of the lands and their resources.

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the Department of Agriculture. 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 lands involved in the application are:

BOISE MERIDIAN, IDAHO

ST. JOE NATIONAL FOREST

East Fork Emerald Creek Garnet Area

T. 42 N., R. 1 W.,

Sec. 1, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 11, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, and E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 12, NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Sec. 13, SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 14, SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, and NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 15, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 23, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, and S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$; and

Sec. 24, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, and N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$.

The areas described aggregate 680 acres in Latah County, Idaho.

RICHARD H. PETRIE,
Chief, Division of Technical Services.

[FR Doc.72-8304 Filed 6-1-72;8:47 am]

Office of the Secretary

[FES 72-15]

PROPOSED FEDERAL MINE HEALTH AND SAFETY ACADEMY

Notice of Availability of Final Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Bureau of Mines, Department of the Interior, has prepared a final environmental statement concerning the construction and operation of a Federal

Mine Health and Safety Academy, to be located in Beckley, W. Va.

The proposed action would provide a base for providing trained manpower for all segments of the mining industry and would properly train personnel in mine health and safety who, as mine inspectors, would assist the Secretary of the Interior in administering the Federal Coal Mine Health and Safety Act of 1969.

Single copies of the final statement are available from:

Director, Bureau of Mines, U.S. Department of the Interior, Washington, D.C. 20240.

WILLIAM W. LYONS,
Deputy Assistant Secretary
of the Interior.

MAY 26, 1972.

[FR Doc.72-8306 Filed 6-1-72;8:47 am]

[INT DES 72-58]

USE OF OFF-ROAD VEHICLES ON PUBLIC LANDS

Notice of Availability of Draft Environmental Statement

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a draft environmental statement for the proposed implementation of Executive Order 11644 (37 F.R. 2877), which pertains to use of off-road vehicles on the public lands and invites written comments within 45 days of the date of this notice.

The environmental statement considers the effects of implementing the order on lands administered by the Department of the Interior.

Copies are available for inspection at the following locations:

Office of Library Services, Room 1140, Department of the Interior, Washington, D.C. 20240, Telephone 202-343-5815. Hours: 7:45 a.m.-5 p.m., Monday through Friday.

Regional Offices, Bureau of Outdoor Recreation.

Regional Offices, Bureau of Sport Fisheries and Wildlife.

Regional Offices, Bureau of Reclamation.

Regional Offices, National Park Service.

State Land Offices, Bureau of Land Management.

Copies have also been made available to State liaison officers to the Bureau of Outdoor Recreation.

A limited number of single copies is available and may be obtained by writing to the Director, Bureau of Outdoor Recreation, Room 4410, Department of the Interior, Washington, D.C. 20240. Otherwise, copies may be obtained for \$3 by writing the National Technical Information Service, Department of Commerce,

Springfield, Va. 22151. Please refer to the statement number above.

Dated: May 26, 1972.

WILLIAM W. LYONS,
Deputy Assistant Secretary
of the Interior.

[FR Doc.72-8307 Filed 6-1-72;8:47 am]

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric
Administration

[Docket No. S-583]

ELLIOTT R. KEPHART

Notice of Loan Application

MAY 25, 1972.

Elliott R. Kephart, 2130 East Main, Auburn, WA 98002, has applied for a loan from the Fisheries Loan Fund to aid in financing the purchase of a used wood vessel, about 42 feet in length, to engage in the fishery for salmon, albacore, Dungeness crab, and bottomfish off the coasts of Washington and Oregon.

Notice is hereby given, pursuant to the provisions of 16 U.S.C. 742c, Fisheries Loan Fund Procedures (50 CFR Part 250, as revised), and Reorganization Plan No. 4 of 1970, that the above-entitled application is being considered by the National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce, Interior Building, Washington, D.C. 20235. Any person desiring to submit evidence that the contemplated operation of such vessel will cause economic hardship or injury to efficient vessel operators already operating in that fishery must submit such evidence in writing to the Director, National Marine Fisheries Service, within 30 days from the date of publication of this notice. If such evidence is received it will be evaluated along with such other evidence as may be available before making a determination that the contemplated operation of the vessel will or will not cause such economic hardship or injury.

PHILIP M. ROEDEL,
Director.

[FR Doc.72-8295 Filed 6-1-72;8:46 am]

Office of the Secretary

CARPETS AND RUGS

Sampling Plan for Flammability Standards

Notice of finding that amendment to flammability standards may be needed and institution of proceedings.

Finding. Pursuant to section 4(a) of the Flammable Fabrics Act, as amended (sec. 3, 81 Stat. 569; 15 U.S.C. 1193) and § 7.5 of the Flammable Fabrics Act procedures (33 F.R. 14642, October 1, 1968), and upon the basis of investigations or research conducted pursuant to section 14 of the Flammable Fabrics Act, it is hereby found that sampling plans may be

needed to detect noncomplying carpets and rugs before they are placed on the market. This is expected to provide increased protection to the public against unreasonable risk of the occurrence of fire leading to death or personal injury or significant property damage. Confirmation of this preliminary finding of need will require appropriate amendment of two standards, namely, the Standard for Surface Flammability of Carpets and Rugs DOC FF 1-70 (35 F.R. 6211, April 16, 1970), and the Standard for the Surface Flammability of Small Carpets and Rugs (Pill Test), DOC FF 2-70 (35 F.R. 19702, December 29, 1970).

The tests upon which the above-named carpet and rug standards are based destroy or damage the items being tested and, thus, all times cannot be tested prior to marketing. In order to obtain acceptably high levels of compliance and to maintain a reasonable frequency of testing, it is, therefore, necessary to have statistically based sampling plans. A petition received from the Carpet and Rug Institute requesting amendment of the carpet and rug standards tends to corroborate the need for a sampling plan. Finally, sampling plans in the specified carpet and rug standards would also provide a framework for premarket testing and thus assist greatly in detecting noncomplying carpets and rugs before they are placed on the market.

Institution of proceedings. Pursuant to section 4(a) of the Flammable Fabrics Act, as amended (sec. 3, 81 Stat. 569; 15 U.S.C. 1193) and § 7.6(a) of the Flammable Fabrics Act Procedures (33 F.R. 14642, October 1, 1968), notice is hereby given of the institution of proceedings for the development of appropriate sampling plans for the carpets and rugs covered by DOC FF 1-70 and DOC FF 2-70.

All interested persons are invited to submit written comments or suggestions within 30 days after date of publication of this notice in the FEDERAL REGISTER relative to (1) the above finding that sampling plans may be needed; and (2) the terms or substance of sampling plans that might be adopted in the event that a finding is made by the Secretary of Commerce that such amendments to the standards (DOC FF 1-70 and DOC FF 2-70) are needed to adequately protect the public against unreasonable risk of the occurrence of fire leading to death or personal injury or significant property damage. Written comments or suggestions should be submitted in at least four (4) copies to the Assistant Secretary for Science and Technology, Room 3862, U.S. Department of Commerce, Washington, D.C. 20230, and should include any data or other information pertinent to the subject.

The written comments received pursuant to this notice will be available for public inspection at the Central Reference and Records Inspection Facility of the Department of Commerce, Room 7043, Main Commerce Building, 14th Street between E Street and Constitution Avenue NW., Washington, D.C. 20230. In addition, there will also be available a copy of the petition of the

Carpet and Rug Institute with its supporting documents.

Issued: May 30, 1972.

JAMES H. WAKELIN, Jr.,
Assistant Secretary
for Science and Technology.

[FR Doc.72-8328 Filed 6-1-72;8:51 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Secretary

OFFICE OF THE DEPUTY ASSISTANT SECRETARY (MANAGEMENT PLAN- NING AND TECHNOLOGY)

Statement of Organization, Functions, and Delegations of Authority

Part 1 of the Statement of Organization, Functions, and Delegations of Authority for the Department of Health, Education, and Welfare, Office of the Secretary, is amended with regard to section 1U06, Office of the Deputy Assistant Secretary (Management Planning and Technology).

Section 1U06 (36 F.R. 16701, Aug. 25, 1971) has been amended to add systems management functions previously exercised by the Office of Management, as stated in section 1U11.

Section 1U06.10, *Organization*, is superseded by the following:

Organization. The Office of the Deputy Assistant Secretary (Management Planning and Technology) is organized into the following components:

- A. Operational Planning.
- B. Statistical and Program Information.
- C. Management Systems.

Section 1U06.20, *Functions*, is superseded by the following:

1U06.20 Functions. A. The Operational Planning component provides leadership and guidance in the development and operation of a management by objective system for measuring program performance in its relationship to the goals and objectives laid down by the Secretary. It also provides leadership and guidance in the design, development, and implementation of systems and methods for evaluating program operations. Conducts cost-benefit, cost-effectiveness, and similar studies and analyses in the application of advanced management and operations research techniques to improve work and management methods.

B. The Statistical and Program Information component works closely with the other Office of the Secretary components and the agencies and provides technical guidance and policy supervision over the Department's vast statistical and program reporting systems. This includes the development of plans for data collection, statistical standards, reports clearance, and the relationships between program information and other management information sources. Its efforts are directed toward the provision

of timely, pertinent, and comprehensive consolidated information about the conditions of health, education, and social welfare of the country.

C. The Management Systems component serves as the Secretary's principal resource for the development and coordination of automated management information systems; it provides leadership in the professional development of departmental systems analysts and EDP managers; it designs, develops, and monitors implementation of improved systems and procedures for the automation of program and administrative operations through the use of automatic data transmission and processing techniques; it reviews, evaluates, and recommends action on the objectives and goals of plans and proposals submitted by the operating agencies and Office of the Secretary staff offices for the study, development, design, acquisition, installation, utilization, exchange, and sharing of existing, improved, or new data processing systems; it represents the Department in liaison with other Federal agencies and industry on matters pertaining to ADP program languages, equipment, and facility operations; it develops and applies Department standards, policies, and goals for data processing systems.

STEVEN D. KOHLERT,
Deputy Assistant Secretary
for Management.

MAY 24, 1972.

[FR Doc.72-8313 Filed 6-1-72;8:47 am]

ATOMIC ENERGY COMMISSION

ALBUQUERQUE OPERATIONS OFFICE SECURITY COMMUNICATIONS SYSTEM (SECOM) SITE

Trespassing on Commission Property

Notice is hereby given that the Atomic Energy Commission, pursuant to section 229 of the Atomic Energy Act of 1954, as amended, as implemented by 10 CFR Part 160 published in the FEDERAL REGISTER on August 16, 1963 (28 F.R. 8400), prohibits the unauthorized entry, as provided in 10 CFR 160.3, and the unauthorized introduction of weapon or dangerous materials, as provided in 10 CFR 160.4, into or upon the Albuquerque Operations Office Security Communications Systems (SECOM) Site of the Atomic Energy Commission, said site being a tract of land located at Kirtland Air Force Base (East), Bernalillo County, N. Mex., the aforesaid tract being situated in section 3, T. 10 N., R. 4 E. of the New Mexico Principal Meridian, and more particularly described as follows:

Beginning at the northwest corner of the parcel of land herein described, whence the Sandia Base Survey Marker (Brass cap in concrete) marking the location of the section corner common to secs. 33 and 34, T. 10 N., R. 4 E. and secs. 3 and 4, T. 9 N., R. 4 E., New Mexico Principal Meridian, bears N. 60°40'10" W., 1,792.96 feet distance; thence,

S. 87°43'00" E., 899.62 feet distance to the northeast corner of the parcel of land herein described; thence,

S. 02°17'00" W., 1,106.24 feet distance to the southeast corner of the parcel of land herein described; thence,

N. 87°43'00" W., 899.62 feet distance to the southwest corner of the parcel of land herein described; thence,

N. 02°17'00" E., 1,106.24 feet distance to the northwest corner and place of beginning of the parcel of land herein described and containing 22.846 acres more or less.

Notices stating the pertinent prohibitions of 10 CFR 160.3 and 160.4 and penalties of 10 CFR 160.5 will be posted at all entrances of said tract and at intervals along its perimeter as provided in 10 CFR 160.6.

Dated at Washington, D.C., this 26th day of May 1972.

R. E. HOLLINGSWORTH,
General Manager.

[FR Doc.72-8292 Filed 6-1-72;8:45 am]

ALBUQUERQUE OPERATIONS OFFICE SITE

Trespassing on Commission Property

The notice concerning unauthorized entry into or upon the Albuquerque Operations Headquarters site of the Atomic Energy Commission dated October 12, 1965, appearing at page 13274 of the FEDERAL REGISTER of October 19, 1965, 30 F.R. 13274 (F.R. Doc. 65-11086), is hereby revised to read as follows:

Notice is hereby given that the Atomic Energy Commission, pursuant to section 229 of the Atomic Energy Act of 1954, as amended, as implemented by 10 CFR Part 160, published in the FEDERAL REGISTER on August 16, 1963 (28 F.R. 8400), prohibits the unauthorized entry, as provided in 10 CFR 160.3, and the unauthorized introduction of weapons or dangerous materials, as provided in 10 CFR 160.4, into or upon the Albuquerque Operations Headquarters site of the Atomic Energy Commission, said site being a tract of land located at Kirtland Air Force Base (East), Bernalillo County, N. Mex., the aforesaid tract being situated in sec. 31, T. 10 N., R. 4 E. of the New Mexico Principal Meridian, and more particularly described as follows:

Beginning at the southwest corner of the parcel of land herein described, whence the brass cap marking the section corner common to sec. 36, T. 10 N., R. 3 E., and sec. 31, T. 10 N., R. 4 E., sec. 1, T. 9 N., R. 3 E., and sec. 6, T. 9 N., R. 4 E., New Mexico Principal Meridian bears S. 44°10'20" W., 4,018.36 feet distance; thence,

N. 00°28'50" W., 313.20 feet distance to the northwest corner of the parcel of land herein described; thence,

N. 89°33'00" E., 785.30 feet distance to the northwest corner of the parcel of land herein described; thence,

S. 44°06'50" E., 46.19 feet distance to a point; thence,

S. 00°29'10" E., 279.66 feet distance to the southeast corner of the parcel of land herein described; thence,

S. 89°34'00" W., 179.77 feet distance to a point; thence,

S. 89°14'50" W., 66.20 feet distance to a point; thence,

S. 89°34'00" W., 571.25 feet distance to the southwest corner and place of beginning of the parcel of land herein described and containing 5.864 acres more or less.

Notices stating the pertinent prohibitions of 10 CFR 160.3 and 160.4 and penalties of 10 CFR 160.5 will be posted at all entrances of said tract and at intervals along its perimeter as provided in 10 CFR 160.6.

Dated at Washington, D.C., this 26th day of May 1972.

R. E. HOLLINGSWORTH,
General Manager.

[FR Doc.72-8290 Filed 6-1-72;8:45 am]

[Docket No. 50-368]

ARKANSAS POWER AND LIGHT CO.

Notice and Order for Prehearing Conference

Take notice, that pursuant to the Atomic Energy Commission's notice of hearing on application for construction permit, published in the FEDERAL REGISTER on April 13, 1972 (37 F.R. 7357), and in accordance with said Commission's rules of practice, a prehearing conference will be held in the subject proceeding on June 21, 1972, at 10 a.m., local time, in the Pope County Courthouse, Russellville, Ark. 72801.

The prehearing conference will deal with the following matters:

- (a) Simplification and clarification of the issues;
- (b) The need for discovery;
- (c) The number of expert witnesses intended to be called, and the nature of their testimony;
- (d) Motions to be addressed to the Atomic Safety and Licensing Board;
- (e) Procedures, including rules of evidence, to be followed in the presentation of evidence at the actual hearing;
- (f) Estimated time needed for the presentation of each party's case;
- (g) Setting of hearing dates for the reception of such evidence; and
- (h) Such other matters as may aid in the orderly disposition of the instant proceeding.

Issued: May 25, 1972, Washington, D.C.

By order of the Atomic Safety and Licensing Board.

JEROME GARFINKEL,
Chairman.

[FR Doc.72-8291 Filed 6-1-72;8:45 am]

[Docket No. 50-263]

NORTHERN STATES POWER CO.

Notice of Availability of Applicant's Environmental Report and AEC's Draft Environmental Statement for Monticello Nuclear Generating Plant

Pursuant to the National Environmental Policy Act of 1969 and the Atomic

[Docket No. 50-301]

**WISCONSIN ELECTRIC POWER CO.
AND WISCONSIN MICHIGAN
POWER CO.**

**Notice of Issuance of Amendment to
Facility Operating License**

Energy Commission's regulations in Appendix D to 10 CFR Part 50, notice is hereby given that the environmental report dated November 3, 1971, and supplement 1 thereto dated April 4, 1972, for the Monticello Nuclear Generating Plant, Unit No. 1 (hereinafter collectively referred to as "the report") submitted by the Northern States Power Co., are available for public inspection in the Commission's Public Document Room at 1717 H Street NW., Washington, DC, and in the Environmental Resource Center, Minneapolis Public Library, 1222 South-east Fourth Street, Minneapolis, MN 55414. The report also is being made available to the public at the office of the Minnesota State Planning Agency, Suite 603, 550 Cedar Street, St. Paul, MN 55101.

The report discusses environmental considerations related to operation of Unit No. 1 of the Monticello Nuclear Generating Plant located in Wright and Sherburne Counties, Minn.

The report has been analyzed by the Commission's Directorate of Licensing and a draft environmental statement dated May 1972 on the environmental considerations related to the Monticello Nuclear Generating Plant, Unit No. 1, has been prepared and has been made available for public inspection at the locations designated above. Copies of the Commission's draft environmental statement may be obtained upon request addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545. Attention: Deputy Director for Reactor Projects, Directorate of Licensing. This statement supersedes the statement of environmental considerations dated April 24, 1970, that was published in the FEDERAL REGISTER on May 5, 1970 (35 F.R. 7090).

Pursuant to Appendix D of 10 CFR Part 50, interested persons may, within 30 days from the date of publication of this notice in the FEDERAL REGISTER, submit comments for the Commission's consideration on the report and the draft environmental statement.

Federal and State agencies are being provided with copies of the report and the draft environmental statement (local agencies may obtain these documents on request), and when comments thereon of the Federal, State, and local officials are received, they will be made available for public inspection at the above-designated locations. Comments from interested members of the public on the draft environmental statement should be addressed to the U.S. Atomic Energy Commission, Washington, D.C. 20545, Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Md., this 26th day of May 1972.

For the Atomic Energy Commission.

DONALD J. SKOVHOLT,
Assistant Director for Operat-
ing Reactors, Directorate of
Licensing.

[FR Doc.72-8310 Filed 6-1-72;8:47 am]

Notice is hereby given that the Atomic Energy Commission (the Commission) has issued Amendment No. 1 to Facility Operating License No. DPR-27 to Wisconsin Electric Power Co. and Wisconsin Michigan Power Co. (the applicants) which authorizes the applicants to operate the Point Beach Nuclear Plant Unit No. 2 (facility), a pressurized water nuclear reactor, at power levels not to exceed 15 megawatts thermal (approximately 1 percent of the rated power level of 1,518 megawatts thermal). The facility is located in the town of Two Creeks, Manitowoc County, Wis. The facility is designed for operation at approximately 1,518 megawatts thermal, but in accordance with the provisions of Amendment No. 1 to Facility Operating License No. DPR-27 and technical specifications appended thereto, the applicants are authorized to operate the facility at power levels not to exceed 15 megawatts thermal (approximately 1 percent of the rated power level of the facility).

A notice of proposed issuance of a facility operating license for the facility was issued by the Commission on March 6, 1971 (36 F.R. 4518). The notice provided that within 30 days from the date of publication, any person whose interest might be affected by the issuance of the license could file a petition for leave to intervene in accordance with the requirements of 10 CFR Part 2, rules of practice. On April 5, 1971, a petition for leave to intervene and request for a hearing was jointly filed by Businessmen for the Public Interest, an Illinois not-for-profit corporation; the Sierra Club, a not-for-profit California corporation; and Protect our Wisconsin Environment Resources, an unincorporated association of residents of Two Creeks, Wis. By Commission memorandum and order dated May 6, 1971, the petition for leave to intervene and request for a hearing was granted and a presiding Atomic Safety and Licensing Board was appointed. As of this date the matter of issuance of a full term, full power license is still pending before the Atomic Safety and Licensing Board.

On December 10, 1971, the applicants filed a motion requesting that the Atomic Safety and Licensing Board issue an order authorizing the Director of Regulation of the Commission to issue an amendment to Operating License DPR-27 authorizing operation of Point Beach Nuclear Plant Unit No. 2 at power levels not to exceed 300 MWt (slightly less than 20 percent of the facility's rated power level of 1,518 MWt). Under the Commission's regulations such a license amendment may be issued pending the completion of an ongoing NEPA environmental review of the full term, full

power license, upon a showing that such licensing action will not have a significant adverse impact on the quality of the environment or after considering and balancing the factors described in section D.2 of Appendix D of 10 CFR Part 50 and upon satisfaction of the requirements of 10 CFR 50.57(c). Subsequently, the applicants and the Commission's staff presented information to the Board as to the environmental impact of such limited operation. On May 17, 1972, the Atomic Safety and Licensing Board issued an order authorizing the Director of Regulation to issue an amendment to Facility Operating License No. DPR-27 authorizing operation at steady state power levels not to exceed 300 megawatts thermal (slightly less than 20 percent of the rated power level of 1,518 MWt). This action was subsequently modified by the Atomic Safety and Licensing Appeal Board which in a memorandum and order dated May 25, 1972, only authorized issuance of a license amendment for operation at steady state power levels not to exceed 15 megawatts thermal (approximately 1 percent of rated power).

The Commission's regulatory staff has inspected the facility and has determined that, for proposed operation at 15 MWt, the facility has been constructed in accordance with the application, as amended, and the provisions of Provisional Construction Permit No. CPPR-47. The applicants have satisfied the requests of 10 CFR Part 140.

The Commission's Director of Regulation has made the findings set forth in the license, and has concluded for the purposes of operation at 15 MWt that the application for construction permit and facility license, as amended, and the Commission's regulations in 10 CFR Chapter 1, and that the issuance of the license will not be inimical to the common defense and security or to the health and safety of the public.

The license amendment is effective as of the date of issuance and shall expire on May 25, 1973, unless extended or superseded by subsequent licensing action.

Copies of (1) the Board's orders of May 17, 1972, and November 11, 1971, respectively, and the Appeal Board's order of May 25, 1972, (2) Amendment No. 1 to Facility Operating License No. DPR-27, complete with technical specifications, (3) Facility Operating License No. DPR-27 complete with technical specifications, (4) the safety evaluation for the Point Beach Nuclear Plant Unit No. 1 and No. 2, dated July 15, 1970, and Addenda 1, 2, 3, and 4 thereto, dated March 24, 1971; May 1971; May 24, 1971; and November 2, 1971; respectively, (5) the report of the Advisory Committee on Reactor Safeguards on the Point Beach Nuclear Plant Units 1 and 2, dated April 16, 1970, (6) "Discussion and Conclusions by the Division of Reactor Licensing, U.S. Atomic Energy Commission, Pursuant to Appendix D of 10 CFR Part 50, Supporting the Issuance of a License to Wisconsin Electric Power Company

and the Wisconsin Michigan Power Company, Authorizing the Loading of Fuel and Subcritical Testing of Point Beach Nuclear Plant Unit No. 2, Docket No. 50-301, dated October 19, 1971," and (7) "Discussion and Conclusions by the Division of Reactor Licensing, U.S. Atomic Energy Commission Pursuant to Appendix D of 10 CFR Part 50 Supporting the Issuance of a License to Wisconsin Electric Power Company and Wisconsin Michigan Power Company Authorizing Limited Operations of the Point Beach Nuclear Plant, Unit 2, at Power Levels 300 MWt or Less, Docket No. 50-301, dated February 4, 1972," are available for public inspection in the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. Copies of the license amendment, complete with technical specifications, and items (2), (3), (5), and (6) may be obtained upon request addressed to the Atomic Energy Commission, Washington, D.C. 20545; Attention: Deputy Director for Reactor Projects, Directorate of Licensing.

Dated at Bethesda, Md., this 25th day of May 1972.

For the Atomic Energy Commission,

A. GIAMBUSSO,
Deputy Director for Reactor
Projects, Directorate of
Licensing.

[FR Doc.72-8293 Filed 6-1-72;8:45 am]

CIVIL AERONAUTICS BOARD

[Docket No. 24437]

ALIA—THE ROYAL JORDANIAN AIRLINES CORP.

Notice of Hearing Regarding Foreign Air Carrier Permit; Charter Flights

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding will be held on June 15, 1972, at 10 a.m., local time, in Room 503, Universal Building, 1825 Connecticut Avenue NW., Washington, DC, before the undersigned examiner.

Dated at Washington, D.C., May 26, 1972.

[SEAL]

LOUIS W. SORNSON,
Hearing Examiner.

[FR Doc.72-8339 Filed 6-1-72;8:49 am]

[Docket No. 24504; Order 72-5-97]

INTERSTATE AIRMOTIVE, INC.

Order of Investigation and To Show Cause Regarding Certificate of Public Convenience and Necessity for Supplemental Transportation

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 26th day of May 1972.

Interstate Airmotive, Inc. (Interstate), presently holds certificates of public

convenience and necessity for supplemental air transportation effective February 1, 1969, for a period of 3 years.¹ As will be set forth in greater detail below, Interstate's financial condition has steadily worsened ever since it received its certificates and the carrier's operations have been curtailed substantially. Interstate's present condition raises substantial questions under the statutory provisions governing supplemental air carriers, particularly section 401(n) of the Act. Section 401(n)(4) of the Act imposes on each supplemental air carrier a continuing requirement that it be fit, willing, and able to properly perform the transportation authorized by and furnished pursuant to its certificate of public convenience and necessity and to conform to the provisions of the Act and the rules and regulations thereunder. This same section also requires the Board to modify, suspend or revoke the certificate of any supplemental air carrier failing to comply with the continuing fitness requirement. Section 401(n)(3) provides that if a supplemental carrier does not perform a minimum level of air transportation, as prescribed by the Board, that carrier's certificate shall cease to become effective after notice and hearing. Additionally, section 401(n)(5) requires the Board to immediately suspend the carrier's certificate in any case in which the Board determines that the failure of the carrier to comply with the requirements of section 401(n)(4) results in a situation in which a suspension is required in the interest of the rights, welfare, or safety of the public, and to im-

mediately enter upon a hearing to determine whether the certificate should be modified, suspended, or revoked. Where the certificate has been suspended pursuant to section 401(n)(5), the Board is empowered to vacate the suspension and the 401(n) proceeding upon a determination that the carrier has come into compliance with the statutory requirements.²

In view of Interstate's present situation and the statutory provisions discussed above, the Board has decided to issue a show cause order proposing to suspend Interstate's certificate during the pendency of an investigation to determine whether Interstate's certificate should be modified, suspended, or revoked pursuant to section 401(n) of the Act.

In support of our proposed ultimate finding that Interstate's certificate should be suspended, we tentatively find and conclude: That Interstate's financial condition has steadily deteriorated and is at a level where the carrier may be unable to meet current obligations and may be forced to cease operations;³ and that Interstate's operations have contracted⁴ to a level where Interstate has not met the Board's minimum service requirement of 500 revenue hours⁵ in two consecutive quarters since the 6-month period ended June 30, 1970.⁶ In these circumstances, the Board tentatively finds and concludes that Interstate has failed to satisfy the continuing requirements imposed by section 401(n) of the Act and that it is in the public interest to suspend temporarily the carrier's operating authority.

area, any intermediate point or points within the continental United States (except Alaska), and any point or points in Canada. Interstate has timely filed application for renewal of its certificates granted and, as a result, its certificates are still in effect under section 9(b) of the Administrative Procedure Act, 5 U.S.C. 558.

² See, by way of example, Standard Airways, Inc., Orders E-20468, Feb. 12, 1964, and E-23222, Feb. 11, 1966.

³ See following table:

Indicator	Jan. 31, 1967	Dec. 31, 1969	Dec. 31, 1970	Dec. 31, 1971
Working capital.....	N.A.	(\$166,812)	(\$183,294)	(\$262,535)
Net worth.....	\$205,000	(240,526)	(95,028)	(883,387)
Operating loss.....	(362)	(631,975)	(237,612)	(260,668)
Retained earnings.....	N.A.	(1,023,604)	(1,271,782)	(1,560,141)

Source: Form 41 Reports and Docket 18922.

In addition, we note that the carrier's assets have decreased by half since May 31, 1967, to \$434,073, and Interstate has only \$85,700 in current assets (including only \$713 in cash), against \$348,295 in current liabilities.

Source: Interstate's financial reports as of Dec. 31, 1971.

Interstate is the smallest supplemental carrier and is in the worst general financial condition of any of the active supplementals. See Appendix A, which is filed as part of the original document.

⁴ The carrier's operational fleet has decreased from five DC-3 aircraft and one M-404 aircraft to two M-404 aircraft and one Lockheed Lodestar. The Lockheed Lodestar was purchased to perform a single, continuing contract with the University of Chicago, and thus is not available for general operations.

⁵ Section 208.25 of the Board's Economic Regulations prescribes that:

"Each supplemental air carrier shall perform services authorized by its certificate of authority to engage in supplemental air transportation for at least 500 hours of rev-

enue flight in any two consecutive calendar quarters."

⁶ The following table shows Interstate's experienced revenue flight hours for 6-month periods since it received its certificate:

6 months ended	Revenue flight hours
June 30, 1969.....	1,565
Dec. 31, 1969.....	1,178
June 30, 1970.....	742
Dec. 31, 1970.....	369
June 30, 1971.....	314
Dec. 31, 1971.....	285

Interested persons will be given ten (10) 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 such 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 and/or a detailed economic analysis. If an evidentiary hearing is requested, the objectors should state in detail why such a hearing is 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.

For essentially the reasons set forth above, we have also decided to institute an investigation pursuant to section 401 (n) (3) and (4) of the Act to determine if Interstate has failed to comply with the continuing requirements imposed by these provisions, and whether the carrier's certificates should be modified, suspended, or revoked, or whether these certificates should cease to be effective.

Accordingly, it is ordered, That:

1. An investigation is instituted to determine (1) if any service authorized by Interstate Airmotive, Inc.'s, certificates to engage in supplemental air transportation has not been performed to the minimum extent prescribed by the Board, and if so, whether such certificates should cease to become effective to the extent of such service; and (2) whether the certificates of public convenience and necessity for supplemental air transportation of Interstate Airmotive, Inc., should be altered, amended, modified, suspended, or revoked for failure to otherwise comply with section 401(n) of the Act;

2. 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 suspending during the pendency of the investigation the certificates of public convenience and necessity for supplemental air transportation held by Interstate Airmotive, Inc.;

3. Any interested person having objection to the issuance of an order making final any of the proposed findings, conclusions, or certificate suspensions set forth herein shall, within 10 days after service of this order, file with the Board and serve upon Interstate Airmotive, Inc., 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. If timely and properly supported objections are filed, full consideration will be accorded the matters and issues raised by the objections before action is taken by the Board;

5. In the event no objections are filed, all further procedural steps will be deemed to have been waived and the Board may proceed to enter an order in accordance with its tentative findings and conclusions set forth herein; and

6. A copy of this order shall be served upon Interstate Airmotive, Inc., which is hereby made a party to this proceeding.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL]

HARRY J. ZINK,
Secretary.

[FR Doc. 72-8340 Filed 6-1-72; 8:49 am]

COMMITTEE FOR PURCHASE OF PRODUCTS AND SERVICES OF THE BLIND AND OTHER SEVERELY HANDICAPPED

PROCUREMENT LIST

Additions to Initial List

Notices of proposed additions to the Initial Procurement List, August 26, 1971 (36 F.R. 16982) were published in the FEDERAL REGISTER on October 19, 1971 (36 F.R. 20261), and December 16, 1971 (36 F.R. 23943).

Pursuant to the above notices, the following commodities are added to the Procurement List.

DANA C. FRANDSEN,
Acting Executive Director.

CLASS 5440:

STEPLADDER

(3) Aluminum-alloy stepladders. Medium duty, yet light in weight; durable. Wide, non-slip steps. Reinforced at points of stress. With bucket shelf. Std. pack: 1. Int. Fed. Spec. RR-S-00720.

	Each
5440-514-4483-4-ft	\$10.67
5440-514-4485-6-ft	15.60
5440-514-4487-8-ft	21.28

CLASS 7210:

BEDSPREAD

Solid color cotton or cotton-rayon corded bedspread. 2 selvages, two 1/2" hems. Square-cut corners. Type IV, Fed. Spec. DDD-B-151. 76" x 103". Std. pack: 4 and 20.

	Each
7210-728-0176-Bisque (tan)	\$5.58
7210-728-0173-Grotto blue	5.58
7210-728-0177-Hydrangea blue	5.58
7210-728-0178-Cream	5.58
7210-728-0179-Myrtle (green)	5.58
7210-728-0175-Olive	5.58

CLASS 7220

MAT, FLOOR (DOOR MAT)

Molded polyethylene in blade form, pigmented green; simulates appearance of natural grass; nonallergenic, nontoxic; resistant to insect and rot; with three flowers simulating appearance of daisies constructed from polyethylene; 22" x 36".

7220-165-7020	Each \$4.25
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CLASS 7510

ERASER, MECHANICAL

Typewriter eraser works like mechanical pencil. Replaceable erasers. Int. Fed. Spec. ZZ-E-00661.

Aqua. 4 3/4" long.

Without brush.

7510-865-5292----- Each \$0.15

(3) With brush. 1/2" dia. eraser.

7510-082-2665----- Dozen \$2.35

CLASS 7520

MARKER, TUBE TYPE

(6) All purpose felt tip marker. Ready-to-use for freehand marking, sketching or writing. Suitable for use on variety of materials. 1/8" wide, 1/4" long writing tip. 4 3/8" long. 5/8" dia. marker body. Std. pack: 12 and 432. Int. Fed. Spec. GG-M-00114.

	Each
7520-973-1059-Black	\$0.07
7520-973-1060-Blue	.07
7520-079-0285-Brown	.07
7520-973-1061-Green	.07
7520-079-0286-Orange	.07
7520-079-0287-Purple	.07
7520-973-1062-Red	.07
7520-079-0288-Yellow	.07

FINE TIP

(7) Colored ink pencil slim markers with protective plastic caps. Plastic body about 6" long, 3/16" dia. Pocket clip. For writing, checking, drawing and identification marking on paper and porous surfaces. Writes for distance of 2,500 ft. Std. pack: 3 Int. Fed. Spec. GG-M-001130.

	Dozen
7520-904-1265-Black	\$0.521
7520-904-1268-Blue	.521
7520-935-0979-Brown	.521
7520-904-1267-Green	.521
7520-935-0981-Orange	.521
7520-935-0982-Purple	.521
7520-904-1266-Red	.521
7520-935-0980-Yellow	.521

PENCIL, MECHANICAL

Double-end mechanical pencil. 1 3/8" long. Twist out, and expel lead. Black barrel with finger grips. Colored ends indicate color of lead included. Std. pack: 12 and 72.

Standard leads. 0.046" dia.:

	Each
7520-285-5826-Blue and red	\$0.4065
Fine leads. 0.036" dia. leads:	
7520-285-5822-Black and red	.4065
7520-285-5823-Blue and red	.4065

Electrographic mechanical pencil. Twist out, twist in and expel lead. Black barrel. With eraser and spring pocket clip. 1 3/8" long. 0.046" dia. lead furnished. Std. pack: 12 and 72.

7520-205-1645----- Each \$0.170

For fine leads. 1 3/8" long. 0.036" dia. Black only.

Twist out and twist in lead:

7520-285-5817----- Each \$0.1599

STAND, CALENDAR PAD

Stand for 3 x 3 3/4" looseleaf side arch folding pad. Std. pack: 12 and 72. Type I. Int. Fed. Spec. GG-C-00101.

7520-162-6153----- Each \$0.23

CLASS 8415

STRAP, CHIN

Strap; chin. Cotton webbing; olive drab; Army, Navy, Air Force, and USMC commissioned officers and enlisted men; adjustable.

8415-360-0232----- Each \$0.21

¹ Price does not include the value of the cotton webbing which is furnished by the procuring activity as GFP.

MILITARY RESALE PROGRAM ITEMS

BROOMS

	Each
7920-B510-904, Broom, corn with plastic cap (COM 904)-----	\$1.38
7920-B510-910, Broom, whisk, all plastic (COM 910)-----	.66

APPLICATOR

7920-B510-930, Applicator, wax acrylic pad with handle (COM 930)-----	.89
---	-----

REFILL

7920-B510-938, Refill, acrylic pad for wax applicator (COM 930)-----	.39
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SCRUBBER

7330-B510-944, Scrubber, synthetic net over polyurethane (COM 944)-----	.29
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MOP

7330-B510-950, Mop, dish, and bottle (COM 950)-----	.32
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[FR Doc.72-8221 Filed 6-1-72;8:45 am]

FEDERAL POWER COMMISSION

[Project No. 271]

ARKANSAS POWER AND LIGHT CO.

Notice of Application for Amendment of License

MAY 24, 1972.

Public notice is hereby given that application for amendment of license has been filed under the Federal Power Act (16 U.S.C. 791a-825r) by the Arkansas Power and Light Co. (correspondence to Mr. W. M. Murphey, Vice President, Arkansas Power and Light Co., 9th and Louisiana Streets, Little Rock, Ark. 72203) in Project No. 271, located on the Ouachita River, in Hot Spring and Garland Counties, Ark., near the towns and cities of Malvern and Hot Springs.

Applicant proposes to sell to John W. Adams and R. M. Adams, Jr., builders of an apartment complex adjacent to Lake Hamilton Reservoir in an area called Twin Point Subdivision in Garland County, Ark., an easement for the 6-inch sewage effluent line. This line would be constructed along the bottom of the Lake Hamilton Reservoir, and would extend approximately 300 feet into the reservoir.

Applicant filed with the application a certificate of approval issued by the Arkansas State Department of Health, a permit and a letter of approval issued by the Department of Pollution and Ecology, and a copy of the proposed easement. Applicant states that the proposed easement includes a provision prohibiting any use of the reservoir that would be incompatible with the overall recreational use of the project.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 26, 1972, file with the Federal Power Commission 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 the 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.72-8297 Filed 6-1-72;8:46 am]

[Docket No. CP72-5, etc.]

MOUNTAIN FUEL SUPPLY CO. AND
COLORADO INTERSTATE GAS CO.Order Granting Certificate, Granting
Petitions To Intervene, Consolidating
Proceedings, and Setting Dates
for Filing Cases-in-Chief, Prehearing
Conference, and Hearing

MAY 24, 1972.

On December 30, 1971, Colorado Interstate Gas Co., a division of Colorado Interstate Corp. (CIG) filed in Docket No. CP72-170 an application pursuant to section 7(c) of the Natural Gas Act¹ for a certificate of public convenience and necessity authorizing the construction and operation of facilities to expand its transmission system capacity, all as more fully set forth in the application which is on file with the Commission and open to public inspection. Notice of CIG's application was issued by the Commission January 18, 1972, and published in the FEDERAL REGISTER on January 26, 1972 (37 F.R. 1185). The notice set February 7, 1972, as the date by which any protests or petitions to intervene were to be filed.

Mountain Fuel Supply Co. (Mountain Fuel) timely filed a petition to intervene and for other relief, to the effect that any certificate issued in Docket No. CP72-170 not prejudice Mountain Fuel's 7(a) application in Docket No. CP72-5. A petition to intervene in support of CIG's application was timely filed jointly by Public Service Co. of Colorado, Western Slope Gas Co., the Pueblo Gas and Fuel Co., and Cheyenne Light, Fuel and Power Co. (PSC).

An untimely petition to intervene in support of CIG's application and in support of phasing the proceedings in Docket No. CP72-170 was filed by the city and county of Denver, Colo. (Denver) which receives all of its natural gas from CIG. Untimely petitions to intervene were also filed by Kansas-Nebraska Natural Gas Co., Inc. (Kansas-Nebraska), and Peoples Natural Gas Division of Northern Natural Gas Co. (Peoples), customers of CIG. The proceedings in Docket No. CP72-170 would not be delayed by the intervention of Denver, Kansas-Nebraska or Peoples at this time. Therefore good cause exists to permit their late intervention.

Notice of intervention was filed by the Public Utilities Commission of the State of Colorado (Colorado Commission).

¹ 56 Stat. 83 (1943); 15 U.S.C. 711 (f) (c).

On February 23, 1972, Mountain Fuel filed an amendment to its petition to intervene. Mountain Fuel requested consolidation of Docket No. CP72-170 with its section 7(a) application in Docket No. CP72-5 and formal hearing of the consolidated matters.

On March 16, 1972, CIG filed an answer in opposition to Mountain Fuel's amended petition. CIG averred that Mountain Fuel has no legitimate interest which would be affected by the Commission's action in Docket No. CP72-170 and that granting Mountain Fuel's request would unduly obstruct and delay the Commission's consideration of CIG's application.

An answer in opposition to Mountain Fuel's amended petition was also filed by PSC. Letters in protest to Mountain Fuel's requests and in support of CIG's application and answer were filed by the following:

City of Colorado Springs, Colo.
City of Trinidad, Colo.
The Colorado Commission.
Eastern Colorado Utility Co.
Greely Gas Co.

In light of Mountain Fuel's amended petition, CIG on March 11, 1972, filed a motion to phase the proceedings or in the alternative to issue a temporary certificate for the construction and operation of the facilities in Docket No. CP72-170. Citing the need to begin construction of the facilities contemplated in its section 7(c) application so that they can be ready for use during the 1972-73 heating season, CIG requested that the proceedings in Docket No. CP72-170 be separated into two phases. Phase I would be limited to the construction of the proposed facilities, while Phase II would cover operation and allocation of service. In the alternative CIG requested that a temporary certificate be granted authorizing construction and operation of the facilities.

On March 22, 1972, Mountain Fuel filed an answer in opposition to CIG's motion. Mountain Fuel asserted that the granting of a certificate to construct under Phase I in Docket No. CP72-170 would prejudice its rights regarding allocation of service in a Phase II of Docket No. CP72-170 and in its section 7(a) proceeding in Docket No. CP72-5. As for a temporary certificate, Mountain Fuel declared that no emergency was shown necessitating such a certificate.

Since Mountain Fuel is seeking in Docket No. CP72-5 an order directing CIG to deliver to it up to 30,000 Mcf per day of natural gas, it is appropriate that the allocation of service in Docket No. CP72-170 be considered together with Mountain Fuel's request for service in Docket No. CP72-5.

However, any allocation which may be deemed appropriate for Mountain Fuel in Docket No. CP72-5 would not affect CIG's alleged: (1) Need to expand its Fort Morgan Storage Field or (2) the two additional compressors required at its Mocane Compressor Station. The only facilities proposed in Docket No. CP72-170 which would be affected by any possible allocation to Mountain Fuel are the

38.6 miles of 24-inch pipeline looping along CIG's existing Wyoming main line and the 2,000 horsepower compressor unit at its Rawlins Compressor Station. These facilities would be located downstream of the proposed Mountain Fuel delivery point and upstream of CIG's market area. Thus, any allocation to Mountain Fuel would result in these facilities being underutilized to the extent of such allocation.

Therefore the public convenience and necessity require that the proceedings in Docket No. CP72-170 be separated into two phases. Under Phase I of Docket No. CP72-170 we grant CIG authorization to construct and test the facilities it has proposed for the Fort Morgan Storage Field area and for the Mocane Compressor Station in Oklahoma. Such authorization shall be conditioned upon CIG's continued reporting on the Fort Morgan Storage Field, as stipulated in paragraph (E) (5) of the Commission's order dated July 18, 1966, issued at Docket No. CP66-299.

Phase II of Docket No. CP72-170 shall pertain to: (1) the construction of the horsepower addition and pipeline looping proposed for Wyoming, (2) the operation of the facilities authorized in Phase I and at issue in Phase II, and (3) the allocation of service. Phase II of Docket No. CP72-170 shall be consolidated with Mountain Fuel's section 7(a) application in Docket No. CP72-5.

On February 28, 1972 CIG filed in Docket No. CP72-210 an application pursuant to section 7(c) of the Natural Gas Act² for a certificate of public convenience and necessity authorizing the construction and operation of facilities for the transportation and sale of natural gas to Stauffer Chemical Co. of Wyoming (Stauffer) and the exchange of natural gas with Kansas-Nebraska, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Notice of CIG's application in Docket No. CP72-210 was issued by the Commission March 7, 1972, and published in the FEDERAL REGISTER on March 15, 1972 (37 F.R. 5409). The notice set March 31, 1972, as the date by which any protests or petitions to intervene were to be filed.

Mountain Fuel timely filed a petition to intervene in which it also requested that Docket No. CP72-210 be consolidated with Docket No. CP72-5 and that a hearing be held on the consolidated matters.

Stauffer, PSC, and Citizens Utilities Co. filed untimely petitions to intervene. The proceedings in Docket No. CP72-210 would not be delayed by their interventions at this time. Therefore good cause exists to permit their late interventions.

Notice of intervention was filed by the Colorado Commission.

Stauffer is presently a natural gas customer of Mountain Fuel. Also CIG's ability to serve Stauffer may have some bearing on or be affected by a final decision in Docket No. CP72-5. Therefore it is appropriate that Docket Nos. CP72-210

and CP72-5 be consolidated and thus considered simultaneously.

The Commission orders:

(A) The proceedings in Docket No. CP72-170 shall be separated into two phases. Phase I shall cover the construction and testing of the facilities proposed for the Fort Morgan Storage Field area and for the Mocane Compressor Station in Oklahoma. Phase II shall cover: (1) The construction of the horsepower addition and pipeline looping proposed for Wyoming, (2) the operation of the facilities authorized in Phase I and at issue in Phase II, and (3) the allocation of service.

(B) Under Phase I of Docket No. CP72-170 a certificate of public convenience and necessity is hereby issued upon the terms and conditions of this order authorizing the applicant to construct and test the facilities proposed for the Fort Morgan Storage Field area and for the Mocane Compressor Station in Oklahoma in its application at Docket No. CP72-170.

(C) The certificate issued by paragraph (B) and the rights granted thereunder are conditioned upon applicant's continued reporting of conditions for the Fort Morgan Storage Field, as stipulated in paragraph (E) (5) of the Commission's order dated July 18, 1966, issued at Docket No. CP66-299.

(D) Phase II of Docket No. CP72-170 and Docket No. CP72-210 shall be consolidated with Docket No. CP72-5.

(E) The above-named petitioners are permitted to intervene in this proceeding as consolidated subject to the rules and regulations of the Commission: *Provided, however*, That the participation of such interveners shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene; *And provided further*, That the admission of such interveners shall not be construed as recognition by the Commission that they or any of them might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(F) Pursuant to the provision of § 2.62 (c) of the Commission's rules of practice and procedure, Colorado Interstate Gas Co. and Mountain Fuel Supply Co. shall promptly serve copies of their filings upon all interveners in this proceeding as consolidated, unless such service has already been effected pursuant to Part 156 or 157 of the regulations of the Natural Gas Act.

(G) Mountain Fuel Supply Co., applicant in Docket No. CP72-5, and Colorado Interstate Gas Co., applicant in Dockets Nos. CP72-170 and CP72-210, shall file with the Commission and serve on all parties and the Commission staff on or before June 2, 1972, case-in-chief evidence or supplements to previously filed case-in-chief evidence upon which they rely in support of their respective applications.

(H) Colorado Interstate Gas Co., respondent in Docket No. CP72-5, and all parties opposing applications shall file with the Commission and serve on all parties and the Commission staff on or

before June 13, 1972, evidence or supplements to previously submitted evidence upon which they rely in opposition to the applications.

(I) All interveners in support of any of the applications herein shall file with the Commission and serve on all parties and the Commission staff on or before June 2, 1972, any prepared testimony and exhibits they intend to offer in this proceeding.

(J) The order issued by the Commission on January 17, 1972, in Docket No. CP72-5, the Chief Examiner's order postponing dates issued February 4, 1972, and notices issued April 25 and May 11, 1972, are modified as ordered herein.

(K) Pursuant to the provision of § 1.18 of the Commission's rules of practice and procedure, a prehearing conference before a duly designated Presiding Examiner shall commence at 10 a.m., e.d.s.t., on June 26, 1972, in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C. 20426 for the purpose of effectuating the expeditious disposition of this proceeding. The purpose of such conference shall be to consider all matters at issue in the above dockets and to consider any and all matters which might contribute to an expeditious disposition of this proceeding. The applicants, the Commission staff, and all persons who have been permitted to intervene by the Commission shall be entitled to participate in the conference.

(L) 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 immediately following the conclusion of the afore-ordered prehearing conference in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C. 20426 concerning the matters involved in and the issues presented by Mountain Fuel Supply Co.'s application and Colorado Interstate Gas Co.'s applications as consolidated.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.72-8298 Filed 6-1-72; 8:46 am]

[Docket No. CP69-348]

EL PASO NATURAL GAS CO.

Notice of Petition To Amend

MAY 23, 1972.

Take notice that on May 4, 1972, El Paso Natural Gas Co. (petitioner), Post Office Box 1492, El Paso, TX 79978, filed in Docket No. CP69-348 a petition to amend the order of the Commission heretofore issued in said docket on March 13, 1970 (43 FPC 418) pursuant to section 7(c) of the Natural Gas Act so as to conform the authorized facilities with the facilities actually constructed, all as more fully set forth in the petition to amend which is on file with the Commission and open to public inspection.

² 56 Stat. 83 (1942); 15 U.S.C. 717f(c).

By the order issued March 13, 1970, petitioner was authorized to construct and operate certain mainline facility additions to its Southern Division System and deliver and sell an additional firm daily quantity of 200,000 Mcf of gas to Southern California Gas Co. and Southern Counties Gas Company of California. The principal facilities proposed to be constructed under this authorization consisted of an additional 51,840 mainline compressor horsepower, approximately 85.1 miles of 30-inch O.D. loop pipeline and minor metering facilities at a total estimated cost of \$34,795,165.

Petitioner states that engineering revaluations of the western segment of its Southern Division pipeline system indicated the need for facility flexibility to assure reliability of the system's operations during the summer and during times of repair, overhaul, or mechanical failure of its Wenden Compressor Station in Yuma County, Calif., the final compression point on the Southern Division System for gas delivered by the petitioner at the Arizona-California border. In order to assure this reliability, petitioner installed the following facilities instead of those authorized in the subject docket:

(1) A 12,000-horsepower gas turbine driven centrifugal compressor unit at the Bowie Compressor Station, Cochise County, Ariz., rather than a 9,300-horsepower unit;

(2) A 12,000-horsepower gas turbine driven centrifugal compressor unit, with necessary appurtenances, at the Oracle Compressor Station, Pinal County, Ariz., rather than a 9,300-horsepower unit; and

(3) Approximately 27.7 miles of 30-inch O.D. pipeline looping a segment of petitioner's Southern Division System between the Gila Compressor Station, Maricopa County, Ariz., and the Wenden Compressor Station.

Also, petitioner converted a spare 6,200-horsepower gas turbine driven unit at the Casa Grande Compressor Station, Pinal County, Ariz., to high-pressure transmission service, rather than install a 9,300-horsepower unit. Although the aforementioned section of loop pipeline was not authorized in the subject order, petitioner states that its installation was necessary due to the realignment of facilities described above.

In addition to the realignment of facilities discussed above, petitioner indicates that the following minor changes occurred in the facilities constructed under the instant project from those facilities authorized:

(1) A decrease of 0.2 mile in the actual length needed to construct the loop pipeline authorized between the Gila and Wenden Stations;

(2) A decrease of 2 miles in the actual length needed to construct the loop pipeline authorized between the Wenden Station and the Blyth delivery point on the Arizona-California border.

Petitioner states that the variations from the facilities originally authorized enabled it to save \$3,637,719 from the previously estimated cost of \$34,795,165.

Any person desiring to be heard or to make any protest with reference to said

petition to amend should on or before June 12, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

KENNETH F. PLUMB,
Secretary.

[FR Doc.72-8299 Filed 6-1-72;8:46 am]

[Docket No. CP72-260]

MICHIGAN WISCONSIN PIPE LINE CO.

Notice of Application

MAY 24, 1972.

Take notice that on May 15, 1972, Michigan Wisconsin Pipe Line Co. (applicant), 1 Woodward Avenue, Detroit, MI 48226, filed in Docket No. CP72-260 a budget-type application pursuant to section 7(c) of the Natural Gas Act, as implemented by §157.7(b) of the regulations under said Act, for a certificate of public convenience and necessity authorizing the construction, during the 12-month period commencing July 13, 1972, and operation of certain natural gas facilities to enable applicant to take into its pipeline system supplies of natural gas which will be purchased from producers in the general area of its existing pipeline system, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that the purpose of this budget-type application is to augment its ability to act with reasonable dispatch in contracting for and connecting to its pipeline system supplies of natural gas in various producing areas generally coextensive with said system.

The total cost of the proposed facilities will not exceed \$7 million, with no single offshore project costing in excess of \$1,750,000, and no single onshore project costing in excess of \$1 million. Applicant states that these costs will be financed from funds generated by normal operations.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 16, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make

the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.72-8300 Filed 6-1-72;8:46 am]

[Docket No. CP72-261]

MISSISSIPPI RIVER TRANSMISSION CORP.

Notice of Application

MAY 24, 1972.

Take notice that on May 15, 1972, Mississippi River Transmission Corp. (applicant), 9900 Clayton Road, St. Louis, MO 63124, filed in Docket No. CP72-261 an application pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon certain natural gas facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to abandon its Waterloo Gas Storage Field and related facilities (the field). The field is located in Monroe County, Ill., approximately 2 miles east of applicant's Main Line No. 2. Applicant states that the facilities to be abandoned include approximately 1.7 miles of 6-inch pipe and 1.7 miles of 12-inch pipe connecting the field gathering system to Main Line No. 2, together with approximately 2.5 miles of 3- to 6-inch gathering lines; wells; two 225-horsepower compressor units; liquid separators, pressure regulating and metering equipment; and other incidental facilities.

Applicant states that the field has only limited capacity and that with the development and use of other larger and more efficient storage areas by applicant, the prior usefulness of the Waterloo Field has been eliminated.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 16,

1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 and 1.10) and the regulations under the Natural Gas Act (18 CFR 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 permission and approval of 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 to be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.72-8301 Filed 6-1-72;8:46 am]

[Docket No. CP72-259]

SOUTHERN NATURAL GAS CO.

Notice of Application

MAY 24, 1972.

Take notice that on May 10, 1972, Southern Natural Gas Co. (applicant), Post Office Box 2563, Birmingham, AL 35202, filed in Docket No. CP72-259 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing applicant to sell natural gas to Sea Robin Pipeline Co. (Sea Robin), all as more fully set forth in the application which is on file with the Commission and open to the public inspection.

Applicant seeks authorization to sell natural gas to Sea Robin from the north half of Ship Shoal Block 225, offshore Louisiana, pursuant to a contract between the parties dated April 27, 1972. Said contract provides for the sale and delivery to Sea Robin of applicant's interest in the natural gas produced from the subject area. Applicant states that all gas to be sold will be delivered to Sea Robin initially at two production platforms constructed by it in Ship Shoal Block 225. Applicant indicates that it is filing the contract as Gas Rate Schedule No. F-12

to its FPC Gas Tariff, Original Volume No. 3, and that the proposed initial price for all gas delivered under the contract is 35 cents per Mcf at 15.025 p.s.i.a.

Any person desiring to be heard or to make any protest with reference to said application should on or before June 16, 1972, 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 proceedings. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required 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.

Upon the procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant to appear or to be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.72-8302 Filed 6-1-72;8:46 am]

[Project No. 2131]

WISCONSIN MICHIGAN POWER CO.

Notice of Application for New License for Constructed Project

MAY 24, 1972.

Public notice is hereby given that application for new license has been filed under the Federal Power Act (16 U.S.C. 791a-825r) by the Wisconsin Michigan Power Co. (correspondence to Mr. John K. Babbitt, Vice President and General Manager, Wisconsin Michigan Power Co., 807 South Oneida Street, Appleton, WI 54911) for Project No. 2131, located on the Menominee River, in Dickinson County, Mich., and Florence County, Wis., near the city of Kingsford. The project affects a navigable water of the United States and lands of the United States.

The Kingsford Project No. 2131 consists of the following: (1) A concrete gravity-type dam approximately 849 feet long and 35 feet high, comprised of a

spillway section containing 10 tailwater gates each 20 feet wide by 14 feet high, a powerhouse intake section, a sluiceway section, and two sections of earth embankments; (2) a reservoir with an area of approximately 595 acres; (3) a powerhouse containing three generating units each rated at 2,400 kw; and (4) appurtenant facilities.

According to the application: (1) The estimated net investment as of June 30, 1971, is \$900,000; (2) the estimated severance damages in the event of "take-over" are \$240,000; and (3) the annual taxes paid to Federal, State, and local governments are estimated to be about \$85,000.

The recreational features of the project area include a 595-acre reservoir with 21 miles of the shoreline and 1,645 acres of shoreland, suitable for wilderness camping, picnicking, fishing, swimming, boating, hunting, ice fishing, and snowmobiling. Applicant has granted several agreements to State and local governments for development of recreational areas, including facilities for swimming, picnicking, and boat launching. Private development with cabins and a camping area has increased the available recreational facilities.

Any person desiring to be heard or to make any protest with reference to said application should on or before July 21, 1972, file with the Federal Power Commission 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 the 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.72-8303 Filed 6-1-72;8:46 am]

[Docket No. CP72-265]

OKLAHOMA NATURAL GAS STORAGE CO.

Notice of Application

MAY 30, 1972.

Take notice that on May 10, 1972, Oklahoma Natural Gas Storage Co. (applicant), 624 South Boston Avenue, Tulsa, OK 74119, filed in Docket No. CP72-265 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale in place of natural gas for resale to Natural Gas Pipeline Company of America (Natural) in the Sayre, Okla., Storage Field, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant and Natural jointly use the Sayre Storage Field for the storage of

natural gas. By order issued December 18, 1970, in Docket No. CP64-150, et al., 44 FPC 1597, the Commission removed limitations imposed by orders accompanying Opinion No. 480, 34 FPC 1258, and Opinion No. 480-A, 35 FPC 189, on the volumes of gas which applicant could retain in the Sayre Storage Field without being subjected to the jurisdiction of the Commission. By order issued February 16, 1971, in Docket No. CP64-150, et al., 45 FPC 258, the Commission vacated the provisions of the December 18, 1970, order and provided that applicant's storage balances should be reduced so that by the end of the ninth year of operation they would not exceed 6 million Mcf in the field.

Applicant states that it has been unable to sell during the past winter season the volume of gas necessary to reduce in an orderly manner its stored volume to the 6 million-Mcf level by the end of the ninth year and that as a result thereof it has 2,544,601 Mcf of gas available for sale in the field to Natural. Applicant states that the sale would be mutually beneficial in that it would eliminate the cost of withdrawal and transmission of the gas to applicant's sole customer, Oklahoma Natural Gas Co., for resale in Oklahoma and that it would eliminate Natural's need to purchase this volume of gas for transportation and injection into storage. Applicant proposes to sell gas to Natural at 35 cents per Mcf. Applicant estimates that the sale can be consummated within 20 days from the date of authorization.

It appears reasonable and consistent with the public interest in this case to prescribe a period shorter than 15 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to make any protest with reference to said application should on or before June 9, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a peti-

tion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.72-8334 Filed 6-1-72; 8:49 am]

[Docket No. CP71-68, etc.]

COLUMBIA LNG CORP. ET AL.

Notice of Availability of Final Environmental Statement for Inspection

MAY 30, 1972.

Notice is hereby given that on May 31, 1972, a final environmental impact statement pursuant to section 9 of the guidelines of the Council on Environmental Quality (36 F.R. 7724, April 23, 1971) was placed in the public files of the Federal Power Commission. This statement deals with the proceeding of Columbia LNG Corp., et al. for application under section 3 of Liquefied Natural Gas and under section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of facilities.

The final environmental impact statement has been prepared as part of the Presiding Examiner's Initial Decision in the proceeding of the Columbia LNG Corp., Consolidated System LNG Co., Southern Energy Co., and the Southern Natural Gas Co. before the FPC concerning: (1) A proposed LNG terminal facility, approximately 6,000-foot unloading pier and docking area at Cove Point, Md., and 82.6 miles of 36-inch pipeline from there to Loudoun County, Va.; (2) a total of approximately 190.2 miles of 30-inch gas pipeline from Loudoun County, Va., to Clinton County, Pa., with compressor facilities; (3) a proposed LNG terminal facility and ship-turning basin at Elba Island in the Savannah River, Ga., and (4) a total of approximately 13.25 miles of dual 30-inch pipeline and approximately 104.65 miles of 20-inch pipeline with ancillary facilities from Elba Island to the Wrens compressor station.

The final impact statement is included in the Presiding Examiner's Initial Decision (pp. 94-126), dated May 22, 1972, and is available for public inspection in the Commission's Office of Public Information, Room 2523, General Accounting Office, 441 G Street NW., Washington, DC. Copies will be available from the National Technical Information Service, Department of Commerce, Springfield, Va. 22151.

KENNETH F. PLUMB,
Secretary.

[FR Doc.72-8359 Filed 6-1-72; 8:51 am]

[Docket No. CI72-754]

SHELL OIL CO.

Notice of Application

MAY 31, 1972.

Take notice that on May 22, 1972, Shell Oil Co. (applicant), Post Office Box 2463, Houston, TX 77001, filed in Docket No. CI72-754 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale for resale of natural gas in interstate commerce produced offshore Louisiana to Natural Gas Pipeline Company of America (Natural) and the delivery of said gas for the account of Natural to Michigan Wisconsin Pipe Line Co. (Michigan Wisconsin), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that it is constructing a crude oil gathering line, capable of two-phase operation, offshore Louisiana from Eugene Island Block 331 to Eugene Island Block 259; that prior to the construction of said line there will be no gas pipeline to Block 331; that applicant expects to have available up to and, at times, possibly in excess of, 25,000 Mcf of gas per day available for delivery to Michigan Wisconsin for the account of Natural; and that there will be no available capacity in the gathering line after October 1, 1974. Applicant proposes to sell gas to Natural until October 1, 1974, at 35 cents per Mcf at 15.025 p.s.i.a. within the contemplation of § 2.70 of the Commission's general policy and interpretations (18 CFR 2.70).

It appears reasonable and consistent with the public interest in this case to prescribe a period shorter than 15 days for the filing of protests and petitions to intervene. Therefore, any person desiring to be heard or to make any protest with reference to said application should on or before June 9, 1972, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's rules.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to

intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.72-8358 Filed 6-1-72;8:51 am]

FEDERAL RESERVE SYSTEM

AMERICAN SECURITY AND TRUST CO. AND AMERICAN SECURITY CORP.

Notice of Prehearing Conference

In the matter of American Security and Trust Co. and American Security Corp.: Investigation under the Bank Holding Company Act of 1956 and Board Regulation Y (12 CFR Part 225).

On May 23, 1972, there appeared in the FEDERAL REGISTER (37 F.R. 10479) a notice that the Board of Governors has ordered a hearing to explore whether American Security and Trust Co. or American Security Corp. has violated the Bank Holding Company Act of 1956, and that the undersigned has been designated Hearing Examiner to conduct the proceedings. The notice provided that any person desiring to give testimony, present evidence, or otherwise participate in the proceedings (interested person) should file a written request with the Secretary of the Board on or before June 1, 1972.

A prehearing conference will be held on Friday, June 16, 1972, at 10 a.m., at the Board's building (Room 1202), 20th Street and Constitution Avenue NW., Washington, D.C. Interested persons or their counsel who have indicated their intention to participate in the proceedings should appear at the conference.

Interested persons are requested to prepare and to serve by June 7, 1972, the following items:

- (1) A written statement of proposed issues and subissues including proposed remedies, if any.
- (2) A statement of each interested person's position with respect to such issues.
- (3) A statement briefly describing the evidence the interested person proposes to present at the hearing, relating such evidence to each of the issues and subissues.
- (4) A statement of points and authorities in support of the interested person's position on each issue.

Interested persons will be expected to be prepared to discuss all problems involved in the proceeding, both procedural and substantive, and to be authorized to make commitments with respect thereto. Such preparation should include advance study of all relevant material. Among

specific items to be considered are: Who should be admitted as parties; stipulations as to facts; requests for information; future procedural dates, including dates for trial briefs, service of exhibits, and the hearing; whether direct testimony should be served in writing beforehand with the witnesses prepared to adopt it when they take the stand; authentication of documents; service list.

A proposed set of special rules of practice to govern the hearing may be obtained from the Secretary of the Board. Interested persons should be prepared to discuss these at the hearing.

Until further notice, service of documents shall be made on the following:

- (1) Secretary of the Board of Governors of the Federal Reserve System, Washington, D.C. 20551.
- (2) Seymour Wenner, Chief Hearing Examiner, Postal Rate Commission, 2000 L Street NW., Washington, D.C. 20268.
- (3) Mr. Robert C. Baker, American Security and Trust Co./American Security Corp., 15th and Pennsylvania Avenue NW., Washington, DC 20013.
- (4) Mr. L. A. Jennings, the Riggs National Bank, 1503 Pennsylvania Avenue NW., Washington, D.C. 20013.

Dated this 30th day of May 1972,
Washington, D.C.

SEYMOUR WENNER,
Hearing Examiner.

[FR Doc.72-8347 Filed 6-1-72;8:49 am]

SOUTHWEST BANCSHARES, INC.

Order Approving Acquisition of Bank

Southwest Bancshares, Inc., Houston, Tex., a bank holding company within the meaning of the Bank Holding Company Act, has applied for the Board's approval, under section 3(a)(3) of the Act (12 U.S.C. 1842(a)(3)), to acquire 100 percent of the voting shares (less directors' qualifying shares) of the successor by merger to Continental National Bank of Fort Worth, Fort Worth, Tex. (Bank).

The bank into which Bank is to be merged has no significance except as a means to facilitate the acquisition of the voting shares of Bank. Accordingly, the proposed acquisition of the successor organization is treated herein as the proposed acquisition of the shares of Bank.

Notice of receipt of the application has been given in accordance with section 3(b) of the Act, and the time for filing comments and views has expired. The Board has considered the application and all comments received in the light of the factors set forth in section 3(c) of the Act (12 U.S.C. 1842(c)) and finds that:

Applicant, the third largest bank holding company and the fifth largest banking organization in Texas has four subsidiary banks with aggregate deposits of approximately \$688 million representing 2.6 percent of total commercial bank de-

posits in the State.¹ (All banking data are as of June 30, 1971, and reflect holding company formations and acquisitions approved through January 31, 1972.) Consummation of the proposal herein would increase applicant's share of commercial bank deposits in the State by 0.7 percentage points and applicant's rank in the State would be unchanged. The proposed acquisition represents applicant's initial entry into the Fort Worth banking market.

Bank (\$182.2 million of deposits) has one office located in downtown Fort Worth, is the third largest of 44 banks serving the Fort Worth banking market, and controls 10.2 percent of total deposits in that market. However, its share of IPC deposits is less than 8 percent of total market deposits because its share of deposits of banks and State and local governments are disproportionately large. These deposits amount to nearly 40 percent of Bank's total deposits. The two largest banks in the Fort Worth market, each of which is a subsidiary bank of a bank holding company, in the aggregate control over 50 percent of total bank deposits in that area.

Applicant's subsidiary closest to Bank is located in Longview, Tex., approximately 160 miles southeast of Bank. It appears that no competition between Bank and any of applicant's subsidiaries would be eliminated by the proposed acquisition. The competitive effect of the proposed acquisition on the smaller, predominantly retail suburban banks in the Fort Worth area is not likely to be significant, particularly in view of the size disparity and banking service distinctions existing between these smaller banks and the three largest banks in the market. Moreover, the record shows a presently existing extensive common ownership between shareholders of Bank and three smaller banks in the Fort Worth market. Approval of the applicant's proposal will so dilute the degree of common ownership ties between Bank and these other banks as to insure complete disaffiliation since shareholders presently controlling approximately 50 percent of Bank's outstanding shares and shares in these other banks will relinquish control of Bank in exchange for 5.6 percent shareholding in applicant. This aspect of applicant's proposal should have a procompetitive effect.

Consummation of applicant's proposal should strengthen Bank's competitive position as a more effective alternative to the two large banks for customers

¹ Applicant controls substantially all the stock of three Texas banks: Bank of the Southwest, Houston; Village National Bank, Houston; and First National Bank of Longview, Longview, Tex. With respect to other banks located in the Houston banking market, applicant holds approximately 34 percent of the voting shares of South Park National Bank, and has minority interests of between 14 and 20 percent in four banks whose aggregate deposits as of June 30, 1971, were approximately \$102 million. Applicant's minority interest of 24.7 percent in Kilgore National Bank, Kilgore, Tex., is expected to be liquidated.

requiring wholesale banking services in the Fort Worth-Dallas area. The Board has considered the possibility that applicant could enter the Fort Worth market either through acquisition of a smaller bank or de novo, and the fact that consummation of applicant's proposal would eliminate Bank as a potential lead bank of a new bank holding company. Although these considerations, which have been noted by the Department of Justice, are negative possibilities of the proposal, they are conjectural relative to the positive advantage noted above. Management of the Bank apparently has explored the possibility of forming a holding company on its own but abandoned the plan as not being feasible and it appears unlikely that applicant would enter the market de novo or through one of the smaller banks in the area.

Convenience and needs considerations are consistent with and lend some weight toward approval. To the extent that Bank will be able, as a result of applicant's assistance, to provide services to the community presently provided only by the two largest banks in the area, consummation of the proposal promises improved service for the community's needs and convenience.

On the basis of the record, the application is approved for the reasons summarized above.¹ The transaction shall not be consummated (a) before the 30th day following the effective date of this order, or (b) later than 3 months after the effective date of this order, unless such period is extended for good cause by the Board, or by the Federal Reserve Bank of Dallas pursuant to delegated authority.

By order of the Board of Governors,²
effective May 24, 1972.

[SEAL] TYNAN SMITH,
Secretary of the Board.

[FR Doc. 72-8296 Filed 6-1-72; 8:46 am]

GENERAL SERVICES ADMINISTRATION

[Federal Property Management Reg.,
Temporary Reg. E-17, Supp. 2]

REQUIREMENTS TYPE CONTRACTS FOR PUNCHED CARD ACCOUNTING MACHINES (PCAM)

To: Heads of Federal Agencies.

1. *Purpose.* This supplement (1) extends the expiration date of Temporary

¹ Dissenting statements of Governors Robertson and Brimmer filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551, or to the Federal Reserve Bank of Dallas.

² Voting for this action: Chairman Burns and Governors Mitchell, Daane, and Sheehan. Voting against this action: Governors Robertson and Brimmer. Absent and not voting: Governor Maisel.

Regulation E-17 and (2) provides revised paragraphs 5 and 7 of the temporary regulation.

2. *Effective date.* This regulation is effective upon publication in the *FEDERAL REGISTER* (6-2-72).

3. *Expiration date.* This regulation expires June 30, 1973, unless sooner superseded or canceled.

4. *Background.* In order to clarify the intent of Temporary Regulation E-17, this supplement 2 provides revised language that stipulates use of the GSA requirements type contracts (after consideration of the other factors contained in the temporary regulation) whenever it has been determined by the ordering agency that the types, models, and features available from such contracts are the types, models, and features that are required.

5. *Explanation of changes.* a. The expiration date contained in paragraph 3 of Temporary Regulation E-17 is revised to June 30, 1973.

b. Paragraphs 5 and 7 of Temporary Regulation E-17 are superseded by revised paragraphs 5 and 7, respectively, which read as follows:

5. *Mandatory use.* The provisions of GSA requirements type contracts shall be complied with in the acquisition of PCAM of the types and models and associated features covered by the contracts unless specifically exempted by GSA or by the exceptions listed in paragraph 8, below. The contracts (which contain provisions for their use) are the first source of supply for those types and models and features listed for replacement of installed leased PCAM or for new leases of PCAM where it has been determined by the ordering agency that those types and models and features are the types and models and features that are required. Ordering offices shall review the detailed procedures in the contracts for placing purchase orders and for the ranking of contractors before selecting a contractor or placing a purchase/delivery order. Ordering offices shall contact each contractor offering the machine(s) needed by telephone on a machine-by-machine basis, starting with the contractor offering the machine(s) at the lowest price and progressing to the next higher price until the contractor who can supply the machine(s) is located. The purchase/delivery order shall be issued to that source.

7. *New leases for PCAM.* New leases for PCAM shall be filled from the GSA requirements type contracts for PCAM unless excepted in paragraph 8, below, whenever it has been determined by the ordering agency that the types and models and associated features available from such contracts are the types and models and features that are required.

Dated: May 25, 1972.

HAROLD S. TRIMMER, JR.,
Acting Administrator
of General Services.

[FR Doc. 72-8311 Filed 6-1-72; 8:48 am]

SECURITIES AND EXCHANGE COMMISSION

[Files Nos. 24C-3417, 24C-3431]

CREATIVE INSTITUTIONAL ADVISORS

Order Temporarily Suspending Exemption, Statement of Reasons Therefor, and Notice of Opportunity for Hearing

MAY 25, 1972.

I. Creative Institutional Advisors (Issuer), a partnership organized in the State of Illinois on September 1, 1970, filed with the Chicago Regional Office on February 29, 1972, a notification on Form 1-A, and an offering circular pertaining to a proposed offering of 700 limited partnership interests at \$500 per interest, and an offer to reacquire an additional 300 limited partnership interests at \$500 per partnership interest for an aggregate offering price of \$500,000 (24C-3417). On March 23, 1972, a letter was received from the Issuer requesting that the above notification on Form 1-A and the offering circular be withdrawn.

Subsequently, the Issuer filed with the Chicago Regional Office on March 30, 1972, a notification on Form 1-A, an offering circular and exhibits pertaining to a proposed offering of 700 limited partnership interests at \$500 per interest, and an offer to reacquire an additional 300 limited partnership interests at \$500 per partnership interest for an aggregate price of \$500,000 (24C-3431).

Both filings were made for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, pursuant to the provisions of section 3(b) thereof and Regulation A promulgated thereunder.

II. The Commission has reason to believe from information reported to it by the staff that:

A. The Issuer's offering circular filed on February 29, 1972, contains untrue statements of material facts and omits to state material facts necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading, including, but not limited to the following:

1. The Issuer's failure to file a copy of its limited partnership agreement with the proper state authorities, thereby rendering each investor a general partner;

2. The Issuer's inability to reacquire the limited partnership interests subject to its offer of rescission, unless additional shares are sold in its offering;

3. The contingent liability arising from the sale of the Issuer's limited partnership interests in violation of sections 5 and 17 of the Securities Act of 1933;

4. The liability arising from the sale of the Issuer's limited partnership interests without compliance with the various "blue sky" laws of the States in which such interests were sold;

5. The entry of a temporary injunction by the Illinois Circuit Court enjoining the Issuer from further sales of its limited partnership interests in violation of the Illinois securities laws and the Issuer's sale of such interests in violation of that injunction; and

6. The substantial competition in the field in which the Issuer proposes to engage.

B. The terms and conditions of Regulation A have not been complied with in connection with the Issuer's notification filed on February 29, 1972, in that:

1. The Issuer failed to name Tony Kahn as an affiliate;

2. The Issuer failed to name its promoters;

3. The Issuer failed to disclose the entry of an injunction of the type specified in Rule 252(c) (4);

4. The Issuer failed to disclose, in Item 9 of the notification, sales of its unregistered limited partnership interests made within 1 year of its filing; and

5. The Issuer sold at least two of its limited partnership interests subsequent to its filing under Regulation A and prior to its requested withdrawal.

C. The exemption under Regulation A was not available to the Issuer for its filing made on February 29, 1972, by reason of the fact that it was subject to an injunction of the type specified in Rule 252(c) (4).

D. The Issuers' offering circular filed on March 30, 1972, contains untrue statements of material facts and omits to state material facts necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, including, but not limited to the following:

1. The Issuer's failure to file a copy of its limited partnership agreement with the proper State authorities, thereby rendering each investor a general partner;

2. The entry of a permanent injunction against the Issuer enjoining it from further sales of its limited partnership interests in violation of the Illinois securities laws; and

3. Sales of the Issuer's limited partnership interests in violation of the temporary injunction entered on January 31, 1972, enjoining it from further sales of its limited partnership interests in violation of the Illinois securities laws.

E. The terms and conditions of Regulation A have not been complied with in connection with the Issuer's notification filed on March 30, 1972, in that:

1. The Issuer failed to name Tony Kahn as an affiliate; and

2. The Issuer failed to name its promoters.

F. The exemption under Regulation A was not available to the Issuer for its filing made on March 30, 1972, by reason of the fact that it was subject to an injunction of the type specified in Rule 252(c) (4).

G. The offering pursuant to File No. 24C-3417 was made in violation of section 17 of the Securities Act of 1933 and the offering pursuant to File No. 24C-3431, if made, would be in violation of section 17 of the Securities Act of 1933.

III. It appearing to the Commission that it is in the public interest and for the protection of investors that the exemption of the Issuer under Regulation A be temporarily suspended.

It is ordered, Pursuant to Rule 261(a) of the general rules and regulations under the Securities Act of 1933, as amended, that the exemption of the Issuer under Regulation A be, and it hereby is, temporarily suspended.

It is further ordered, Pursuant to Rule 7 of the Commission's rules of practice, that the Issuer file an answer to the allegations contained in this order within 30 days of the entry thereof.

Notice is hereby given that any person having an interest in the matter may file with the Secretary of the Commission a written request for hearing within 30 days after the entry of this order; that within 20 days after receipt of such request, the Commission will, or at any time upon its own motion may, set the matter down for hearing at a place to be designated by the Commission for the purpose of determining whether this order of suspension should be vacated or made permanent, without prejudice, however, to the consideration and presentation of additional matters at the hearing; and if no hearing is requested, and none is ordered by the Commission, this order shall become permanent on the 30th day after its entry and shall remain in effect unless, or until, it is modified or vacated by the Commission; and that notice of the time and place for such hearing will be promptly given by the Commission.

By the Commission.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc. 72-8315 Filed 6-1-72; 8:47 am]

[70-4755]

NORTHEAST UTILITIES ET AL.

Notice of Post-Effective Amendment Regarding Increase in Authorized Amount of Subordinated Notes and Extension of Time to Complete Permanent Financing

MAY 26, 1972.

Notice is hereby given that Northeast Utilities (Northeast), Post Office Box 270, Hartford, CT 06101, a registered holding company, and the Connecticut Light & Power Co. (CL&P), the Hartford Electric Light Co. (HELCO) and Western Massachusetts Electric Co. (WMECO), each an electric-utility subsidiary company of Northeast, and the Millstone Point Co. (Millstone, a subsidiary company of Northeast, have filed with this Commission a seventh post-effective amendment to the application-declaration in this proceeding pursuant to the Public Utility Holding Company Act of 1935 (Act, designating sections 6(a), 7, 9(a), and 10 thereof as applicable to the proposed transactions. All interested persons are referred to the amended application-declaration, which is summarized

below, for a complete statement of the proposed transactions.

By order dated June 2, 1969 (Holding Company Act Release No. 16389), the Commission, among other things, authorized the transfer and assignment by CL&P, HELCO, and WMECO of their respective interests in a nuclear fuel contract to Millstone pursuant to an interfective amendments to the application-declaration the companies proposed to amend their interim agreement so as to extend the period for the completion by Millstone of satisfactory permanent financing arrangements to July 2, 1972, and to increase the maximum amount of short-term subordinated notes to Northeast from \$2,750,000 to \$5 million. The application-declaration as so amended was granted by supplemental orders of the Commission dated March 2, 1970, June 1, 1970, December 29, 1970, May 7, 1971, and November 3, 1971. (Holding Company Act Release Nos. 16625, 16742, 16948, 17124, and 17343.)

The companies now request that the maximum amount of short-term subordinated notes to be issued and sold to Northeast as previously authorized by the Commission be increased from \$5 million to \$12,500,000, and that the period for the completion by Millstone of satisfactory permanent financing arrangements be extended to October 2, 1972. In all other respects the transactions remain unchanged.

No State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than June 13, 1972, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said post-effective amendment to the application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the applicants-declarants at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application-declaration, as now amended or as it may be further amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc.72-8316 Filed 6-1-72; 8:47 am]

[812-2691]

NEW YORK LIFE FUND, INC.

Notice of Filing of Application for Modification of an Order of Temporary Exemption

MAY 26, 1972.

Notice is hereby given that New York Life Fund, Inc. (Fund), 372 Park Avenue South, New York, NY 10010, a diversified open-end management investment company registered under the Investment Company Act of 1940 (Act), has filed an application pursuant to section 6(c) of the Act for modification of an order (1971 Order) issued by the Commission on April 30, 1971 (Investment Company Act Release No. 6499), which exempted the Fund from, among other things, the provisions of sections 15(a), 16(a), and 32(a) of the Act, to the extent necessary to permit the Fund's investment adviser, directors and independent public accountant to act as such, without the approval of the shareholders of the Fund, until the first meeting of the shareholders of the Fund following the effective date of its registration statement: *Provided*, That such meeting takes place within 1 year after such effective date. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein which are summarized below.

The Fund was incorporated in the State of New York on December 24, 1969. Shares of the Fund are to be sold at net asset value to separate accounts established by New York Life Insurance Co. (New York Life) for individual variable annuity contracts sold by New York Life. On April 30, 1971, registration statements under the Securities Act of 1933 concerning variable annuity contracts to be offered in connection with New York Life Separate Account N and New York Life Separate Account Q (the "Separate Accounts"), and a registration statement covering shares of the Fund, were declared effective by the Commission.

To facilitate the organization of the Fund, the Separate Accounts had, on March 16, 1971, purchased 20,000 shares of the Fund for \$200,000. No variable annuity contracts have been offered or sold in connection with the Separate Accounts since such variable annuity contracts were registered. At the present time, therefore, there are no public holders of such variable annuity contracts and no public shareholders of the Fund. However, both the Fund and the Separate Accounts have filed posteffective amendments to their registration statements in anticipation of the offering of variable annuity contracts to the public in the near future.

Sections 15(a), 16(a), and 32(a) of the Act, in substance, require an investment advisory agreement to be initially approved by a vote of a majority of the outstanding voting securities of a fund, shareholder election of the directors of a fund, and shareholder ratification of the selection of an independent public accountant for a fund.

Since there are not, as yet, any public holders of any variable annuity contracts as such of the Separate Accounts, and therefore no public shareholders of the Fund, the Fund requests that the 1971 Order be modified to provide that the Fund shall be exempt from the provisions of sections 15(a), 16(a), and 32(a) of the Act, to the extent necessary, to permit the investment adviser, the directors, and the independent public accountant of the Fund to act as such, without the approval of the shareholders of the Fund, until the first meeting of the shareholders of the Fund following the effective date of posteffective amendment No. 1 to the Fund's registration statement: *Provided*, That such meeting shall take place within 1 year, after such effective date, unless the time for holding such meeting shall be extended by the Commission upon written request showing good cause.

Section 6(c) of the Act authorizes the Commission to exempt any person, security, or transaction, or any class or classes of persons, securities, or transactions from the provisions of the Act and rules promulgated thereunder if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than June 16, 1972, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the applicant (Fund) at the address stated above. Proof of such service (by affidavit or in the case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive notice

of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc.72-8317 Filed 6-1-72; 8:48 am]

[811-1318]

YORK FUND, INC.

Notice of Application for Order Declaring Company Has Ceased to be Investment Company

MAY 26, 1972.

Notice is hereby given that the York Fund, Inc. (Applicant), 20 Exchange Place, New York, NY 10005, a Maryland corporation registered as a nondiversified, open-end management investment company under the Investment Company Act of 1940 (Act), has filed an application pursuant to section 8(f) of the Act for an order of the Commission declaring that Applicant has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations as set forth therein, which are summarized below.

Applicant was organized in Maryland on December 22, 1965, and filed a notification of registration on Form N-8A with the Commission on December 21, 1965. On April 20, 1967, a meeting of shareholders was held and a Plan of Complete Liquidation (the Plan) was adopted by unanimous vote. Applicant has not effected any transactions in securities subsequent to the adoption of the Plan except for the purposes of effecting the Plan pursuant to an offer of settlement accepted by the Commission on May 23, 1967 (Securities Exchange Act Release No. 8083). By October 1, 1967, Applicant had completely liquidated and distributed all of its assets to its sole stockholder, The Fund of Funds, Ltd., which also assumed all of Applicant's existing or future liabilities.

Section 8(f) of the Act provides, in pertinent part, that when the Commission, upon application finds that a registered investment company has ceased to be an investment company, it shall so declare by order, and upon the taking effect of such order the registration of such company shall cease to be in effect.

Notice is further given that any interested person may, not later than June 21, 1972, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of

such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit or in case of attorney at law by certificate) shall be filed contemporaneously with the request. At any time later than said date as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in such application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc. 72-8318 Filed 6-1-72; 8:48 am]

[File No. 500-1]

TOPPER CORP.

Order Suspending Trading

MAY 25, 1972.

The common stock, \$1 par value, of Topper Corp. being traded on the American Stock Exchange, pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Topper Corp. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchanges and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 19(a)(4) and 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities on the above-mentioned exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period May 29, 1972, through June 7, 1972.

By the Commission.

[SEAL] RONALD F. HUNT,
Secretary.

[FR Doc. 72-8319 Filed 6-1-72; 8:48 am]

DEPARTMENT OF LABOR

Office of the Secretary

GENERAL INSTRUMENT CORP.

Notice of Certification of Eligibility of Workers To Apply for Adjustment Assistance

Under date of April 18, 1972, the U.S. Tariff Commission made a report of the

results of its investigation (TEA-W-132) under section 301(c)(2) of the Trade Expansion Act of 1962 (76 Stat. 884) in response to a petition for determination of eligibility to apply for adjustment assistance submitted on behalf of workers of General Instrument Corp.'s Joliet, Ill., plant. In this report, the Commission found that articles like or directly competitive with the auto radio tuners of the type produced by the Joliet plant of General Instrument Corp. are, as a result in major part of concessions granted under trade agreements, being imported into the United States in such increased quantities as to cause, or threaten to cause, the unemployment or underemployment of a significant number or proportion of the workers of such plant.

Upon receipt of the Tariff Commission's affirmative finding, the Department, through the Director of Foreign Economic Policy, Bureau of International Labor Affairs, instituted an investigation. Following this, the Acting Director made a recommendation to me relating to the matter of certification (notice of delegation of authority and notice of investigation, 34 F.R. 18342; 37 F.R. 2472, 8138; 29 CFR Part 90). In the recommendation she noted that imports of products like or directly competitive with the auto radio tuners of the type produced by the Joliet plant of General Instrument Corp. had increased substantially following the company's opening, in 1967, of Canadian facilities producing auto radio tuners, most of which are being imported into the United States under the terms of the United States-Canadian Auto Agreement. Employment levels at the Joliet plant dropped from December 1967 on as the company increasingly shifted production to its Canadian facility. Production at Joliet had halted in May 1971, and the plant closed in June 1971. After due consideration, I make the following certification:

All employees of General Instrument Corp.'s Joliet, Ill., plant, who became or will become unemployed or underemployed after December 2, 1967, are eligible to apply for adjustment assistance under title III, chapter 3, of the Trade Expansion Act of 1962.

Signed at Washington, D.C., this 19th day of May 1972.

EDWARD B. PERSONS,
Associate Deputy Under Secretary for International Affairs.

[FR Doc. 72-8314 Filed 6-1-72; 8:47 am]

INTERSTATE COMMERCE COMMISSION

ASSIGNMENT OF HEARINGS

MAY 30, 1972.

Cases assigned for hearing, postponement, cancellation, or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as

presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 95540 Sub 825, Watkins Motor Lines, Inc., now being assigned hearing July 24, 1972 (2 days), at Denver, Colo., in a hearing room to be later designated.

MC 114273 Sub 110, Cedar Rapids Steel Transportation, Inc., now being assigned hearing August 1, 1972 (1 day), at Kansas City, Mo., in a hearing room to be later designated.

MC 119493 Sub 88, Monkem Co., Inc., now being assigned hearing August 3, 1972 (2 days), at Kansas City, Mo., in a hearing room to be later designated.

MC 119493 Sub 89, Monkem Co., Inc., now being assigned hearing August 2, 1972 (1 day), at Kansas City, Mo., in a hearing room to be later designated.

MC 128273 Sub 123, Midwestern Express, Inc., now being assigned hearing July 31, 1972 (1 day), at Kansas City, Mo., in a hearing room to be later designated.

MC 134113 Sub 6, Hi-Ball Trucking, Inc., now being assigned hearing July 26, 1972 (3 days), at Denver, Colo., in a hearing room to be later designated.

MC 1872 Sub 76, Ashworth Transfer, Inc., and MC 43716 Sub 28, Bigge Drayage Co., now being assigned continued hearing on July 17, 1972, in room 240-241, Hotel Utah, Main Street and South Temple Street, Salt Lake City, Utah (1 week).

FD 26747, Baltimore & Ohio Railroad Co. Abandonment between National Road and Shawnee, in Licking and Perry Counties, Ohio, now assigned June 26, 1972, hearing will be held in the Masonic Temple Building, 36 West Church Street, in Newark, Ohio (1 day).

MC-C-7406, Red Line Express, Inc.—investigation and revocation of certificates, MC-F-11321, Central Transport, Inc., et al. vs. Red Line Express, Inc., et al., MC-F-11396, Short Freight Lines, Inc.—control and merger Red Line Express, Inc., MC 108382 Sub 13, Short Freight Lines, Inc., now assigned June 14, 1972 (3 days), MC 124174 Sub 88, Momsen Trucking Co., now assigned June 12, 1972 (2 days), hearing will be held in room 2, State Office Building, 65 South Front Street, at Columbus, Ohio. MC 128273 Sub 107, Midwestern Express, Inc., now assigned June 19, 1972, at Columbus, Ohio, hearing postponed indefinitely.

MC 110585 Sub 15, Republic Van & Storage Co., Inc., continued to June 1, 1972, at the offices of the Interstate Commerce Commission, Washington, D.C.

MC 124170 Sub 27, Frostways, Inc., now assigned July 19, 1972, at Washington, D.C., hearing canceled transferred to modified procedure.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc. 72-8351 Filed 6-1-72; 8:50 am]

FOURTH SECTION APPLICATION FOR RELIEF

MAY 30, 1972.

Protests to the granting of an application must be prepared in accordance with § 1100.40 of the general rules of practice (49 CFR 1100.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 42439—General commodities from rail stations in Massachusetts, New Jersey, Pennsylvania, Maryland, and Virginia, to ports in Japan. Filed by United States Lines, Inc. (amendment to application No. 1), for itself and interested rail carriers. Rates on general commodities, from rail stations in Massachusetts, New Jersey, Pennsylvania, Maryland, and Virginia, to ports in Japan.

Grounds for relief—Water competition.

Tariff—United States Lines, Inc., tariff No. 7. Rates are published to become effective on June 30, 1972.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.72-8352 Filed 6-1-72; 8:50 am]

[Revised S.O. 994; ICC Order 65, Amdt. 2]

ILLINOIS CENTRAL RAILROAD CO.
Rerouting or Diversion of Traffic

Upon further consideration of ICC Order No. 65 (Illinois Central Railroad Co.) and good cause appearing therefor:

It is ordered, That ICC Order No. 65 be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p.m., December 31, 1972, unless otherwise modified, changed, or suspended.

It is further ordered, That this amendment shall become effective at 11:59 p.m., May 31, 1972, and that this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all 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 it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., May 25, 1972.

INTERSTATE COMMERCE
COMMISSION,
[SEAL] R. D. PFAHLER,
Agent.

[FR Doc.72-8348 Filed 6-1-72; 8:50 am]

[Ex Parte 281]

INCREASED FREIGHT RATES AND
CHARGES, 1972Order Concerning Briefs and Oral
Argument

At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 23d day of May 1972.

Upon consideration of the record in this proceeding including requests for opportunity to file briefs and for oral argument before the entire Commission:

It is ordered, That an oral argument will be held before the Commission at its offices in Washington, D.C., beginning at 9:30 a.m., District of Columbia d.s.t., on June 15, 1972. Any person desiring to participate shall, on or before June 7, 1972, request an allotment of time. Based on those requests, an oral argument schedule will be determined and announced at 3 p.m. on June 9, 1972.

It is further ordered, That briefs supplemental to or in lieu of oral argument may be filed and served on or before June 12, 1972. Respondents shall furnish the Commission an original and 24 copies of their brief, and one copy shall be sent by first-class mail to each of the regional offices of the Commission where it will be open for public inspection. In addition, they shall furnish a copy to any interested person on request. Briefs in opposition shall be filed and served as follows:

The original and 24 copies of each such document for the use of the Commission shall be sent to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

One copy of each statement shall be sent by first-class mail to each of the regional offices of the Commission where it will be open to public inspection.

Twenty-five copies shall be served upon Edward A. Kaier, Esq., 527 American Railroads Building, 1920 L Street NW., Washington, DC 20036, which service shall constitute service upon all respondents.

In all cases where service is made by mail, the document shall be mailed in time to be received by June 12, 1972.

Persons who do not wish to file briefs or participate in the oral argument may, without further action on their part, elect to rely upon previously submitted written statements and testimony previously adduced at the oral hearings.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.72-8357 Filed 6-1-72; 8:50 am]

[No. 35577]

WESTINGHOUSE ELECTRIC CORP.

Petition for Declaratory Order
Concerning Classification of Kovar

MAY 17, 1972.

Notice is hereby given that the Westinghouse Electric Corp. filed a petition with the Interstate Commerce Commission on February 22, 1972, requesting the Commission to issue a declaratory order interpreting item 104012 of National Motor Classification A-11 (presumably MF-ICC No. 13, National Motor Freight Traffic Association, Inc., agent, is intended), to remove uncertainty as to the proper classification of a commodity of "Kovar," the composition of which consists of 53 or 54 percent iron, 29 percent nickel, 17 percent cobalt, and 1 percent or less of other materials, shipped in the form of strip, bars, or wire.

In support of the petition, the petitioner submitted its view, which coincides with an informal view of the Commission, that the commodity should be classified as iron and steel relying on item 104000 and subsequent items of the classification, which refer to and are controlled by the provisions of item 104012, which read:

Also applies on stainless steel or on alloy steels containing less than 50 percent of nonferrous metals * * *.

Petitioner also indicates that the motor carriers and the National Classification Board of the Motor Carrier Industry are of the view that the commodity should be classified as "Ferro-Cobalt-Nickel alloys," relying on item 12870 of the classification. In their view, item 104012 contemplates, in addition to stainless steels, alloys comprised of 50 percent or more of ferrous metals and 50 percent or less of nonferrous metals, but which maintain their identity as steel. The carriers and Board urge that the commodity "Kovar" although comprised chiefly of ferrous metal, is not identified as steel. They note that "Kovar" is uniformly referred to in reference books as an alloy used principally to form a seal with glass or ceramics. Furthermore, Westinghouse's material specifications identify the product as an alloy, not as steel or alloy steel.

Petitioner prays that the Commission issue a declaratory order to remove any uncertainty as to the proper classification of the product.

A copy of this notice will be served upon the petitioner, and notice of the filing of the petition will be given to the general public by depositing a copy of this notice in the Office of the Federal Register, for publication therein. Copies of any future notices, orders, etc., herein will be served only on petitioner and those responding to this notice.

Any persons interested in the matter which is the subject of the petition, and desiring to participate in any subsequent proceedings may, on or before 30 days from the publication of this notice in the FEDERAL REGISTER, file a statement indicating merely whether they support or oppose the determination sought. An original and 15 copies of such replies must be filed with the Office of Proceedings of this Commission (room 5334), and must show service of two copies thereof upon petitioner Frederic W. Mild, manager—Transportation Pricing, Westinghouse Electric Corp., 1662 Westinghouse Building, Pittsburgh, Pa. 15222. Thereafter, the nature of the further proceedings herein, if any, will be designated.

Written materials or suggestions submitted will be available at the offices of the Interstate Commerce Commission, 12th and Constitution Avenue NW., Washington, DC, during regular business hours.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.72-8356 Filed 6-1-72; 8:50 am]

[Notice 68]

MOTOR CARRIER BOARD TRANSFER PROCEEDINGS

Synopses of orders entered by Division 3 of the Commission pursuant to sections 212(b), 206(a), 211, 312(b), and 410(g) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 1132), appear below:

Each application (except as otherwise specifically noted) filed after March 27, 1972, contains a statement by applicants that there will be no significant effect on the quality of the human environment resulting from approval of the application. As provided in the Commission's general rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 30 days from the date of service of the order. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-73388. By order of May 24, 1972, the Motor Carrier Board approved the transfer to R. S. D. Enterprises, West Lebanon, N.H., of the operating rights in permit No. MC-134625 issued April 27, 1971, to H & H Transportation, Inc., Lebanon, N.H., authorizing the transportation of various commodities from Bradford, Vt., to points in the United States east of the Mississippi River. David M. Marshall, Suite 200, 135 State Street, Springfield, MA 01103, attorney for applicants.

No. MC-FC-73523. By order of May 24, 1972, the Motor Carrier Board approved the transfer to Trans Services, Inc., West Springfield, Mass., of certificate of registration No. MC-120166 (Sub-No. 1), issued December 19, 1963, to Donald S. Goodwin, doing business as R. L. Goodwin, Russell, Mass., authorizing transportation corresponding in scope to the service authorized by the Public Utilities Commission of Massachusetts in public convenience and necessity certificate, in decision No. 3061, dated September 29, 1958. Frank B. Hand, Jr., 740 Fifteenth Street NW., Washington, DC 20005, attorney for applicants.

No. MC-FC-73629. By order of May 18, 1972, the Motor Carrier Board approved the transfer to Lil Autry, doing business as Smitty's Airfreight Expediting Service Co., Dallas, Tex., of the operating rights in certificate No. MC-127214 issued December 3, 1968, to T. J. Smith, doing business as Smitty's Airfreight Expediting Service Co., Dallas, Tex., authorizing the transportation of general commodities, with exceptions, between airports located in Dallas and Tarrant Counties, Tex., on the one hand, and, on the other, specified counties in Texas. Hugh T. Matthews, 630 Fidelity Union Tower, Dallas, Tex., 75201, attorney for applicants.

No. MC-FC-73658. By order of May 24, 1972, the Motor Carrier Board approved the transfer to S & R Auto & Truck Service, Inc., Charlotte, N.C., of the operating rights in certificate No. MC-123638 (Sub-No. 4) issued November 19, 1971, to Arlive Jackson Scoggins, doing business as Klondike Wrecker Service, Kannapolis, N.C., authorizing the transportation of trucks and other specified vehicles from Charlotte, N.C., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Kentucky, Maryland, Massachusetts, Mississippi, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, and West Virginia, and wrecked and disabled vehicles from the above-named destination States to Charlotte, N.C. Joel L. Kirkley, Jr., Suite 210, Law Building, Charlotte, N.C. 28202, attorney for applicants.

No. MC-FC-73704. By order of May 24, 1972, the Motor Carrier Board approved the transfer to Le Roy E. Cain, Dubuque, Iowa, of the operating rights in permit No. MC-135662 (Sub-No. 1) issued March 3, 1972, to Vance Buttol, doing business as Ro-Van Co., Savanna, Ill., authorizing the transportation of various commodities from points in Michigan, Wisconsin, Minnesota, North Dakota, South Dakota, Nebraska, Kansas, Iowa, Illinois, Missouri, and Oklahoma to Guttenburg, Iowa. George S. Mullins, 4704 Irving Park Road, Chicago, IL 60641, representative of applicants.

[SEAL]

ROBERT L. OSWALD,
Secretary.

[FR Doc. 72-8353 Filed 6-1-72; 8:50 am]

[Notice 77]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

MAY 26, 1972.

The following are notices of filing of applications¹ for temporary authority under section 210a(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 Sec-

¹ Except as otherwise specifically noted, each applicant (on applications filed after Mar. 27, 1972) states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

retary, Interstate Commerce Commission, Washington, D.C., and also in field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 19665 (Sub-No. 6 TA), filed May 12, 1972. Applicant: JONES TRUCK LINE, INC., Post Office Box 59, West Highway, Baker, OR 97814. Applicant's representative: John G. McLaughlin, 100 Southwest Market Street, Portland, OR 97201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, by reason of size or weight, require the use of special equipment, and of related machinery parts and related contractor's materials and supplies when their transportation is incidental to the transportation of the commodities authorized above (a) between points in Baker, Union, Wallawa, Malheur, and Grant Counties, Oregon; and (b) between points in (a) above, on the one hand, and, on the other, points in Washington east of the summit of the Cascade Mountain Range; points in Adams, Boise, Ada, Canyon, Gem, Owyhee, Payette, Twin Falls, Valley, Oregon, and Washington County, Oregon, for 180 days. Supporting shippers: Hobson Construction, Inc., Post Office Box 481, Baker, OR 97814; Western Equipment Co., Box 7487, Boise, ID 83707; Foulger Equipment Co. of Idaho, Post Office Box 8085, Boise, ID 83707. Braden, Nelson, and Herndon Construction Co., 22 West Alder, Walla Walla, WA 99362. Send protests to: W. J. Huetig, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 450 Multnomah Building, 319 Southwest Pine Street, Portland, OR 97204.

No. MC 114045 (Sub-No. 362 TA), filed May 15, 1972. Applicant: TRANS-COLD EXPRESS, INC., Post Office Box 5842, Finley and Belt Line Road, 75240, Dallas, Tex. 75222. Applicant's representative: J. B. Stuart (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Fresh meats, meat products, and meat by-products* as described in section A of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite of Swift and Co. at Clovis, N. Mex., to points in Connecticut, Delaware, Maine, Massachusetts, New Hampshire, New Jersey, New York, Maryland, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, restricted to the transportation of traffic originating at the named origin and destined to the named destinations, for 180 days. NOTE: Carrier does not intend to tack authority. Supporting shipper: Swift Fresh Meats Co., a division of Swift & Co., 115 West Jackson Boulevard, Chicago, IL 60604. Send protests to: District Supervisor E. K. Willis, Jr., Interstate Commerce Commission, Bureau of Operations, 1100 Commerce Street, Room 13C12, Dallas, TX 75202.

No. MC 117119 (Sub-No. 455 TA), filed May 18, 1972. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., Post Office Box 188, Elm Springs, AR 72728. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mineral wool and mineral wool products*, from the plant-site and storage facilities of Owens/Corning Corp., at Santa Clara, Calif., to Boise, Nampa, and Caldwell, Idaho, for 180 days. Supporting shipper: Owens/Corning Fiberglass Corp., Santa Clara, Calif. Send protests to: District Supervisor William H. Land, Jr., Interstate Commerce Commission, Bureau of Operations, 2519 Federal Office Building, 700 West Capitol, Little Rock, AR 72201.

No. MC 117344 (Sub-No. 220 TA), filed May 12, 1972. Applicant: THE MAXWELL CO., 10380 Evendale Drive, Post Office Box 15010, Cincinnati, OH 45215. Applicant's representative: John C. Spencer (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Granular slag*, in bulk, in tank- or hopper-type vehicles, from Lawrenceburg, Ind., to Franklin (Warren County), Ohio, for 180 days. NOTE: Applicant states it does intend to tack with this authority. Supporting shipper: The Logan-Long Co., 6600 South Central Avenue, Chicago, IL 60638. Send protests to: Paul J. Lowry, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 5514-B Federal Building, 550 Main Street, Cincinnati, OH 45202.

No. MC 117815 (Sub-No. 192 TA), filed May 16, 1972. Applicant: PULLEY FREIGHT LINES, INC., 405 Southeast 20th Street, Des Moines, IA 50317. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is dealt in by wholesale and retail grocery and food business houses, from storage facilities of United Facilities, Inc., at or near Galesburg, Ill., to points in Iowa, Minnesota, Missouri, and Wisconsin, for 180 days. Supporting shipper: United Facilities, Inc., Post Office Box 539, Peoria, IL 61601. Send protests to: Herbert W. Allen, Transportation Specialist, Interstate Commerce Commission, Bureau of Operations, 677 Federal Building, Des Moines, Iowa 50309.

No. MC 119774 (Sub-No. 43 TA), filed May 16, 1972. Applicant: MARY ELLEN STIDHAM, N. M. STIDHAM, A. E. MANKINS (INEZ MANKINS, EXECUTRIX) AND JAMES E. MANKINS, doing business as EAGLE TRUCKING COMPANY, Post Office Box 471, 301 Main Street, Third Floor, Kilgore, TX 75662. Applicant's representative: Bernard H. English, 6270 Fifth Road, Fort Worth, TX 76116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Terminal tractors*, from Longview, Tex., to points in the United States (except Alaska and Hawaii), for 180 days. NOTE: Carrier does not intend to tack authority. Supporting shipper: Capacity, Inc., Post Office Box 3165, Longview, TX

75601. Send protests to: District Supervisor E. K. Willis, Jr., Interstate Commerce Commission, Bureau of Operations, 1100 Commerce Street, Room 13C12, Dallas, TX 75202.

No. MC 125023 (Sub-No. 15 TA), filed May 17, 1972. Applicant: SIGMA-4 EXPRESS, INC., Post Office Box 9771, Erie, PA 16504. Applicant's representative: George F. Carter (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, and *related advertising materials*, from Fort Wayne, Ind., to points in Pennsylvania, New York, Maryland, Virginia, North Carolina, New Jersey, and between Fort Wayne, Ind., and Newark, N.J., and Fort Wayne, Ind., and Cranston, R.I., *empty containers* on the return, for 180 days. Supporting shipper: Falstaff Brewing Corp., 5050 Oakland Avenue, St. Louis, MO 63166. 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 126555 (Sub-No. 16 TA) (Correction), filed April 12, 1972, published in the FEDERAL REGISTER, issue of May 4, 1972, and republished as corrected, this issue. Applicant: UNIVERSAL TRANSPORT, INC., Post Office Box 268, Rapid City, SD 57701. Applicant's representative: Truman A. Stockton, Jr., The 1650 Grant Street Building, Denver, CO 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bentonite*, in bulk, in tank vehicles, from Colony, Wyo., to Defiance, Ohio, for 180 days. Supporting shipper: Foundries Materials Co., Coldwater, Mich. 49036. Douglas J. Strong, president. Send protests to: J. L. Hammond, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 369, Federal Building, Pierre, S. Dak. 57501. NOTE: The purpose of this republication is to include the restriction to the commodity description and show the correct address of the applicant.

No. MC 133962 (Sub-No. 5 TA), filed May 17, 1972. Applicant: JAMES W. ALDRICH, 3420 Northeast Ninth Avenue, Ocala, FL 32670. Applicant's representative: Norman J. Bolinger, 1729 Gulf Life Tower, Jacksonville, Fla. 32207. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Charcoal, charcoal briquets, vermiculite, and hickory chips*, in bags, and (2) *charcoal lighter fluid, and charcoal grills and accessories*, from the plantsites of Husky Industries, Inc., at Jacksonville, Ocala, and Romeo, Fla., to points in Alabama, Arkansas, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Texas, Virginia, and West Virginia, service to be performed under a continuing contract or contracts with Husky Industries, Inc., for 180 days. Supporting shipper: Husky Industries, Inc., Jacksonville, Fla. Send protests to: District Supervisor G. H. Fauss, Jr., Bu-

reau of Operations, Interstate Commerce Commission, Box 35008, 400 West Bay Street, Jacksonville, FL 32202.

No. MC 134041 (Sub-No. 3 TA) (Amendment), filed March 8, 1972, published in the FEDERAL REGISTER, issue of March 25, 1972, and republished as amended, this issue. Applicant: WAYNE MOTOR EXPRESS, INC., 406 Fairgrounds Avenue, Wayne, NE. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Prefab buildings, parts and accessories therefor*, from Wayne, Nebr., to that part of Missouri north of a line formed by Interstate Highway 44, for 180 days. NOTE: Applicant states it does intend to tack the authority with MC-134041 (Sub-No. 2). Supporting shipper: Carhart Lumber Co., Wayne, Nebr. 68787. Send protests to: Carroll Russell, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 711 Federal Office Building, Omaha, Nebr. 68102. NOTE: The purpose of this republication is to redescribe the territorial scope of the application.

No. MC 134922 (Sub-No. 30 TA), filed May 16, 1972. Applicant: B. J. MCADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Toilet preparations and toilet articles* in vehicles equipped with mechanical refrigeration, from Elizabethton, Tenn., and points in its commercial zone, as defined by the Commission, to Dallas, Fort Worth, Houston, San Antonio, and El Paso, Tex.; Tulsa and Oklahoma City, Okla.; Kansas City, Mo.; Denver, Colo.; Salt Lake City, Utah; Reno and Las Vegas, Nev.; Phoenix and Tucson, Ariz.; Los Angeles, and San Francisco, Calif.; Pocatello and Boise, Idaho; Billings, Great Falls, and Butte, Mont.; Spokane, Seattle, and Yakima, Wash.; and Portland, Oreg.; and points in the commercial zones of the named points, as defined by the Commission, for 180 days. Supporting shipper: Iodent Chemical Co., 2233 Park Avenue, Detroit, MI 48201. Send protests to: District Supervisor William H. Land, Jr., Interstate Commerce Commission, Bureau of Operations, 2519 Federal Office Building, 700 West Capitol, Little Rock, AR 72201.

No. MC 135185 (Sub-No. 11 TA), filed May 15, 1972. Applicant: COLUMBINE CARRIERS, INC., 4971 South Emporia, Englewood, CO 80110. Applicant's representative: Earl H. Scudder, Jr., Post Office Box 82028, Lincoln, NE 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cleaning, scouring and washing compounds, polishing and buffing compounds, disinfectants, deodorants, drugs, and toilet preparations and insecticides, and other household and cleaning supplies*, from Lincoln, Ill., to the warehouse or facilities utilized by Lehn & Fink Products Co. at or near Brisbane and Los Angeles, Calif. Restriction: Restricted to performance of service under a continuing contract or

contracts with Sterling Drug, Inc., and its subsidiaries, for 180 days. Supporting shipper: Lehn & Fink Products Co., Division of Sterling Drug, Inc., 225 Summit Avenue, Montvale, NJ 07645. Send protests to: District Supervisor Herbert C. Ruoff, Bureau of Operations, Interstate Commerce Commission, 2022 Federal Building, Denver, Colo.

No. MC 136159 (Sub-No. 5 TA), filed May 16, 1972. Applicant: AVIS HIGGINS, doing business as A.B.S. MOVERS, 824 Valley Drive, Richland Center, WI 53581. Applicant's representative: Michael J. Wynaard, 125 West Doty Street, Madison, WI 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Signs, sign parts, sign poles, sign pole parts, and accessories*, from Pardeeville, Wis., to points in Montana, Wyoming, Colorado, New Mexico, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Minnesota, Iowa, Missouri, Arkansas, Illinois, Indiana, Michigan, North Carolina, New York, New Jersey, Delaware, Pennsylvania, and Maryland; and (2) *used signs, used sign parts, used sign pole parts, and materials, equipment, and supplies* which are used or useful in the manufacture, sale, production, or distribution of the commodities named in part (1) of this application, from the States named in part (1) of this application to Pardeeville, Wis., for 180 days. Supporting shipper: General Indicator Corp., 413 South Main Street, Pardeeville, WI 53954. Send protests to: Barney L. Hardin, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 139 West Wilson Street, Room 206, Madison, WI 53703.

No. MC 136371 (Sub-No. 3 TA), filed May 16, 1972. Applicant: CONCORD TRUCKING CO., INC., 30 Rilaski Street, Bayonne, NJ 07002. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are dealt in or used by discount or department stores, between the facilities of Unishops, Inc., their divisions and subsidiaries located in Jersey City, N.J., and Bayonne, N.J., on the one hand, and, on the other, Atlanta and Decatur, Ga.; Lafayette, Ind.; Wichita, Kans.; Boston, Mass.; Mankato, Minn.; Las Cruces, N. Mex.; De Witt, Fulton, Johnstown, North Syracuse, Oneonta, and Poughkeepsie, N.Y.; Fargo, N. Dak.; Lorain, Mentor, North Olmsted, North Ridgeville, and Strongsville, Ohio; Oklahoma City, Okla.; and Renton, Wash., for 150 days.* Supporting shipper: Unishops, Inc., 21 Cayen Point Avenue, Jersey City, NJ 07306. Send protests to: District Supervisor Robert S. H. Vance, Bureau of Operations, Interstate Commerce Commission, 970 Broad Street, Newark, NJ 07102.

No. MC 136602 (Sub-No. 1 TA), filed May 12, 1972. Applicant: ARIZONA WESTERN TRANSPORT, INC., 2902 South 44th Street, Phoenix, AZ 85010. Applicant's representative: A. Michael

Berstein, 1327 United Bank Building, Phoenix, Ariz. 85012. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dry agricultural chemicals*, in bulk, from points in San Diego County, Calif., to points in Arizona; and (2) *dry agricultural chemicals*, from Chandler and Kyrene, Ariz., to points in Rio Grande, Alamosa, and Saguache Counties, Colo., Imperial and Riverside Counties, Calif., and to San Juan, McKinley, Valencia, Catron, Grant, Hidalgo, Luna, Sierra, Socorro, Bernalillo, Sandoval, Rio Arriba, and Dona Ana Counties, N. Mex., for 180 days. Supporting shipper: Arizona Agrochemical Co., Post Office Box 2191, Phoenix, AZ 85001. Send protests to: Andrew V. Baylor, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 3427, Federal Building, Phoenix, Ariz. 85025.

No. MC 136687 (Sub-No. 1 TA), filed May 17, 1972. Applicant: ANIMAL TRANSPORTS, INC., 509 Laguna Boulevard SW., Albuquerque, NM 87104. Applicant's representative: Ann Wilcox Hood, Bank of New Mexico Building, Albuquerque, N. Mex. 87101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Zoo and laboratory animals*, being rare, fragile, or exotic, requiring special equipment and handling, excluding livestock, as defined under section 203(b)(6) of the Interstate Commerce Act (49 U.S.C.A. Sec. and race horses, between points in the United States, for 180 days. Supporting shippers: F. J. Zeehandelaar, Inc., 405 North Avenue, New Rochelle, NY 10801; Frank M. Thompson & Assoc., Inc., 5704 First Avenue Drive NW., Bradenton, FL 33505; Atlanta Zoological Park, 518 Atlanta Avenue SW., Atlanta, GA 30315; Philadelphia Zoological Garden, 34th Street and Girard Avenue, Philadelphia, Pa. 19104; Denver Zoological Foundation, Inc., City Park, Denver, Colo.; Park Commission, Milwaukee County, Milwaukee County Zoological Park, 10001 West Bluemound Road, Milwaukee, WI 53226, together with 19 letters of support which do not in all respects comply with requirements of 49 CFR 1131.2(c) through (11). Send protests to: Wm. R. Murdoch, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 1106 Federal Building, 517 Gold Avenue SW., Albuquerque, NM 87101.

No. MC 136709 TA, filed May 17, 1972. Applicant: WALLACE TRUCKING COMPANY, Route 4, Box A 71, Laurinburg, N.C. 28352. Applicant's representative: John Arc Wallace (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Telephone equipment, material, and supplies, including tools*, used in the construction and maintenance of telephone systems and communication, between Laurinburg, N.C., and points in the counties of Scotland, Richmond, Robeson, Moore, Hoke, and Cumberland, N.C., for 180 days. Supporting shipper: Western Electric, 6701 Roswell Road NE., Atlanta, GA

30328. Send protests to: Archie W. Andrews, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Post Office Box 26896, Raleigh, NC 27611.

No. MC 136708 TA, filed May 18, 1972. Applicant: PETER J. FITZPATRICK, doing business as PETER J. FITZPATRICK EXPRESS, 90 Pleasant Street, Houlton, ME 04730. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, fencing, and lumber in mixed loads with fencing*, from the international boundary between the United States-Canada at or near Houlton and Fort Fairfield, Maine, on the one hand, to Houlton and Unity, Maine, on the other, *returned with rejected and damaged materials*, as described in opposite direction, for 180 days. Supporting shipper: Milmac, Inc., Unity, Maine 04988. Send protests to: Donald G. Weller, District Supervisor, Interstate Commerce Commission, Bureau of Operations, Room 307, 76 Pearl Street, Post Office Box 167, PSS, Portland, ME 04112.

No. MC 136710 TA, filed May 18, 1972. Applicant: FRANK W. EVANS, JR., doing business as EXPORT ALLOYS, 113 Montrose Avenue, Baltimore, MD 21228. Applicant's representative: Charles McD Gillan (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metals, scrap, non-ferrous*, in bulk, or in bulk in drums, from New Haven, Conn., Boston, and points in Massachusetts within 15 miles of Boston; Worcester and points in Massachusetts within 15 miles of Worcester; points within the State of New Jersey and points in the State of New York on, south of, and east of a line beginning at the Massachusetts-New York State boundary, thence along New York Highway 7 to intersection Interstate Highway 87, thence along Interstate Highway 87 to intersection New York Highway 17, thence along New York Highway 17 to intersection New Jersey-New York boundary, thence along New Jersey-New York State boundary to the Atlantic Ocean to Monaca-Josephstown, Pa.; and on return, transporting only *rejected shipments or old, used empty drums* for shipment of scrap nonferrous metals, except as otherwise authorized. Restriction: The operating authority above described shall be limited to a transportation service to be performed under a continuing contract, or contracts, with B. Shapiro & Co., Inc., of Baltimore, Md., for 180 days. Supporting shipper: Morton M. Shapiro, president, B. Shapiro & Co., Inc., 802-832 South Eutaw Street, Baltimore, MD. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 814-B Federal Building, Baltimore, Md. 21201.

MOTOR CARRIERS OF PASSENGERS

No. MC 136641 TA (Amendment), filed April 18, 1972, published in the FEDERAL REGISTER, issue of May 9, 1972, and republished, this issue. Applicant: HUDSON VALLEY BUS CO., INC., Englewood

Terrace, Mahopac, N.Y. Applicant's representative; Sidney J. Leshin, 501 Madison Avenue, New York, NY 10022. Authority sought to operate as a *contract carrier* by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in special and round-trip operations, beginning and ending in the town of Mahopac and the town of Yorktown, N.Y., and extending to Philadelphia, Pa., for 180 days. Supporting shipper: There are approximately 26 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: Joseph M. Barnini, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 518 Federal Building, Albany, N.Y. 12207. NOTE: The purpose of this republication is to redescribe the authority sought.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.72-8355 Filed 6-1-72; 8:50 am]

[Notice 68-A]

MOTOR CARRIER TRANSFER PROCEEDINGS

MAY 30, 1972.

Application filed for temporary authority under section 210a(b) in connection with transfer application under section 212(b) and Transfer Rules, 49 CFR Part 1132:

No. MC-FC-73759. By application filed May 17, 1972, C & H TRANSIT, INCORPORATED, 307 Collier Lane, Fulton, MO 65251, seeks temporary authority to lease the operating rights of NORTH-EASTERN MISSOURI LINES, INC., 500 South Washington Street, Mexico, MO 65265, under section 210a(b). The transfer to C & H TRANSIT, INCORPORATED, of the operating rights of NORTH-EASTERN MISSOURI LINES, INC., is presently pending.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.72-8354 Filed 6-1-72; 8:50 am]

[Notice 43]

MOTOR CARRIER, BROKER, WATER CARRIER, AND FREIGHT FORWARDER APPLICATIONS

MAY 26, 1972.

The following applications (except as otherwise specifically noted, each applicant (on applications filed after March 27, 1972) states that there will be no significant effect on the quality of the human environment resulting from approval of its application), are governed by Special Rule 1100.247¹ of the

¹ Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER, issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning motor carrier licensing procedures, published in the FEDERAL REGISTER, issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record. Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the FEDERAL REGISTER of a notice that the proceeding has been assigned for oral hearing.

No. MC 200 (Sub-No. 254), filed April 10, 1972. Applicant: RISS INTERNATIONAL CORPORATION, 903 Grand Avenue, Kansas City, MO 64142. Applicant's representative: Rodger J. Walsh (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes,

transporting: *Steel grinding or crushing balls*, in vehicles equipped for dumping, from Kansas City, Mo., to points in Delaware, Kentucky, Maine, Maryland, New Jersey, New York, Ohio, Pennsylvania, Virginia, and West Virginia. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 504 (Sub-No. 98), filed May 5, 1972. Applicant: HARPER MOTOR LINES, INC., Post Office Box 460, Elberton, GA 30635. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Road NE., Atlanta, GA 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Table sauces; flavoring compounds, food sauce mixes; food ingredients for prepared dinners; flour, edible; dessert preparations; milk or cocoa compounds, including malted milk; food stabilizers and emulsifiers, salad dressing preparations; and powdered whey*, from the plantsites, warehouse facilities, vendors, or suppliers of Kraftco Corp. at points in Wisconsin to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, and Tennessee. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., Atlanta, Ga., or Washington, D.C.

No. MC 1222 (Sub-No. 40), filed May 1, 1972. Applicant: THE REINHARDT TRANSFER COMPANY, a corporation, 1410 10th Street, Portsmouth, OH 45662. Applicant's representative: Robert H. Kinker, 711 McClure Building, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Calcium chloride and magnesium chloride* (except in bulk), from Ludington and Midland, Mich., to points in Illinois, Indiana, Kentucky, Ohio, Tennessee, West Virginia; that part of Missouri on and east of U.S. Highway 65; Kansas City, Mo. (except Kansas points in the commercial zone of Kansas City, Mo.); and that part of Pennsylvania on and west of a line from Pennsylvania-Maryland border over U.S. Highway 220 to junction with U.S. Highway 15, thence over U.S. Highway 15 to junction with Pennsylvania Highway 14, thence over Pennsylvania Highway 14 to the Pennsylvania-New York border. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 10655 (Sub-No. 14), filed May 8, 1972. Applicant: ROETHLISBERGER TRANSFER COMPANY, a corporation, 30 Mohican Street, Shelby, OH 44875. Applicant's representative: Paul F. Beery, 88 East Broad Street, Columbus, OH 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Kitchen and/or laundry systems*, from points in Richland County, Ohio,

to points in Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, Pennsylvania, Maryland, Virginia, West Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Tennessee, Kentucky, Ohio, Michigan, Indiana, Illinois, Wisconsin, Mississippi, Louisiana, Arkansas, Missouri, Iowa, Minnesota, and the District of Columbia; and (2) *equipment, materials, and supplies* used in the manufacture of kitchens and/or laundry systems (except commodities in bulk), from points in Indiana, Pennsylvania, Michigan, Illinois, Tennessee, and Connecticut to points in Richland County, Ohio. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 20872 (Sub-No. 14), filed April 26, 1972. Applicant: LIME CITY TRUCKING COMPANY, INC., 1455-65 Swan Street, Huntington, IN 46750. Applicant's representative: Donald W. Smith, 900 Circle Tower, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, in rail-owned trailers, between the rail ramp facilities of Erie-Lackawanna Railroad at Huntington, Ind., on the one hand, and, on the other, Wabash, Ind. Restriction: Restricted to traffic having an immediately prior or subsequent movement by rail. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind.

No. MC 29120 (Sub-No. 139), (correction), filed March 1, 1972, published in the *FEDERAL REGISTER* issue of March 30, 1972, and republished in part, as corrected this issue. Applicant: ALL-AMERICAN TRANSPORT, INC., Post Office Box 769, 1500 Industrial Avenue, Sioux Falls, SD 57101. Applicant's representative: Mead Bailey (same address as applicant). **NOTE:** The sole purpose of this partial republication is to show the applicant's correct address as Sioux Falls, S. Dak. in lieu of Sioux City, S. Dak. which was in error in previous publication. The rest of the application remains the same.

No. MC 29120 (Sub-No. 140), filed April 25, 1972. Applicant: ALL-AMERICAN TRANSPORT, INC., 1500 Industrial Avenue, Post Office Box 769, Sioux Falls, SD 57101. Applicant's representative: E. J. Dwyer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and articles distributed by meat packinghouses* as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides, in bulk, in tank vehicles), from Denison, Carroll, and Iowa Falls, Iowa, to points in Wisconsin, Illinois, In-

diana, Michigan, Ohio, Kentucky, Tennessee, Missouri, and Pennsylvania, restricted to the transportation of traffic originating at the plantsite or storage facilities of Farmland Foods, Inc., at or near Carroll, Iowa Falls, and Denison, Iowa, and destined to the above-named destination States. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Sioux Falls, S. Dak.

No. MC 29555 (Sub-No. 58), filed May 4, 1972. Applicant: BRIGGS TRANSPORTATION CO., a corporation, 2360 West County Road C, St. Paul, MN 55113. Applicant's representative: Michael J. Wyngaard, 125 West Doty Street, Madison, WI 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), between Madison, Wis., and Milwaukee, Wis.; from Madison, Wis., over Interstate Highway 94 to Milwaukee, Wis., and return over the same route, in connection with carrier's authorized regular route operations serving no intermediate points and for purposes of interline and interchange only. Restriction: Restricted to shipments received from or delivered to connecting carriers at Milwaukee, Wis. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at St. Paul, Minn., or Madison, Wis.

No. MC 35628 (Sub-No. 332), filed May 1, 1972. Applicant: INTERSTATE MOTOR FREIGHT SYSTEM, a corporation, 134 Grandville SW., Grand Rapids, MI 49502. Applicant's representative: Leonard D. Verdier, Jr., 900 Old Kent Building, Grand Rapids, MI 49502. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Articles distributed or dealt in by food distributors or wholesale and retail grocers* (except frozen foods and commodities in bulk), from the plantsite and storage facilities of Hunt-Wesson Foods, Inc., at Indianapolis, Ind., to points in Missouri on and east of Missouri Highway 5 and those in Illinois on and south of U.S. Highway 24. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 41432 (Sub-No. 124), filed May 22, 1972. Applicant: EAST TEXAS MOTOR FREIGHT LINES, INC., 2355 Stemmons Freeway, Post Office Box 10125, Dallas, TX 75207. Applicant's representative: W. P. Furrh (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and

those requiring special equipment), serving the plantsite and warehouse facilities of the General Tire & Rubber Co., at or near Mount Vernon, Ill., as an off-route point in connection with applicant's authorized regular route operations to and from St. Louis, Mo. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Akron, Ohio, or St. Louis, Mo.

No. MC 45736 (Sub-No. 41), filed May 9, 1972. Applicant: GUIGNARD FREIGHT LINES, INC., Highway 21 North, Post Office Box 26067, Charlotte, NC 28213. Applicant's representative: Edward G. Villalon, 1032 Pennsylvania Building, Pennsylvania Avenue, 13th Street NW., Washington, DC 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Paper, paper products and woodpulp*, from Calhoun, Tenn., to points in New Jersey; points in Maryland on U.S. Highway 1; points in Virginia on U.S. Highway 1 and U.S. Highway 360 and points in Pennsylvania east of U.S. Highway 219; and (2) *pulpboard*, from West Point, Va., to Calhoun, Tenn., and Catawba, S.C. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Charlotte, N.C.

No. MC 56679 (Sub-No. 66), filed May 4, 1972. Applicant: BROWN TRANSPORT CORP., 125 Milton Avenue SE., Atlanta, GA 30315. Applicant's representative: B. K. McClain (same address as applicant). 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 in bulk, and those requiring special equipment because of size or weight), in cargo containers, between Charleston, S.C., Jacksonville, Fla., and Savannah, Ga., on the one hand, and, on the other, points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Tennessee, restricted to the transportation of shipments having a prior or subsequent movement via water. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Savannah or Atlanta, Ga.

No. MC 60157 (Sub-No. 18), filed May 5, 1972. Applicant: C. A. WHITE TRUCKING COMPANY, 4641 Greenville Avenue, Dallas, TX 75206. Applicant's representative: Bernard H. English, 6270 Firth Road, Fort Worth, TX 76116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe, tubing, pipe fittings and pipe accessories*, in straight or mixed truck loads, from Lone Star, Tex., and points within 5 miles thereof, on the one hand, and, points in Arizona, Arkansas, Colorado, Illinois, Kansas, Louisiana, Texas, Missouri, Montana, New Mexico, Oklahoma, Utah, and Wyoming, on the other. **NOTE:** Applicant has Mercer commodities earth

drilling, sulfur, and water well commodities in the same territory herein; applicant seeks no duplicating authority, and knows of no tacking possibilities with present authority. This application is accompanied by a motion to dismiss. If a hearing is deemed necessary, applicant requests it be held at Dallas or Fort Worth, Tex.

No. MC 61231 (Sub-No. 66), filed April 16, 1972. Applicant: ACE LINES, INC., 4143 East 43d Street, Des Moines, IA 50317. Applicant's representative: William L. Fairbank, 900 Hubbell Building, Des Moines, IA 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Building materials and panels*, from Jacksonville, Tex., to points in Arizona, Arkansas, Colorado, Illinois, Iowa, Kansas, Louisville, Missouri, Nebraska, New Mexico, Oklahoma, and Tennessee. NOTE: Applicant states that the requested authority could be tacked with its existing authority at Iowa to serve South Dakota, North Dakota, Minnesota, Indiana, Michigan, and Ohio. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 61592 (Sub-No. 270), filed May 1, 1972. Applicant: JENKINS TRUCK LINE, INC., 3708 Elm Street, Post Office Box K, Bettendorf, IA 52722. Applicant's representative: Donald W. Smith, 900 Circle Tower Building, Indianapolis, Ind. 46204. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Lawn and garden tractors and attachments thereof, power mowers, self-propelled rotary tillers, self-propelled snow throwers*, from Lexington, S.C., to points in the United States (except Hawaii but including Alaska); and (2) *equipment, materials, and supplies* used in the manufacture and distribution of the commodities in (1) above (except in bulk) from points in the United States (except Hawaii but including Alaska) to Lexington, S.C. NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 69052 (Sub-No. 36) (Correction), filed April 12, 1972, published in the FEDERAL REGISTER issue of May 18, 1972, and republished in part as corrected this issue. Applicant: REED TRUCKING CO., a corporation, Milton, Del. Applicant's representative: James E. Wilson, 1032 Pennsylvania Building, Pennsylvania Avenue and 13th Street NW, Washington, DC 20004. The purpose of this partial republication is to reflect the correct docket number assigned thereto as MC 69052 Sub 36 in lieu of MC 69052 Sub 52, which was in error in previous publication. The rest of the application remains the same.

No. MC 81814 (Sub-No. 5), filed April 28, 1972. Applicant: LOMPOC

TRUCK COMPANY, a corporation, Post Office Box 565, 300 North G Street, Lompoc, CA 93436. Applicant's representative: David P. Christianson, 606 South Olive Street, Suite 825, Los Angeles, CA 90014. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Paper bags*, from points in the Los Angeles, Calif., Harbor Commercial Zone to Lompoc, and White Hills, Calif., under contract with Johns-Manville Products Corp., Celite Division. NOTE: If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 83539 (Sub-No. 339), filed May 2, 1972. Applicant: C & H TRANSPORTATION CO., INC., 1936-2010 West Commerce Street, Post Office Box 5976, Dallas, TX 75222. Applicant's representative: Thomas E. James (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Trailers, trailer chassis, converter dollies, material handling equipment, highway maintenance equipment and trucks*; and (2) *parts and attachments*, from Denton, Tex., to points in the United States (including Alaska but excluding Hawaii). NOTE: Applicant states that tacking is possible but not intended. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 83539 (Sub-No. 340), filed May 2, 1972. Applicant: C & H TRANSPORTATION CO., INC., 1936-2010 West Commerce Street, Post Office Box 5976, Dallas, TX 75222. Applicant's representative: Thomas E. James (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Lumber and lumber mill products*, from points in McKinley County, N. Mex., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Mississippi, Missouri, North Carolina, Oklahoma, Ohio, South Carolina, Tennessee, Texas, and Virginia. NOTE: Applicant states that tacking is possible but not intended. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz., or Dallas, Tex.

No. MC 93228 (Sub-No. 3), filed May 8, 1972. Applicant: FRANK L. PETRELLA, 233 West Diamond Street, Philadelphia, PA 19122. Applicant's representative: Raymond A. Thistle, Jr., Suite 1012, 4 Penn Center Plaza, Philadelphia, PA 19103. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New furniture*, from Philadelphia, Pa., to New York, N.Y., Wilmington, Del., points in New Jersey, and points in that part of Pennsylvania on and east of the follow-

ing: beginning at the Maryland-Pennsylvania State Line and extending over Interstate Highway 81 to the Susquehanna River, thence along the Susquehanna River to Williamsport, thence over U.S. Highway 15 to the Pennsylvania-New York State line. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 94265 (Sub-No. 239), filed May 1, 1972. Applicant: BONNEY MOTOR EXPRESS, INC., Post Office Box 305, Route 460, Windsor, VA 23487. Applicant's representative: Harry G. Buckwalter (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat byproducts* as described in sections A, B, and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and/or storage facilities utilized by Wilson Certified Foods, Inc., located at Marshall, Mo., to points in Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, Virginia, Washington, D.C., and West Virginia. Restriction: Restricted to traffic originating at Marshall, Mo., and destined to points in the named States. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 94350 (Sub-No. 311), filed April 20, 1972. Applicant: TRANSIT HOMES, INC., Post Office Box 1628, Haywood Road, Greenville, SC 29602. Applicant's representative: Mitchell King, Jr., Post Office Box 1628, Greenville, SC 29602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles in initial shipments, from points in Boulder County, Colo., to points in the United States west of the Mississippi River. NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 96803 (Sub-No. 9), filed April 3, 1972. Applicant: PRICHARD TRANSFER, INC., Post Office Box 690, Price, UT 84501. Applicant's representative: Harry D. Pugsley, 400 El Paso Gas Building, Salt Lake City, Utah 84111. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Commodities* which by reason of size or weight require special handling or the use of special equipment, and *commodities* which do not require special handling or the use of special equipment when moving in the same shipment or on the same bill of lading with commodities which by reason of size or weight require special handling or the use of special equipment; and (2) *self-propelled articles* weighing 15,000 pounds or more and *related machinery*,

tools, parts, and supplies moving in connection therewith, between points in Carbon, Emery, Duchesne, Uintah, Grand, San Juan, Garfield, and Wayne Counties, Utah. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 96985 (Sub-No. 2), filed March 13, 1972. Applicant: OTTO WHITEAKER, doing business as ASHLAND TRANSFER, Ashland, Nebr. Applicant's representative: James E. Ryan, 214 Sharp Building, Lincoln, Nebr. 68508. Authority sought to operate as a common carrier, by motor vehicle, over regular and irregular routes, transporting: General commodities (except those requiring special equipment). (1) Regular routes: (a) Between Ashland, Nebr., and points in the Omaha, Nebr.-Council Bluffs, Iowa, commercial zone, including Carter Lake, Iowa, over U.S. Highway 6; and (b) between Ashland, Nebr., and Lincoln, Nebr., over U.S. Highway 6, serving all intermediate points and the off-route points of Millard, South Bend and Memphis, Nebr., in connection with (1) above. (2) Irregular routes: (a) Between points within a 20-mile radius of Ashland, Nebr.; and (b) between points in the territory described in (2)(a) above, on the one hand, and, on the other, points in Nebraska within a 300-mile radius of Ashland, Nebr., including points in the Omaha, Nebr.-Council Bluffs, Iowa, commercial zone. NOTE: Applicant states that by the instant application it seeks to convert its certificate of registration No. MC 96985 (Sub-No. 1) into a certificate of public convenience and necessity in order for applicant to perform service at Council Bluffs, Iowa. If a hearing is deemed necessary, applicant requests it be held at Omaha or Lincoln, Nebr.

No. MC 99776 (Sub-No. 11), filed April 27, 1972. Applicant: BUCKNER TRUCKING, INC., Post Office Box 3287, Houston, TX 77001. Applicant's representative: J. G. Dail, Jr., 1111 E Street NW., Washington, DC 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Plastic pipe and plastic tubing, from Houston, Tex., to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority can be tacked with its existing authority at Houston, Tex., for further transportation to points in the United States (except Alaska and Hawaii), however, tacking is not foreseen. If a hearing is deemed necessary, applicant requests it be held at Houston, Tex.

No. MC 100666 (Sub-No. 217), filed May 8, 1972. Applicant: MELTON TRUCK LINES, INC., Post Office Box 7666, Shreveport, LA 71107. Applicant's representative: Wilburn L. Williamson, 280 National Foundation Life Building, 3535 Northwest 58th, Oklahoma City, OK 73112. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Plas-

tic conduit and materials and equipment used in the installation thereof, from Terre Haute, Ind., to points in North Carolina. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Baton Rouge, La.

No. MC 101474 (Sub-No. 20), filed April 19, 1972. Applicant: RED TOP TRUCKING COMPANY, INCORPORATED, 7020 Cline Avenue, Hammond, IN 46323. Applicant's representative: Paul F. Sullivan, 711 Washington Building, 15th and New York Avenue NW., Washington, DC 20005. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (a) Commodities which because of size or weight require the use of special equipment, and related machinery parts and related contractors' materials and supplies, when their transportation is incidental to the transportation of commodities which because of size or weight require the use of special equipment; (b) self-propelled articles, each weighing 15,000 pounds or more, and related machinery, tools, parts, and supplies moving in connection therewith, restricted to commodities which are transported on trailers; and (c) commodities which do not require the use of special equipment when moving on the same shipment or on the same bill of lading as commodities which by reason of size or weight require the use of special equipment, between points in Illinois, on the one hand, and, on the other, points in Iowa and Wisconsin. NOTE: Applicant intends to tack with its lead certificate and subs 5, 8, and 10 at common points. Applicant states that no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 102982 (Sub-No. 26), filed May 1, 1972. Applicant: GEORGE W. KUGLER, INC., 2800 West Waterloo Road, Akron, OH 44312. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, OH 43215. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) (A) Plastic pipe, fittings, and attachments, from Buckhannon, W. Va., to points in and east of North Dakota, South Dakota, Nebraska, Oklahoma, and Texas; and (B) materials and supplies used in the manufacture, packaging, and shipment of plastic pipe fittings and attachments, from points in the destination territory specified in (1) (A) above to Buckhannon, W. Va.; and (2) (A) clay and refractory products and fittings, attachments, materials, and supplies used in the installation thereof, from Somerville, N.J., to points in Pennsylvania, New York, Connecticut, Massachusetts, Rhode Island, Maine, Vermont, New Hampshire, Delaware, Maryland, Virginia, Ohio, North Carolina, Indiana, Michigan, Illinois, Kentucky, Wisconsin, Tennessee, and the District of Columbia, (B) materials and supplies used in the manufacture, packaging, and distribution of clay and refractory products and fittings, attach-

ments, materials and supplies used in the installation thereof, from points in the destination territory specified in (2) (A) above to Somerville, N.J., under contract with Clow Corp. NOTE: Applicant holds common carrier authority under MC 125533 Subs 1 and 2, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 104004 (Sub-No. 189), filed May 8, 1972. Applicant: ASSOCIATED TRANSPORT, INC., 380 Madison Avenue, New York, NY 10017. Applicant's representative: John P. Tynan, 69-20 Fresh Pond Road, Ridgewood, NY 10017. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: General commodities, except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious to other lading, serving the plant-site of Melville Shoe Corp. at or near Robersonville, N.C., as an offroute point in connection with applicant's regular routes. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 104896 (Sub-No. 41), filed April 26, 1972. Applicant: WOMELDORF, INC., Post Office Box 495, Jefferson Avenue Extension, Washington, PA 15301. Applicant's representative: V. Baker Smith, 2107 The Fidelity Building, Philadelphia, Pa. 19109. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Cardboard, paperboard, and corrugated cartons and containers, and materials, supplies and equipment used or useful in the production, distribution and sale of cardboard, paperboard, and corrugated cartons and containers, between the facilities of Federal Paper Board Co., Inc., at or near Washington, Pa., on the one hand, and, on the other, points in New Jersey. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Pittsburgh or Philadelphia, Pa., or Washington, D.C.

No. MC 106644 (Sub-No. 138), filed April 27, 1972. Applicant: SUPERIOR TRUCKING COMPANY, INC., 2770 Peyton Road NW., Post Office Box 916, Atlanta, GA 30301. Applicant's representative: Hubert Johnson, Post Office Box 916, Atlanta, GA 30301. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Commodities, the transportation of which because of size or weight require the use of special equipment, and related parts and accessories when their transportation is incidental to the foregoing commodities, between the facilities of Jaddair, Inc., at Port Washington, Wis., on the one hand, and, on the other, points in the United States including Alaska (but excluding Hawaii), restricted to

traffic originating at or destined to plant-site of Jadair, Inc., at Port Washington, Wis. NOTE: Applicant is authorized as a contract carrier, under MC 104724 and subs, therefore, common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., Madison, Wis., or Washington, D.C.

No. MC 107012 (Sub-No. 149), filed May 5, 1972. Applicant: NORTH AMERICAN VAN LINES, INC., Lincoln Highway East and Meyer Road, Post Office Box 988, Fort Wayne, IN 46801. Applicant's representative: Terry G. Fewell, Post Office Box 988, Fort Wayne, IN 46801. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Restaurant and kitchen furniture, fixtures, equipment, and appliances*, uncrated, from the plantsite of Shelley Manufacturing Co. at or near Miami, Fla., to points in the United States (excepting Hawaii but including Alaska). NOTE: Applicant holds authority to serve various points in the United States via Arkansas gateway. Applicant states that the purpose of instant application is to eliminate the gateway. Applicant further states that the requested authority cannot be tacked with its existing authority. Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Miami, Fla., or Washington, D.C.

No. MC 107403 (Sub-No. 835), filed April 26, 1972. Applicant: MATLACK, INC., 10 West Baltimore Avenue, Lansdowne, PA 19050. Applicant's representative: Harry C. Ames, Jr., 666 11th Street NW., Washington, DC 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Petroleum and petroleum products*, in bulk, in tank vehicles, from Baton Rouge, La., to points in Mississippi; and (2) *fly ash*, in bulk, in tank vehicles, from Reading, Pa., to Wilmington, Del. NOTE: Common control may be involved. Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 107496 (Sub-No. 849), filed April 28, 1972. Applicant: RUAN TRANSPORT CORPORATION, Third at Keosauqua Way, Post Office Box 855, Des Moines, IA 50304. 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: *Chemicals*, in bulk, (1) from Laramie, Wyo., to points in Colorado, Kansas, Nebraska, South Dakota, and Wyoming; and (2) from points in Cheyenne County, Nebr., to points in Colorado, Kansas, South Dakota, and Wyoming. NOTE: Applicant in-

dicates tacking is possible but not intended. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Cheyenne, Wyo., or Denver, Colo.

No. MC 107515 (Sub-No. 801), filed May 4, 1972. Applicant: REFRIGERATED TRANSPORT CO., INC., Post Office Box 308, Forest Park, GA 30050. Applicant's representative: Paul M. Daniell, Post Office Box 872, Atlanta, GA 30301. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except in bulk, in tank vehicles) in vehicles equipped with mechanical refrigeration, from Jacksonville, Ill., to points in Kentucky, Ohio, and West Virginia. NOTE: Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 108313 (Sub-No. 12), filed May 8, 1972. Applicant: CALEDONIA LINES, INC., Post Office Box 48, Caledonia, NY 14423. Applicant's representative: Raymond A. Richards, 23 West Main Street, Webster, NY 14580. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Chemicals and compressed gasses*, in bulk (except petroleum products), between points in Indiana, Connecticut, Maine, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, and Vermont, under contract with Jones Chemicals, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Rochester or Buffalo, N.Y.

No. MC 108380 (Sub-No. 83), filed April 28, 1972. Applicant: JOHNSTON'S FUEL LINERS, INC., 808 Birch Street, Post Office Box 100, Newcastle, WY 82701. Applicant's representative: Truman A. Stockton, Jr., The 1650 Grant Street Building, Denver, CO 80203. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Coal tar products*, in bulk, in tank vehicles, (1) between points in Utah, and (2) between points in Utah on the one hand, and, on the other, points in Colorado and Wyoming. NOTE: Common control may be involved. Applicant states that it intends to tack the requested authority with its existing authority under MC 108380 (Sub-No. 69) over Wyoming and Colorado gateways to perform service to points in North Dakota, South Dakota, and Nebraska. If a hearing is deemed necessary, applicant does not specify a location.

No. MC 108393 (Sub-No. 60), filed April 26, 1972. Applicant: SIGNAL DELIVERY SERVICE, INC., 930 North York Road, Hinsdale, IL 60521. Applicant's representative: J. A. Kundtz, 1100 National City Bank Building, Cleveland, Ohio 44114. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Parts of electrical and gas appliances and equipment, materials, and supplies*, used in the manufacture, distribution, and repair of electrical and gas appliances, between Angola, Breman, Chandler, Columbus City, Huntington, Logansport, and Wabash, Ind., and Dowagiac, Grand Haven, Grand Rapids, Muskegon, and Zeeland, Mich., on the one hand, and, on the other, Clyde, Ohio, under continuing contract or contract with Whirlpool corp. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 108676 (Sub-No. 45), filed May 5, 1972. Applicant: A. J. METTLER HAULING AND RIGGING, INC., 117 Chicamauga Avenue NE., Knoxville, TN 37917. Applicant's representative: Carl U. Hurst, Post Office Box E, Bowling Green, KY 42101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Plastic pipe and plastic tubing*, from the plantsite of the Tex-Tube Division, Detroit Steel Corp., Houston, Tex., to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Houston, Tex.

No. MC 108676 (Sub-No. 46), filed May 5, 1972. Applicant: A. J. METTLER HAULING AND RIGGING, INC., 117 Chicamauga Avenue NE., Knoxville, TN 37917. Applicant's representative: Carl U. Hurst, Post Office Box E, Bowling Green, KY 42101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Modular dryer and curing ovens*, between the plantsite of the Singer Co., Cobble Division, Chattanooga, Tenn., on the one hand, and, on the other, points in the United States (except Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Nashville, Tenn.

No. MC 108805 (Sub-No. 2), filed April 20, 1972. Applicant: ROBERT M. HECHT, doing business as HECHT AUTO SERVICE, 238 South Summit Street, Toledo, OH 43604. Applicant's representatives: James R. Stiverson and Edwin H. van Deusen, 50 West Broad Street, Columbus, OH 43215. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Wrecked or disabled motor vehicles, and replacement vehicles, and parts*, in wrecker service, between Toledo, Ohio, on the one hand, and, on the other, points in Indiana, Michigan, and Pennsylvania. NOTE: Applicant states that the

requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 108884 (Sub-No. 24), filed May 8, 1972. Applicant: ROGERS TRANSFER, INC., Route 46, Post Office Box 175, Great Meadows, NJ 07838. Applicant's representative: Bert Collins, 140 Cedar Street, New York, NY 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in less-than-truckload shipments, in refrigerated vehicles, from Newburgh, N.Y., to points in New Jersey, Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, Vermont, Delaware, Florida, Georgia, Maryland, New York, North Carolina, Pennsylvania, South Carolina, and Virginia. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 109397 (Sub-No. 272), filed April 28, 1972. Applicant: TRI-STATE MOTOR TRANSIT CO., a corporation, Post Office Box 113, Joplin, MO 64801. Applicant's representative: Max G. Morgan, 600 Leininger Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Carpets, carpeting, rugs, tufted textile products, and yarn*, from points in Bartow and Gordon Counties, Ga., to points in Washington, Oregon, California, Idaho, Nevada, Montana, Wyoming, Utah, Colorado, Arizona, New Mexico, North Dakota, South Dakota, Nebraska, Kansas, Minnesota, and Mississippi; and (2) *jute and burlap*, from Los Angeles, Oakland, San Diego, and San Francisco, Calif., Portland, Oreg., and Seattle, Wash., to points in Bartow and Gordon Counties, Ga. NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 109481 (Sub-No. 4), filed April 24, 1972. Applicant: GEO. F. GRAVES TRUCK SERVICE, INC., 509 Harrison Avenue, Harrison, NJ 07029. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, manufactured, sold or utilized, by the RCA Corp. (except commodities in bulk), between the facilities of RCA Corp., located at Harrison, and Edison, N.J., and points in the New York, N.Y., commercial zone as defined by the Commission, South Kearny and Newark Airport, N.J., under contract with RCA Corp. NOTE: If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., or New York, N.Y.

No. MC 110325 (Sub-No. 52), filed April 13, 1972. Applicant: TRANSCON LINES, 1206 South Maple Avenue, Los Angeles, CA 90015. Applicant's represent-

ative: F. W. Taylor, Midland Building, 1221 Baltimore Avenue, Kansas City, MO 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, and commodities requiring special equipment, serving the plantsite and facilities of PPG Industries, at or near Mount Holly Springs, Pa., as an off-route point in connection with carrier's authorized regular route operations. NOTE: No duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 110393 (Sub-No. 31), filed April 10, 1972. Applicant: GEM TRANSPORT, INC., 1559 East 10th Street, Jeffersonville, IN 47130. Applicant's representative: Rudy Yessin, Post Office Box B, Frankfort, KY 40601. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Dried shortening*, from Stanford and Springfield, Ky., to points in Minnesota, Wisconsin, Illinois, Indiana, Ohio, Tennessee, Virginia, West Virginia, Pennsylvania, New York, Maryland, New Jersey, Delaware, Rhode Island, Connecticut, Massachusetts, and Michigan; and (2) *dairy products*, from Springfield and Stanford, Ky., to points in Delaware, Massachusetts, Connecticut, and Rhode Island, under contract with Armour & Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 110420 (Sub-No. 654), filed April 21, 1972. Applicant: QUALITY CARRIERS, INC., Post Office Box 186, Pleasant Prairie, WI 53158. Applicant's representative: Fred H. Figge (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corn products, and blends*, in bulk, in tank vehicles, from Hammond, Ind., to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that it holds authority that can be tacked, and thus serve other origins, however it does not propose tacking with any other authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 110525 (Sub-No. 1028) (Correction), filed March 2, 1972, published in the FEDERAL REGISTER, issue of March 30, 1972, and republished as corrected this issue. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, PA 19335. Applicant's representative: Leonard A. Jaskiewicz, 1730 M Street NW, Suite 501, Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Red wire enamel*, in bulk, in tank vehicles, from Schenectady, N.Y., to Danbury, Conn. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. The purpose of this republication

is to redescribe the commodity description. If a hearing is deemed necessary, applicant requests it be held at Albany, N.Y. or New York, N.Y.

No. MC 111302 (Sub-No. 69), filed May 1, 1972. Applicant: HIGHWAY TRANSPORT, INC., Post Office Box 10470, Knoxville, TN 37919. Applicant's representative: George W. Clapp, Post Office Box 10188, Greenville, SC 29603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt cake* (crude sulphate of soda), in bulk, from Port Ryan, Tenn., to Westover, Ga. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Knoxville, Tenn., or Washington, D.C.

No. MC 111729 (Sub-No. 345), filed May 1, 1972. Applicant: AMERICAN COURIER CORPORATION, 2 Nevada Drive, Lake Success, NY 11040. Applicant's representative: John M. Delany (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Ophthalmic goods, and business papers and records moving therewith*, (a) between Baltimore, Md., on the one hand, and, on the other, Norfolk and Richmond, Va.; New York, N.Y.; Philadelphia, Pa., and Pennsauken, N.J.; and (b) between Washington, D.C., and Richmond, Va.; (2) *who's blood, blood components, blood derivatives, and business papers, records, audit and accounting media moving therewith*, between Johnstown, Pa., on the one hand, and, on the other, points in the District of Columbia, Maryland, Ohio, and West Virginia; (3) *microfilm*, exposed, unexposed and processed, and *business papers, records, and audit and accounting media of all kinds*, between Paramus and Pennsauken, N.J., on the one hand, and, on the other, Bethlehem and Camp Hill, Pa.; Wilmington, Del.; New Haven and Hartford, Conn.; East Providence, R.I.; and Bedford, N.H.; and (4) *small emergency office machine parts*, restricted against the transportation of packages or articles weighing in the aggregate more than 50 pounds from one consignor to one consignee, on any 1 day, between Paramus and Pennsauken, N.J., on the one hand, and, on the other, Bethlehem and Camp Hill, Pa.; Wilmington, Del.; New Haven and Hartford, Conn.; East Providence, R.I.; and Bedford, N.H. NOTE: Applicant states that a portion of the requested authority could be tacked with certain existing authorities, however applicant does not at present have any intentions to tack. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Applicant now holds contract carrier authority under its No. MC 112750 and subs, therefore dual operations may be involved. Common control may also be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 111729 (Sub-No. 346), filed May 5, 1972. Applicant: AMERICAN COURIER CORPORATION, 2 Nevada Drive, Lake Success, NY 11040. Applicant's representative: John M. Delany (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Business papers, records, audit and accounting media of all kinds*; (a) between Madison, Wis., on the one hand, and, on the other, points in Illinois and Iowa; and (b) between Elk Grove Village, Ill., and Cincinnati, Ohio; (2) *small parts, components and supplies such as drums, motors, components of electronic photocopying equipment, photo copying paper, dry ink and copying fluid*, restricted against the transportation of commodities in bulk and of packages or articles weighing in the aggregate more than 200 pounds from one consignor to one consignee on any one day, between Madison, Wis., on the one hand, and, on the other, points in Illinois and Iowa; and (3) *biological laboratory samples, blood specimens, serum specimens, urine specimens, business papers, records, audit and accounting media*, between Morristown, N.J., and Philadelphia, Pa. NOTE: Applicant states that a portion of the requested authority could be tacked with certain existing authorities, however, applicant does not at present have any intentions to tack. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Applicant now holds contract carrier authority under its No. MC 112750 and subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 111785 (Sub-No. 52), filed May 8, 1972. Applicant: BURNS MOTOR FREIGHT, INC., Post Office Box 140, U.S. Highway 219 South, Marlinton, W. Va. 24954. Applicant's representative: Theodore Polydoroff, 1140 Connecticut Avenue NW., Washington, DC 20036. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Feed, feed ingredients, and farm supplies*, from points in Roanoke County, Va., to points in Greenbrier and Pocahontas Counties, W. Va. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Charleston, W. Va.

No. MC 112822 (Sub-No. 231), filed April 21, 1972. Applicant: BRAY LINES INCORPORATED, Post Office Box 1191, 1401 North Little Street, Cushing, OK 74023. Applicant's representative: K. Charles Elliott (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Foodstuffs, and other articles as manufactured and distributed by the R. T. French Co., from Springfield, Mo., to points in Florida*. NOTE: Applicant states there may be tacking possibilities; however,

none are intended at this time. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Jacksonville, Tampa, or Miami, Fla.

No. MC 112822 (Sub-No. 232), filed May 5, 1972. Applicant: BRAY LINES INCORPORATED, Post Office Box 1191, 1401 North Little Street, Cushing, OK 74023. Applicant's representative: K. Charles Elliott (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from the plantsites and warehouse facilities of Tony Downs Foods Co. at or near St. James, Madelia, and Butterfield, Minn., and from the plantsite and warehouse facilities of Wadco Foods at or near Esterville, Iowa, to points in Alabama, Arizona, Arkansas, California, Colorado, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Mississippi, Missouri, Montana, Nebraska, Nevada, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, South Carolina, Tennessee, Texas, Utah, Virginia, Washington, West Virginia, Wisconsin, and Wyoming. Restriction: Restricted to traffic originating at named origin plants and destined to named origin States. NOTE: Wadco Foods is a wholly owned subsidiary of Tony Downs Foods Co. If a hearing is deemed necessary, applicant requests it be held at St. Paul, Minn., or Chicago, Ill.

No. MC 113459 (Sub-No. 69) (Correction), filed April 11, 1972, published in the FEDERAL REGISTER, issue of May 18, 1972, and republished in parts as corrected this issue. Applicant: H. J. JEFFRIES TRUCK LINES, INC., Post Office Box 94850, Oklahoma City, OK 73109. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Building, Dallas, Tex. 75224. The sole purpose of this partial republication is to reflect the correct docket number assigned thereto as MC 113459 Sub 69 in lieu of MC 113549 Sub 69, which was in error in previous publication. The rest of the application remains the same.

No. MC 113459 (Sub-No. 70), filed April 28, 1972. Applicant: H. J. JEFFRIES TRUCK LINE, INC., Post Office Box 94850, Oklahoma City, OK 73109. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Building, Dallas, Tex. 75224. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Dozer blades, implement drawbars, loaders, scarifiers, fork-lifts, backhoes, and plows*; and (2) *trailers, parts, and accessories in connection with commodities named in (1) above, from Fairview, Okla., to points in the United States (except Alaska and Hawaii)*. NOTE: Applicant states it could tack with existing authorities in its No. MC 113459, but indicates it has no present intention to tack. Persons interested

in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., or Tulsa, Okla.

No. MC 113459 (Sub-No. 71), filed May 3, 1972. Applicant: H. J. JEFFRIES TRUCK LINE, INC., Post Office Box 94850, Oklahoma City, OK 75224. Applicant's representative: James W. Hightower, 136 Wynnewood Professional Building, Dallas, Tex. 75224. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Aluminum and aluminum articles*, from Sedalia, Mo., to points in Arkansas, Arizona, Colorado, North Dakota, South Dakota, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Montana, Nebraska, New Mexico, New York, Ohio, Oklahoma, Pennsylvania, Tennessee, Texas, Utah, West Virginia, Wisconsin, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., or Washington, D.C.

No. MC 113784 (Sub-No. 47), filed May 9, 1972. Applicant: LAIDLAW TRANSPORT LIMITED, a corporation, 65 Guise Street, Hamilton 21, ON, Canada. Applicant's representative: David A. Sutherland, 2001 Massachusetts Avenue NW., Washington, DC 20036. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Lime and limestone*, from ports of entry on the international boundary line between the United States and Canada, located in Michigan along the Detroit and St. Clair Rivers to points in Michigan. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Buffalo, N.Y.

No. MC 113843 (Sub-No. 185), filed April 24, 1972. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, MA 02210. Applicant's representative: William J. Boyd, 29 South La Salle Street, Chicago, IL 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Food and food products*, from points in Connecticut, Rhode Island, Massachusetts and New Hampshire, to points in Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, Colorado, Ohio, Wisconsin, and that part of Pennsylvania on and west of U.S. Highway 15. NOTE: Common control may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Boston, Mass.

No. MC 114019 (Sub-No. 235), filed April 14, 1972. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 South Pulaski Road, Chicago, IL 60629. Applicant's representative: Edward G.

Bazelon, 39 South La Salle Street, Chicago, IL 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plantsite of Farmland Foods, Inc., at Carroll, Iowa, to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 114273 (Sub-No. 119), filed April 24, 1972. Applicant: CEDAR RAPIDS STEEL TRANSPORTATION, INC., Post Office Box 68, Cedar Rapids, IA 52406. Applicant's representative: Robert E. Konchar, Suite 315, Commerce Exchange Building, 2720 First Avenue NE., Cedar Rapids, IA 52402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Steel welding wire*, from Troy, Ohio, to points in Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, Colorado, Oklahoma, and Texas. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 114301 (Sub-No. 70), filed May 9, 1972. Applicant: DELAWARE EXPRESS CO., a corporation, Post Office Box 97, Elkton, MD 21921. Applicant's representative: Chester A. Zyblut, 1522 K Street NW., Washington, DC 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fly ash*, in bulk, in tank vehicles, from Reading, Pa., to Wilmington, Del. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 115162 (Sub-No. 249), filed May 5, 1972. Applicant: POOLE TRUCK LINE, INC., Post Office Drawer 500, Evergreen, AL 36401. Applicant's representative: Robert E. Tate (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Conduits or pipe; fittings, plastic or iron; couplings, plastic or iron; connection, plastic or other than plastics; valves, other than plastics; hydrants, other than plastics; and materials and supplies necessary for the installation thereof*, from Buckhannon, W. Va., to points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas.

NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 115162 (Sub-No. 250), filed May 5, 1972. Applicant: POOLE TRUCK LINE, INC., Post Office Drawer 500, Evergreen, AL 36401. Applicant's representative: Robert E. Tate (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe and pipe fittings, couplings, connections, and accessories*, from Greencastle, Pa., to points in Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Atlanta, Ga.

No. MC 115331 (Sub-No. 328) (Correction), filed April 3, 1972, published in the FEDERAL REGISTER issue of May 4, 1972, and republished as corrected this issue. Applicant: TRUCK TRANSPORT, INCORPORATED, 1931 North Geyer Road, St. Louis, MO 63131. Applicant's representative: J. R. Ferris, 230 St. Clair Avenue, East St. Louis, IL 62201. The purpose of this republication is to show applicant's correct docket number as MC 115331 (Sub-No. 328) in lieu of MC 115531 (Sub-No. 328) which was erroneously published. The rest of the application remains as previously published.

No. MC 115648 (Sub-No. 27), filed April 25, 1972. Applicant: LUTHER LOCK, doing business as LUTHER LOCK TRUCKING, 974 Gilchrist, Post Office Box 290, Wheatland, WY 82201. Applicant's representative: Ward A. White, 1600 Van Lennen, Post Office Box 568, Cheyenne, WY 82001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lightweight aggregates*, in bulk, from the Idealite Co. plantsite at or near Rocky Flats, Colo., to points in Laramie and Platte Counties, Wyo. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Cheyenne, Wyo., or Denver, Colo.

No. MC 116073 (Sub-No. 233), filed April 24, 1972. Applicant: BARRETT MOBILE HOME TRANSPORT, INC., 1825 Main Avenue, Post Office Box 919, Moorhead, MN 56560. Applicant's representative: Robert G. Tessar, 1819 Fourth Avenue South, Moorhead, MN 56560. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Trailers designed to be drawn by passenger automobiles*, in secondary movements, and *buildings* in sections on wheeled undercarriages, from points in Hidalgo County, N. Mex., to points in Arizona. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, ap-

plicant requests it be held at Albuquerque, N. Mex.

No. MC 116073 (Sub-No. 234), filed April 24, 1972. Applicant: BARRETT MOBILE HOMES TRANSPORT, INC., 1825 Main Avenue, Post Office Box 919, Moorhead, MN 56560. Applicant's representative: Robert G. Tessar, 1819 Fourth Avenue South, Moorhead, MN 56560. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers designed to be drawn by passenger automobiles*, in initial movement, and *buildings* in sections, mounted on wheeled undercarriages, from points in Childress, Scurry, Lubbock, Howard, and Ector Counties, Tex., to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 116073 (Sub-No. 237), filed May 1, 1972. Applicant: BARRETT MOBILE HOME TRANSPORT, INC., Post Office Box 919, Moorhead, MN 56560. Applicant's representative: Robert G. Tessar, 1819 Fourth Avenue South, Moorhead, MN 56560. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers designed to be drawn by passenger automobiles*, in initial movements, and *buildings*, complete or in sections, from points in Otsego County, N.Y., to points in the United States (except Alaska and Hawaii). NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Albany, N.Y.

No. MC 116720 (Sub-No. 9), filed May 8, 1972. Applicant: DONALD E. MILLER, 15A Third Street West, Lemmon, SD 57638. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, MN 55402. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in containers, and *supplies, signs and materials* used in the sale thereof, from Milwaukee and La Crosse, Wis., St. Paul, Minn., and Peoria, Ill., to Aberdeen and Redfield, S. Dak., under contract with P. J. Distributing, Inc., Torigian Produce, and Redfield Beverage Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 118468 (Sub-No. 30), filed April 25, 1972. Applicant: UMTHUN TRUCKING CO., a corporation, 910 South Jackson Street, Eagle Grove, IA 50533. Applicant's representative: William L. Fairbank, 900 Hubbell Building, Des Moines, IA 50309. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, plywood and paneling*, from Madison, Wis., to points in Illinois, Iowa, and Minnesota, under contract with Emmer Madison, Inc. NOTE: Applicant also holds common carrier authority under MC 124813 and

subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Madison or Milwaukee, Wis., or Chicago, Ill.

No. MC 118292 (Sub-No. 30), filed May 1, 1972. Applicant: BALLENTINE PRODUCE, INC., Box 312, Alma, Ark. 72921. Applicant's representative: Lester M. Bridgeman, 1030 15th Street NW., Washington, DC 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, other than frozen (except in bulk), from Ortonville and Arlington, Minn., to points in Arizona, Colorado, Iowa, Kansas, Louisiana, Missouri, Nebraska, New Mexico, Oklahoma, and Texas. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Washington, D.C.

No. MC 118806 (Sub-No. 24), filed April 28, 1972. Applicant: ARNOLD BROS. TRANSPORT, LTD., 739 Lagmodiere Boulevard, Winnipeg, MB, Canada. Applicant's representative: Charles W. Singer, 33 North Dearborn Street, Chicago, IL 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Snowmobiles*, from ports of entry on the international boundary line between the United States and Canada located in North Dakota and Montana to points in California, Colorado, Idaho, Illinois, Indiana, Michigan, Minnesota, Montana, Nevada, New Hampshire, New Jersey, New York, North Dakota, Ohio, Oregon, Pennsylvania, South Dakota, Utah, Vermont, Washington, Wisconsin, and Wyoming. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Minneapolis or St. Paul, Minn., or Chicago, Ill.

No. MC 118922 (Sub-No. 6), filed May 5, 1972. Applicant: CARTER TRUCKING CO., INC., Locust Grove, Ga. 30248. Applicant's representative: William Addams, Suite 212, 5299 Roswell Road NE., Atlanta, GA 30342. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1)(a) *Snow throwers, tillers, and compost-shredder grinders, and parts* for each, from the plantsite of McDonough Power Equipment, Inc., McDonough, Ga., to points in Alabama, Florida, Tennessee, South Carolina, North Carolina, Virginia, Ohio, Mississippi, Louisiana, Kansas, Kentucky, Texas, Missouri, Illinois, West Virginia, Pennsylvania, New Jersey, Wisconsin, Indiana, Maryland, Delaware, Michigan, Minnesota, Iowa, Arkansas, Oklahoma, Connecticut, Massachusetts, New York, Nebraska, North Dakota, and South Dakota; *raw materials* when used for the manufacture of the above-described commodities, from points in the above-named States, to the plantsite of McDonough Power Equipment,

Inc., at McDonough, Ga.; (b) the commodities named in (1) above between the plantsite of McDonough Power Equipment, Inc., at McDonough, Ga., and Atlanta, Ga., restricted to the transportation of shipments having a prior or subsequent movement by rail, and (2) *compost-shredder grinders and parts* thereto, between the plantsites of Amerind-Mac Kissie, Inc., at Parker Ford, Pa., and McDonough Power Equipment, Inc., at McDonough, Ga., under contract with McDonough Power Equipment, Inc. NOTE: Applicant now has authority to transport lawnmowers and parts thereto between the 31 States named in (1) above and the plantsite of McDonough Power Equipment, Inc., at McDonough, Ga., and (b) has a favorable order of Division 1, Docket No. MC 118922 (Sub-No. 5) authorizing the transportation of lawnmowers and parts thereto between the plantsite of McDonough Power Equipment, Inc., at McDonough, Ga., restricted to the transportation of shipments having a prior or subsequent movement by rail. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 119632 (Sub-No. 54), filed May 1, 1972. Applicant: REED LINES, INC., 634 Ralston Avenue, Defiance, OH 43512. Applicant's representative: John P. McMahon, 100 East Broad Street, Columbus, OH 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Articles* distributed or dealt in by food distributors or wholesale and retail grocers (except frozen foods and commodities in bulk), from the plantsites and storage facilities of Hunt-Wesson Foods, Inc., at Indianapolis, Ind., to points in Indiana, Ohio, Kentucky, and those in Illinois on and south of U.S. Highway 24; and (2) *matches*, from Wadsworth, Ohio, to the plantsites and storage facilities of Hunt-Wesson Foods, Inc., at Indianapolis, Ind. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 119908 (Sub-No. 19), filed April 19, 1972. Applicant: WESTERN LINES, INC., 3523 McCarty Avenue, Houston, TX 77029; Post Office Box 1145 (mailing address), Houston, TX. Applicant's representative: Austin L. Hatchell, 1102 Perry Brooks Building, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pipe and tubing* from the plantsite of Tex-Tube Division, Detroit Steel Corp., at Houston, Tex., to points in Arkansas, Kansas, Louisiana, Mississippi, New Mexico, and Oklahoma. NOTE: Applicant holds contract authority under MC 110814 and subs, therefore common control and dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Houston, Tex.

No. MC 120257 (Sub-No. 13), filed May 5, 1972. Applicant: K. L. BREEDEN & SONS, INC., 401 Alamo Street, Terrell, TX 75160. Applicant's representative: Bernard H. English, 6270 Fifth Road, Fort Worth, TX 76116. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, between Carlinville, Centralia, Flora, Irvington, and Sparta, Ill., and points in Louisiana and Missouri, on the one hand, and, on the other, points in Alabama, Arizona, California, Colorado, Idaho, Iowa, Kansas, Louisiana, Minnesota, Montana, Nevada, New Mexico, Mississippi, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wisconsin, and Wyoming. NOTE: Applicant states it has Mercer commodities in Oklahoma, Kansas and Texas; pipe, other than oilfield from Lone Star, Bond and Gainesville, Tex. to various States and authority could be tacked at those points. If a hearing is deemed necessary, applicant requests it be held at St. Louis or Kansas City, Mo., or Dallas, Tex.

No. MC 121658 (Sub-No. 2), filed April 28, 1972. Applicant: STEVE D. THOMPSON, 1205 Percy Street, Post Office Box 149, Winnsboro, LA 71295. Applicant's representative: Charles H. Ryan, Post Office Box 4065, Monroe, LA 71201. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, (1) Between Jackson, Miss., and Delta, La., over U.S. Highway 80, serving no intermediate points in Mississippi; (2) between Ruston and Delta, La., over U.S. Highway 80, serving all intermediate points using Interstate Highway 20 for operating convenience only; (3) between Tallulah and Vidalia, La., over U.S. Highway 65, serving all intermediate points; (4) between Ferriday and Winnfield, La., over U.S. Highway 84, serving all intermediate points; (5) between Winnfield and Ruston, La., over U.S. Highway 167, serving all intermediate points; (6) between Fort Necessity and Columbia, La., over Louisiana Highway 4, serving all intermediate points; (7) between Sicily Island and Jonesboro, La., from Sicily Island over Louisiana Highway 8 to junction Louisiana Highway 124, thence over Louisiana Highway 124 to Jonesville, and return over the same route, serving all intermediate points; (8) between Sicily Island and Ferriday, La., over Louisiana Highway 15, serving all intermediate points; (9) between Monroe and Tulos, La., over Louisiana Highway 15, serving all intermediate points; (10) between Crowville and Winnsboro, La., over Louisiana Highway 17, serving all intermediate points; and (11) between Fort Necessity and Winnsboro, La., over Louisiana Highway 4, serving all intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Monroe, La., or Jackson, Miss.

No. MC 123294 (Sub-No. 28), filed April 7, 1972. Applicant: WARSAW TRUCKING CO., INC., 1102 West

Winona Avenue, Warsaw, IN 46580. Applicant's representative: Martin J. Leavitt, 1800 Buhl Building, Detroit, Mich. 48226. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Mineral wool, mineral wool products, mineral fiber products, air filters and air filter products, and such materials, equipment and supplies as are used in the manufacture, packaging, installation or distribution of the above commodities (except commodities in bulk), between the plant-site and facilities of United States Gypsum Co., at or near Wabash, Ind., on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Maine, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia.* NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Chicago, Ill.

No. MC 124297 (Sub-No. 3), filed May 8, 1972. Applicant: JUNIOR N. LARRICK, doing business as LARRICK TRANSPORTATION, Route 1, Lebanon, OH 45036. Applicant's representative: James R. Stivers, 50 West Broad Street, Columbus, OH 43215. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles, as described in appendix V to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 (except commodities which by reason of their size or weight require the use of special equipment or special handling), from Lebanon, Ohio, to points in Illinois, Indiana, Kentucky, Michigan, Pennsylvania, Tennessee, Virginia, and West Virginia, under contract with Dave Steel Corp.* NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Washington, D.C.

No. MC 124344 (Sub-No. 5), filed April 25, 1972. Applicant: HINER TRANSPORT, INC., 1317 South Jefferson Street, Huntington, IN 46750. Applicant's representative: Robert W. Loser II, 1001 Chamber of Commerce Building, Indianapolis, IN 46204. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Printed matter and materials, supplies, and equipment, used or useful in the maintenance and operation of printinghouses (except commodities in bulk, in tank vehicles), between points in Indiana, on the one hand, and, on the other, points in the United States, under contract with Our Sunday Visitor, Inc., and Curtin Productions, Inc.* NOTE: Applicant states that no duplicating authority is sought. If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., Chicago, Ill., or Washington, D.C.

No. MC 124813 (Sub-No. 96), filed May 1, 1972. Applicant: UMTHUN TRUCKING CO., a corporation, 910 South Jackson Street, Eagle Grove, IA 50533. Applicant's representative: William L. Fairbanks, 900 Hubbell Building, Des Moines, IA 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Commodities in bulk, having an immediately prior or subsequent movement over the lines of the Chicago & North Western Railway Co., between points in Illinois, Iowa, Minnesota, Missouri, Nebraska, South Dakota, and Wisconsin, between points in Illinois, Iowa, Minnesota, Missouri, Nebraska, South Dakota, and Wisconsin.* NOTE: Applicant holds contract carrier authority under MC 118468 and subs, therefore dual operations may be involved. Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 125479 (Sub-No. 12), filed May 8, 1972. Applicant: P-N-J KORNACKER, INC., 3050 West 10th Street, Waukegan, IL 60085. Applicant's representative: Albert A. Andrin, 29 South La Salle Street, Chicago, IL 60603. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Malt beverages and related products, from Monroe, Wis., to points in Nebraska, Illinois, Indiana, Ohio, Michigan, and Pennsylvania.* NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 125648 (Sub-No. 2) (Correction), filed March 31, 1972, published in the FEDERAL REGISTER issue of May 4, 1972, and republished, as corrected, this issue. Applicant: C. WHITE & SONS, INC., Evans Road, Rocky Hill, Conn. 06067. Applicant's representative: Thomas W. Murrett, 342 North Main Street, West Hartford, CT 06117. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Automobile accessories, and petroleum and petroleum products in tank vehicles as described in appendix XIII of Descriptions in Motor Carrier Certificates 61 M.C.C. 209 and 294 (except liquified petroleum gas), between points in Massachusetts, Connecticut, and Rhode Island, under contract with Lehigh Inc., Lehigh Petroleum Co., Inc., the Callahan Oil Co., the Mercury Oil Co., the A-1 Oil Corp., and Tenneco Oil Co.* NOTE: The purpose of this republication is to correctly reflect the commodities sought to be transported by the inclusion of automobile accessories in lieu of excluding them as shown in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Hartford or New Haven, Conn.

No. MC 126069 (Sub-No. 3), filed April 24, 1972. Applicant: JOE L. LANGER, 924 West Avenue F, Muleshoe, TX 79347. Applicant's representative: Grady L. Fox, 222 Amarillo Building, Amarillo, Tex. 79101. Authority sought to operate as a common carrier, by motor

vehicle, over irregular routes, transporting: *Meat, meat byproducts and other products produced by meatpackers, and general commodities when said meat or meat byproducts or general commodities have a prior or subsequent movement by rail, between points in Roberts, Hutchinson, Moore, Hartley, Oldham, Potter, Carson, Donley, Armstrong, Randall, Deaf Smith, Farmer, Castro, Swisher, Briscoe, Hall, Floyd, Bailey, Lamb, Hale, Motley, Cottle, Cochran, Hockley, Lubbock, Crosby, Dickens, Kent, Garza, Yoakum, Terry, Lynn, Gaines, Dawson, and Borden Counties, Tex.; points in De Baca, Chaves, Guadalupe, Quay, Curry, and San Miguel Counties, N. Mex.* NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Amarillo, Tex.

No. MC 126305 (Sub-No. 42), filed May 1, 1972. Applicant: BOYD BROTHERS TRANSPORTATION CO., INC., Rural Delivery 1, Clayton, Ala. 36016. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Carpets, carpeting, carpet tiles, material, equipment, and supplies, used in the manufacture and sale of carpets and carpeting, between the facilities of Heugatille Van Heugten USA, Inc., located at or near Hampton, Va., on the one hand, and, on the other, points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas.* NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Montgomery or Birmingham, Ala.

No. MC 126305 (Sub-No. 44), filed May 1, 1972. Applicant: BOYD BROTHERS TRANSPORTATION CO., INC., Rural Delivery No. 1, Clayton, Ala. 36016. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. 07306. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Cast iron pipes and fittings, cast iron meter boxes and parts, manhole frames and covers and culverts, iron and steel articles (except commodities which because of size, shape, or weight require the use of special equipment or handling), between points in Tuscaloosa County, Ala., on the one hand, and, on the other, points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas.* NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Montgomery or Birmingham, Ala.

No. MC 126905 (Sub-No. 1) (Correction), filed March 29, 1972, published in the FEDERAL REGISTER issue of May 4, 1972, and republished in part as corrected this issue. Applicant: TRANS JERSEY AIRCRAFT SERVICE, INC., First and

Baltimore Streets, Phillipsburg, NJ 08865. Applicant's representative: Russell S. Bernhardt, 1625 K Street NW., Washington, DC 20006. NOTE: The sole purpose of this partial republication is to reflect No. MC 126905 in lieu of MC 125905, which was erroneously shown in the previous publication. The rest of the application remains as previously published.

No. MC 127187 (Sub-No. 10), filed May 1, 1972. Applicant: FLOYD DUENOW, 215 East Cherry, Fergus Falls, MN 56537. Applicant's representative: Gene P. Johnson, 514 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed and feed ingredients*, between points in Montana, Wyoming, North Dakota, South Dakota, Nebraska, Iowa, and Minnesota. NOTE: Applicant states it could tack in eastern North Dakota or western Minnesota, to provide service to points in Wisconsin, Illinois, Missouri, Kansas, Oklahoma, and Texas, under its Sub 4 authority. If a hearing is deemed necessary, applicant requests it be held at Minneapolis or St. Paul, Minn.

No. MC 127840 (Sub-No. 30), filed April 13, 1972. Applicant: MONTGOMERY TANK LINES, INC., 612 Maple, Willow Springs, IL 60480. Applicant's representative: William H. Towle, 127 North Dearborn Street, Chicago, IL 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hog mucosa*, from points in Ohio, Pennsylvania, and Michigan to Chicago, Ill. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 128218 (Sub-No. 6), filed May 1, 1972. Applicant: JERSEY AREA FOOD TRANSPORT, INC., 528 North Michigan Avenue, Kenilworth, NJ 07033. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Food and food products, meats, packinghouse products, and commodities used by packinghouses*, as described in appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, and materials, supplies, and equipment used in food processing (except commodities in bulk), in mechanical refrigerated equipment, from points in the New York, N.Y., commercial zone as defined by the Commission, and points in Hudson, Essex, Bergen, and Union Counties, N.J., to Pittsburgh, Pa., and points in its commercial zone. NOTE: Applicant states that it intends to interline with other carriers at its terminal in Kenilworth, N.J. Applicant further states that the requested authority can be tacked with its existing authority at Jersey City, N.J., but does not identify the points or territories which can be served through tacking. Persons interested in the tack-

ing possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., or New York, N.Y.

No. MC 128218 (Sub-No. 7), filed May 2, 1972. Applicant: JERSEY AREA FOOD TRANSPORT, INC., 528 North Michigan Avenue, Kenilworth, NJ 07033. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods except commodities in bulk*, in mechanical refrigerated equipment, from Jersey City, N.J., to King of Prussia, Springhouse, Norristown, Harrisburg, Scranton, Wilkes-Barre, Sunbury, West Reading, and Allentown, Pa. NOTE: Applicant states that the requested authority can be tacked with its existing authority at Jersey City, N.J., but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., or New York, N.Y.

No. MC 128218 (Sub-No. 8), filed May 16, 1972. Applicant: JERSEY AREA FOOD TRANSPORT, INC., 528 North Michigan Avenue, Kenilworth, NJ 07033. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods except commodities in bulk* in mechanical refrigerated equipment, from the plantsite and warehouse facilities of Stouffer Foods located at King of Prussia, Pa., to National Seaboard Cold Storage, Jersey City, N.J. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., or New York, N.Y.

No. MC 128941 (Sub-No. 3), filed April 24, 1972. Applicant: KATHLEEN ROBINS, doing business as ROBINS TRANSFER COMPANY, Post Office Box 239, Lawrenceburg, TN 38464. Applicant's representative: John P. Carlton, 327 Frank Nelson Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand*, from points in Franklin County, Ala., to points in Maury County, Tenn. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala., or Nashville, Tenn.

No. MC 129453 (Sub-No. 1), filed May 8, 1972. Applicant: STARCK VAN LINES OF COLUMBUS, INC., 3747 Groveport Road, Columbus, OH 43207.

Applicant's representative: Paul F. Beery, 88 East Broad Street, Columbus, OH 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, (1) between points in Scioto and Lawrence Counties, Ohio; and (2) between points in Lawrence and Scioto Counties, Ohio, on the one hand, and, on the other, points in Franklin County, Ohio. Restrictions: (a) Said operations are restricted to the transportation of traffic having a prior or subsequent movement in containers between the points authorized; and (b) said operations are restricted to the performance of pickup and delivery service in connection with the packing, crating, and containerization, or unpacking, uncrating, and decontainerization of such traffic. NOTE: Applicant states that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 129750 (Sub-No. 1), filed April 28, 1972. Applicant: EDWARD C. FERRIS, Campbell, N.Y. 10916. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dump bodies, truck tanks, garbage paker, hoists, and parts and attachments of dump bodies, truck tanks, garbage packers, and hoists*, from Woodbridge, N.J., to points in Maine under contract with the Heil Co. and distributors of the Heil Co. products. NOTE: If a hearing is deemed necessary, applicant requests it be held at Albany, N.Y., Hartford, Conn., or New York City N.Y.

No. MC 133065 (Sub-No. 22), filed April 26, 1972. Applicant: ECKLEY TRUCKING AND LEASING, INC., Post Office Box 156, Mead, NE 68041. Applicant's representative: Gailyn L. Larsen, 521 South 14th Street, Post Office Box 80806, Lincoln, NE 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal and fiberglass containers, industrial blenders and dump station machines, frankfurter processing machines, sand blasters, truck hoists, tractor stilts, stock tank heaters, farm fertilizer applicators, and nurse tank wagons and parts of the commodities named above*, from Lenox, Iowa, and Beatrice, Nebr., to points in Alaska, Arizona, Kentucky, Montana, New Mexico, North Carolina, Tennessee, and Wyoming under continuing contract with Tote Systems, division of Hoover Ball and Bearing Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lincoln or Omaha, Nebr.

No. MC 133566 (Sub-No. 17), filed April 21, 1972. Applicant: GANGLOFF & DOWNHAM TRUCKING CO., INC., Post Office Box 676, Logansport, IN 46947. Applicant's representative: William I.

Slover, 1224 17th Street NW., Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Foodstuffs*, in temperature controlled vehicles; and (2) *pizza cutters, trays, ovens, rollers, and related equipment* used in the preparation of pizza pies, from the plantsite and storage facilities of Baltimore Pizza Crust Co., Inc., at Baltimore, Md., to points in Pennsylvania, Indiana, Michigan, and Ohio, restricted to traffic originating at the named facilities. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 133566 (Sub-No. 18), filed May 5, 1972. Applicant: GANGLOFF & DOWNHAM TRUCKING CO. INC., Post Office Box 676, Logansport, IN 46947. Applicant's representative: William L. Slover, 1224 17th Street NW., Washington, DC 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* in temperature controlled vehicles, from Borculo, Mich., to points in Illinois, Indiana, Missouri, Wisconsin, Iowa, New York, Pennsylvania, Ohio, Maine, New Hampshire, Vermont, West Virginia, Rhode Island, Maryland, Massachusetts, Connecticut, New Jersey, Delaware, District of Columbia, Virginia, Kentucky, North Carolina, South Carolina, Georgia, and Florida. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich., or Washington, D.C.

No. MC 133590 (Sub-No. 2), filed May 5, 1972. Applicant: WESTERN CARRIERS, INC., 288 Franklin Street, Worcester, MA 01604. Applicant's representative: Robert L. Kendall, Jr., 1719 Packard Building, Philadelphia, Pa. 19102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plastic articles, including plastic containers and lids and plastic shoe components*, except commodities in bulk, in tank vehicles, from Clinton and Leominster, Mass., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, Wisconsin, and the District of Columbia, under continuing contract with Amory Chemical & Plastics Co., Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Boston or Worcester, Mass.

No. MC 133655 (Sub-No. 56), filed May 8, 1972. Applicant: TRANS-NATIONAL TRUCK, INC., Post Office Box 4168, Amarillo, TX 79105. Applicant's representative: D. J. Schneider, Post Office Box 2298, Green Bay, WI 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Building mate-*

rials, from Chicago, Ill.; Hightstown and South Plainfield, N.J., and Brooklyn, N.Y., to points in Texas; and (2) *carpeting*, from Hightstown, N.J., to points in Texas. **NOTE:** Common control may be involved. Applicant seeks no duplicating authority. Applicant states that the requested authority can be tacked with various subs of MC 133655 where feasible, but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 134043 (Sub-No. 5), filed May 1, 1972. Applicant: ART KNIGHT INC., Post Office Box 14626, 316 Southeast Market Street, Portland, OR. Applicant's representative: Seymour L. Coblenz, 430 Southwest Morrison, 510 Corbett Building, Portland, OR 97204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities transported in bulk, commodities of unusual value, household goods as defined by the Commission and commodities requiring special handling and special equipment), limited to contracts with Baza'r, Inc., to or between points in Washington, Oregon, California, and Arizona. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Portland, Ore., or San Francisco, Calif.

No. MV 134105 (Sub-No. 5), filed April 14, 1972. Applicant: CELERY-VALE TRANSPORT, INC., Rural Route 1, Post Office Box 96, Fort Lupton, CO 80621. Applicant's representative: Jack H. Blanshan, 29 South La Salle Street, Chicago, IL 30603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products and articles distributed by meat packinghouses* as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plant, warehouse, and storage facilities utilized by National Beef Packing Co., at or near Liberal, Kans., to points in Arkansas, Alabama, Florida, Georgia, Louisiana, and Mississippi. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo., or Oklahoma City, Okla.

No. MC 134614 (Sub-No. 4), filed April 24, 1972. Applicant: SELLAND AUTO TRANSPORT, INC., 5660 Fifth Avenue South, Seattle, WA 98154. Applicant's representative: Clyde H. MacIver, 1001 Fourth Avenue, Suite 3712, Seattle, WA 98154. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New and used automobiles and light-duty trucks*, between points in Washington,

Oregon, Idaho, and Montana. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash., or Portland, Ore.

No. MC 134922 (Sub-No. 29), filed May 5, 1972. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, AR 72118. Applicant's representative: L. C. Cypert (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lard, lard substitutes, animal oil and shortening, vegetable oils and shortenings, and blends of animal oils, animal shortenings, vegetable oils and shortenings* (except commodities in bulk), from Helena, Ark., to points in North Carolina, South Carolina, Florida, Virginia, West Virginia, Maryland, Pennsylvania, New York, New Jersey, Delaware, Massachusetts, Connecticut, Texas, and the District of Columbia. **NOTE:** Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark.

No. MC 135320 (Sub-No. 5), filed April 19, 1972. Applicant: OKLAHOMA ARMORED CAR, INC., 1005 Southwest Second Street, Oklahoma City, OK 73125. Applicant's representative: John M. Delany, 2 Nevada Drive, Lake Success, NY 11040. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Exposed and processed film and prints, complementary replacement film, incidental dealer handling supplies and advertising material* moving therewith (excluding motion picture film used primarily for commercial theater and television exhibition), between points in Oklahoma, restricted to traffic having an immediately prior or subsequent movement by air. **NOTE:** Dual operations and common control may be involved. Applicant states that a portion of the requested authority could be tacked with certain existing authorities, but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla., or Dallas, Tex.

No. MC 135384 (Sub-No. 7), filed April 13, 1972. Applicant: SPECIALIZED TRUCK SERVICE, INC., Highway 81 and Interstate 75, McDough, Ga. 30253. Applicant's representatives: Guy H. Postell and Frank D. Hall, Suite 713, 3384 Peachtree Road NE., Atlanta GA 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages, empty containers, and related advertising material*, between Milwaukee, Wis., and Pabst, Ga. (near Perry, Ga.), with authority to transport returned and rejected shipments. **NOTE:** Applicant states

that the requested authority can be tacked with its existing authority but indicates that it has no present intention to tack and therefore does not identify the points or territories which can be served through tacking. Persons interested in the tacking possibilities are cautioned that failure to oppose the application may result in an unrestricted grant of authority. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 135524 (Sub-No. 3), filed May 4, 1972. Applicant: G. F. TRUCKING CO., a corporation, 1528 Albert Street, Youngstown, OH 44505. Applicant's representative: George Fedorisin, 1455 McCollum Road, Youngstown, OH 44509. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Pipe, conduit, tubing, ducts or raceways, wrought iron or steel, iron or steel articles, conduit pipe or tubing, welded steel, fittings and accessories*, on trailers equipped with mechanical self unloaders, from Niles, Ohio, and New Kensington, Pa., to points in Alabama, Alaska, Arizona, Arkansas, California, Colorado, Florida, Idaho, Illinois, Iowa, Kansas, Kentucky, Louisiana, Minnesota, Mississippi, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Tennessee, Texas, Utah, Washington, Wisconsin, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Pittsburgh, Pa.

No. MC 135874 (Sub-No. 3), filed May 1, 1972. Applicant: LTL PERISHABLES, INC., Post Office Box 37468, Millard Station, Omaha, NE 68137. Applicant's representative: Donald L. Stern, 530 Univac Building, Omaha, NE 68106. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, dairy products, and articles distributed by meat packinghouses*, as described in appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Dubuque and Denison, Iowa, to points in Nebraska and South Dakota. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 135936 (Sub-No. 5), filed May 3, 1972. Applicant: LIEBMANN TRANSPORTATION CO., INC., U.S. Highway 65 North, Post Office Box 1022, Iowa Falls, IA 50126. Applicant's representative: Robert R. Rydell, 900 Savings & Loan Building, Des Moines, IA 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from plantsite and/or storage facilities of Tony Downs Food Co., at or near St. James, Madelia, and Butterfield, Minn., and Estherville, Iowa, to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New

Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 136117 (Sub-No. 1), filed May 5, 1972. Applicant: BERNARD ANDRE, 3702 West First Street, North Platte, NE 69101. Applicant's representative: Richard A. Dudden, 121 East Second Street, Post Office Box 60, Ogallala, NE 69153. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Bagged and boxed processed sugar, and wholesale hard groceries*, from points in Colorado, Iowa, Kansas, Minnesota, Nebraska, and Wyoming to points in South Dakota, for the account of Reed Sales Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 136211 (Sub-No. 3), filed April 25, 1972. Applicant: MERCHANTS HOME DELIVERY SERVICE, INC., 210-G St. Mary's Drive, Oxnard, CA 93030. Applicant's representative: Gregory M. Rebman, 1230 Boatmen's Bank Building, 314 North Broadway, St. Louis, MO 63102. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *New furniture*, crated and uncrated, under continuing contract with Levitz Furniture Corp., from the shipping facilities of Levitz Furniture Corp. located in the Kansas City, Mo.-Kansas City, Kans., commercial zone to points in Missouri on and north of Interstate Highway 44 from the Missouri-Kansas State line to junction U.S. Highway 66, thence on, north and west of U.S. Highway 66 to junction Missouri Highway 5, thence on and west of Missouri Highway 5 to junction U.S. Highway 54, thence on and west of U.S. Highway 54 to junction U.S. Highway 63, thence on and west of U.S. Highway 63 to Missouri-Iowa State line. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis or Kansas City, Mo.

No. MC 136298 (Sub-No. 1), filed May 1, 1972. Applicant: NORTHWEST TRUCK CORP., 2621 Whittle Avenue, Medford, OR 97501. Applicant's representative: Seymour L. Coblenz, 510 Corbett Building, 430 Southwest Morrison, Portland, OR 97204. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Shakes and shingles*, from Forks and Amanda Park, Wash., to points in California, under continuing contracts with Justus Shake Mill; North Shore Shake Mill; and Olympic Manufacturing Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg., or San Francisco, Calif.

No. MC 136368 (Sub-No. 2), filed April 10, 1972. Applicant: BOB'S TRANSFER, INC., 1421 23d Street South, Moorhead, MN 56560. Applicant's representative: James L. Nelson, 325 Cedar Street, St. Paul, MN 55101. Authority sought to operate as a common carrier,

by motor vehicle, over irregular routes, transporting: *Used household goods, unaccompanied baggage, and personal effects*, between points in Barnes, Stutsman, Cass, La Moure, Ransom, Richland, Sargent, and Dickey Counties, N. Dak., and Norman, Mahanomen, Clay, Becker, Wilkin, Otter Tail, Big Stone, Chippewa, Douglas, Grant, Lac qui Parle, Pope, Stevens, Swift, Traverse, Yellow Medicine, Benton, Isanti, Kandiyohi, Meeker, McLeod, Sherburne, Stearns, Wright, Lincoln, Cottonwood, Lyon, Murray, Nobles, Pipestone, Redwood, Renville, Rock, Blue Earth, Brown, Faribault, Freeborn, Le Sueur, Nicollet, Rice, Sibley, Steele, Waseca, and Watonwan Counties, Minn., on the one hand, and, on the other, Moorehead, Minn., subject to the following restrictions: Restricted to the transportation of traffic having a prior or subsequent movement, in containers, beyond the points authorized, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic. NOTE: If a hearing is deemed necessary, applicant requests it be held at Fargo, N. Dak., or St. Paul, Minn.

No. MC 136411 (Sub-No. 1), filed April 14, 1972. Applicant: DARYL PERKINS, NEIL PERKINS AND DENNIS PERKINS, a partnership, PERKINS MOTOR TRANSPORT, Post Office Box 52, Mankato, MN 56001. Applicant's representative: James H. Malecki, 1 South State Street, New Ulm, MN 56073. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Prestressed concrete hollow core slabs* used for structural floor or wall paneling (1) from Savage, Minn., on the one hand, and, on the other, points in Wisconsin, Illinois, Indiana, Iowa, North Dakota, and South Dakota; and (2) from points in the above-named destination States to Savage, Minn., under contract with Fabcon, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis or Mankato, Minn.

No. MC 136553 (Sub-No. 17), filed April 25, 1972. Applicant: ART PAPE TRANSFER, INC., 1080 East 12th Street, Dubuque, IA 52001. Applicant's representative: William L. Fairbank, 900 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Dry fertilizer and dry fertilizer materials*, from Marseilles, Ill., to points in Iowa and Wisconsin. NOTE: Applicant states that the requested authority cannot be tacked with its existing authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 136640 (Sub-No. 1), filed April 27, 1972. Applicant: R. ALLEN TRANSPORT, Post Office Box 321, Pocomoke City, MD 21851. Applicant's representative: Raymond A. Richards, 23 West Main Street, Webster, NY 14580.

Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cheese*; and (2) *agricultural commodities* exempt from economic regulation under section 203(b) (c) of the Act, when transported in mixed shipments with (1) above, from the plantsite of Cuba Cheese & Trading Co., Inc., at Cuba, N.Y., to points in Illinois, Maryland, Michigan, Minnesota, Missouri, New Jersey, Ohio, Pennsylvania, Wisconsin, and New York, N.Y., commercial zone as defined by the Commission, restricted to traffic originating at the named plantsite, under contract with Cuba Cheese & Trading Co., Inc., at Cuba, N.Y. NOTE: If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y.

No. MC 136662, filed April 15, 1972. Applicant: TWIN CITIES NEWS-PAPER SERVICE, INC., 220 East Fillmore, St. Paul, MN 55107. Applicant's representative: James L. Nelson, 325 Cedar Street, St. Paul, MN 55101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motion picture film*, between Minneapolis, Minn., on the one hand, and, on the other, points in Wisconsin on and west of U.S. Highway 53. NOTE: Applicant holds contract carrier authority under MC 124242 Subs 1 and 2, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Paul, Minn.

No. MC 136667, filed April 14, 1972. Applicant: CLIFFORD A. WILLIAMSON, doing business as ROYALTY SERVICE CO., Post Office Box 89, Midland Park, NJ 07432. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between East Paterson, N.J., on the one hand, and, on the other, Newark Airport, N.J.; New York, N.Y.; points in Nassau County, N.Y.; Philadelphia, Pa., commercial zone; Chester, Narbeth, Abbington, and Morrisville, Pa.; (2) between Carlstadt, N.J., on the one hand, and, on the other, Newark Airport, N.J.; New York, N.Y.; points in Nassau, Suffolk, and Rockland Counties, N.Y.; and Stamford, Conn.; and (3) between Teaneck, N.J., on the one hand, and, on the other, Newark Airport, N.J.; New York, N.Y.; points in Nassau County, N.Y.; points in New York on the south of Interstate Highway 90 and east of U.S. Highway 11; points in Connecticut, Bethesda, Md., and points in Pennsylvania on and east of U.S. Highway 11, restricted in (1) through (3) above against the transportation of packages and articles weighing more than 100 pounds from one consignor to one consignee, on any one day. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Newark, N.J.

No. MC 136672, filed April 27, 1972. Applicant: CHOICE MESSENGER SERVICE, INC., 831 Third Avenue, New York, NY 10022. Applicant's representative: Morris Honig, 150 Broadway, New York, NY 10038. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, limited to shipments not exceeding 100 pounds, in a messenger service (restricted against the transportation of baggage, personal effects for campers, and household appliances and furniture), between New York, N.Y., on the one hand, and, on the other, points in New Jersey. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 136679, filed May 1, 1972. Applicant: EDWIN J. BECKER, doing business as BECKER TRANSFER CO., 2250 Occidental South, Seattle, WA 98134. Applicant's representative: George R. LaBissoniere, 1424 Washington Building, Seattle, Wash. 98101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except household goods as defined by the Commission, articles of unusual value, classes A and B explosives, commodities in bulk, size and weight, articles and dangerous lading), between points in King, Snohomish, and Pierce Counties, Wash. NOTE: If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 136681, filed May 2, 1972. Applicant: LEWIS M. BARON, doing business as TRADE DELIVERY SERVICE, 17 East 22d Street, New York, NY 10010. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, NJ 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Copperware, enamelware, kitchen utensils, books, advertising materials*, (1) from piers in New York, N.Y. Harbor, New York, N.Y., to East Brunswick, N.J., and (2) from East Brunswick, N.J., to points in New York, N.Y., commercial zone, Nassau, Suffolk, Westchester, and Rockland Counties, N.Y., under contract with David Kamestein, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Newark, N.J.

MOTOR CARRIERS OF PASSENGERS

No. MC 31422 (Sub-No. 6) (Amendment), filed January 4, 1972, published in the FEDERAL REGISTER, issue February 17, 1972, and republished as amended this issue. Applicant: BESSEMER HILLSVILLE BUS COMPANY, INC., 310 East Liberty Street, Lowellville, OH 44436. Applicant's representative: Frank Robb (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in special and charter operations, beginning and ending at points in Mahoning County, Ohio, and

Lawrence County, Pa., and extending to points in the United States (including Alaska but excluding Hawaii). NOTE: The purpose of this republication is to include charter operations and omit Hawaii as a destination State. If a hearing is deemed necessary, applicant requests it be held at Youngstown, Ohio, or Pittsburgh, Pa.

No. MC 115116 (Sub-No. 25), filed May 10, 1972. Applicant: SUBURBAN TRANSIT CORP., 750 Somerset Street, New Brunswick, NJ 08901. Applicant's representative: Michael J. Marzano, 17 Academy Street, Newark, NJ 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in special operations, in round-trip sightseeing and pleasure tours, beginning and ending at the borough of Hightstown and the townships of East Windsor and West Windsor, located in Mercer County, N.J., and the township of Monroe, located in Middlesex County, N.J., and extending to points in the United States including Alaska (but excluding Hawaii). NOTE: If a hearing is deemed necessary, applicant requests it be held at Newark, N.J.

No. MC 117575 (Sub-No. 3), filed February 28, 1972. Applicant: MOUNTAINEER BUS LINES, INC., 1056 University Avenue, Morgantown, WV 26505. Applicant's representative: D. L. Bennett, 129 Edgington Lane, Wheeling, WV 26003. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in charter operations, between points in Tucker, Randolph, Upshur, Barbour, and Marion Counties, W. Va., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii). NOTE: If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., or Washington, D.C.

No. MC 136651, filed April 17, 1972. Applicant: FRIENDSHIP AIR SERVICES, INC., 214 Chestnut Street, Harrisburg, PA 17107. Applicant's representative: James D. Campbell, Jr., 6 North Third Street, Harrisburg, PA 17108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in special operations in nonscheduled service including door to door service, limited to the transportation of not more than 11 passengers in any one vehicle, not including the driver, between points in Dauphin and Cumberland Counties, Pa., on the one hand, and, Friendship International Airport, Baltimore, Md., on the other. NOTE: If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa., or Washington, D.C.

APPLICATION OF WATER CARRIER

No. W-381 (Sub-No. 17) (FEDERAL BARGE LINES, INC.—Extension—UPPER ALABAMA RIVER), filed May 11, 1972. Applicant: FEDERAL BARGE

LINES, INC., 611 East Marceau Street, St. Louis, MO. Applicant's representative: Thomas A. Phemister, 425 13th Street, NW., Washington, DC 20004. By application filed May 11, 1972, applicant seeks to operate in interstate or foreign commerce, as a common carrier by non-self-propelled vessels with the use of separate towing vessels in the transportation of: *General commodities*, and by towing vessels in the performance of general towage, between ports and points along the Alabama River from its confluence with the Mobile River up to and including Selma, Ala.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

No. MC 94704 (Sub-No. 8), filed April 28, 1972. Applicant: WALTER NEUROTH, doing business as NEUROTH TRUCK LINE, Conrad, IA 50621. Applicant's representative: William L. Fairbank, 900 Hubbell Building, Des Moines, IA 50309. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts, and articles distributed by meat packing-houses* as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from Tama, Iowa, to points in Illinois, Indiana, Michigan, Minnesota, Nebraska, Ohio, South Dakota, and Wisconsin, restricted to traffic originating at the plantsite of Tama Packing Corp., and destined to the named destination States.

No. MC 136348 (Sub-No. 2), filed April 25, 1972. Applicant: ANTHONY G. FRANCIS and JOSEPH G. FRANCIS, a partnership, doing business as FRANCIS WHOLESALE COMPANY, 423 Westfield Street, Greenville, SC 29601. Applicant's representative: Harry A. Chapman, Jr., 307 Pettigru Street, Greenville, SC 29603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Commodities* as are dealt in by wholesale and retail grocery stores and supermarkets including but not limited to fresh, frozen, and processed meats, between the warehouses and facilities of Pearce, Young, Angel

Co., Inc., and its affiliates at Greenville, Charleston, and Columbia, S.C.; Charlotte, Asheville, and Raleigh, N.C.; Jacksonville, Fla.; and Peachtree City, Ga.

No. MC 136693, filed May 9, 1972. Applicant: ROBERT A. DOTY, doing business as D. & D. DELIVERY SERVICE, 531 Pecore Street, Houston, TX 77009. Applicant's representative: Edward L. Lasof, 420 Houston Bar Center Building, Houston, TX 77002. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Machinery, equipment, materials, and supplies* used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and byproducts, between points in Texas, Louisiana, Mississippi, and Alabama.

APPLICATION FOR FILING OF POSTAL CERTIFICATES

Interstate Commerce Commission, No. MC-137015 (Notice of Filing an Application for a Postal Certificate of Public Convenience and Necessity), filed March 23, 1972. Applicant: CONTRACT FREIGHTERS, INC., 2900 Davis Boulevard, Post Office Box 1375, Joplin, MO 65801. Applicant's representative: David L. Sitton (same address as applicant). By application filed March 23, 1972, applicant seeks a Postal Certificate of Public Convenience and Necessity to transport *Mail* in the following territory: (1) Between Nevada, Iowa (R. H. Donnelley plant), and Chillicothe, Columbia, Joplin, St. Joseph, Sikeston, Mo.; La Crosse and Madison, Wis., over irregular routes. (2) Between Nevada, Iowa (R. H. Donnelley plant), and Peoria, Quincy, and Springfield, Ill., over irregular routes. (3) Between Mount Pleasant, Iowa (Metromail plant), and Little Rock, Arkansas, Minneapolis and St. Paul, Minn., St. Louis, Mo., Omaha, Nebr., Albuquerque, N. Mex., Fargo, N. Dak., Memphis, Tenn., and Milwaukee, Wis., over irregular routes. Appended to the application are copies of three postal contracts held by applicant which were in effect on July 1, 1971, the critical "grandfather" date: Route No. 50007 relating to service between Nevada, Iowa

(R. H. Donnelley plant), and various points in U.S.A.; Route No. 50008 relating to service between Nevada, Iowa (R. H. Donnelley plant), and various points in U.S.A.; and Route No. 52608 relating to service between Mount Pleasant, Iowa (Metromail plant), and various points. Applicant holds motor carrier authority in MC-119399. Any interested person desiring to oppose the application may file with the Commission an original and one copy of his written representations, views, or arguments in opposition to the application within 30 days from the date of this publication in the FEDERAL REGISTER. A copy of each such pleading should be served upon applicant's representative.

Interstate Commerce Commission, No. MC-137016 (Notice of Filing an Application for a Postal Certificate of Public Convenience and Necessity), filed April 12, 1972. Applicant: SANITARY TRANSFER, INC., 2300 Palmer Street, Pittsburgh, PA 15218. Applicant's representative: Elliott S. Cowen, 770 Cottonwood Drive, Monroeville, PA 15146. By application filed April 12, 1972, applicant seeks a Postal Certificate of Public Convenience and Necessity to transport *mail* in the following territory: (1) Between Pittsburgh and Harrisburg, Pa., over irregular routes; and (2) between Pittsburgh and Bradford, Pa., over irregular routes. Appended to the application are copies of two postal contracts held by applicant which were in effect on July 1, 1971, the critical "grandfather" date: Route No. 15028 relating to service between Pittsburgh and Harrisburg, Pa.; and Route No. 15019 relating to service between Pittsburgh and Bradford, Pa. Applicant holds motor carrier authority in No. MC-123308. Any interested person desiring to oppose the application may file with the Commission an original and one copy of his written representations, views, or arguments in opposition to the application within 30 days from the date of this publication in the FEDERAL REGISTER. A copy of each such pleading should be served upon applicant's representative.

By the Commission.

[SEAL]

ROBERT L. OSWALD,
Secretary.

[FR Doc. 72-8270 Filed 6-1-72; 8:45 am]

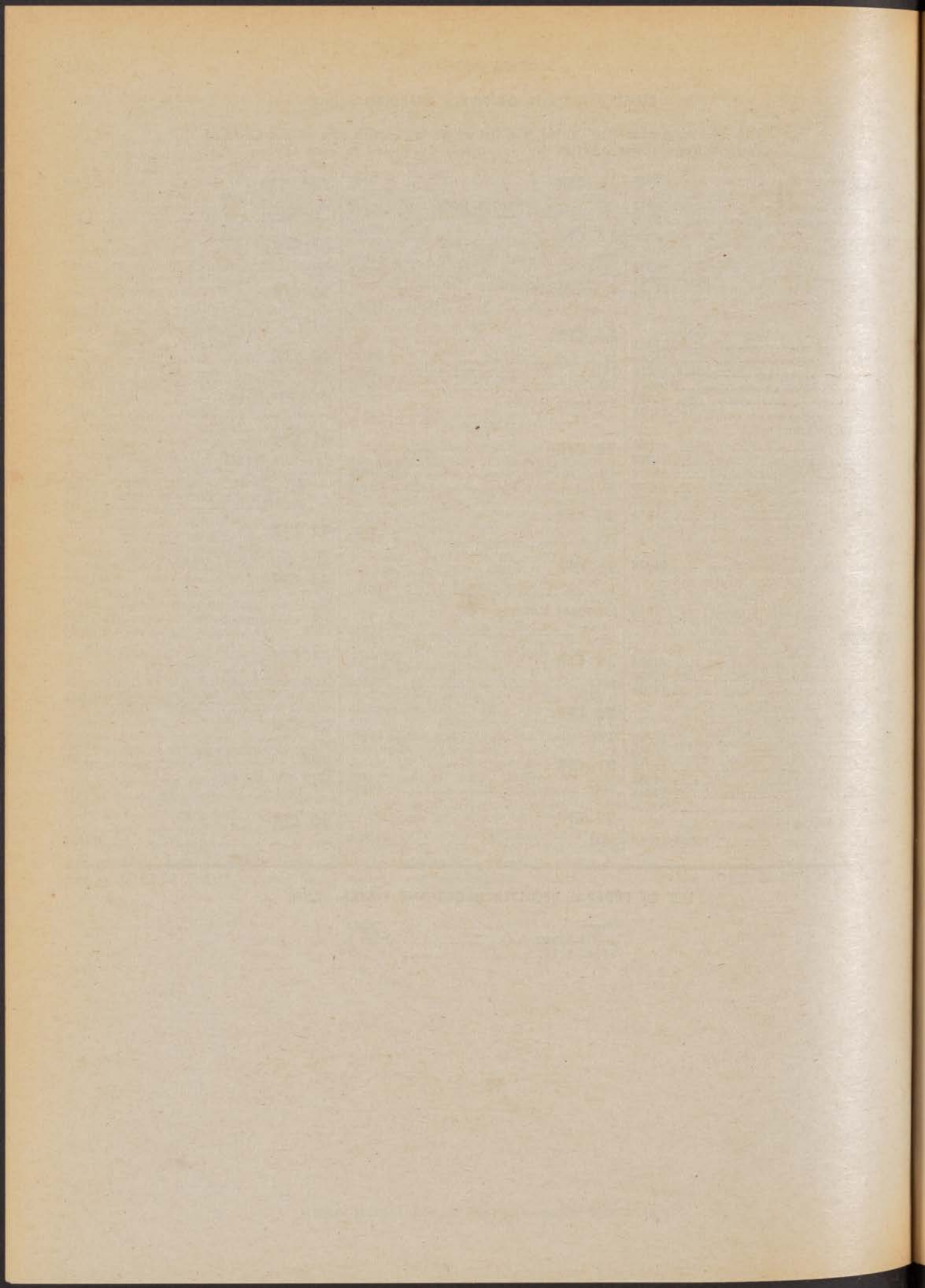
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FRIDAY, JUNE 2, 1972

WASHINGTON, D.C.

Volume 37 ■ Number 107

PART II



DEPARTMENT OF LABOR

**Employment Standards
Administration**



Minimum Wages for Federal and Federally Assisted Construction

**Area Wage Determination Modifications
and Supersedeas Decisions**

DEPARTMENT OF LABOR

Employment Standards Administration

MINIMUM WAGES FOR FEDERAL AND FEDERALLY ASSISTED CONSTRUCTION

Area Wage Determination Modifica- tions and Supersedeas Decisions

Modification and/or supersedeas decisions to area wage determination decisions for specified localities in Georgia, Iowa, Louisiana, Nebraska, New Mexico, Pennsylvania, and Texas.

Area wage determination decisions published in the FEDERAL REGISTER on the following dates:

Decision No.	Date
AM-489 (8,619), AM-490 (8,618), AM-1,850.	Aug. 20, 1971.
AM-2,441, AM-2,458, AM-3,629.	Aug. 25, 1971.
AM-2,405 (6,730), AM-2,406 (6,731), AM-2,407 (6,732), AM-2,408 (6,731), AM-2,409 (6,732), AM-2,410 (6,730), AM-2,412 (6,730), AM-2,413 (6,732), AM-2,504 (6,730).	Aug. 27, 1971.
AM-7,714 (11,422)	Nov. 19, 1971.
AM-11,396, AM-11,397	Feb. 4, 1972.
AM-8,583	Feb. 11, 1972.
AM-11,414, AM-11,415, AM-11,419.	Apr. 21, 1972.
AM-8,606	May 5, 1972.
AM-11,420, AM-11,421	May 19, 1972.

Are hereby modified and/or superseded as set forth below. Supersedeas decision numbers are in parentheses following the number of the decision being superseded.

These modification and/or supersedeas decisions 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 and/or supersedeas decisions 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 determination 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 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 and/or superseded 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 modification and/or supersedeas decisions are effective from their date of publication in the FEDERAL REGISTER until the end of the period for which the determinations being modified and/or superseded were issued and are to be used in accordance with the provisions of 29 CFR Part 5. The modification and/or supersedeas decisions to the area wage determination decisions listed above are set forth below.

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, Office of the Special Wage Standards, Division of Wage Determinations, Washington, D.C. 20210. The cause for not utilizing the rulemaking procedures prescribed in 5 U.S.C. section 553 is set forth in the document being modified.

Signed at Washington, D.C., this 26th day of May 1972.

HORACE E. MENASCO,
Administrator,
Wage and Hour Division.

MODIFICATIONS P. I

FEDERAL REGISTER, VOL. 37, NO. 107—FRIDAY, JUNE 2, 1972

MODIFICATIONS P. 3

Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Pensions	Vacation	App. Tr.
DECISION #AM-11,850 - Mod. #6 (36 FR 16260 - August 20, 1971) Dauphin County, Pennsylvania Change: Sheet metal workers	\$7.20	.30	.25	
DECISION #AM-11,396 - Mod. #1 (37 FR 2718 - February 4, 1972) Cooke, Denton, Hood, Jack, Johnson, Palo Pinto, Parker, Somervell, Tarrant & Wise Counties, Texas Change Description of Work to Read: Highway Construction (excluding Dallas-Fort Worth Regional Airport				
DECISION #AM-11,297 - Mod. #1 (37 FR 2719 - February 4, 1972) Collin, Dallas, Ellis, Grayson & Rockwall Counties, Texas Change Description of Work to Read: Heavy & Highway Construction (excluding Dallas-Fort Worth Regional Airport				
DECISION #AM-11,414 - Mod. #1 (37 - FR 7530 - April 21, 1972) Jefferson & Orange Counties, Texas Change: Sheet metal workers	\$7.175	.15	.025	
DECISION #AM-11,415 - Mod. #2 (37 FR 7931 - April 21, 1972) Jefferson & Orange Counties, Texas Change: Sheet metal workers	7.175	.15	.025	

MODIFICATIONS P. 4

Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Pensions	Vacation	App. Tr.
DECISION #AM-11,419 - Mod. #2 (37 FR 7931 - April 21, 1972) Collin, Dallas, Denton, Ellis, Grayson, Hood, Hunt, Johnson, Kaufman, Palo Pinto, Parker, Rockwall, Tarrant & Wise Cos., Texas Change: Building Construction: Carpenters: Collin, Dallas, Ellis, Hunt, Kaufman, Rockwall, Denton, Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos. Power saw operators: Collin, Dallas, Ellis, Hunt, Kaufman, Rockwall, Denton, Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos. Millwrights: Collin, Dallas, Ellis, Hunt, Kaufman, Rockwall, Denton, Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos. Cement masons: Denton, Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos. Collin, Dallas, Ellis, Hunt, Kaufman & Rockwall Cos. Ironworkers Laborers: Collin, Dallas, Ellis, Hunt, Kaufman, Rockwall, Denton, Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos. General laborer, excavation, concrete work, carpenter tender, reinforcing-shoring, digging, loading, unloading, slip form jack operator, wrecking buildings, scaffold builder, asphalt ironer, asphalt raker, waterproofing tender; tool room tender, dumper, spotter, concrete pumpcrete pipe (handling & laying)	\$6.67	.20	.30	.02
	6.795	.20	.30	.02
	7.50			.02
	6.495	.25	.25	.01
	6.495	.25	.25	.01
	6.385	.25	.40	.03
	4.58	.175	.20	.02

NOTICES

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DECISION #AM-11,419 (cont'd)

Basic Hourly Rates	Fringe Benefits Payments				App. Tr.	Others
	H & W	Pensions	Vacation	App. Tr.		
Building Construction: Laborers (cont'd): Collin, Dallas, Ellis, Hunt, Kaufman, Rockwall, Denton, Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos. (cont'd): Power tool operator, vibrator, cutting torch man, concrete graders, power buggy operator, wagon drill operator, well driller, well driller tender, drilling rig tender, cement finisher tender, metal pan & steel form men Concrete pipe (handling & lay- ing), tile & marble, terrazzo helper, mason handler, scaffold builder, mason tenders, hod carrier, mortar mixer, lather tender, plasterer tender, pier hole and ditch men Sand blaster, blaster, powder- man, gunite nozzle man and terrazzo grinder, gunite worker	\$4.73	.175	.20	.02		
Lathers: Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos.	4.83	.175	.20	.02		
Painters: Grayson, Collin, Dallas, Ellis, Hunt, Kaufman & Rockwall Cos.: Brush All wall covering work; paper, fabric, sheeting, flexwood, etc. Ames tools operator Structural steel, stage work, boson chair, spray gun, semi- blasting and window jacks, fire escapes Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos.: Brush	7.32	.20		.01		
	6.335	.30	.20	.04		
	6.46	.30	.20	.04		
	6.46	.30	.20	.04		
	6.71	.30	.20	.04		
	6.275		.20			
Spray work, pressure rollers, sandblasting, structural steel, boson chair, any window paint- ed on window sill or window jack, stage work, painting of fire escapes, or steel storage tanks, paverhanging or vinyl work, taping and bedding	6.525		.20			

DECISION #AM-11,419 (cont'd)

Basic Hourly Rates	Fringe Benefits Payments				App. Tr.	Others
	H & W	Pensions	Vacation	App. Tr.		
Building Construction: Painters (cont'd): Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos. (cont'd): Steeple jack work (classified as: radio and TV towers, smoke stacks, and water towers and similar facilities and chim- neys located closer to the edge of the building than the height of the pole) and work performed with materials such as creosote, coal tar products or similar materials contain- ing ingredients similiary injurious to the skin Plasterers: Collin, Dallas, Ellis, Hunt, Kaufman & Rockwall Cos. Denton, Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos. Roofers: Grayson, Collin, Dallas, Ellis, Hunt, Kaufman & Rockwall Cos.: Slate & tile Composition and built-up roof- ing, damp proofing & bitumin- ous waterproofing Denton, Hood, Johnson, Palo Pinto, Parker, Tarrant & Wise Cos.: Slate, tile, asbestos, roofing & siding Composition, built-up, damp & waterproofing, Kettlemen Power Equipment Operators: Collin, Dallas, Ellis, Hunt, Kaufman & Rockwall Cos.: Oilers Air compressors; Blade grader, towed; Flex plane; Form grader; Concrete mixer, less than 14 cu. ft.; Water pumps-2½' or over and 2 or more pumps; Pul- someter; Welding machines, gas- oline or diesel driven (2 to 6 machines); Wagon drill operators; Conveyor; Hoist, single drum; Scraper, 3 cu. yd. or less; Generator, gasoline or diesel driven (over 1500 watts); Bob cat with loader; All other equipment of similar nature coating under the light equip- ment class, when power operated	\$7.525	.20	.50	.03		
	6.795	.20		.01		
	7.515					
	6.325	.25		.01		
	6.175	.25		.01		
	6.295			.03		
	6.145			.03		
	5.275	.25	.40			
	6.06½	.25	.40			

MODIFICATIONS P. 8

DECISION #AM-11,419 (cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr. Others
Building Construction: Power Equipment Operators (cont'd): Denton, Hood, Johnson, Palo Pinto Parker, Tarrant & Wise Cos.: Others (all types) Air compressor (1); Pump (1); Pulsemeter; Conveyor; Throttle valves; Wagon drill; Elevators building; Form graders; Hoist, single drum; Mixers, less than 14 cu. ft.; Screening plants; Welding machine, gas & diesel (2 or more); Crushing plants; Pork lifts (short, under 25 ft); Concrete pumps (all types); Bobcat type equipment Ford tractor or like with any attachments (except backhoe); Drilling machines (all types); Scoopmobile; Hoist, two drums or more; Forklifts (over 25 ft); Winch trucks; Six wheel truck, when used continuously for 5 days; Mixermobile; Locomotives; Mixer, 1/4 cu. ft. or over; Blade graders, self-propelled; Cableways; Cranes-power operated to 100 ft.; Fordson type back- hoe; Derricks, power operated (all types); Gradall; Hy-Ho; Hop-To; Paving mixers (all types); Pile drivers; Mobile concrete mixers, over 14 cu. ft.; Bulldozers, loaders, tractors; Scrapers and pulls; Welders; Trenching mach- ines; Roller, ten tons or over; Air compressors, three; Air compressors & 1 pump; Pump, three or more; Air Compressor & air tugger; Boilers, two or more; Heavy duty mechanic	\$5.075	.30	.50		.05
	5.86	.30	.50		.05
Omit: Building Construction: Soft floor layers: Grayson, Collin, Dallas, Ellis, Hunt, Kaufman & Rockwall Cos.	4.99				.02
Add: Building Construction: Soft floor layers	\$6.49	.25			.03

MODIFICATIONS P. 7

DECISION #AM-11,419 (cont'd)	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr. Others
Building Construction: Power Equipment Operators (cont'd): Collin, Dallas, Ellis, Hunt, Kaufman & Rockwall Cos. (cont'd): Heavy duty mechanic (foreman); Asphalt mixer operator on job; Blade grader, self-propelled; Bull clam; Backfiller; Bul- dozer and all cat type tract- ors; Backhoe; Concrete mixer, over 14 cu. ft.; Crusher operator on job; Concrete batch plant operator; Clam shell; Cranes (all types) truck mounted on crawler re- quires oiler including groves (hydraulic) or similar type over 12 1/2 ton capacity; Escala- ted rate on crane and derricks booms; .01¢ per hour, per ft., over 90' including jib; drag- lines; derricks, power operated (all types); IM-10 Caterpillar, S-8 Euclid and similar tractors; Elevating grader, self-pro- pelled; Foundation drilling machines (all); Forklifts, used in handling machinery on con- struction; Grade all; Hoist, motor driven, 2 drums or more; Locomotive crane; Mixmobile; Paving mixers (all types); Pile drivers; Pumpcrete mach- ines; Pneumatic rollers, self- propelled; Shovels, power operated; Scrapers, over 3 cu. yd.; Scoopmobile; Trenching machines, all types; Winch trucks, when pole and winch is used; Water well drilling mach- ines, used on construction; Well point pumps; Welding mach- ines (7 to 13 machines); All other equipment of similar nature coming under heavy equipment class, when power operated	\$6.46 1/2	.25	.40		

AM-6730 P. 2

SUPERSEDES DECISION
COUNTIES: Ada, Adams, Blaine, Boise, Butte, Camas,
Canyon, Cassia, Custer, Elmore, Gem, Gooding, Jerome,
Lemhi, Lincoln, Minidoka, Owyhee, Payette, Twin Falls,
Valley and Washington

DATE: June 2, 1972

DECISION NUMBER: AM-6730
Superseded Decision Nos. AM-2405; AM-2410; AM-2412; AM-2504, dated August 27, 1971 in
36-FR 17178; 17200; 17208; and 17204

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden
type apartments up to and including 4 stories), heavy and highway construction.

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
ASBESTOS WORKERS-						
BOILERMAKERS	\$7.71	.35	.42	.45	.02	
BOILERMAKERS' HELPERS	6.70	.30	.70	.45	.02	
BRICKLAYERS; Stonemasons (Ada, Adams, Boise, Canyon, Elmore, Gem, Owyhee, Payette, Valley, Washington Counties)	6.40	.30				
BRICKLAYERS; Stonemasons (Blaine, Cam- as, Cassia, Gooding, Jerome, Lincoln, Minidoka, Twin Falls Counties)	6.25	.20	.15			
BRICKLAYERS; Stonemasons (Butte, Custer, and Lemhi Counties)	6.15	.25				
CARPENTERS:	5.50					
Floor Layers; Carpenters; Drywall Applicators; Shinglers	6.02	.22	.20	.20	.10	
Filed driversmen	6.19	.22	.20	.20	.10	
Millwrights; Piledriversmen's Boom Man	6.31	.22	.20	.20	.10	
CEMENT MASONS:						
Cement Masons	5.88	.22	.10	.10	.10	
Gunnite & composition floor-Power Grinder Operator-Power Trowel Operator	6.05	.22	.10	.10	.10	
ELECTRICIANS: (Ada, Adams, Boise, Can- yon, Elmore, Gem, Owyhee, Payette, Valley & Washington):						
Electricians	7.06	.22	1%		2/10%	
Cable Splicers	7.77	.22	1%		2/10%	
ELECTRICIANS: (Remaining Counties)						
Electricians	7.10	.18	1%	7%	2/10%	
Cable Splicers	7.81	.18	1%	7%	2/10%	
ELEVATOR CONSTRUCTORS	5.23	.175	.20	2% + a		
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	70%JR	.175	.20	2% + a		
GLAZIERS (Cassia, Custer, Gooding, Jerome, Lemhi, Lincoln, Minidoka and Twin Falls Counties)	50%JR					
IRONWORKERS (Those parts of the Coun- ties of Adams, Valley and Washington North of the Weiser-Gibbonsville line):	4.94			b		
Reinforcing						
Fence erectors; Structural	6.72	.43	.27		.01	
IRONWORKERS (Remaining portions of Adams, Valley & Washington Counties & remaining Counties):	6.83	.43	.27		.01	
Fence erectors; Reinforcing; Struc- tural	6.79	.35	.50			.01

	Basic Hourly Rates	Fringe Benefits Payments				
		H & W	Pensions	Vacation	App. Tr.	Others
LATHERS (Cassia, Gooding, Jerome, Lincoln, Minidoka and Twin Falls Cos.)	\$5.50				.01	
MARBLE MASONS (Ada, Adams, Boise, Canyon, Elmore, Gem, Owyhee, Payette, Valley, Washington)	5.15					
PAINTERS (Counties of Ada, Adams, Boise Camas, Elmore, Gem (includes city of Oia); Gooding (Western 1/3 of Co. Incl city of Bliss), Owyhee - rest of County; Valley & Washington):						
Brush	5.70	.16	.10			
Steel	5.82	.16	.10			
Sign	6.17	.16	.10			
Spray	6.90	.16	.10			
PAINTERS (Mountain Home AFB):						
Brush	7.37	.16	.10			
Sandblasting; Spray Gun	7.00	.16	.10			
PAINTERS: (Remaining Counties & Remain- ing portion of Gooding County):						
Brush; Perfatapers	5.25	.21	.10			
Structural Steel, Swing Stage	5.70	.21	.10			
Spray	5.70	.21	.10			
PLASTERERS (Butte, Custer & Lemhi Cos.)	5.00	.20	.20		.01	
PLASTERERS (Remaining Counties)	5.73	.22	.10	.10		
PLUMBERS; Steamfitters	6.58	.28	.30		.05	
ROOFERS: (Ada, Adams, Boise, Canyon, Custer, Elmore, Gem, Lemhi, Owyhee, Payette, Valley, Washington Counties):						
Kettlemen; Roofers	5.85	.13	.15			
Roofers working with Coal tar & pitch products	7.35	.13	.15			
ROOFERS (Blaine, Camas, Cassia, Gooding, Jerome, Lincoln, Minidoka, & Twin Falls Counties)	5.98	.15	.15			
ROOFERS (Butte County)	6.55	.20	.20			
SHEET METAL WORKERS (Butte, Custer & Lemhi Counties)	7.07	.22	.20		.01	
SHEET METAL WORKERS (Remaining Counties)	6.43	.22	.20	.40		
SHEET METAL WORKERS (Remaining Counties)	7.95	.25	.40		.05	
TERRAZZO WORKERS (Ada, Adams, Boise, Canyon, Elmore, Gem, Owyhee, Payette, Valley and Washington Counties)	5.15					
TILE SETTERS (Ada, Adams, Boise, Canyon, Elmore, Gem, Owyhee, Payette, Valley, and Washington Counties)	5.45	.20	.15			
TILE SETTERS (Butte, Custer and Lemhi Counties)	5.50					

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

- a. Employer credits 4% of basic hourly rate of employee with over 5 years' service, 2% basic hourly rate from 6 months to 5 years' service to Vacation Plan. Six Paid Holidays; A-through F.
- b. Any employee who has served continuously for a period of one (1) year or more with an employer, shall receive two (2) weeks vacation with pay.

LABORERS:

DRILLERS ON DRILLS WITH MANUFACTURERS
Rating 3" or over - Powderman

DIAMOND DRILL - Gunite Nozzleman-High-
Scaler-Wagon Drill

HOD CARRIER- Mason Tender-Mason Tender
(Concrete)-Plasterer Tender-
Terrazzo Tender

ASPHALT BAKER-Electric Ballast Tamper-
Free Air Caisson-Form Setter, Air-
port Paving-Form Setter (Highway-Curb
& Gutter)-Gasoline Powered Tamper-
Gun-man (Gunite) - Hand Guided
Machines, such as Post Hole Diggers,
Rotor Tillers, Trenchers, Walking
Garden Tractors, etc.-Jackhammer-
Manhole Setter-Paving Breaker-
Pipelayer (including sewer, drainage,
sprinkler systems and water lines-
Powderman Helper-Sandblasting-
Vibrator (4" & over)-Timber Paller
& Bucker

AIR TAMPERS-Air & Water Nozzleman
(Green Cutter, Concrete) -Chuck
Tender-Concrete Sawyer-Dumpman-
Grade Checker-Gunite Nozzleman
Tender-Handling Cement-Pipe Wrapper-
Pumpcrete & Grout Pump Crew- Signal-
man-Steam Nozzleman-Tar Pot Tender-
Vibrator (less than 4")

ASPHALT LABOR-Carpenter Tender-Choker
Setter-Clearing & Grading-Concrete
Crew-Cribbing & Shoring (in open
ditches)-Crusher Helper-Fence Erector
& Installer (includes the installation
& erection of fences, guard rails,
guide posts, median rails, reference
posts & right-of-way markers)-Form
Stripper-General Laborers-Heater
Tender-Hopper Tender-Leverman (man-
ual or mechanical)-Machinery & Parts

BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS			
	H & F	PENSIONS	VACATION	OTHER'S
\$5.17	.30	.25		.10
4.92	.30	.25		.10
4.87	.30	.25		.10
4.77	.30	.25		.10
4.67	.30	.25		.10

LABORERS (Cont'd): Cleaner-Power Wheelbarrow-Rip Rap Man (Hand placed)-Scouring Concrete- Sloper-Spreader & Neighman-State Jumper	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				OTHERS
		H & W	PENSIONS	VACATION	APP. TR.	
	4.57	.30	.25		.10	
<u>TUNNEL</u>						
DRILL DOCTORS-Machinemen-Miners- Spaders & Tuggers-Spilling and/or Caisson Workers-Steelmen-Timbermen	5.17	.30	.25		.10	
FORM SETTER & MOVER	1.87	.30	.25		.10	
BRAXEMAN-Bullgang-Chucktender- Dumpmen-Wreckers-Nipper-Reboundman- Vibrator	4.72	.30	.25		.10	

LINE CONSTRUCTION: All work over 34.5 KV and all work on steel towers and/or multiple wood structures and all substations of 1000 KVA or greater capacity and all communications, underground work ex- cept street and highway lighting and motor traffic controls:	Basic Hourly Rates	Fringe Benefits Payments				Others
		H & W	Pensions	Vacation	App. Tr.	
Groundman Equipment Operators Linemen Cable Splicer	\$4.74. 5.73 6.28 6.91	.15 .15 .15 .15	1% 1% 1% 1%			3/4% 3/4% 3/4% 3/4%
All work 34.5 KV and under and all work on highway lighting and motor traffic controlling:						
Groundman Equipment Operator Lineman	4.68 5.45 6.06	.15 .15 .15	1% 1% 1%			3/4% 3/4% 3/4%

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1-IDA-SIDA-PEO-1-2-3--o (1 of 2)

POWER EQUIPMENT OPERATORS:

POWER EQUIPMENT OPERATORS:	FRINGE BENEFITS PAYMENTS					BASIC HOURLY RATES
	H & W	PENSIONS	VACATION	APP. TR.	OTHERS	
BRANEN-Crusher Plant Feeder (Mechanical)-Deckhand-Drill Helpers-Grade Checkers-Heater Tender-Land Plane-Ofilers-Pumpman	.35	.30		.10		\$5.50
AIR COMPRESSOR-Bell Boy-Bit Grinder op. Blower Op. (Cement)-Broom, Cement Hog Concrete Mixer Concrete Saw, Multiple Out-Discing, Harrowing or Mulching (regardless of Motive Power)-Distributor Leverman Drill Steel Threader Machine Operator Fireman, All Heavy Duty Mechanic Helper or Welder Helper-Hoist, Single Drum-Hydraulic Monitor Op., Skid Mounted, Oiler on Cranes and Shovels-Pugmizer, Box or Sreced op.-Spray Curing Machine-Tractor, Rubber-tired Farm type using attachments	.35	.30		.10		5.66
A-FRAME TRUCK (Hydra lift, Swedish Cranes, Ross Carrier, Hyater on Construction Jobs)-Battery Tunnel Locomotive-Belt Finishing Machine-Cable Tenders (underground)-Chip Spreader Machine (Self-propelled)-Front End and Overhead Loaders and similar Machines under 2 yds.-(Rubber-tired)-Hoist 2 or more Drums or Tower Hoist-Hydralift, Fork Lift & Similar (When Hoisting)-Oilers (Underground)-Power Loader (Bucket Elevator, Conveyors)-Road Roller (Regardless of Motive Power)-Service Oiler	.35	.30		.10		5.83
ASPHALT SPREADERS-Boxing Machines (Earth or Rock)-Quarrymaster, Joy, Tractor Mounted-Drills; Churn, Core, Calyx, or Diamond-Front End & Overhead Loaders and similar Machines, 2 yds. & incl. 4 yds. Rubber-Tired Grout Pump-Hydra-hammer-Locomotive Engineer-Longitudinal Float Machine-Mixer-Mobile-Spreader Machine-Tractor, Rubber-Tired, using Backhoe-Transverse Finishing Machine-Trenching Machine Compactor & Similar	.35	.30		.10		6.14

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1-IDA-SIDA-PEO-1-2-3--o (2 of 2)

POWER EQUIPMENT OPERATORS: (cont'd)	FRINGE BENEFITS PAYMENTS					BASIC HOURLY RATES
	H & W	PENSIONS	VACATION	APP. TR.	OTHERS	
CONCRETE PLANT OPERATOR-Concrete Road Paver (Dual)-Elevating Grader Operator-Euclid Elevating Loader-Generator Plant Op.-Mechanic (Diesel Electric)-Power Shovels & Draglines, under 1 yd.-Pumpcrete-Refrigeration Plant Operator-Road Roller (Finishing High Type Pavement)-Sub Grader	.35	.30		.10		6.31
BLADE OPERATOR (Motor Patrol)-Cranes up to and incl. 50 tons-Concrete Slip Form Paver-Derrick Operator-Front End & Overhead Loaders & Similar Machines, over 4 yds. to & incl. 6 yds.-Hoering Scooper-Heavy Duty Mechanic or Welder-Mucking Machine (underground)-Piledriver Engineer-Power Shovels & Draglines, 1 yd. to and including 3½ yds.-Tractor, Crawler, Type, including all attachments-Trimmer Machine Operator-Tournapulls, Euclid & Similar, to and including 40 yds.-Asphalt Plant Op.	.35	.30		.10		6.49
CABLEWAY OPERATOR Cranes, Over 50 tons Dredges-Power Shovels & Draglines over 3½ yds.-Quad Type Tractors with all attachments-Tournapull, Euclid & Similar over 40 yds.	.35	.30		.10		6.80
TOURNAPULLS-EUCLID & similar over 50 yds. to & incl. 75 yds.	.35	.30		.10		7.03
TOURNAPULLS-EUCLID & similar, over 75 yds. to & incl. 100 yds.	.35	.30		.10		7.26
TOURNAPULLS-EUCLID & similar, over 100 yds.	.35	.30		.10		7.50

TRUCK DRIVERS

BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				OTHERS
	M & W	PENSIONS	VACATION	APP. TR.	
BOTTOM DUMP TRUCK, over 75 yds. incl. 100 yds.-End Dump Truck, over 75 yds. including 100 yds.-Side Dump Truck, over 75 yds. thru 100 yds.	.40	.25		.10	
BOTTOM DUMP TRUCK, over 100 yds.-End Dump Truck, over 100 yds.-Side Dump Truck over 100 yds.	.40	.25		.10	
BOTTOM DUMP TRUCK, over 50 yds. thru 75 yds.-End Dump Truck, over 50 yds. thru 75 yds.-Side Dump Truck, over 50 yds. thru 75 yds.	.40	.25		.10	
BOTTOM DUMP TRUCK, over 40 yds. thru 50 yds.-End Dump Truck, over 40 yds. thru 50 yds.-Side Dump Truck, over 40 yds. thru 50 yds.	.40	.25		.10	
BOTTOM DUMP TRUCK, over 30 yds. thru 40 yds.-End Dump Truck, over 30 yds. thru 40 yds.-Side Dump Truck, over 30 yds. thru 40 yds.	.40	.25		.10	
BOTTOM DUMP TRUCK, over 20 yds. thru 30 yds.-End Dump Truck, over 20 yds. thru 30 yds.-Side Dump Truck, over 20 yds. thru 30 yds.-Turnarocker & Similar Equipment	.40	.25		.10	
TRANSIT MIX TRUCK, over 10 yds.	.40	.25		.10	
BULK CEMENT TANKER, 96,000 lbs. GVW & over - Lowboy, 96,000 lbs. GVW & over	.40	.25		.10	
BOTTOM DUMP TRUCK, over 12 yds. thru 20 yds.-End Dump Truck, over 12 yds. thru 20 yds.-Side Dump Truck, over 12 yds. thru 20 yds.-Transit mix Truck, over 8-10 yds.	.40	.25		.10	
DUMPTOES-Transit Mix Trucks, over 6-8 yds.	.40	.25		.10	
DISTRIBUTOR OR SPREADER TRUCK-Fuel Truck over 1,000 gals.-Water Tank Truck over 4,000 gals.	.40	.25		.10	

TRUCK DRIVERS (CONT'D)

BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS				OTHERS
	M & W	PENSIONS	VACATION	APP. TR.	
BOTTOM DUMP TRUCK, over 6 yds. thru 12 yds.-End Dump Truck, over 6 yds. thru 12 yds.-Side Dump Truck, over 6 yds. thru 12 yds.-Transit Mix Truck, over 3 yds.-6 yds.	.40	.25		.10	
"A"FRAME TRUCK (Swedish Crane, Iowa 3,000, Hydro-lift)-Bulk Cement, Tanker, up to 96,000 lbs. GVW-Flat Bed using Power Takeoff- Fork Lift, over 3,000 lbs. (Bull Lift, Hydro Lift)-Ross, Hyster, and Similar Straddle Equipment-Semi Trailer, Low Boy, up to 96,000 lbs. GVW-Water Tank Truck, over 1,800-4,000 gals.	.40	.25		.10	
BOTTOM DUMP TRUCK, 6 yds. & under-End Dump Truck, 6 yds. & under-Side Dump Truck, 6 yds. & under-Slurry or Concrete Pumping Truck-Transit Mix Truck, 3 yds. & under-Truck Helpers Warehouseman	.40	.25		.10	
RUGMOBILE-Flat Bed, 3 axle-Fuel Truck, 1,000 gals. & under-Greaser, Tireman, Serviceman-Van Haul, Shuttle Truck or Bus	.40	.25		.10	
AMBULANCE DRIVER-Flat Bed, 2 axle & pickup Hauling Material-Fork Lift, 3,000 & under-Water Tank Truck, 1,800 gals. & under	.40	.25		.10	
LEVERMAN Loading at Bunkers Underground: 10% additional	.40	.25		.10	

AM-6731 P. 2

SUPERSEDES DECISION

COUNTIES: Bannock, Bear Lake, Bingham, Bonneville, Caribou, Clark, Franklin, Fremont, Jefferson, Madison, Oneida, Power, and Teton

DATE: June 2, 1972

DECISION NUMBER: AM-6731

Supersedes Decision Nos. AM-2406 and AM-2408 dated August 27, 1971 in 36 FR 17132 and 17191.

DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy and highway construction.

	Basic Hourly Rates	Fringe Benefits Payments					Other
		H & W	Pensions	Vacation	App. Tr.		
ASBESTOS WORKERS	\$7.71	.35	.42				
BOILERMAKERS	6.70	.30	.70	.45	.02		
BOILERMAKERS' HELPERS	6.40	.30	.70	.45	.02		
BRICKLAYERS; Stonemasons (Bingham No. 1/2 of County), Bonneville, Butte, Clark, Fremont, Jefferson, Madison, and Teton Counties)	5.50						
BRICKLAYERS; Stonemasons (So. 1/2 of Bingham County, Bannock, Bear Lake, Caribou, Franklin, Oneida, and Powers County)	6.20	.25	.15				
CARPENTERS:							
Floor Layers; Carpenters; Drywall Applicators; Shinglers	6.02	.22	.20	.20	.10		
Piledrivers	6.19	.22	.20	.20	.10		
Millwrights; Piledrivermen's Boom Man	6.31	.22	.20	.20	.10		
CEMENT MASONS:							
Cement Masons	5.88	.22	.10	.10	.10		
Gunite & Composition Floor; Power Grinder Operator; Power Trowel Operator	6.05	.22	.10	.10	.10		
ELECTRICIANS:							
Electricians	7.10	.18	1%	7%	2/10%		
Cable Splicers	7.81	.18	1%	7%	2/10%		
ELEVATOR CONSTRUCTORS	5.23	.175	.20	2%+a			
ELEVATOR CONSTRUCTORS' HELPERS	70%JR	.175	.20	2%+a			
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	50%JR						
GLAZIERS	4.94			b			
IRONWORKERS:							
Ornamental-Reinforcing-Structural	6.79	.35	.50		.01		
LATHERS	5.50				.01		
MARBLE SETTERS	5.05	.20					
PAINTERS:							
Brush, Perforators	5.25	.21	.10				
Structural Steel, Swing Stage	5.70	.21	.10				
Spray	5.70	.21	.10				
PLASTERERS	5.00	.20	.20		.01		
PUMBERS; Steamfitters	6.58	.28	.30		.05		
ROOFERS	6.55	.20	.20				
SHEET METAL WORKERS	7.07	.22			.01		
SOFT FLOOR LAYERS (Bannock, Bear Lake, Bingham, Caribou, Franklin, Oneida, Powers Counties)	5.20			c			

SPRINKLER FITTERS
TERRAZZO WORKERS (Bonneville, Clark, Fremont, Jefferson, Madison, Teton Counties and No. 1/2 of Bingham Co.)
TERRAZZO WORKERS (Remaining Cos. & So. 1/2 of Bingham Co.)
TILE SETTERS (Bonneville, Clark, Fremont, Jefferson, Madison, Teton Counties and No. 1/2 of Bingham Co.)
TILE SETTERS (Remaining Cos. & So. 1/2 of Bingham Co.)
WELDERS: Receive rate prescribed for craft performing operation to which welding is incidental.

PAID HOLIDAYS:

A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day;
E-Thanksgiving Day; F-Christmas Day.

FOOTNOTES:

- Employer credits 4% basic hourly rate of employee with over 5 years' service, 2% basic hourly rate from 6 month to 5 years' service to Vacation Plan. Six Paid Holidays a through F.
- One year or more - two weeks vacation with pay.
- Employee with 2 to 4 months' service receive 1 day w/pay; 4 to 6 months' service 2 days w/pay; 6 to 8 months' service - 3 days w/pay; 8 to 10 months' service - 4 days w/pay; 10 to 12 months' service - 5 days w/pay.

NOTICES

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1-IDA-SIDA-LAB-1-2-3-1 (2 of 2)

1-IDA-SIDA-LAB-1-2-3-1 (1 of 2)

AM-6731 P. 3

LABORERS:	FRINGE BENEFITS PAYMENTS						BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS						BASIC HOURLY RATES
	H & V	PENSIONS	VACATION	APP. TR.	OTHERS	H & V		PENSIONS	VACATION	APP. TR.	OTHERS			
DRILLERS ON DRILLS WITH MANUFACTURERS Rating 3" or over - Powderman	.30	.25		.10			\$5.17	.30	.25				4.57	.10
DIAMOND DRILL - Gunite Nozzleman-High-Scaler-Wagon Drill	.30	.25		.10			4.92	.30						
HOD CARRIER- Mason Tender-Mason Tender (Concrete)-Plasterer Tender-Terrazzo Tender	.30	.25		.10			4.87	.30	.25				5.17	.10
ASPHALT BAKER-Electric Ballast Tamper-Free Air Caisson-Form Setter, Air-port Paving-Form Setter (Highway-Curb & Gutter)-Gasoline Powered Tamper-Gun-man (Gunite)- Hand Guided Machines, such as Post Hole Diggers, Rotor Tillers, Trenchers, Walking Garden Tractors, etc.-Jackhammer-Manhole Setter-Paving Breaker-Pipelayer (including sewer, drainage, sprinkler systems and water lines-Powderman Helper-Sandblasting-Vibrator (1" & over)-Timber Faller & Buckler	.30	.25		.10			4.77	.30					4.87	.10
AIR TAMPERS-Air & Water Nozzleman (Green Cutter, Concrete)-Chuck Tender-Concrete Sawyer-Dumpman-Grade Checker-Gunite Nozzleman Tender-Handling Cement-Pipe Wrapper-Pumpcrete & Grout Pump Crew-Signalman-Steam Nozzleman-Tar Pot Tender-Vibrator (less than 1")	.30	.25		.10			4.67	.30					4.72	.10
ASPHALT LABOR-Carpenter Tender-Choker Setter-Clearing & Grading-Concrete Crew-Cribbing & Shoring (in open ditches)-Crusher Helper-Fence Erector & installer (includes the installation & erection of fences, guard rails, guide posts, median rails, reference posts & right-of-way markers)-Form Stripper-General Laborers-Heater Tender-Hopper Tender-Leverman (manual or mechanical)-Machinery & Parts														

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1-IDA-SIDA-PFO-1-2-3-0 (1 of 2)

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1-IDA-SIDA-PEO-1-2-3-a (2 of 2)

1-IDA-SIDA-TO-1-2-3-p (1 of 2)

TRUCK DRIVERS

TRUCK DRIVERS																
FRINGE BENEFITS PAYMENTS							FRINGE BENEFITS PAYMENTS									
BASIC HOURLY RATES		H & V	PENSIONS	VACATION	APP. TR.	OTHERS	BASIC HOURLY RATES		H & V	PENSIONS	VACATION	APP. TR.	OTHERS			
POWER EQUIPMENT OPERATORS: (cont'd)																
CONCRETE PLANT OPERATOR-Concrete Road Paver (Dual)-Elevating Grader Operator-Euclid Elevating Loader-Generator Plant Op.-Mechanic (Diesel Electric)-Power Shovels & Draglines, under 1 yd.-Pumpcrete-Refrigeration Plant Operator-Road Roller (Finishing High Type Pavement)-Sub Grader							6.31	.35	.30	.10		\$6.84	.40	.25	.10	
BLADE OPERATOR (Motor Patrol)-Cranes up to and incl. 50 tons-Concrete Slip Form Paver-Derrick Operator-Front End & Overhead Loaders & Similar Machines, over 4 yds. to & incl. 6 yds.-Koering Scooper-Heavy Duty Mechanic or Welder-Bucking Machine (underground)-Piledriver Engineer-Power Shovels & Draglines, 1 yd. to and including 3½ yds.-Tractor, Crawler, Type, including all attachments-Trimmer Machine Operator-Tournapulls, Euclid & Similar, to and including 40 yds.-Asphalt Plant Op.							6.49	.35	.30	.10		7.07	.40	.25	.10	
CABLEWAY OPERATOR Cranes, Over 50 tons Dredges-Power Shovels & Draglines over 3½ yds.-Quad Type Tractors with all attachments-Tournapull, Euclid & Similar over 40 yds.							6.80	.35	.30	.10		6.15	.40	.25	.10	
TOURNAPULLS-EUCLID & similar over 50 yds. to & incl. 75 yds.							7.03	.35	.30	.10		6.09	.40	.25	.10	
TOURNAPULLS-EUCLID & similar, over 75 yds. to & incl. 100 yds.							7.26	.35	.30	.10		6.03	.40	.25	.10	
TOURNAPULLS-EUCLID & similar, over 100 yds.							7.50	.35	.30	.10		5.97	.40	.25	.10	
DUMPTRES-Transit Mix Trucks, over 6-8 yds.												5.86	.40	.25	.10	
DISTRIBUTOR OR SPREADER TRUCK-Fuel Truck over 1,000 gals.-Water Tank Truck over 4,000 gals.												5.80	.40	.25	.10	

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	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS			
		H & W	PENSIONS	VACATION	APP. TR. OTHERS
TRUCK DRIVERS (cont'd): BOTTOM DUMP TRUCK, over 6 yds. thru 12 yds.-End Dump Truck, over 6 yds. thru 12 yds.-Side Dump Truck, over 6 yds. thru 12 yds.-Transit Mix Truck, over 3 yds.-6 yds.	\$5.74	.40	.25		.10
"A"FRAME TRUCK (Swedish Crane, Iowa 3,000, Hydro-lift)-Bulk Cement, Tanker, up to 96,000 lbs. GVW-Flat Bed using Power Takeoff- Fork Lift, over 3,000 lbs. (Bull Lift, Hydro Lift)-Ross, Hyster, and Similar Straddle Equipment-Semi Trailer, Low Boy, up to 96,000 lbs. GVW- Water Tank Truck, over 1,800-4,000 gals.	5.68	.40	.25		.10
BOTTOM DUMP TRUCK, 6 yds. & under-End Dump Truck, 6 yds. & under-Side Dump Truck, 6 yds. & under-Slurry or Concrete Pumping Truck-transit Mix Truck, 3 yds. & under-Truck Helpers Warehouseman	5.63	.40	.25		.10
BUCKYMOBILE-FLAT Bed, 3 axle-Fuel Truck, 1,000 gals. & under-Greaser, Tireman, Serviceman-Man Haul, Shuttle Truck or Bus	5.57	.40	.25		.10
AMBULANCE DRIVER-Flat Bed, 2 axle & pickup Hauling Material-Fork Lift, 3,000 & under-Water Tank Truck, 1,800 gals. & under	5.51	.40	.25		.10
LEVERMAN Loading at Bunkers Underground: 10% additional	5.45	.40	.25		.10

AM-6732, P. 2

STATE: Idaho
 SUPERSEDES DECISION
 COUNTIES: Benewah, Bonner, Boundary, Clearwater,
 Idaho, Kootenai, Latah, Lewis, Nez Perce and Shoshone.
 DATE: June 2, 1972
 SUPERSEDES DECISION NOS. AM-2407; AM-2409; AM-2413, dated August 27, 1971 in 36 FR
 17186; 17195; and 17212
 DESCRIPTION OF WORK: Building construction, (excluding single family homes and garden
 type apartments up to and including 4 stories), heavy and highway construction.

	Basic Hourly Rates	Fringe Benefits Payments				Overtime
		H & W	Pensions	Vacation	App. Tr.	
ASBESTOS WORKERS	\$8.15	.25	.37			
BOILERMAKERS	6.70	.30	.70	.45	.02	
BOILERMAKERS' HELPERS	6.40	.30	.70	.45	.02	
BRICKLAYERS; Stonemasons (Idaho, Clear- water, Latah, Lewis, and Nez Perce Counties)	6.41	.20				
BRICKLAYERS; Stonemasons (Remainder of counties)	6.46	.15				
CARPENTERS (That portion of Idaho Co. south of the 46th parallel):	5.73	.22	.20	.10	.10	
Carpenters-Drywall Applicators-	5.90	.22	.20	.10	.10	
Shinglers	6.01	.22	.20	.10	.10	
Piledrivermen						
Millwrights-Piledrivermen's Boom Men	6.28	.40	.30		.02	
CARPENTERS (Remainder of counties and that portion of Idaho Co. north of the 46th parallel):	6.43	.40	.30		.02	
Carpenters	6.53	.40	.30		.02	
Piledrivermen-Sawfiler-Stationary Power Woodworking Tools-Floor layers	6.53	.40	.30		.02	
Millwrights-Machine Erector	6.53	.40	.30		.02	
Boom Men-Carpenters working burned, charred or creosoted material	6.53	.40	.30		.02	
Shingler (wood & composition)	6.48	.40	.30		.02	
CEMENT MASONS (That portion of Idaho County south of the 46th parallel)	5.57	.22	.10		.10	
CEMENT MASONS (Remainder of counties and that portion of Idaho County north of the 46th parallel):						
Cement Masons	6.20	.20	.20			
Gunite-Power Machines	6.35	.20	.20			
ELECTRICIANS: Electricians-Technicians	7.53	.25	1%		.02	
Cable Splicers	7.93	.25	1%		.02	
ELEVATOR CONSTRUCTORS (That portion of Idaho County south of the 46th parallel)	5.23	.175	.20	2 1/2%		
ELEVATOR CONSTRUCTORS (Remainder of counties and that portion of Idaho County north of the 46th parallel):	5.50	.175	.20	2 1/2%		
ELEVATOR CONSTRUCTORS' HELPERS	7.03R	.175	.20	2 1/2%		
ELEVATOR CONSTRUCTORS' HELPERS (WOOD.)	5.07R					

IRONWORKERS:

	Basic Hourly Rates	Fringe Benefits Payments				Overtime
		H & W	Pensions	Vacation	App. Tr.	
Reinforcing	\$6.72	.43	.27		.01	
Fence Erectors-Ornamental- Structural	6.83	.43	.27		.01	
LATHERS (Excluding Idaho County south of the 46th parallel)	6.49	.20				
MARBLE SETTERS (Idaho, Clearwater, Latah, Lewis, Nez Perce Counties)	6.41	.20				
MARBLE SETTERS (Remainder of counties):						
Inside	6.06	.15				
Outside	6.46	.15				
MARBLE SETTERS' HELPERS	5.35	.15				
PAINTERS (Kootenai & Shoshone Counties):						
Brush	5.99	.16	.25	.25	.05	
Spray-Steel	6.24	.16	.25	.25	.05	
PAINTERS (Bonner & Boundary Counties):						
Brush	6.17	.16	.25	.25	.05	
Spray-Steel	6.42	.16	.25	.25	.05	
Swing Stage	6.52	.16	.25	.25	.05	
Bridge-Tanks & Towers on legs	6.62	.16	.25	.25	.05	
PAINTERS (Benewah, Clearwater, Idaho County north of the 46th parallel, Latah, Lewis, & Nez Perce Counties):						
Brush	6.17	.16	.25	.25	.05	
Spray	6.42	.16	.25	.25	.05	
Steel	6.42	.16	.25	.25	.05	
PAINTERS (Idaho County south of the 46th parallel):						
Brush	5.70	.16	.10			
Steel	5.80	.16	.10			
Spray	6.17	.16	.10			
PLASTERERS	6.49	.20				
PLASTERERS' TENDERS	5.25	.25	.25		.02	
PLUMBERS; Steamfitters (That portion of Idaho County south of the 46th parallel)	6.58	.28	.30		.05	
PLUMBERS; Steamfitters (Remainder of counties and that portion of Idaho County north of the 46th parallel)	6.65	.26	.30	.41	.06	
ROOFERS (That portion of Idaho County south of the 46th parallel)	5.85	.13	.15			
ROOFERS (Benewah, Bonner, Boundary, Kootenai, & Shoshone Counties):						
Roofers	6.20	.30	.15	.50		
Roofers working with pitch products	7.20	.30	.15	.50		

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	Basic Hourly Rates	Fringe Benefits Payments				Others
		H & W	Pensions	Vacation	App. Tr.	
ROOFERS (Remaining counties and that portion of Idaho County north of the 46th parallel): Kettlemen; Roofers; Waterproofers Roofers working with irritable bituminous materials SHEET METAL WORKERS (Idaho County) SHEET METAL WORKERS (Remainder of counties) SOFT FLOOR LAYERS (Clearwater, Latah, Lewis and Nez Perce Counties) SPRINKLER FITTERS TERRAZZO WORKERS; Tile Setters (Clearwater, Idaho, Latah, Lewis, and Nez Perce Counties) TERRAZZO WORKERS; Tile Setters (Remainder of Counties) TILE SETTERS' HELPERS TERRAZZO WORKERS' HELPERS WELDERS: Receive rate prescribed for craft performing operation to which welding is incidental.	\$6.25 6.90 6.43 6.50 4.92 7.95 6.41 6.33 5.35 5.85	.22 .22 .12 .25 .20 .15 .15	.05 .05 .20 .30 .40	.40 b	.05	
PAID HOLIDAYS: A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.						
FOOTNOTES: a. Employer credits 4% basic hourly rate of employee with over 5 years' service, 2% basic hourly rate from 6 months to 5 years' service to Vacation Plan. Six Paid Holidays: A through F. b. Employees who have completed 1800 compensable hours of employment with one employer in a year of employment shall receive 1 week's vacation with full pay; Pro-rate vacation shall accrue in accordance with the ratio of hours worked in one year of employment divided by 1800 hours multiplied by one week's full pay.						

LABORERS (That portion of Idaho County south of the 46th parallel): DRILLERS ON DRILLS WITH MANUFACTURERS Rating 3" or over - Powderman DIAMOND DRILL - Gunite Nozzelman-High-Scaler-Wagon Drill HOD CARRIER- Mason Tender-Mason Tender (Concrete)-Plasterer Tender-Terrazzo Tender ASPHALT PAKER-Electric Ballast Tamper-Free Air Caisson-Form Setter, Air-Port Paving-Form Setter (Highway-Curb & Gutter)-Gasoline Powered Tamper-Gun-man (Gunite)- Hand Guided Machines, such as Post Hole Diggers, Rotor Tilers, Trenchers, Walking Garden Tractors, etc.-Jackhammer-Manhole Setter-Paving Breaker-Pipelayer (including sewer, drainage, sprinkler systems and water lines-Powderman Helper-Sandblasting-Vibrator (4" & over)-Timber Palletor & Bucker AIR TAMPERS-Air & Water Nozzelman (Green Cutter, Concrete)-Chuck Tender-Concrete Sawyer-Dumpman-Grade Checker-Gunite Nozzelman-Tender-Handling Cement-Pipe Wrapper-Pumpcrete & Grout Pump Crew- Signalman-Steam Nozzelman-Tar Pot Tender-Vibrator (less than 4") ASPHALT LABOR-Carpenter Tender-Choker Setter-Clearing & Grading-Concrete Crew-Cribbing & Shoring (in open ditches)-Crusher Helper-Fence Erector & installer (includes the installation & erection of fences, guard rails, guide posts, median rails, reference posts & right-of-way markers)-Form Stripper-General Laborers-Header Tender-Hopper Tender-Leverman (manual or mechanical)-Machinery & Parts	FRINGE BENEFITS PAYMENTS					
	BASIC HOURLY RATES	H & W	PENSIONS	VACATION	APP. TR.	OTHERS
	\$5.17	.30	.25		.10	
	4.92	.30	.25		.10	
	4.87	.30	.25		.10	
	4.77	.30	.25		.10	
	4.67	.30	.25		.10	

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LABORERS (Cont'd) (That portion of Idaho County south of the 46th parallel):
 Cleaner-Power Wheelbarrow-Rip Rap Man (Hand placed)-Scouring Concrete-Sloper-Spreader & Weighman-Stake Jumper

TUNNEL

DRILL DOCTORS-Machinemen-Miners-Spaders & Tuggers-Spilling and/or Caisson Workers-Steelmen-Timbermen

FORM SETTER & MOVER

BRAMEN-Bullgang-Chucktender-Dumpman-Huckers-Nipper-Reboundman-Vibrator

I-IDA-SIDA-IAB-1-2-3-1 (2 of 2)		FRINGE BENEFITS PAYMENTS			
BASIC HOURLY RATES	H & W	PERMIONS	VACATION	APP. TR.	OTHERS
4.57	.30	.25		.10	
5.17	.30	.25		.10	
4.87	.30	.25		.10	
4.72	.30	.25		.10	

2-IDA-NIDA-LAB-1-2-3-c (1 of 2)		FRINGE BENEFITS PAYMENTS			
BASIC HOURLY RATES	H & W	PERMIONS	VACATION	APP. TR.	OTHERS
4.75	.25	.25		.02	
4.90	.25	.25		.02	
5.00	.25	.25		.02	
5.05	.25	.25		.02	
5.10	.25	.25		.02	

LABORERS (Remainder of counties and that portion of Idaho Co. north of the 46th parallel):
 GROUP I
 Carpenters tender; Concrete crewman; Concrete signalman; Crusher feeder; Demolition; Driller Helper; Dumpman; Fence erector; General laborer; Grout machine header tender; Ripper; Riprap man; Scalmen; Stake jumper; Structural mover; Tailhoseman (water nozzle); Track laborer (RR); Truck loader; Timber buckler & faller; Window cleaner.

GROUP II
 Cement Finisher tender; Cement handler Demolition torch; Dope pot fireman; non-mechanical; Form cleaning machine; feeder, stacker; Form setter, paving; Grade checker using level, optional; Nozzleman, water & air or steam; Pipe-layer, corrugated metal culvert; Pipe-wraper; Pot tender; Powderman Helper; Power tool op: gas, electric, pneumatic; Railroad equipment, power driven; Rodder & spreader; Sandblast tailhose man; Scaffold erector, wood or steel; Vibrator up to 4"; Well-point man; Wheelbarrow, power driven.

GROUP III
 Asphalt raker; Asphalt roller, walking; Chain saw op. with attachments; Concrete saw, walking; Creosote material; High scaler; Jackhammer op.; Multi-section pipelayer; Nozzleman; Pavement breaker; Taper; Trencher, shovels; Vibrator, 4" & over; Wagon drills; Water pipe liner.

GROUP IV
 Pipelayer Caulker, collarman, jointer, mortaman, rigger, jacker, shorer & lagger

GROUP V
 Concrete stack; Hed carriers; Mortar mixer

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LABORERS (Remainder of counties and that portion of Idaho Co. north of the 46th parallel) (cont'd):

GROUP VI Caisson worker, free air	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS			
		H & W	PENSIONS	VACATION	APP. TR.
	\$5.15	.25	.25		.02
GROUP VII Brush machine; drills; Gunite; Noni- tor op., air track or similar moun- taining; Nozzleman; Powderman	5.20	.25	.25		.02
GROUP VIII Air track drills with dual masts & drills	5.40	.25	.25		.02
TUNNEL & SHAFT, FREE AIR					
GROUP IX Class A: Ball gang, pump crete crewman incl. distributing pipe, assembling & dis- mantle, & nipper	4.80	.25	.25		.02
Class B: Brakeman, dumpman	4.85	.25	.25		.02
Class C: Miner & nozzleman for concrete	5.25	.25	.25		.02
Class D: Raise & shaft miner	5.30	.25	.25		.02
GROUP X Sand hogs (under compressed air con- ditions): 1 lb. thru 14 lbs. - 6 hrs. wrk. Over 14 lbs. thru 18 lbs. - 6 hrs. wrk. Over 18 lbs. thru 22 lbs. - 4 hrs. wrk. Over 22 lbs. thru 26 lbs. - 6 hrs. wrk. Over 26 lbs. thru 32 lbs. - 4 hrs. wrk. Over 32 lbs. thru 38 lbs. - 3 hrs. wrk. Over 38 lbs. thru 44 lbs. - 2 hrs. wrk. Outside lock & guage tender (per shift)	50.40 53.10 53.10 73.34 57.30 59.70 62.40 63.70 40.80	.25 .25 .25 .25 .25 .25 .25 .25 .25	.25 .25 .25 .25 .25 .25 .25 .25 .25	.02 .02 .02 .02 .02 .02 .02 .02 .02	

SOUTHERN IDAHO LINE CONSTRUCTION - f (1 of 1)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
LINE CONSTRUCTION (that portion of Idaho County south of the 46th parallel): All work over 34.5 KV and all work on steel towers and/or multiple wood structures and all substations of 1000 KVA or greater capacity and all communications, underground work except street and highway lighting and motor traffic controls:					
Groundman	\$4.74	.15	1%		3/4%
Equipment Operators	5.73	.15	1%		3/4%
Linemans	6.28	.15	1%		3/4%
Cable Splicer	6.91	.15	1%		3/4%
All work 34.5 KV and under and all work on highway lighting and motor traffic controls:					
Groundman	4.68	.15	1%		3/4%
Equipment Operator	5.45	.15	1%		3/4%
Linemans	6.06	.15	1%		3/4%

NORTHERN IDAHO LINE CONSTRUCTION - (1 of 1)

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
LINE CONSTRUCTION (Remainder of Counties and that portion of Idaho Co. north of the 46th parallel):					
Cable Splicers; Leadman Pole Sprayer Lineman; Pole Sprayer; Heavy Line Equipment Man; Certified Lineman Welder Tree Trimmer	\$8.02	.15	1%		1/2%
Line Equipment Man	7.24	.15	1%		1/2%
Head Groundman (Chipper); Head Groundman; Powderman; Jackhammer Man	6.54	.15	1%		1/2%
Groundman; Tree Trimmer Helper	6.24	.15	1%		1/2%
Hole Digger	5.46	.15	1%		1/2%
	5.15	.15	1%		1/2%
	4.93	.15	1%		1/2%

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POWER EQUIPMENT OPERATORS (That portion of Idaho County south of the 46th parallel):	FRINGE BENEFITS PAYMENTS					BASIC HOURLY RATES	H & W	PENSIONS	VACATION	APP. TR.	OTHERS
BRANKMAN-Crusher Plant Feeder (Mechanical)-Deckhand-Drill Helpers-Grads Checkers-Heater Tender-Land Plane-Operators-Pumpman						\$5.50	.35	.30		.10	
AIR COMPRESSOR-Well Boy-Bit Grinder op. Blower Op. (Cement)-Broom, Cement Hog Concrete Mixer Concrete Saw, Multiple Cut-discing, Harrowing or Mulching (regardless of Motive Power)-Distributor Leverman Drill Steel Threader Machine Operator Fireman, All Heavy Duty Mechanic Helper or Welder Helper-Hoist, Single Drum-Hydraulic Monitor Op., Skid Mounted-Oiler on Cranes and Shovels-Pugmiller, Box or Screed op.-Spray Curing Machine-Tractor, Rubber-tired Farm type using attachments						5.66	.35	.30		.10	
A-FRAME TRUCK (Hydra lift, Swedish Cranes, Ross Carrier, Hyster on Construction Jobs)-Battery Tunnel Locomotive-Belt Finishing Machine-Cable Tenders (underground)-Chip Spreader Machine (Self-propelled)-Front End and Overhead Loaders and similar Machines under 2 yds.-(Rubber-tired)-Hoist 2 or more Drums or Tower Hoist-Hydraulic, Fork Lift & Similar (When Hoisting)-Oilers (Underground)-Power Loader (Bucket Elevator, Conveyors)-Road Roller (Regardless of Motive Power)-Service Oiler						5.83	.35	.30		.10	
ASPHALT SPREADERS-Boring Machines (Earth or Rock)-Quarrymaster, Joy, Tractor Mounted-Drills; Gurn, Core, Galys, or Diamond-Front End & Overhead Loaders and similar Machines, 2 yds. & incl. 4 yds. Rubber-Tired Grout Pump-Hydra-Hammer-Locomotive Engineer-Longitudinal Float Machine-Mixermobile-Spreader Machine-Tractor, Rubber-Tired, using Backhoe-Transverse Finishing Machine-Trenching Machine Compactor & Similar						6.14	.35	.30		.10	
POWER EQUIPMENT OPERATORS (cont'd) (That portion of Idaho County south of the 46th parallel):											
CONCRETE PLANT OPERATOR-Concrete Road Paver (Dual)-Elevating Grader Operator-Euclid Elevating Loader-Generator Plant Op.-Mechanic (Diesel Electric)-Power Shovels & Draglines, under 1 yd.-Pumperete-Refrigeration Plant Operator-Road Roller (Finishing High Type Pavement)-Sub Grader						6.31	.35	.30		.10	
BLADE OPERATOR (Motor Patrol)-Cranes up to and incl. 50 tons-Concrete Slip Form Paver-Derrick Operator-Front End & Overhead Loaders & Similar Machines, over 4 yds. to & incl. 6 yds.-Hoering Scooper-Heavy Duty Mechanic or Welder-Mucking Machine (underground)-Piledriver Engineer-Power Shovels & Draglines, 1 yd. to and including 3 1/2 yds.-Tractor, Crawler, Type, including all attachments-Trimmer Machine Operator-Tournapulls, Euclid & similar, to and including 40 yds.-Asphalt Plant Op.						6.49	.35	.30		.10	
CABLEWAY OPERATOR Cranes, Over 50 tons Dredges-Power Shovels & Draglines over 3 1/2 yds.-Quad Type Tractors with all attachments-Tournapull, Euclid & similar over 40 yds.						6.80	.35	.30		.10	
TOURNAPULLS-EUCLID & similar over 50 yds. to & incl. 75 yds.						7.03	.35	.30		.10	
TOURNAPULLS-EUCLID & similar, over 75 yds. to & incl. 100 yds.						7.26	.35	.30		.10	
TOURNAPULLS-EUCLID & similar, over 100 yds.						7.50	.35	.30		.10	

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2-IDA-NIDA-PEO-1-2-3-1 (1 of 4)

POWER EQUIPMENT OPERATORS. (Remainder of counties and that portion of Idaho Co. north of the 46th parallel):

GROUP I

Bit Grinder; Bolt Threading Machine; Brakeman; Compressors, under 2000 cu. ft. per minute, gas, diesel or electric power; Crusher Feeder (mechanical); Deck Hand; Drillers Helper; Fireman & Heater Tender; Grade Checker; Helper (Mechanic or Welder, H.D.); Oilier; Oilier & Cable Tender; Mucking Machine; Pumpman; Rollers, all types on subgrade (farm type, Case, John Deere and similar-or compacting or vibrator) except when pulled by dozer with operable blade; Welding Machines

GROUP II

A-Frame Truck (Single-drum); Assistant Refrigeration Plant (under 1000 tons); Assistant Plant Operator, Fireman or Pugmiser (asphalt); Bagley or Stationery Scraper; Batch Plant & Wet Mix Operator, single unit (concrete); Belt Finishing Machine; Bending Machine (pipeline); Blower Operator (cement); Cement Hog; Compressor (2000 cu. ft. or over, 2 or more-gas, diesel or electric power); Concrete Saw (Multiple cut); Distributor Leverman; Dope Pots (power agitated); Equipment Serviceman, Greaser & Oilier; Fork Lift or Lumber Stacker, Hydra-lift & similar; Gin Trucks (pipeline); Hoist, Single drum; Loader (bucket elevator and conveyors); Longitudinal Float; Mixer (portable-concrete); Pavement Breaker, (Hydra-Hammer & similar); Posthold Auger or Punch; Power Broom; Railroad Ballast Regulation Operator (Self-propelled); Railroad Power Tamper Operator, (Self-propelled); Railroad Power Tamper Jack Operator, (self-propelled); Spray Curing Machine (concrete); Spreader Box (self-propelled); Straddle Buggy (Ross & similar on construction job site); Tractor (farm type R/T with attachments except backhoe); Tugger Operator

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POWER EQUIPMENT OPERATORS. (cont'd)
(Remainder of counties & that portion of Idaho Co. north of the 46th parallel):
GROUP III

A-Frame Truck, (2 or more drums); Assistant Refrigeration Plant & Chiller Operator (over 1000 tons); Backfillers (Cleveland & similar); Belt-Crete Conveyors with Power Pack or similar; Belt Loader (Kocal or similar); Blade Operator (Motor Patrol and attachments); Boat Operators; Boom Cats (side); Boring Machine (earth); Boring Machine (rock under 8" bit) Quarry Master, Joy or similar; Bump Cutter (Wayne, Saginaw or similar); Canal Lining Machine (concrete); Chipper (without crane); Cleaning & Doping Machine (pipeline); Concrete Pumps (squeeze-crete, flow-crete, pump-crete, Whitman & similar); Drills (churn, core, calyx or diamond); Elevating Belt-type Loader (Euclid, Barber Greene or similar); Elevating Grader-type Loader (Dumort, Adams, or similar); Generator Plant Engineers (diesel electric); Gummite Combination Mixer & compressor; Hoist, (2 or more drums or Tower Hoist); Loaders, (overhead & front-end, under 4 yds. R/T) Locomotive engineer; Mixermobile; Mucking Machine; Paver (asphalt and concrete); Pump (Grout or Jet); Roller-man (finishing pavement); Rubber-tired Scrapers (one motor with one scraper, under 40 yds.); Screed Operator; Soil Stabilizer (P&H or similar); Spreader Machine; Tractor (crawler, incl. Dozer, Scrapet, Drills, Booms, Rollers, etc.); Traverse Finishing Machine; Trenching Machines (under 7 ft. depth capacity); Turnhead Operator

GROUP IV

H.D. Mechanic; H.D. Welder; Refrigeration Plant Engineer (under 1000 tons); Semi-automatic Welding Machines

Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Pensions	Vacation	App. Tr.
\$6.30	.45	.45		.015
6.85	.45	.45		.015
6.95	.45	.45		.015
6.60	.45	.45		.015

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2-IDA-NIDA-PEO-1-2-3-1 (4 of 4)

POWER EQUIPMENT OPERATORS (cont'd)
(remainder of counties & that portion of
Idaho Co. north of the 46th parallel):

GROUP VII

Backhoes (3 yds. and over); Batch
Plant (over 4 units); Cableway Con-
troller-Dispatcher; Cableway Opera-
tors; Clamshell Operator (3 yds. &
over); Cranes (65 tons and over);
Derricks & Stifflegs (65 tons and
over); Draglines (3 yds. and over);
Loader - (360 degrees revolving
Koehring Scooper or similar);
Loaders (overhead and front end over
8 yds.); Rubber-tired Scrapers
(multiple engine with three or more
scrapers); Shovels (3 yds. and over);
Tower Crane, Whirleys and Hammerheads
(all)

Underground Work - - Add 10% to the
Classification.

(not to include open pits, cuts, ditches, trenches and such work as paving etc.)

All Cranes Booms: 130' to 200' - - \$.15/hr. Additional to Classification
Over 200' - - \$.30/hr. Additional to Classification

Yo Yo Dozer: 10% Additional

AN-6732, P. 13

2-IDA-NIDA-PEO-1-2-3-1 (3 of 4)

POWER EQUIPMENT OPERATORS (cont'd)
(remainder of counties & that portion of
Idaho Co. north of the 46th parallel):

GROUP V

Asphalt Plant Operator; Crusher &
Screening Plant Operator; Rubber-
tired Scrapers Multi-Engine Power
with one Scraper (Euclid, TS-24 &
similar); Rubber-tired Scraper, one
motor with one scraper (40 yds. &
over); Single Engine with two
Scrapers (McGurneau, Tandem B &
similar); Surface Heater & Planer
Machine

GROUP VI

Automatic Subgrader (ditches & trim-
mers) (R.A. Hansen & similar); Back-
hoes (under 3 yds.); Batch & Wet
Mix Operator-Multiple Units (2 and
incl. 4); Chipper (with crane);
Clamshell Operator (under 3 yds.);
Concrete Slip Form Paver; Cranes
(under 65 tons); Derricks & Stiff-
legs (under 65 tons); Draglines
(under 3 yds.); Drilling Equipment
(8" bit and over); (Robbins &
similar); Hydra-Cranes (Austin,
Western, Hydra-Hoe and similar with
attachments); Loader Operator
(Front End & Overhead, 4 yds. to 8
yds.); Multiple Dozer Unit with
Single Blade; Piledriving Engineers;
Paver (dual drum); Quad-track or
similar Equipment; Railroad Track
Liner Operator (self-propelled);
Rubber-tired Scrapers, Multiple
Engines with two Scrapers; Refriger-
ation Plant Engineer (1000 tons &
over); Shovels (under 3 yds.);
Signalmen (Whirleys, Highline,
Hammerheads or Similar); Trenching
Machines (7 ft. depth and over)

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TRUCK DRIVERS (That portion of Idaho County south of the 46th parallel):		1-IDA-SIDA-TD-1-2-3-P (1-2)					1-IDA-SIDA-TD-1-2-3-P (2-2)				
		FRINGE BENEFITS PAYMENTS					FRINGE BENEFITS PAYMENTS				
		BASIC HOURLY RATES	H & V	PENSIONS	VACATION	APP. TR.	BASIC HOURLY RATES	H & V	PENSIONS	VACATION	APP. TR.
BOTTOM DUMP TRUCK, over 75 yds. incl. 100 yds.-End Dump Truck, over 75 yds. including 100 yds.-Side Dump Truck, over 75 yds. thru 100 yds.		\$6.84	.40	.25		.10	\$5.74	.40	.25		.10
BOTTOM DUMP TRUCK, over 100 yds.-End Dump Truck, over 100 yds.-Side Dump Truck over 100 yds.		7.07	.40	.25		.10					
BOTTOM DUMP TRUCK, over 50 yds. thru 75 yds.-End Dump Truck, over 50 yds. thru 75 yds.-Side Dump Truck, over 50 yds. thru 75 yds.		6.61	.40	.25		.10					
BOTTOM DUMP TRUCK, over 40 yds. thru 50 yds.-End Dump Truck, over 40 yds. thru 50 yds.-Side Dump Truck, over 40 yds. thru 50 yds.		6.38	.40	.25		.10	5.68	.40	.25		.10
BOTTOM DUMP TRUCK, over 30 yds., thru 40 yds.-End Dump Truck, over 30 yds. thru 40 yds.-Side Dump Truck, over 30 yds. thru 40 yds.		6.26	.40	.25		.10	5.63	.40	.25		.10
BOTTOM DUMP TRUCK, over 20 yds. thru 30 yds.-End Dump Truck, over 20 yds. thru 30 yds.-Side Dump Truck, over 20 yds. thru 30 yds.-Furnarocker & Similar Equipment		6.15	.40	.25		.10	5.57	.40	.25		.10
TRANSIT MIX TRUCK, over 10 yds.		6.09	.40	.25		.10					
BULK CEMENT TANKER, 96,000 lbs. GVW & over - Lowboy, 96,000 lbs. GVW & over		6.03	.40	.25		.10	5.51	.40	.25		.10
BOTTOM DUMP TRUCK, over 12 yds. thru 20 yds.-End Dump Truck, over 12 yds. thru 20 yds.-Side Dump Truck, over 12 yds. thru 20 yds.-Transit mix Truck, over 8-10 yds.		5.97	.40	.25		.10					
DUMPTONS-Transit Mix Trucks, over 6-8 yds.		5.86	.40	.25		.10	5.45	.40	.25		.10
DISTRIBUTOR OR SPREADER TRUCK-Fuel Truck over 1,000 gals.-Water Tank Truck over 4,000 gals.		5.80	.40	.25		.10					
TRUCK DRIVERS (Cont'd) (That portion of Idaho County south of the 46th parallel):											
BOTTOM DUMP TRUCK, over 6 yds. thru 12 yds.-End Dump Truck, over 6 yds. thru 12 yds.-Side Dump Truck, over 6 yds. thru 12 yds.-Transit Mix Truck, over 3 yds.-6 yds.											
"A" FRAME TRUCK (Swedish Crane, Iowa 3,000, Hydro-lift)-Bulk Cement, Tanker, up to 96,000 lbs. GVW-Flat Bed using Power Takeoff- Fork Lift, over 3,000 lbs. (Bull Lift, Hydro Lift)-Ross, Hyster, and Similar Straddle Equipment-Semi Trailer, Low Boy, up to 96,000 lbs. GVW-Water Tank Truck, over 1,800-4,000 gals.											
BOTTOM DUMP TRUCK, 6 yds. & under-End Dump Truck, 6 yds. & under-Side Dump Truck, 6 yds. & under-Slurry or Concrete Pumping Truck-Transit Mix Truck, 3 yds. & under-Truck Helpers Warehouseman											
BUGGYMOBILE-FLAT Bed, 3 axle-Fuel Truck, 1,000 gals. & under-Greaser, Fireman, Serviceman-Man Haul, Shuttle Truck or Bus											
AMBULANCE DRIVER-Flat Bed, 2 axle & pickup Hauling Material-Fork Lift, 3,000 & under-Water Tank Truck, 1,800 gals. & under											
LEVERMAN Loading at Runners Underground: 10% additional											

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2-IDA-NIDA-TD-1-2-3-C (1 of 2)

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2-IDA-NIDA-TD-1-2-3-C (2 of 2)

TRUCK DRIVERS (Remainder of counties and that portion of Idaho County north of the 46th parallel)

Basic Hourly Rates	Fringe Benefits Payments				Other
	H & W	Pensions	Vacation	App. Tr.	
FLAT BED TRUCK, single rear axle; Fork Lift, 3,000 lbs. & under; Fuel Truck Driver (steam cleaner & washer); Helper & Swamper; Leverman Loading Trucks at Bunkers; Pickup Hauling Material; Stationary Fuel Op.; Team Driver; Tractor (small rubber tired pulling trailer or sim. equip.); Water Tank Truck 1,800 gallons	\$6.30	.37	.30		
BUS DRIVER OR MANHAUL DRIVER; Flat Bed Truck, dual rear axle; Tireman No.1; Warehouseman	6.35	.37	.30		
RUGBY MOBILE & SIM.; Bulk Cement Tanker; Oil Tank Driver; Power Operated Sweeper; Semi-Trailer, low bed, truck & Trailer; Straddle Carrier (Ross, Hyster & sim.); Transit Mixers & Trucks Hauling Concrete (3 yds. & under); Trucks, side, end & bottom dump (under 6 yds.); Water Tank Truck (1,801 - 4,000 gallons)	6.40	.37	.30		
Bulk Cement Spreader; Dumptor (6 yds. & under); Fishery Spreader, box driver; Flat Bed Truck (using power take off); Fork Lift (over 3,000 lbs.); Oil Distributor Driver (road, bootman, leverman, helper); Rubber tired Tunnel Jumbo; Scissors Truck; Slurry Truck Driver; Transit Mixers & Trucks Hauling Concrete (over 3 yds. to 6 yds.); Trucks, side, end & bottom dump (over 6 yds. to 12 yds.); Water Tank Truck (4,001 - 6,000 gals.) Wrecker & Tow Trucks	6.50	.37	.30		
LOW BOY (under 50 tons); Service Greaser; Tireman No.2	6.55	.37	.30		
A-FRAME (Swedish Crane, Iowa 3,000, hydrolift); Water Tank Truck (over 6,000 gals.) - 10¢ for each 2,000 additional	6.60	.37	.30		

TRUCK DRIVERS (Remainder of counties and that portion of Idaho County north of the 46th parallel)

Basic Hourly Rates	Fringe Benefits Payments				Other
	H & W	Pensions	Vacation	App. Tr.	
DUMPTOR (over 6 yds.); Transit Mixers & Trucks Hauling Concrete (6 yds. to 10 yds.) Trucks, side, end & bottom dump (over 12 yds. incl. 20 yds.)	\$6.65	.37	.30		
LOW BOY (over 50 tons)	6.70	.37	.30		
TRANSIT MIXER & TRUCKS Hauling Concrete (10 yds. to 15 yds.); Trucks, side, end & bottom dump (over 20 yds. incl. 30 yds.)	6.80	.37	.30		
TOURNEBOCKER, DM'S & sim. w/2 or 4 wheel power tractor w/trailer or yardage scale	6.85	.37	.30		
TRANSIT MIXERS & TRUCKS Hauling Concrete (15 yds. to 20 yds.); Trucks, side, end & bottom dump (over 30 yds. to 40 yds.)	6.95	.37	.30		
TRANSIT MIXERS & TRUCKS Hauling Concrete (over 20 yds.); Trucks, side, end & bottom dump (over 40 yds.)	7.10	.37	.30		

STATE: Mississippi
 COUNTY: Hinds
 DATE: June 2, 1972
 DECISION NO.: AM-8,618
 Supercedes Decision No. AM-490, dated August 20, 1971, in 36 FR 16465.
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy construction.

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	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS			
		H & W	PENSIONS	VACATION	APP. TR.
Asbestos workers	\$5.65	.15			
Boilermakers	6.25	.30	.50		.01
Boilermakers' helpers	6.00	.30	.50		.01
Bricklayers	5.90				
Carpenters	5.60	.20			.02
Filed rivemen; millwrights	5.95	.20			.02
Power saw operator 1 HP or more	5.85	.20			.02
Carpenters working creosoted and freshly painted (wet) material	5.85	.20			.02
Carpenters working glass fiber insulation and like materials	5.75	.20			.02
Cement masons:					
Cement masons	5.05	.15			
Traveling and/or floating machine & power grinders operators	5.25	.15			
Electricians:					
Electricians	6.15		1 1/2 + .25		1/10 of 1 1/2
Cable splicers	6.50		1 1/2 + .25		1/10 of 1 1/2
Elevator constructors:					
Elevators	5.48	.17	.185	2 1/2 + a+b	.005
Helpers	3.84	.17	.185	2 1/2 + a+b	.005
Helpers (Prob.)	50% JR				
Glaziers	4.70				
Ironworkers:					
Structural	5.90	.20	.15		.04
Ornamental	5.90	.20	.15		.04
Reinforcing	5.90	.20	.15		.04
Laborers:					
Saver pipe layer	2.75				
Wrecking & demolition	2.60				
Cement & stone masons tenders	2.75				
Unskilled	2.60				
Brickmason tender	2.75				
Mechanical tools, motorized (Georgia) buggy ops.	2.85				
Plasterers tenders	2.75				
Mortar mixers	2.85				
Line Construction:					
Linemen	6.24		1 1/2	c	c
Groundmen (over 1 year)	3.80		1 1/2	c	c
Groundmen (less than a year)	3.48		1 1/2	c	c
Cable splicers (Electric)	6.54		1 1/2	c	c

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	BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS			
		H & W	PENSIONS	VACATION	APP. TR.
Lathers	5.80				.01
Painters:					
Brush	4.10	.15			
Structural steel (Brush)	4.35	.15			
Spray	4.60	.15			
Sling Stage	4.35	.15			
Paperhangers	4.10	.15			
Structural steel (Spray)	4.85	.15			
Plasterers	5.55	.15			
Plumbers; Steamfitters	6.85				
Sprinkler fitters	7.30	.25	.40		.05
Roofers	5.15				
Roofers' helpers	3.85				
Sheet metal workers	5.85	.25			
Soft floor layers	5.60	.20			
Stone masons	5.90				
Terrazzo workers & Marble masons	3.80				
Tile setters	3.80				
Truck drivers:					
1 1/2 to 5 tons	3.00				
Over 5 tons	3.65				
Welders - receive rate prescribed for craft performing operation to which welding is incidental.					
PAID HOLIDAYS: (Where Applicable)					
A-New Year's Day; B-Memorial Day; C-Independence Day;					
D-Labor Day; E-Thanksgiving Day; F-Christmas Day.					
FOOTNOTES:					
a. Six paid holidays: A through F					
b. Employer contributes 4% of regular hourly rate to vacation pay credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to vacation pay credit for employee who has worked in business less than 5 years.					
c. One week paid vacation after one year's service					

BASIC HOURLY RATES	FRINGE BENEFITS PAYMENTS			
	H & W	PENSIONS	VACATION	APP. TR.
Carpenters	\$2.25			
Cement Masons	2.25			
Laborers:				
Unskilled	1.60			
Air Tool Operator	1.60			
Mason Tenders	1.75			
Pipelayers	1.75			
Truck Drivers	1.60			
Power Equipment Operators:				
Air Compressors	1.65			
Cranes, Derricks & Draglines	2.50			
Bulldozers	2.50			
Graders	2.25			
Backhoe	2.25			
Mixers-concrete	1.60			
Oilers	1.75			
Pumps	1.60			
Rollers	1.60			
Shovels	2.25			
Trenching Machine	2.25			
Tractors:				
Track	2.25			
Wheel	1.60			

POWER EQUIPMENT OPERATORS:

Group A Engineer, operating under air pressure	\$6.60	.15	.20	
Group B Mechanic	5.65	.15	.20	
Group C Asphalt plant; backhoe; blacksmith, boom tractor, bulldozer, central mixing plant, cherry picker, clamshell, Crane, Derrick, Derrick car, Derrick boat, Dragline, Dredge, Elevating grader, Excavator (power belt), Fork lift (5 ton & over), Hoists (2 drum in active use), Locomotive engineer, Marine engineer (chief), Master pilot, Mixer-mobile, Motor patrol and similar type equipment, Paver (21 c.f. or larger), Pile driver, Recharger, Scoop (skimmer), Scraper, Shovel, Trenching machine (over 18" bucket line width), Turnapull (DW-10 and similar pull type scrapers), Tractor and similar endloaders, Welder, Welding machines and pumps (operating 2 to 6 machines), Well driller, Well point pumps	5.40	.15	.20	
Group D Asphalt spreader (bituminous distributor), Asphalt spreader (bituminous mixer), Backfilling machine, Conveyor, Drill (earth), Finishing machine, Fireman, Forklift (over 2 ton and less than 5 ton), Heating plant, Hoist (one drum), Marine engineers assistant, Mixer, Paver and similar endloaders, Pilot, Power generating plant, Pump (concrete), Roller, Scoopmobile, Tractor (with power take-off), Trenching machine (18" or smaller bucket line width), Tugboat, Well driller (1st helper), Winch truck & tractor, small Rubber-Tired with Backhoe attachment	5.00	.15	.20	
Group E Air compressor, Batch scale, Deckhand, Forklift (2 ton & under), Form grader, Locomotive hostler, Mechanic helper, Motorboat (in or outboard), Oiler, Pump, Roughneck, Scowman, Tractor (w/ attachments), Welding machine	4.35	.15	.20	

Booms, including jib:

25¢ per hour above regular rate - 100 feet to and including 200 feet.

50¢ per hour above regular rate - 201 feet to and including 300 feet.

75¢ per hour above regular rate - 301 feet and above.

Operators servicing other crafts shall draw rate of pay not less than journeyman rate of craft being serviced.

SUPERSEDEAS DECISION

STATE: Mississippi
 COUNTY: Harrison & Pearl River
 DATE: June 2, 1972
 DECISION NO.: AM-8,619
 Supersedes Decision No. AM-489, dated August 20, 1971, in 36 FR 16461.
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories), heavy construction and dredging.

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
BUILDING & HEAVY CONSTRUCTION					
Asbestos workers (Harrison County)	\$7.20	.345	.50		.02
Asbestos workers (Pearl River Co.)	6.40	.25	.60		
Boilermakers	6.25	.30	.50		.01
Boilermakers' helpers	6.00	.30	.50		.01
Bricklayers	5.60				
Bricklayers	5.60				
Stonemasons	5.60				
Marble masons	5.50				
Terrazzo workers	5.50				
Tile setters	5.50				
Plasterers	5.60				
Blockmasons	5.60				
Caulkers & pointers	4.98				
Cement masons					
Carpenters:	5.90				
Millwrights	6.22				
Electricians:	6.50				
Electricians	6.75	.25	1 1/4-10		c
Cable splicers		.25	1 1/4-10		c
Elevator constructors:	5.48	.17	.185	2 1/4-a+b	.005
Elevator constructors	3.84	.17	.185	2 1/4-a+b	.005
Helpers (Probationary)	50%JR				
Ironworkers:					
Structural; Ornamental; Reinforcing	7.13	.28	.25		
Laborers:					
Vibrator - jackhammer; mortar mixer; pipelayers (sewer; Power saw op.)	3.85				
Laborers	3.65				
Mason tenders; plasterers tenders	3.75				
Lathers	6.00		.10		.01
Line construction:					
Linemen	6.00	.15	.10-1 1/2		c
Cable splicers	6.25	.15	.10-1 1/2		c
Line construction:					
Groundmen:	3.00	.15	.10-1 1/2		c
1st 6 months	3.48	.15	.10-1 1/2		c
Thereafter					
Painters - Commercial	5.00				.03
Brush & roller	6.25				.03
Spray					.03
Struct. steel under 30': Brush and roller	5.25				.03
Spray	6.25				.03

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	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
BUILDING & HEAVY CONSTRUCTION					
Piledrivermen	7.02	.28	.25		
Piledrivermen on cresote material	7.26	.28	.25		.03
Glaziers	5.00				
Plumbers:					
Plumbers; Steamfitters	6.55	.18	.20		.01
Roofers:					
Roofers	5.15				
Helpers	3.85				
Kettlemen	4.35				
Sheet metal workers	7.105	.20	.30	.25	.04
Soft floor layers	5.90				
Sprinkler fitters	7.30	.25	.40		.05
Truck drivers:					
Up to 1 1/2 tons	5.04	.28	.25		
1 1/2 to 5 tons	5.51	.28	.25		
5 tons or over	6.55	.28	.25		
PAID HOLIDAYS: (Where Applicable)					
A-New Year's Day; B-Memorial Day; C-Independence Day; D-Labor Day; E-Thanksgiving Day; F-Christmas Day.					
FOOTNOTES:					
a. 6 paid holidays: A through F.					
b. Employer contributes 4% of regular hourly rate to Vacation Pay Credit for employee who has worked in business more than 5 years. Employer contributes 2% of regular hourly rate to Vacation Pay Credit for employee who has worked in business less than 5 years.					
c. \$5.00 per month.					

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Miss. 2 PEO-1-I

1 of 2

POWER EQUIPMENT OPERATORS	Basic Hourly Rates	Fringe Benefits Payments				Other
		H & W	Pensions	Vacation	App. Tr.	
<u>GROUP A</u>						
Engineer, operating under air pressure	\$7.25		.20			
<u>GROUP B</u>						
Mechanic	6.30		.20			
<u>GROUP C</u>						
Air tugger (2 drum); asphalt plant; backhoe; blacksmith; boom tractor; bulldozer; central mixing plant; cherry picker; clamshell; crane; derrick; derrick boat; derrick car; dragline; dredge; elevating grader; excavator (power belt); fork lift; hoist (2 drum); locomotive engineer; marine engineer (Chief); master pilot; mixer; motor patrol & similar type equipment; paver (21 c.f. or larger); piledriver; recharger; roaming greaser (1st); scoop (skimmer); scraper; shovel; trenching machine (over 18" bucket line width); Tournapull; DW-10 & similar pulley scrapers; traxcavator and similar endloaders; welder; welding machines or S/W pumps (2 to 6); well driller; well point pumps	6.05		.20			
<u>GROUP D</u>						
Air tugger; asphalt spreader (bituminous distributor); asphalt spreader bituminous mixer; backfilling machine; conveyor; drill (earth); finishing machine; fireman; heating plant; hoist; marine engineer (assistant); mixer; payload; and similar endloaders; pilot; power generating plant; pump (concrete); roller; scoopmobile; tractor (with power take-off); trenching machine (18" or smaller bucket line width); tugboat; well driller (1st helper); winch truck	5.80		.20			

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Miss. 2 PEO-1-I

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POWER EQUIPMENT OPERATORS (CONT'D)	Basic Hourly Rates	Fringe Benefits Payments				Other
		H & W	Pensions	Vacation	App. Tr.	
<u>GROUP E</u>						
Air compressor; form grader; locomotive hostler; mechanic helper; oiler (truck crane); pump; roughneck; tractor (without attachments); welding machine	\$5.15		.20			
<u>GROUP F</u>						
Batch scale; deckhand; motorboat (in or outboard); oiler; scowman	5.00		.20			

NOTICES

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
WATER & SEWER CONSTRUCTION:					
Carpenters	\$2.50				
Cement Masons	3.00				
Laborers:					
Unskilled	1.60				
Mason Tenders	1.85				
Piledrivermen	2.00				
Truck Drivers	1.60				
Power Equipment Operators:					
Asphalt Mulchers	1.80				
Air Compressors	1.75				
Bulldozers	2.50				
Cranes, Derricks & Draglines	2.50				
Mechanics	2.50				
Mixers-All Types	2.00				
Motor Patrols	2.50				
Loaders	2.125				
Oilers & Greasers	2.00				
Piledrivers	2.35				
Rollers-Self Propelled	2.00				
Scrapers	2.50				
Spreaders	2.25				
Tractors-Wheel Type	2.00				
Trucks-Crane	2.50				

	Basic Hourly Rates	Fringe Benefits Payments			
		H & W	Pensions	Vacation	App. Tr.
Electricians	\$2.80				
Carpenters	2.96				
Dozer operators	2.80				
Derrick operators	2.50				
HYDRAULIC DREDGING:					
Chief cook	2.40				
Second cook	2.12				
Cook helper	2.00				
Janitor (Cabin boy)	2.00				
Dredges under 16 inches:					
Leverman	2.95				
1st assistant engineer	2.70				
2nd assistant engineer	2.00				
3rd assistant engineer	2.00				
Welder	2.10				
Dredge tender operator	1.94				
Deckhand	1.70				
Handyman	1.90				
Laborer	1.70				
Oiler	1.80				
Dredges 16 inches and over:					
Leverman	3.06				
1st assistant engineer	3.00				
2nd assistant engineer	2.80				
Dredge tender op. 250 hp & over	2.60				
Dredge tender op. under 250 hp	2.34				
Oiler	2.10				
Fireman	2.26				
Machinist	2.86				
Welder	2.80				
Welders helper	2.10				
Deckhands	1.80				
Laborers	1.70				
Handyman	2.26				
Truck drivers	2.10				
BUCKET DREDGING:					
Cooks	2.00				
Operators	2.50				
Deckhands	1.50				
Oilers	1.60				

AM-11,422 P.2 18 - Texas - 1 z (2 - 2)

SUPPLEMENTAL DECISION

STATE: TEXAS
 COUNTY: Travis
 DATE: June 2, 1972
 DECISION NO.: AM-11,422
 Supercedes Decision No. AM-7,714, dated November 19, 1971, in 36 FR 22119.
 DESCRIPTION OF WORK: Building Construction, (excluding single family homes and garden type apartments up to and including 4 stories).

BUILDING CONSTRUCTION

ROOFERS:

Roofers
 Kettlemen
 SHEET METAL WORKERS
 SOFT FLOOR LAYERS
 SPRINKLER FITTERS
 STEAMFITTERS
 TERRAZZO WORKERS
 TERRAZZO WORKERS' HELPERS:

Terrazzo helpers
 Floor machine operators
 Base machine operators
 TILE SETTERS
 TILE SETTERS' HELPERS
 TRUCK DRIVERS
 TRUCK DRIVERS WINCH
 WELDERS - receive rate prescribed for craft performing operation to which welding is incidental.

FOOTNOTES:

a - 1st 6 mos. - none; 6 mos. to 5 yrs. - 2%; over 5 yrs. - 4% of basic hourly rate.
 b - Paid Holidays - A through F.

PAID HOLIDAYS:

A-New Years' Day; B-Memorial Day;
 C-Independence Day; D-Labor Day;
 E-Thanksgiving Day; F-Christmas Day.

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	Basic Hourly Rates	Fringe Benefits Payments				Others
		H & W	Pensions	Vacation	App. Tr.	
ASBESTOS WORKERS	\$6.66	.20	.20		.02	
BOILERMAKERS	6.50	.30	.40		.01	
BRICKLAYERS; STONEMASONS	6.75					
CARPENTERS:						
Carpenters	5.845	.21	.30		.02	
MILLWRIGHTS	6.095	.21	.30		.02	
CEMENT MASONS	5.56					
ELECTRICIANS:						
Electricians	6.80		1%		1%	
Cable splicers	6.80		1%		1%	
ELEVATOR CONSTRUCTORS	6.51	.195	.20	2%+4b		
ELEVATOR CONSTRUCTORS' HELPERS	70¢JR	.195	.20	2%+4b		
ELEVATOR CONSTRUCTORS' HELPERS (PROB.)	50¢JR					
GLAZIERS	5.35					
IRONWORKERS:						
Structural; Ornamental; Reinforcing	6.015	.25	.40		.02	
LABORERS:						
Laborers, unskilled	3.745	.175	.10			
Air tool operator (jackhammer, vibrator); mason tenders; pipelayers (concrete & clay)	3.895	.175	.10			
Mortar mixers; plasterers' tenders	4.07	.175	.10			
LATHERS	5.75	.125		1.00	.01	
MARBLE SETTERS	6.50					
PAINTERS:						
Painters, brush	5.25					
Taping & floating of sheetrock	5.25					
Paperhangers	5.50					
Spray	5.75					
Steam cleaning, sand blast & other powered equipment	5.75					
Chipper, burner, torch	5.50					
Skeleton steelwork erected	5.50					
Swinging stage, bosun chair, window jack or scaffolding (above 2nd floor)						
25c per hour above all base rates	7.10				.01	
PLASTERERS	7.00				.03	
PLUMBERS						

BUILDING CONSTRUCTION

POWER EQUIPMENT OPERATORS

Backfiller; Backhoe; Blade grader - self-propelled; Bull clam; Bulldozer and all types of cat tractors; Cableway; Clamshell operator; Crane - power operated, all types; Derricks - power operated, all types; Dragline; Elevating grader - self-propelled; Euclid operator; Foundation boring machine; Gradall; Heavy duty mechanic; High lifts and loader, over 1/3 cu. yd. capacity; Hoist - motor driven, two drums or more; Locomotive; Mixer, 14 cu. ft. or over; Mixmobile; Paving mixer - all types; Pumpcrete machine; Push cat operator; Rock crusher operated on job; Scoopmobile; Scraper; Shovel - power operated; Trenching machine - all types; Two 125 cu. ft. compressors; Welding machines - 6 to 12; Winch truck; Well points, in cluding installations

\$6.375

Air compressor, anytime there are two or more attachments operating on a 125 cu. ft. air compressor, or less, a light equipment operator shall be employed, any compressor over 125 cu. ft. shall have a light equipment operator; Blade grader - towed; Flex plane; Fork lift, 1500 lbs. capacity or less; Hoist, single drum; pump 2 1/2 inches or larger; Pneumatic roller; Mixer - less than 14 cu. ft.; Pulso-meter; Truck crane driver & oiler combination man; Form grader, gas-oil or diesel driven welding machine, 3 to 6; High-lifts & loaders, 1/3 cu. yd. or less

5.585

Fireman

4.72

Oiler

4.62

INCIDENTAL PAVING & UTILITIES

Air Tool Man
Asphalt Heaterman
Asphalt Baker
Batching Plant Scaleman
Carpenter
Carpenter Helper
Concrete Finisher (Structures)
Concrete Finisher Helper (Structures)
Electrician
Fireman
Form Builder (Structures)
Form Builder Helper (Structures)
Form Setter (Paving and Curb)
Form Setter Helper (Paving and Curb)
Form Setter (Structures)
Form Setter Helper (Structures)
Laborer, Common
Laborer, Utility Man
Mechanic
Mechanic Helper
Oiler
Pipelayer
Powderman
Reinforcing Steel Setter (Structures)
Reinforcing Steel Setter Helper
Spreader Box Man
Power Equipment Operators:
Asphalt Distributor
Asphalt Paving Machine
Bulldozer, 150 H.P. and Less
Bulldozer, over 150 H.P.
Crane, Clamshell, Backhoe, Derrick, Dragline, Shovel (less than 1 1/2 C.Y.)
Crane, Clamshell, Backhoe, Derrick, Dragline, Shovel (1 1/2 C.Y. and Over)
Crusher or Screening Plant Operator
Foundation Drill Operator (Truck Mounted)
Foundation Drill Operator Helper
Front End Loader (2 1/2 C.Y. and Less)
Front End Loader (Over 2 1/2 C.Y.)
Motor Grader Operator, Fine Grade
Motor Grader Operator
Roller, Steel Wheel (Plant-Mix Pavements)
Roller, Steel Wheel (Other-Flat Wheel or Tamping)
Roller, Pneumatic (Self-Propelled)

\$2.15
2.50
3.35
2.75
3.20
2.25
3.00
2.25
5.25
3.30
3.25
2.25
2.90
2.75
3.00
2.00
1.75
2.00
3.15
2.25
2.25
2.90
2.65
3.25
2.75
2.60
2.65
3.50
2.80
3.00
3.00
3.50
2.75
4.25
3.25
2.60
3.00
3.50
3.50
3.20
3.35
2.50
2.00

NOTICES

AM-11,472 P. 5 18 - Texas - 3 f (2 - 2)

INCIDENTAL PAVING & UTILITIES

Power Equipment Operators (Cont'd):
 Scrapers (17 C.Y. and Less)
 Scrapers (Over 17 C.Y.)
 Tractor (Crawler Type) over 150 H.P.
 Tractor (Pneumatic) over 80 H.P.
 Travelling Mixer
 Wagon Drill, Boring Machine or Post
 Hole Driller Operator
 Truck Drivers:
 Single Axle, Light
 Single Axle, Heavy
 Tandem Axle or Semitrailer
 Vibrator Man (Hand Type)
 Welder

Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Pensions	Vacation	App. Tr. Others
\$2.90				
3.00				
3.00				
2.15				
2.50				
2.25				
2.00				
2.25				
3.00				

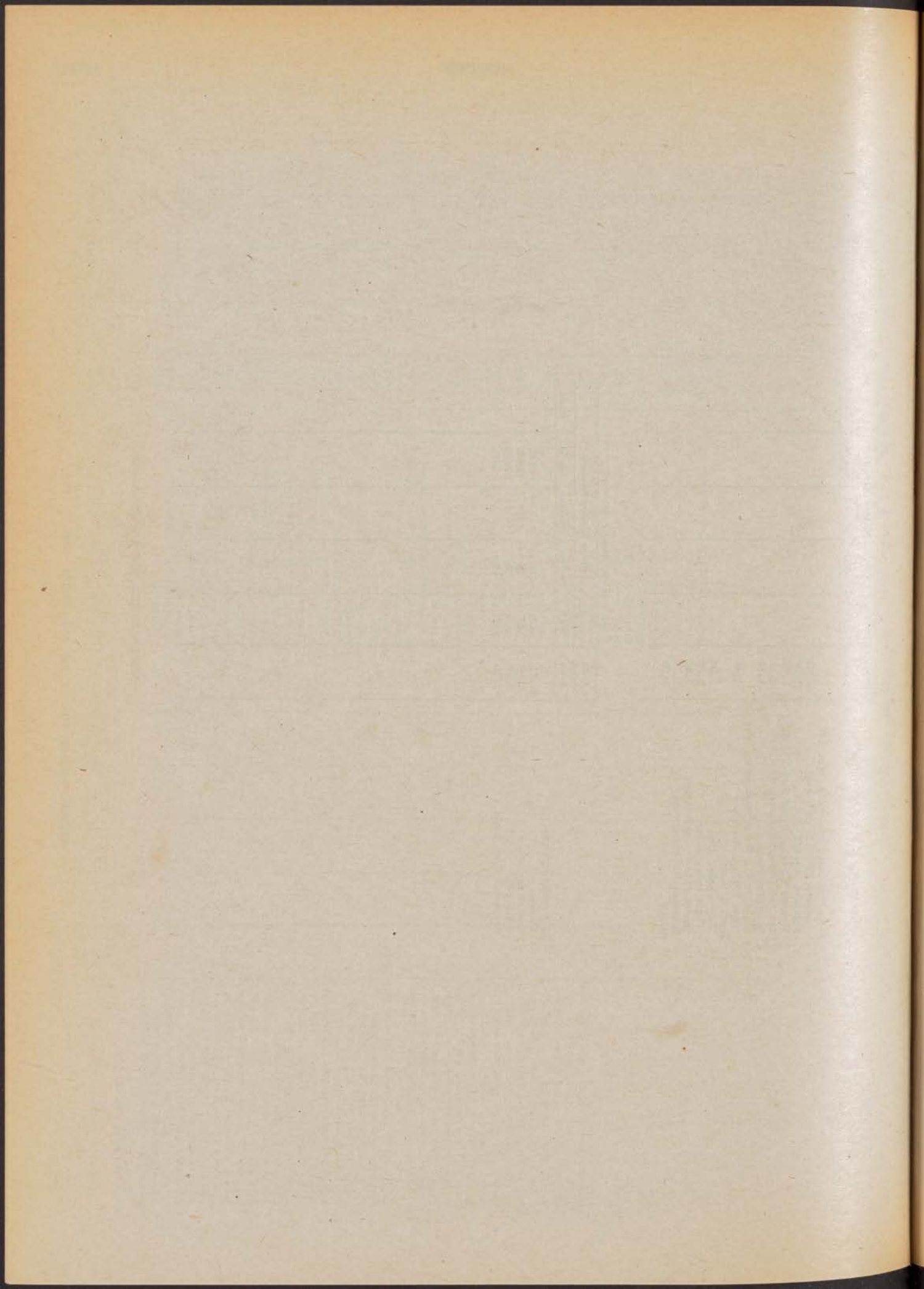
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Basic Hourly Rates	Fringe Benefits Payments			
	H & W	Pensions	Vacation	App. Tr. Others
\$5.83	.17	1%		1/2%
4.69	.17	1%		1/2%
3.85	.17	1%		1/2%
2.71	.17	1%		1/2%

LINE CONSTRUCTION:

Linemen
 Ground mechanics
 Groundmen
 Groundmen (1st 6 mos.)

[FR Doc. 72-8233 Filed 6-1-72; 8:45 am]





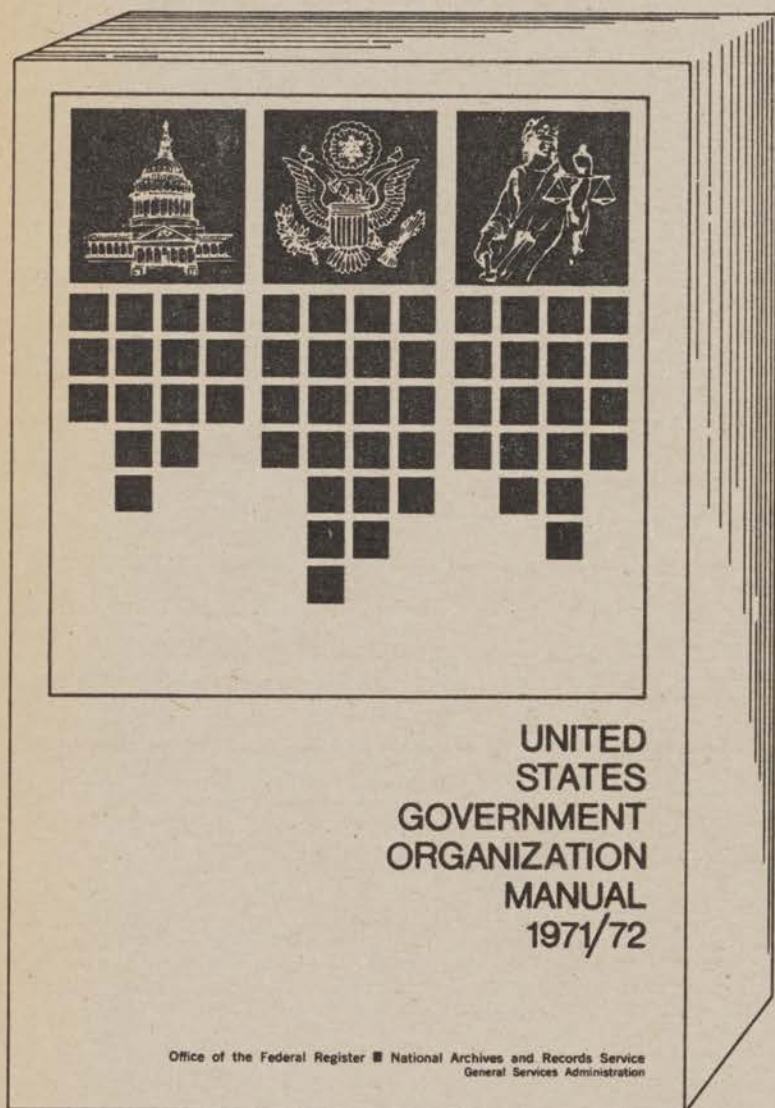
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